

CROSSOVER BILLS

(Bills Which Passed Third Reading)

HAWAII STATE LEGISLATURE

REGULAR SESSION OF 2004

SHOWING ACTIONS TAKEN AS OF

March 11, 2004

Prepared by the:



LEGISLATIVE REFERENCE BUREAU SYSTEMS OFFICE

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Honolulu, HI 96813

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

This publication includes all bills in the current legislature which passed Third Reading as of March 11, 2004. 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 11, 2004.

Ken H. Takayama
Acting Director
Legislative Reference Bureau

March 2004

SENATE BILLS WHICH PASSED THIRD READING

- SB0001 SD2
(FLOOR AMENDMENT 3) RELATING TO EMPLOYMENT.
Introduced by: Kanno B
Establishes provision relating to worker retention. Requires the successor employer in a divestiture of an industrial, commercial, or other business entity that employs at any time in the preceding 12 month period more than 100 employees to retain at least 50 per cent of incumbent, nonsupervisory employees of the affected establishment. Excludes employers whose primary business function is construction. Defines divestiture to mean the transfer of any covered establishment from 1 employer to another because of the sale, transfer, merger, and other business takeover or transaction of business interests. -- Provides that an employer in a covered establishment shall provide to each employee and the director of labor and industrial relations written notification of divestiture. -- SB0001 SD2
Current Status: Mar-07 03 Introduction/Passed First Reading - House
Mar-10 03 Multiple Referral to LAB then FIN (586-8505)
- SB0006 SD1 HD1 (HSCR 956) MAKING AN APPROPRIATION FOR COACHES' STIPENDS.
Introduced by: Sakamoto N
Appropriation to the department of education for the payment of coaches' stipends and for raises for assistant athletic directors. (\$\$) -- SB0006 HD1
Current Status: Mar-19 03 Passed Second Reading House as amended (HD1)
Mar-19 03 Referred to LAB (586-8505)
- SB0011 RELATING TO TEMPORARY PUBLIC SCHOOL FACILITIES.
Introduced by: Sakamoto N
Establishes provisions relating to temporary school facilities. Provides an exemption for all public school facilities and temporary non public facilities of public schools from state or county law that requires public facilities to exceed the requirements of the Americans with Disabilities Act requiring those facilities to be accessible to and usable by persons with disabilities including any accessibility guidelines or rules adopted and amended by the disability and communication access board; and from building requirements designed to protect structures in the event of a hurricane. -- SB0011
Current Status: Mar-21 03 Passed Second Reading House
Mar-21 03 Referred to JUD (586-8480)
- SB0012 SD1 (SSCR 230) RELATING TO THE DEPARTMENT OF EDUCATION.
Introduced by: Sakamoto N
Establishes provisions relating to department attorneys. Allows the department of education to appoint or retain attorneys independent of the attorney general to provide legal services for the department of education. -- Amends provision relating to employment of attorneys. Exempts the department from the provision prohibiting departments other than the attorney general from employing attorneys by contract or otherwise. Report to the legislature. -- SB0012 SD1
Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Multiple Referral to JUD then FIN (586-8480)
- SB0014 SD1 (SSCR 395) RELATING TO REHIRING RETIRED SCHOOL ADMINISTRATORS.
Introduced by: Sakamoto N
Allows the department of education to employ retired principals and vice principals at up to 100 per cent full time equivalent (FTE) status in shortage areas identified by the department. Provides that the principals and vice principals shall have been retired for at least 1 year. Prohibits retired principals and vice principals 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 principal or vice principal continues to receive entitled normal retirement benefits without penalty. -- SB0014 SD1
Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-13 03 Multiple Re referral to LAB then FIN (586-8505)
- SB0016 SD2 HD2 (HSCR 1483) RELATING TO EDUCATION.
Introduced by: Sakamoto N
Establishes the Hawaii educator incentive program to be administered by a designated federal credit union with existing services for teachers that is under contract with the department of education to provide tuition reimbursement to students who complete a state approved teacher education program and who teach in the Hawaii public school system for at least 6 consecutive years. Provides that if the student completes the education program and teaches full time in hard to fill positions (special education, shortage categories, or title 1 schools), 1/10 of the total tuition reimbursement and interest shall be paid to the tuition reimbursement recipient for every year of the 1st 5 years and the remaining amount of the

SENATE BILLS WHICH PASSED THIRD READING

total reimbursement shall be paid after the 6th year. Provides that if a loan recipient discontinues teaching within the reimbursement period payment shall be discontinued. Establishes the Hawaii educator incentive program special fund to provide financial assistance to the participants in the program. -- SB0016 HD2

Current Status: Apr=10 03 Senate Disagrees to House amendments
Apr-14 03 Conference Committee: House Members: Takumi R, Takai K, Waters T -- Evans C, Ontai G
Apr=16 03 Conference Committee: Senate Members: Sakamoto N, Taniguchi B -- Hogue B, Menor R, Tsutsui S

SB0017 SD1 HD1 CD1 (CCR 125) RELATING TO EDUCATION.

Introduced by: Sakamoto N
Amends provisions relating to kindergartens. Requires the department of education to establish procedures and criteria to determine the readiness of children for kindergarten. Allows parents and guardians to request an assessment of the child and authorizes the department to grant an exception for a child found to be ready for kindergarten. Establishes that beginning with the 2003 - 2004 school year, a child who will be at least 5 years of age before January 1 of the school year may attend kindergarten and beginning with the 2005 - 2006 school year, a child who will be at least 5 years of age before August 1 of the school year may attend kindergarten. Requires the department to offer appropriate educational programs including junior kindergartens and pre kindergartens to children who will be at least 5 years of age after August 1 and before January 1 of the school year. -- Requires the department to conduct a feasibility study on implementing appropriate educational programs for children born on August 2 or before January 1 of a school year (gap group). Report to the legislature. Requires the superintendent of education to determine the projected amount of cost savings to be realized and report to the legislature. -- SB0017 CD1

Current Status: Apr=29 03 Passed Senate Final Reading
Apr-29 03 Re Committed to Conference Committee House

SB0024 SD2 (SSCR 670)

RELATING TO EDUCATION.

Introduced by: Sakamoto N, Chun Oakland S
Amends provisions relating to educational officers' salary schedules. Provides that the salary schedules of principals and vice principals and all other educational officers shall be based on a 12 month term of service. Further provides that principals and vice principals who commit to and complete 5 consecutive years of service shall be paid a retention bonus in an amount set by the board of education. Appropriation to the department of education for the 2 additional months salary for educational officers who are presently 10 month employees. (\$\$) -- SB0024 SD2

Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-13 03 Multiple Re referral to LAB then FIN (586-8505)

SB0026

RELATING TO THE LEGISLATIVE JOURNALS.

Introduced by: Bunda R (BR)
Amends provision relating to the sale and distribution of legislative journals. Provides that the responsibility for the publication, sale, and distribution of house and senate journals shall be transferred from the lieutenant governor to the legislature. Further provides that the speaker of the house of representatives and the senate president shall fix the price of their journals and determine who shall receive the journals free of charge. -- SB0026

Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Multiple Referral to LMG then FIN (586-6380)

SB0029 SD1 HD1 (HSCR 974)

RELATING TO SPECIAL WASTES RECYCLING.

Introduced by: Espero W
Establishes provisions relating to cathode ray tubes. Prohibits any person to knowingly place a used cathode ray tube in a landfill, municipal solid waste landfill or incinerator, or mixed municipal solid waste. Requires the owner or operator of a landfill, disposal facility, or incinerator to post signs and inform customers of prohibited disposal of cathode ray tubes and provide information about collection programs and facilities that accept the tubes for recycling or disposal. Defines cathode ray tube to mean an intact glass tube used to provide the visual display in televisions, computer monitors, oscilloscopes and similar scientific equipment, but does not include the other components of an electric product containing a cathode ray tube even if the product and the tube are disassembled. Requires the department of health to provide for a cathode ray tube special wastes recycling program. Report to the legislature. -- SB0029 HD1

Current Status: Mar-20 03 Passed Second Reading House as amended (HD1)
Mar-20 03 Referred to FIN (586-6200)

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- SB0039 SD1 (SSCR 381) RELATING TO PARKS.
Introduced by: Kim D, Hogue B, Espero W
Establishes a task force within the office of the governor to study the feasibility of transferring state parks to the counties and to develop an action plan to substantially improve state parks maintenance and upkeep. Provides functions and duties of task force. Requires the chairperson of the board of land and natural resources to report to the legislature. Provides that the advisory task force shall be dissolved on June 30, 2004 (sunset). -- SB0039 SD1
Current Status: Mar-20 03 Passed Second Reading House
Mar-20 03 Referred to FIN (586-6200)
- SB0053 SD1 (SSCR 2149) MAKING AN APPROPRIATION FOR AMBULANCE SERVICE IN THE KIHEI/WAILEA REGION OF MAUI.
Introduced by: Baker R, English J, Tsutsui S
Appropriation to the department of health to provide sufficient 24 hour advanced life support ambulance services for the Kihei / Wailea region of Maui. (\$\$) -- SB0053 SD1
Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to HLT then FIN (586-6050)
- SB0060 RELATING TO SCHOOL ASSESSMENT LIAISONS.
Introduced by: Sakamoto N
Appropriation to the department of education for an additional 20 full time equivalent (20.00 FTE) school assessment liaison positions. Report to the legislature concerning the effectiveness of school assessment liaisons in helping schools to meet the adequate yearly progress benchmarks required by the No Child Left Behind Act of 2001. (\$\$) -- SB0060
Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Multiple Referral to EDN then FIN (586-6170)
- SB0062 SD1 HD1 (HSCR 892) RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM.
Introduced by: Sakamoto N
Amends provision relating to the university of Hawaii optional retirement system. Requires the board of regents of the university of Hawaii to establish a retirement system separate from the state employees' retirement system to provide retirement allowances and other benefits for appointees of the board of regents or employees of the university of Hawaii who are excluded from bargaining unit (7), except for part time employees working less than 20 hours per week and temporary employees of 3 months duration or less. Amends provision relating to membership of employees holding more than 1 position, appointment or office. Provides that any faculty member, lecturer, or administrative, professional, and technical employee of the university of Hawaii with multiple part time appointments or positions shall be based on an aggregate of all such part time appointments or positions not to exceed 1 full time position for membership in the employee's retirement system. Provides that the sum total of the compensation, pay, or salary received from the positions shall not, exceed an amount equal to the highest of the full time compensation, pay, or salary for any 1 of the part time appointments or positions. Provides that if any existing or former faculty member, lecturer, or administrative, professional, and technical employee of the university of Hawaii system who holds or held multiple part time appointments or positions prior to the effective date of this Act was reported by the university of Hawaii system to the system as eligible for membership in the system, the system shall not adjust its records for, or reduce the benefits of, such employee by reason of the failure of such employee to meet system membership eligibility requirements without aggregation of multiple part time appointments or positions. Provides that faculty, lecturers, administrative, professional and technical employees employed on 1 or more campuses of the university of Hawaii who hold multiple part time appointments or positions shall be exempt when the appointments or positions added together aggregate to at least 1 half full time equivalent positions from provisions allowing the employees retirement system board of trustees to deny membership to part time or temporary employees. -- SB0062 HD1
Current Status: Mar-14 03 Passed Second Reading House as amended (HD1)
Mar-14 03 Referred to LAB (586-8505)
- SB0065 SD2 (SSCR 964) RELATING TO AGRIBUSINESS INCUBATORS.
Introduced by: Sakamoto N
Appropriation to the university of Hawaii for the development of the agribusiness incubator initiative. (\$\$) -- SB0065 SD2
Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Multiple Referral to AGR then HED then FIN (586-6010)
- SB0075 SD2 (SSCR 915) RELATING TO EDUCATION.

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Introduced by: Sakamoto N

Establishes a state P-20 (P 20, life long learning) council to facilitate collaboration and innovation and to assist the president of the university of Hawaii, the superintendent of education, and the executive director of the Good Beginnings Alliance and their respective boards in advocating for the resources needed to carry out P-20 projects. Act to be repealed on June 30, 2007 (sunset). -- SB0075 SD2

Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Multiple Referral to EDN/ HED/ then FIN (586-6170)

SB0085 HD1 (HSCR 1109)

RELATING TO TRANSPORTATION.

Introduced by: Kawamoto C

Amends provisions relating to racing on highways. Repeals the qualification that the posted speed be exceeded by 30 miles per hour. Provides that for 2nd and 3rd offenses a vehicle owned by the defendant or by the defendant's parents or legal guardians if the defendant is a minor used in the commission of the offense and used in a prior offense that resulted in a conviction may be ordered by the court to be subject to forfeiture under the under criminal forfeiture law. -- Amends provisions relating to operating a vehicle under the influence of intoxicants. Changes the community service option for 2nd offense to 30 days and adds no less 60 days community service for 3rd offense. Adds forfeiture of the vehicle that was being operated at the time of the offense under criminal forfeiture provisions for 3rd and 4th offenses, if the person convicted is the registered owner of the motor vehicle. -- SB0085 HD1

Current Status: Mar-21 03 Passed Second Reading House as amended (HD1)
Mar-21 03 Referred to JUD (586-8480)

SB0091 SD2 (SSCR 776)

RELATING TO HIGHWAYS.

Introduced by: Kawamoto C, Espero W, Aduja M

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 health or 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 damage or claims of alleged damage to personal property resulting from the exercise or failure to exercise the authority. Requires the owner or other person or entity responsible for the personal property removed or moved to be jointly and severally responsible for reimbursing the department for the costs of removal or disposition. -- SB0091 SD2

Current Status: Mar-21 03 Passed Second Reading House
Mar-21 03 Referred to JUD (586-8480)

SB0094 SD2 (SSCR 947)

RELATING TO CIVIL SERVICE.

Introduced by: Kanno B

Provides that certain employees within the department of land and natural resources historic preservation division, division of state parks, water commission and land division shall be granted civil service status and subject to civil service and collective bargaining laws. Further provides that an officer or employee of the State whose position is converted to a civil position as a consequence of this Act shall become a civil service employee without the loss of salary, seniority, prior service credit, vacation, sick leave, or other employee benefits or privileges and without the necessity of examination provided that the officer or employee possesses the minimum qualifications for the position to which transferred or appointed. -- SB0094 SD2

Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Multiple Referral to WLH then LAB then FIN (586-6270)

SB0183 SD2 (SSCR 2622)

RELATING TO ELECTIONS.

Introduced by: Hanabusa C

Establishes provisions relating to exemptions. Authorizes the office of elections and the campaign spending commission to be permitted to communicate directly with the governor and legislature, to make all decisions regarding employment, appointment, promotion, transfer, demotion, discharge, and job descriptions of all employees of or under the jurisdiction of the office or commission without the approval of the head of the department, and to purchase supplies, equipment and furniture without the approval of the head of the department of accounting and general services. -- SB0183 SD2

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Single Referral to JUD (586-8480)

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- SB0195 SD2 (SSCR 2623) RELATING TO INFORMATION PRACTICES.
Introduced by: Hanabusa C
Establish provisions relating to confidentiality of business trade secrets and other proprietary information. Requires any government record made or received by any member or employee of the natural energy laboratory of Hawaii authority to be subject to segregation, and information contained therein to not be subject to public disclosure, inspection or duplication to the extent that the information consists of a tenant or prospective tenant of the authority's business trade secrets, consists of a tenant or prospective tenant of the authority's confidential or proprietary commercial or financial information regarding the operation of any business or relates to the competitive position in a particular field of endeavor of a tenant or prospective tenant of the authority. -- SB0195 SD2
Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to EDB then JUD (586-9425)
- SB0214 SD3 (SSCR 2851) RELATING TO WORKFORCE DEVELOPMENT.
Introduced by: Hanabusa C
Appropriation out of any available federal funds provided to the State to the university of Hawaii to the office of continuing education at Leeward community college for the establishment of pilot programs in Waipahu and Kalihi to service the Micronesian, Marshallese, and Palauan communities. Report to the legislature by Leeward community college. -- SB0214 SD3
Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to LAB/ HED/ then FIN (586-8505)
- SB0235 SD3 HD1 (HSCR 966) RELATING TO GOVERNMENT.
Introduced by: Hanabusa C
Provides an income tax credit for the development of law enforcement, emergency medical services, and public safety training facilities at Kalaeloa, Oahu, for qualified costs incurred after December 31, 2003 and before January 1, 2009 (sunset). -- SB0235 HD1
Current Status: Mar-19 03 Passed Second Reading House as amended (HD1)
Mar-19 03 Referred to FIN (586-6200)
- SB0245 SD2 (SSCR 2506) RELATING TO TRANSPORTATION.
Introduced by: Hanabusa C
Requires the department of transportation to transfer jurisdiction and operation of the vanpool program to the respective counties. -- SB0245 SD2
Current Status: Feb-24 04 Introduction/Passed First Reading - House
Feb-26 04 Multiple Referral to TRN then FIN (586-9444)
- SB0248 SD3 HD1 (HSCR 1479) RELATING TO THE CONVENTION CENTER.
Introduced by: Hanabusa C
Amends provision relating to the transient accommodations tax. Changes the amount of revenues that may be deposited into the convention center enterprise special fund from 31 million to ____ dollars. -- SB0248 HD1
Current Status: Apr=10 03 Senate Disagrees to House amendments
Apr-14 03 Conference Committee: House Members: Chang J, Takamine D -- Marumoto B, Tamayo T
Apr=16 03 Conference Committee: Senate Members: Kim D, Taniguchi B
-- Espero W, Sakamoto N, Whalen P
- SB0267 SD2 (SSCR 2563) RELATING TO PUBLIC LANDS.
Introduced by: Hanabusa C
Amends provisions relating to management and disposition of public lands; requires the governor to notify the legislature in writing of the setting aside or withdrawal of public lands that occurs between the period commencing 10 calendar days prior to the deadline for the introduction of concurrent resolutions for the regular session and ending 10 calendar days prior to the deadline for the introduction of concurrent resolutions for the next following regular session, shall be given to the legislature no later than 10 days prior to the deadline for the introduction of concurrent resolutions for the next regular session following the date of that action. -- Authorizes the board of land and natural resources to, with the prior approval of the governor, sell in fee simple or lease with option to purchase, raw, unimproved public lands for hotel and resort use, subject to disapproval by the legislature. -- Requires the housing and community development corporation to notify the legislature in writing of the setting aside or withdrawal of public lands that occurs between the period commencing 10 calendar days prior to the deadline for the introduction of concurrent resolutions for the regular session and ending 10 calendar days prior to the deadline for the introduction of

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concurrent resolutions for the next following regular session, shall be given to the legislature no later than 10 days prior to the deadline for the introduction of concurrent resolutions for the next regular session following the date of that action. -- Requires the housing finance and development corporation to exchange public lands for private lands to be condemned or involuntarily sold, provided that the corporation shall notify the legislature between the period commencing 10 calendar days prior to the deadline for the introduction of concurrent resolutions for the regular session and ending 10 calendar days prior to the deadline for the introduction of concurrent resolutions for the next following regular session, shall be given to the legislature no later than 10 days prior to the deadline for the introduction of concurrent resolutions for the next regular session following the date of that action. -- SB0267 SD2
Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Single Referral to WLH/ LMG/ (586-6270)

SB0296 SD1 (SSCR 348)

RELATING TO ETHICS.

Introduced by: Espero W, Chun Oakland S

Establishes provision relating to mandatory ethics training program. Provides that all legislators, elected members of the board of education, trustees of the office of Hawaiian affairs, governor, lieutenant governor, and executive department heads and deputies shall take ethics training courses administered by the state ethics commission. Excludes any other officer or employee of the state. Requires the commission to design, supervise, and conduct a program of ethics training. Provides criteria. -- SB0296 SD1

Current Status: Mar-21 03 Passed Second Reading House
Mar-21 03 Referred to JUD (586-8480)

SB0299 SD1 HD1 (HSCR 1413)

RELATING TO STANDARDS OF CONDUCT.

Introduced by: Espero W

Amends provision relating to requirements of disclosure. Defines financial interest to mean an interest held by an individual that is an ownership or investment interest in a business; is a creditor interest in an insolvent business; provides a source of income, including employment, or prospective employment for which negotiations have begun; is an ownership or investment interest in real or personal property; is a loan or other debtor interest, except loans from a commercial lending institution made in the regular course of business on terms available to the public regard to the individual's official status; or is a business entity in which the individual, or the individual's spouse or dependent child in the case of annual disclosures, is a director, officer, partner, or employee or holds a management position. Amends provision relating to conflicts of interest. Provides that no employee shall take any official action directly affecting a business or undertaking in which the employee or employee's spouse or dependent child has a financial interest; or a business or undertaking in which the employee knows or has a reason to know that a sibling, a parent, an emancipated child, or a household member has a substantial financial interest. Requires an annual disclosure to be filed between January 1 and May 31 of the calendar year. Requires every candidate for state elective office, including delegates to the constitutional convention to file a candidates disclosure no later than 20 days prior to the date of the election. Provides that all candidates disclosures shall be public records and available for inspection and duplication. Exempts any candidate who filed an annual disclosure in the same election year and has no reportable change in financial condition. Amends provision relating to requirements of disclosure. Provides that the financial disclosure statements of the members of the board of education, board of land and natural resources, the board of agriculture, the Hawaiian homes commission, the stadium authority, the Hawaii community development authority, the Hawaii tourism authority, the natural energy laboratory of Hawaii authority, and the Hawaii paroling authority shall be public records and available for inspection and duplication. Provides that members of the board of regents, the board of land and natural resources, the board of agriculture, and the Hawaiian homes commission who file annual disclosures need not report, where an amount is required to be reported, the actual dollar value of the financial interest or the dollar range of value. Amends provision relating to the duties of the ethics commission; complaint, hearing, determination. Provides that if a majority of the members of the commission conclude that there is no probable cause to believe that a violation has been committed, then the commission shall publish statewide a notice of the commission's finding that the charge was unsubstantiated and that a probable cause finding has not been made, at which point the unsubstantiated charge and related documents shall become public records. Amends provision related to disclosure files; disposition. Changes financial disclosure statements to annual disclosures. -- SB0299 HD1

Current Status: Apr=10 03 Senate Disagrees to House amendments
Apr=14 03 Conference Committee: Senate Members: Kawamoto C --
Aduja M, Kanno B, Whalen P
Apr-14 03 Conference Committee: House Members: Hamakawa E --

SENATE BILLS WHICH PASSED THIRD READING

Caldwell K, Finnegan L, Oshiro B

- SB0302 RELATING TO MOTOR VEHICLE REGISTRATION.
Introduced by: Espero W
Amends provisions relating to motor vehicle registration to allow pro rated refunds for an unexpired certificate of registration that is surrendered to the county director of finance. -- SB0302
Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Multiple Referral to TRN then CPC/ JUD/ then FIN (586-9444)
- SB0312 SD2 (SSCR 948) RELATING TO THE HAWAII PUBLIC EMPLOYEES HEALTH FUND.
Introduced by: Kawamoto C, Kanno B
Amends provision relating to the Hawaii public employees health fund. Requires that the health benefits plans for retired employees shall provide, pay for, arrange for, or reimburse the cost of hospitalization, surgery, medical, dental, treatment, and care, and may include prescribed drugs, medicines, prosthetic appliances, hospital in patient and out patient service benefits, vision treatment and care, medical, and dental benefits. Amends provision relating to supplemental plan to coverage under federal medicare shall be paid for by the fund. -- SB0312 SD2
Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Multiple Referral to LAB then FIN (586-8505)
- SB0318 SD1 (SSCR 885) RELATING TO GOVERNMENT.
Introduced by: Kawamoto C
Amends Act 90, session laws of 2001, relating to privatization. Provides that prior to contracting with a private entity for services, the contracting agency shall attempt to obtain the services through a public private managed competition system pursuant to authority of counties and the office of collective bargaining and managed competition. Changes office of collective bargaining to include managed competition. -- SB0318 SD1
Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Multiple Referral to LAB then FIN (586-8505)
- SB0325 HD1 (HSCR 1485) RELATING TO SPECIAL PURPOSE REVENUE BONDS.
Introduced by: Bunda R
Authorizes the issuance of special purpose revenue bonds to assist Geoplasma LLC, a Georgia limited liability company, with the planning, design, construction, and equipping of, and the acquisition of lands for, a plasma municipal solid waste processing system to convert solid wastes into electricity, and chemically and biologically inert slag, on the island of Oahu. Authorizes the issuance of refunding special purpose revenue bonds to refund the special purpose revenue bonds. (\$\$) -- SB0325 HD1
Current Status: Apr=10 03 Senate Disagrees to House amendments
Apr-14 03 Conference Committee: House Members: Arakaki D, Nishimoto S -- Ching C, Kawakami B
- SB0327 SD1 (SSCR 792) RELATING TO THE STATE PROCUREMENT OFFICE.
Introduced by: Sakamoto N
Requires the state procurement office to report to the legislature on the status of public hearings. -- SB0327 SD1
Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Single Referral to FIN (586-6200)
- SB0339 SD1 (SSCR 561) RELATING TO EDUCATION.
Introduced by: Sakamoto N
Establishes a temporary council on educational data and accountability indicators attached to the research corporation of the university of Hawaii to develop an independent set of measurable and understandable educational indicators designed to assist state policy makers in understanding the status and effectiveness of education finance, education personnel, education organizational structures, student outcomes, and preschool through grade 20 school, complex, and campus achievements and outcomes of Hawaii's public educational institutions, including the department of education and the university of Hawaii system. Reports to the legislature, governor, the chair of the board of education, the chair of the board of regents, the superintendent of education, the dean of the college of education, and the state auditor. Allows the council to hire an executive director who shall be exempt from civil service laws. Appropriation to the research corporation of the university of Hawaii for the hiring of necessary staff and other operational expenses and to the university of Hawaii, Hawaii educational policy center for technical support. (\$\$) -- SB0339

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SD1

Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Multiple Referral to EDN/ HED/ then FIN (586-6170)

SB0342

RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR HANAHAUOLI SCHOOL.

Introduced by: Sakamoto N

Authorizes the issuance of special purpose revenue bonds to assist Hanahauoli school to finance the construction and improvement of its educational facilities and the acquisition of land for future school needs. Authorizes the issuance of refunding special purpose revenue bonds to refund the special purpose revenue bonds. (\$\$) -- SB0342

Current Status: Mar-21 03 Passed Second Reading House
Mar-21 03 Referred to FIN (586-6200)

SB0343

RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR CHAMINADE UNIVERSITY.

Introduced by: Sakamoto N

Authorizes the issuance of special purpose revenue bonds to assist Chaminade university of Honolulu to refinance, acquire, construct, and furnish its educational facilities, undertake improvements to and acquire furnishings for its existing facilities, as well as procure professional planning services. Authorizes the issuance of refunding special purpose revenue bonds to refund the special purpose revenue bonds. (\$\$) -- SB0343

Current Status: Mar-20 03 Passed Second Reading House
Mar-20 03 Referred to FIN (586-6200)

SB0344 SD2 HD1 (HSCR 1058)

RELATING TO PUBLIC SHELTERS.

Introduced by: Sakamoto N

Appropriation out of the interest of the Hawaii hurricane relief fund to the department of defense to increase the number of public shelters available by retrofitting public buildings with the installation of hurricane protective measures. Authorizes the issuance of general obligation bonds for appropriation to the department of defense to increase the number of public shelters available by retrofitting public buildings with the installation of hurricane protective measures. Requires the department to coordinate all work performed with the state or county agency having responsibility for the repair, maintenance, and upkeep of any public building to be retrofitted. Allows money to be used for matching federal hazard mitigation funds. (\$\$) -- SB0344 HD1

Current Status: Mar-21 03 Passed Second Reading House as amended (HD1)
Mar-21 03 Referred to FIN (586-6200)

SB0353 SD1 (SSCR 562)

RELATING TO EDUCATION.

Introduced by: Sakamoto N

Amends provisions relating to the department of education budget by repealing school based budgeting program EDN 100 and comprehensive school support services program EDN 150 and establishing school complex budgeting. -- Establishes a general fund minimum appropriation for education. -- Requires the board of education to direct the development and implementation of an integrated financial management system based upon amounts allocated to and expended by each school complex and direct the development and implementation of a statewide biennial education budget. Amends provisions relating to department of education statewide and regional administrative services and changes it to the department of education statewide and school complex administration. Repeals provisions relating to school based budget flexibility, school budget, general fund, school priority program, and distribution of resources. -- Amends provision relating to deputies or assistants to department heads. Establishes that the salary of the superintendent of education shall be set by the board of education. Authorizes the superintendent to appoint a deputy superintendent and assistants at a salary level set by the board. -- Establishes provisions relating to parent teacher conferences and parental leave for participation. -- Requires the department to establish school complex units. -- Amends family leave to family and other leave and includes provisions relating to parent teacher conferences and parental leave for participation. -- Establishes community partnerships with public schools. Authorizes any individual public school or school complex to participate in a partnership with a community based organization or private business offering donated instructional goods and services to an individual school or school complex. Prohibits reductions or restrictions to be made by the legislature, the governor, the board of education, or the superintendent of education to general or federal fund appropriations, allotments, or allocations due to the receipt by an individual public school or school complex of donated instructional goods and services. -- Establishes a statewide community partnerships coordinating council within the department

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of education to serve as a clearinghouse and resource to assist schools and school complexes in forming partnerships with community based and private business organizations. Annual report to the legislature, board of education, and superintendent of education of the activities of the council and data showing the numbers and types of active community partnerships operating within each school complex. -- Establishes provisions relating to student access to information technology. Requires the superintendent of education to develop and implement a systemwide information technology plan to ensure that all public school students will become progressively competent in the use of computer technology. -- Establishes provisions relating to quality schools and teachers; rewards and assistance. Requires each individual school and school complex to be eligible for annual rewards or assistance based upon achievement of their annual performance goals. Requires the superintendent to develop a system of rewards and assistance and identify the financial resources necessary to implement the system. -- Establishes a joint education finance task force to discuss issues related to the financing of the kindergarten through grade 12 public education system. Reports to the legislature, the board of education, and the governor. -- SB0353 SD1

Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Multiple Referral to EDN then LAB then FIN (586-6170)

SB0354 SD2 HD2 (HSCR 1486)

RELATING TO ENERGY.

Introduced by: Kawamoto C (BR)

Extends the sunset date for the tax credits relating to heat pumps and ice storage system from July 1, 2003 to July 1, 2007 (sunset). Requires the governor to issue a declaration allowing the credit. -- SB0354 HD2

Current Status: Apr=10 03 Senate Disagrees to House amendments
Apr=16 03 Conference Committee: Senate Members: English J, Kokubun R -- Hemmings F, Kim D, Taniguchi B
Apr-14 03 Conference Committee: House Members: Morita H, Takamine D -- Nakasone B, Thielen C

SB0358 SD1 (SSCR 874)

RELATING TO ECONOMIC DEVELOPMENT.

Introduced by: Fukunaga C, Ige D, Aduja M

Establishes provision relating to corporation; designated qualified high technology business. Provides that any professional investor that invests in the Hawaii strategic development corporation by depositing money into the Hawaii strategic development corporation fund for use by the corporation shall be considered a taxpayer that has invested in a qualified high technology business. -- SB0358 SD1

Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Multiple Referral to EDB then FIN (586-9425)

SB0359 SD2 HD2 (HSCR 1474)

RELATING TO FILM INDUSTRY.

Introduced by: Fukunaga C, Ige D, Aduja M, Ihara L

Increases the motion picture and film production income tax credits from 4 per cent to 8 per cent in any county with a population over 700,000 or up to 10 per cent in any county with a population of 700,000 or less for the production of motion picture or television films or commercials that advertise products and services to consumers. Requires the governor to issue a declaration allowing the credit. Requires the Hawaii television and film development board with participation from Hawaii's broader film and media industry, to review, analyze, and propose recommendations on possible tax or other incentives that may be enacted and implemented to encourage the acquisition, utilization, and local availability of television and movie production equipment in the State. Report to the legislature. Act to be repealed on January 1, 2008 (sunset). -- SB0359 HD2

Current Status: Apr=10 03 Senate Disagrees to House amendments
Apr-14 03 Conference Committee: House Members: Chang J, Schatz B, Takamine D -- Marumoto B
Apr=16 03 Conference Committee: Senate Members: Fukunaga C, Ige D, Taniguchi B -- Aduja M, Hooser G, Kim D, Kokubun R, Trimble G

SB0360 HD1 (HSCR 1136)

RELATING TO REUSABLE RESOURCE CENTER.

Introduced by: Fukunaga C, Chun Oakland S, Ihara L

Establishes provisions relating to the reusable resource center. Requires the department of education to provide for the establishment and ongoing operation of a reusable resource center to collect and distribute clean, safe, and new or recycled materials in a central location in each county to be located on state property, to be used by teachers, parents, and others for creative learning in classrooms, homes, and in the community, including schools, day care centers, Head Start program, colleges and universities, and theaters and museums, and

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to serve as a place where teachers and others in the community can come together to obtain materials and exchange ideas. Appropriation. (\$\$) -- SB0360 HD1

Current Status: Mar-21 03 Passed Second Reading House as amended (HD1)
Mar-21 03 Referred to FIN (586-6200)

SB0361 SD2 (SSCR 932)

RELATING TO THE WEED AND SEED PROGRAM.

Introduced by: Fukunaga C, Chun Oakland S, Kim D, Sakamoto N

Establishes a temporary interdepartmental council convened by the governor and attached to the lieutenant governor's office to contract with private nonprofit corporations, coordinate policy, disburse public funds, and implement community plans related to the Hawaii weed and seed program. Appropriation to the lieutenant governor to fund weed and seed programs and to fund grant writing services to pursue federal grants and other funding for substance abuse treatment services, homeless housing construction, employment and rehabilitative services, and neighborhood restoration. (\$\$) -- SB0361 SD2

Current Status: Mar-21 03 Passed Second Reading House
Mar-21 03 Referred to FIN (586-6200)

SB0374 SD1 HD1 (HSCR 954)

RELATING TO REAL ESTATE.

Introduced by: Menor R (BR)

Amends provision relating to consequences. Provides that responsibility for maintenance and repair of an improvement within a de minimis structure position discrepancy, and for liability for any claims for injuries or damages in connection with a de minimis structure position discrepancy shall be borne by the property owner that constructed the improvement, or in the event that the property owner who constructed the improvement no longer owns the property in question, responsibility for maintenance and repair of the improvement or liability for any claims for injuries or damages within the de minimis structure position discrepancy shall be borne by the property owner's successor in interest. Further provides that in the event that the property owner that constructed the improvement within a de minimis structure position discrepancy is not readily identifiable, or if the property owner that constructed the improvement previously owned both of the abutting lots affected by the de minimis structure position discrepancy at the time that the improvement was constructed, then the property owner that constructed the improvement shall be determined to be the present owner of the property upon which the improvement is substantially located. -- SB0374 HD1

Current Status: Mar=21 03 Senate Disagrees to House amendments
Apr=11 03 Conference Committee: Senate Members: Menor R -- Baker R, Espero W, Whalen P
Apr-14 03 Conference Committee: House Members: Hiraki K -- Herkes R, Sonson A, Stonebraker W

SB0376 SD2 (SSCR 865)

RELATING TO ART.

Introduced by: Trimble G

Establishes provisions for the foundation on culture and the arts to implement the sale of art in state offices. Provides criteria. Amends provision relating to works of art special fund. Provides that the works of art special fund may be used to purchase books, other library resources, and works of literacy art for the Hawaii state public library system. -- SB0376 SD2

Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Multiple Referral to TAC then FIN (586-6120)

SB0378 SD1 (SSCR 777)

RELATING TO ACCRETED LANDS.

Introduced by: Hanabusa C, Chun Oakland S, English J

Amends provisions relating to public lands. Defines accreted land to mean land formed by the gradual accumulation of land on a beach or shore along the ocean by the action of natural forces. Redefines public lands to include accreted lands. Amends provision relating to accretion to land by providing that no applicant other than the State shall register land accreted along the ocean, except that a private property owner whose eroded land has been restored by accretion may file an accretion claim to regain title to the restored portion. -- SB0378 SD1

Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Multiple Referral to WLH then JUD (586-6270)

SB0381 SD2 (SSCR 694)

MAKING AN APPROPRIATION FOR THE PAYMENT OF DAMAGES FOR HAWAIIAN HOME LANDS TRUST INDIVIDUAL CLAIMS.

Introduced by: Hanabusa C, Chun Oakland S, English J

Appropriation to the department of commerce and consumer affairs for payment of monetary damages to claimants whose claims have been adjudicated by the Hawaiian home lands trust individual claims review panel. (\$\$) -- SB0381 SD2

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Current Status: Mar-20 03 Passed Second Reading House
Mar-20 03 Referred to FIN (586-6200)

SB0386

RELATING TO UTILIZATION OF FEDERAL FUNDS.

Introduced by: Hanabusa C, Kawamoto C, Chun Oakland S, English J
Establishes provision relating to federal grants in aid; governor and director of finance not to restrict. Prohibits the governor and the director of finance from restricting any state agency's ability to expend federal grant moneys if the granting federal agency has already approved the expenditure of funds as provided in the state agency's grant application. Provides that any modification of the amount expended by the state agency of federally granted funds to be agreed to by the granting federal agency and the state agency authorized under the grant to expend the funds shall not require the governor's or director of finance's approval. -- SB0386

Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Single Referral to FIN (586-6200)

SB0390

RELATING TO EXPUNGEMENT.

Introduced by: Hanabusa C (BR)

Amends provision relating to expungement by providing that the court may issue an order to expunge a juvenile arrest record if the person was counseled and released by the police and the person is an adult. -- SB0390

Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Single Referral to JUD (586-8480)

SB0395 SD1 (SSCR 172)

RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR HO'ALA SCHOOL.

Introduced by: Sakamoto N

Authorizes the issuance of special purpose revenue bonds to assist e ducere, inc., dba Ho'ala (Hoala) School, a Hawaii corporation, to finance or refinance the planning, acquisition, construction, and improvement of Hoala school's facilities. Authorizes the issuance of refunding special purpose revenue bonds to refund the special purpose revenue bonds. (\$\$) -- SB0395 SD1

Current Status: Mar-21 03 Passed Second Reading House
Mar-21 03 Referred to FIN (586-6200)

SB0396 SD1 (SSCR 762)

RELATING TO CHARTER SCHOOLS.

Introduced by: Sakamoto N

Establishes provisions relating to the establishment of residency for e charter school. Allows a student who is 18 years of age or younger to enroll in an e charter school if the student physically resides within the State or the student's parents or guardians reside within the State, or the student's parents or guardians are residing within the State while serving in the armed forces of the US. Defines an e charter school as a new century charter school in which the primary medium of instruction between teacher and student is long distance communication done by computer or other electronic device. -- SB0396 SD1

Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Multiple Referral to EDN then FIN (586-6170)

SB0397

RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR MID-PACIFIC INSTITUTE.

Introduced by: Sakamoto N

Authorizes the issuance of special purpose revenue bonds to assist Mid Pacific Institute to finance and refinance the planning, acquisition, construction, and improvement of its educational facilities. Authorizes the issuance of refunding special purpose revenue bonds to refund the special purpose revenue bonds. (\$\$) -- SB0397

Current Status: Mar-21 03 Passed Second Reading House
Mar-21 03 Referred to FIN (586-6200)

SB0399 SD2 (SSCR 888)

RELATING TO THE COMSTAT PROGRAM.

Introduced by: Sakamoto N

Requires the Honolulu police department to upgrade its networking system to establish and implement a COMSTAT (computer statistics) pilot law enforcement program. Appropriation to the city and county of Honolulu as a grant in aid for the establishment of COMSTAT, provided that ____ dollars be expended to acquire an electronic fingerprint imaging system, and to enable the Honolulu police department to interface computer links with other county police departments in the State to develop a network for a statewide COMSTAT law enforcement program. (\$\$) -- SB0399 SD2

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Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Single Referral to FIN (586-6200)

- SB0420 SD1 HD1 (HSCR 1423) RELATING TO STATE FINANCES.
Introduced by: Hemmings F, Hogue B, Trimble G, Slom S, Whalen P
Repeals the petroleum products control fund, the Hawaii film facility special fund, the clean Hawaii fund, the state disaster revolving loan fund, the Hawaii innovation development fund, and the homes revolving fund. -- Requires the director of finance to transfer funds from the Hawaii film facility special fund, the clean Hawaii fund, the state disaster revolving loan fund, and the Hawaii innovation development fund to the general fund. Requires the director to transfer funds from the homes revolving fund into the dwelling unit revolving fund. -- Repeals the boiler and elevator safety revolving fund and requires the director of finance to transfer the funds to the general fund. -- Appropriation to the department of business, economic development, and tourism to operate the Hawaii film studio. -- Transfers excess funds from the cigarette tax stamp enforcement special fund, the medicaid investigations recovery fund, the litigation settlement clearance account, the Aloha tower fund, the dwelling unit revolving fund, the teachers' housing revolving fund, the housing finance revolving fund, the Waialua loan and subsidy account, the compliance resolution fund, the noise, radiation and indoor air quality special fund, the spouse and child abuse special account, the bureau of conveyances special fund, the statewide planning and geographic information system special fund, the homes revolving fund, and the petroleum control special fund to the general fund. (\$\$) -- SB0420 HD1
Current Status: Apr=10 03 Senate Disagrees to House amendments
Apr-14 03 Conference Committee: House Members: Takamine D -- Kawakami B, Meyer C, Nakasone B
Apr=16 03 Conference Committee: Senate Members: Taniguchi B -- Hemmings F, Kawamoto C, Kokubun R, Tsutsui S
- SB0425 SD2 HD1 (HSCR 1063) RELATING TO HIGH TECHNOLOGY.
Introduced by: Ige D, English J, Aduja M, Fukunaga C, Ihara L
Establishes the Hawaii instrument pool to be administered by the Hawaii high technology development corporation. Provides that the instrument pool shall serve as a pool of high technology instruments that are available for lending and usage by qualified borrowers. Provides that individuals and entities that donate use of industry entry high technology instruments shall be eligible for a tax credit. Further provides that the development corporation shall not take possession of any qualifying instrument at any time and shall not be held liable for any injuries or damages resulting from the lending or use of any instrument from the Hawaii instrument pool. Provides a Hawaii instrument pool donation income tax credit for donating use of a qualifying instrument. -- SB0425 HD1
Current Status: Mar-21 03 Passed Second Reading House as amended (HD1)
Mar-21 03 Referred to FIN (586-6200)
- SB0426 SD1 HD1 (HSCR 1064) RELATING TO ECONOMIC DEVELOPMENT.
Introduced by: Ige D, Fukunaga C, Aduja M, Ihara L, English J
Redefines special facility to include an ocean science center that incorporates research, education, and training programs. Amends Act 180 session laws of, 2001 relating to special facility projects by providing that special facility revenue bonds may be issued but shall not exceed 40 million dollars rather than 20 million dollars in amount for the fiscal biennium 2003 - 2005 for the purpose of constructing, furnishing, and equipping an ocean science center in Kakaako. -- SB0426 HD1
Current Status: Apr=10 03 Senate Disagrees to House amendments
Apr-14 03 Conference Committee: House Members: Schatz B, Wakai G -- Leong B, Waters T
Apr=16 03 Conference Committee: Senate Members: Ige D, Taniguchi B, Inouye L, Kim D -- Espero W, Trimble G
- SB0427 SD1 (SSCR 790) RELATING TO GOVERNMENT RECORDS.
Introduced by: Ige D, Aduja M, Fukunaga C, Ihara L
Amends provision relating to copies of records, other costs and fees and changes it to copies of government records, fees and remote access. Provides that the cost of reproducing paper copies of any government record, except geographic information system digital data, shall not be more than 25 cents per page; provided that the document page size does not exceed 8 1/2 inches by 14 inches. Provides that the cost of reproducing any government record in an electronic format shall be reasonable and uniform between agencies. -- SB0427 SD1
Current Status: Mar-19 03 Passed Second Reading House
Mar-19 03 Referred to JUD (586-8480)

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SB0435

RELATING TO PUBLIC EMPLOYEE HEALTH BENEFITS.

Introduced by: Ige D

Establishes provisions relating to other health plan options required. Provides that the board of trustees of the Hawaii employer union health benefits trust fund shall offer a flexible health benefit option plan which enables a retired employee beneficiary to select types and levels of health benefits coverage. Provides minimum requirements for the plan. Defines flexible health benefit option plan as a health benefits plan that enables employee beneficiaries to select levels of coverage under separate option categories which include medical, drug, dental, vision, and long term care. Amends provision relating to eligibility by requiring the board to allow an employee beneficiary whose spouse is not a public employee or retired beneficiary with the option to enroll their spouse in an individual health plan if the employee beneficiary has no unmarried, dependent children on the employee beneficiary's health benefits plan, or enroll in a family health plan if the employee beneficiary has at least 1 dependent, unmarried child that is to be covered under the employee beneficiary's health benefits plan. -- SB0435

Current Status: Mar-21 03 Passed Second Reading House
Mar-21 03 Referred to FIN (586-6200)

SB0442 SD1 (SSCR 24)

RELATING TO THE RIGHTS OF VICTIMS.

Introduced by: Slom S

Establishes provision relating to notification not required. Provides that victims, witnesses, and surviving immediate family members of crime victims may waive their rights by providing written notice to police and the prosecuting attorney. Further provides that the director of health, upon written request, shall give notice to each victim, witness, and surviving immediate family member of crime victims, of any unauthorized absence of any person placed in a facility or services contracted by or operated by the director, by the most reasonable and expedient means available. Defines major developments to include when the offender 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 offender 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 offender has regained fitness to proceed, including the date on which the penal proceedings are to be resumed. Amends provision relating to rights of accused by providing that on request, victims, witnesses, and surviving immediate family members of crime victims shall have the right to be informed by the department of health of changes planned by the department in the custodial status of the offender that allows or results in the release of the offender into the community, including escape and final discharge. Amends provision relating to intergovernmental cooperation by including the department of health. -- SB0442 SD1

Current Status: Feb-11 03 Introduction/Passed First Reading - House
Feb-11 03 Single Referral to JUD (586-8480)

SB0455 SD1 (SSCR 860)

MAKING AN APPROPRIATION TO THE FRIENDS OF WAIPAHA CULTURAL GARDEN PARK.

Introduced by: Kawamoto C, Espero W, Kanno B

Appropriation to the department of accounting and general services for the Friends of Waipahu Cultural Garden Park to provide for ongoing programs at Hawaii's Plantation Village. Requires dollar for dollar match by the Friends of Waipahu Cultural Garden Park and that no moneys be used for personnel costs. (\$\$) -- SB0455 SD1

Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Single Referral to FIN (586-6200)

SB0456

RELATING TO CAMPAIGN ADVERTISING.

Introduced by: Kawamoto C

Amends provision relating to outdoor advertising. Repeals the exception to permit signs to be displayed as an outdoor advertising device urging voters to vote for or against any person or issue if erected not more than 45 days before, and removed not less than 10 days after the election. -- SB0456

Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Single Referral to JUD (586-8480)

SB0457 SD1 HD1 (HSCR 1419)

MAKING AN APPROPRIATION FOR THE WAIPAHA COMMUNITY ADULT DAY HEALTH CENTER AND YOUTH DAY CARE CENTER PILOT PROJECT.

Introduced by: Kawamoto C, Espero W

Appropriation to the department of health for the 2 year operation of the Waipahu community adult day health center and youth day care center pilot project. (\$\$) -- SB0457 HD1

Current Status: Apr=10 03 Senate Disagrees to House amendments

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Apr-14 03 Conference Committee: House Members: Nishimoto S --
Karamatsu J, Moses M, Wakai G

Apr=16 03 Conference Committee: Senate Members: Baker R, Taniguchi
B, Chun Oakland S -- Hogue B, Kawamoto C, Kokubun R

SB0458 SD2 (SSCR 889)

RELATING TO THE PROCUREMENT CODE.

Introduced by: Kawamoto C, Espero W, Sakamoto N, Kanno B

Amends provision relating to small purchases; prohibition against parceling to include construction procurements of less than 250,000 dollars. Amends provision relating to preference to bidders on state agency contracts. Provides that in any competitive sealed bidding or competitive sealed proposal contract for a public works project, preference shall be given to contractors that are incorporated under the laws of the State of Hawaii and who affirm, in the contract, the contractor's Hawaii state general excise tax license; the contractor's Hawaii state UC - 1 (report to determine liability under the Hawaii employment security law); the contractor's Hawaii state DC - 3 (disability compensation questionnaire); the contractor's Hawaii state form TDI - 62 (temporary disability insurance certificate); and a copy of the contractor's prepaid health insurance plan are available for immediate inspection by the purchasing agency and any other duly authorized representative of the State. Provides that any contractor found to have made a false affirmation under this provision may have its offer rejected and may be disbarred or suspended. -- SB0458 SD2

Current Status: Mar-06 03 Introduction/Passed First Reading - House

Mar-10 03 Single Referral to FIN (586-6200)

SB0459 SD1 HD1 CD2
(SENATE FLOOR
AMENDMENT 15)

RELATING TO CAMPAIGN SPENDING.

Introduced by: Kawamoto C

Establishes prohibition of fundraising on state or county property. Provides that it shall be unlawful for any person to solicit a donation of money or other thing of value in connection with an election campaign in a government facility that is used for the discharge of official duties by an officer or employee of the state or county. Defines separate segregated fund to mean an entity set up by any corporation, labor organization, membership organization, cooperative, or corporation without capital stock for the purpose of establishing a fund from which contributions or expenditures are made to influence the nomination for election, or election of any candidate. Amends provision relating to the duties of the campaign spending commission by repealing the commission's duty to adopt a code of fair campaign practices as a part of its rules, and replacing it with a duty to establish and adopt a schedule of administrative fines by categories for specific violations, incorporating the penalties that are specifically provided by statute. Further repeals the commission's duty to censure any candidate who fails to comply with the code of fair campaign practices. Amends provision relating to registration by establishing when a candidate shall file an organizational report. Amends provision relating to campaign contributions; restrictions against transfer. Provides that a candidate, candidate's committee, or campaign treasurer shall not convert any campaign contribution for the personal benefit of any person. Establishes criteria. Amends provision relating to campaign contributions; limits as to persons. Provides that no person shall make contributions to a candidate seeking nomination or election to a 4 year term of a nonstatewide office, or the candidate's committee, of an amount greater than 4,000 dollars in the aggregate, for that election in which the candidate seeks office; or a candidate seeking nomination or election to a 2 year term of office, or the candidate's committee, of an amount greater than 2,000 dollars in the aggregate. Provides that no person shall make contributions to a noncandidate committee, in an aggregate amount greater than 2,000 dollars in any election period. Provides that noncandidate committee contributions limits shall be the same as for those persons. No individual shall make contributions aggregating more than 25,000 dollars in any election period. Provides that any excess contribution may be returned to the original donor within 30 days from receipt or submitted to the Hawaii election campaign fund. Provides that after 30 days from receipt, all excess contribution shall escheat to the Hawaii election campaign fund. Provides that an individual who owns more than 25 per cent of the outstanding shares of a corporation or interest in a partnership, shall be treated as 1 person with the corporation or partnership. Amends provision relating to campaign contribution by state contractors by changing it to campaign contribution by government contractors. Provides that it shall be unlawful for any government contractor to make a contribution to any candidate or candidate's committee at any time commencing with any procurement activity conducted by a purchasing agency or notice of appropriation and ending with 24 months after the either the termination of procurement activity or completion of any government contract. Provides that it shall be unlawful for any business against whom debarment or suspension proceedings are commenced to make a contribution to any candidate or candidate's committee at any time during the course of the proceedings, an administrative or judicial action and the period of debarment or suspension. Provides that

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is shall be unlawful for any person to knowingly solicit any contribution from any government contractor or business prohibited from making contributions. Allows contributions from any individual who owns 25 per cent of the outstanding shares of a business that is a government contractor, provided that the contribution is from the individual's personal funds; and from any business that seeks or has any government contract obtained through low bid price. Amends provision relating to eligibility for payments by providing that candidates qualified to be on the election ballot for a special election shall not be eligible to receive payments under the provision relating to the Hawaii election campaign fund. Amends the schedule of administrative fines. Provides that if a natural person, a corporation, organization, association, or labor union, an amount not to exceed 1,000 dollars for each occurrence, and for an unlawful contribution or expenditure, an amount equivalent to 3 times the amount of an unlawful contribution or expenditure. Further provides that any person who knowingly or intentionally falsifies any report required with the intent to circumvent the law or deceive the commission shall be guilty of a class C felony. Repeals provisions relating to fundraisers and fundraising activities. -- SB0459 CD2

Current Status: Apr-29 03 Re Committed to Conference Committee House
May=01 03 Re Committed to Conference Committee Senate

SB0463 SD2 (SSCR 778)

RELATING TO KAHO'OLAWA ISLAND RESERVE.

Introduced by: Kawamoto C, Aduja M

Amends provision relating to responsibilities and duties of the Kaho'olawe (Kahoolawe) island reserve commission. Provides that the commission shall provide the legislature with a master plan, by August 1, 2003, describing the commission's intentions for managing the reserve upon the transfer of administrative control of the island to the commission from the US Navy. -- SB0463 SD2

Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Multiple Referral to WLH/ PSM/ then FIN (586-6270)

SB0469

RELATING TO EMPLOYMENT PRACTICES.

Introduced by: Hanabusa C, Espero W

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. -- SB0469

Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Multiple Referral to LAB then JUD (586-8505)

SB0473 SD1 HD1 (HSCR 949)

RELATING TO HALFWAY HOUSES.

Introduced by: Hanabusa C, Espero W

Amends provision relating to county zoning. Defines an intermediate care facility or mental retardation community to be an identifiable unit providing residence and care for 8 or fewer mentally retarded individuals, to provide health, social, and rehabilitation services through an individually designed active treatment program for each resident. Further provides that no person who is predominately confined to bed shall be admitted. Further provides that no permit shall be issued by a county agency for the operation of a group living facility for people who are convicted sexual offenders or people convicted of other violent offenses and are housed to participate in treatment programs that help them readjust to living in the community, unless a public informational meeting is held in the affected community. -- SB0473 HD1

Current Status: Mar-18 03 Passed Second Reading House as amended (HD1)
Mar-18 03 Referred to JUD (586-8480)

SB0477 SD1 (SSCR 696)

RELATING TO THE HAWAIIAN HOME LANDS COMMISSION ACT.

Introduced by: Hanabusa C, English J

Amends the Hawaiian homes commission Act relating to department officers, staff, commission, members and compensation to include attorneys. Provides that the department of Hawaiian home lands may hire 1 or more attorneys who are independent of the attorney general, to provide legal services for the department of Hawaiian home lands including representation for the department of Hawaiian home lands in civil actions, advice and assistance and review and approval of documents relating to the acquisition of land or interest in land by the department. Provides that the Hawaiian homes commission may fix the compensation of the attorneys hired. Exempts attorneys hired by the department of Hawaiian home lands from civil service and collective bargaining laws. -- SB0477 SD1

Current Status: Mar-06 03 Introduction/Passed First Reading - House

SENATE BILLS WHICH PASSED THIRD READING

Mar-10 03 Multiple Referral to JUD then FIN (586-8480)

SB0481 SD1 (SSCR 968)

RELATING TO THE MOTOR VEHICLE RENTAL INDUSTRY.

Introduced by: Menor R

Amends provisions relating to the motor vehicle rental industry. Defines direct commission to mean any compensation, bonus, award, or remuneration, that is calculated by means of a formula, process, evaluation, or other mechanism in which the amount of any compensation, bonus, award, or remuneration corresponds directly to the amount of sales of collision damage waivers. Excludes any compensation, commission, bonus, award, or remuneration to an employee that corresponds to the overall gross receipts of a sales location, where sales of collision damage waivers are 1 of many factors contributing to overall gross receipts. -- SB0481 SD1

Current Status: Mar-21 03 Passed Second Reading House
Mar-21 03 Referred to CPC (586-6180)

SB0482 SD1 (SSCR 969)

RELATING TO THE MOTOR VEHICLE RENTAL INDUSTRY.

Introduced by: Menor R

Amends provision relating to unfair trade practices of the motor vehicle rental industry. Provides that it shall be a violation of unfair practice if the lessor charges the lessee more than the diminution in value of a vehicle if it is not repaired or declared a total loss. Further provides that unless such value or means for determining such value is agreed to between lessor and lessee, the diminution in value may be determined by a court of law or at an auction at which the lessee is invited and allowed to participate. -- SB0482 SD1

Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Single Referral to CPC (586-6180)

SB0489

RELATING TO THE PUBLIC UTILITIES COMMISSION.

Introduced by: English J

Requires the legislative auditor to conduct a management audit of the public utilities commission. Report to the legislature and the governor. -- SB0489

Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Multiple Referral to LMG then CPC/ EEP/ then FIN (586-6380)

SB0492 HD1 (HSCR 945)

AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS FOR ENERGY EFFICIENCY IN STATE FACILITIES.

Introduced by: English J, Fukunaga C, Baker R, Chun Oakland S

Requires the State to finance the acquisition, construction, rehabilitation, installation, and improvement of renewable energy and energy efficient technologies in state facilities. Requires the department of accounting and general services to report to the legislature and the governor. Authorizes the issuance of general obligation bonds for appropriation to the department of accounting and general services. (\$\$) -- SB0492 HD1

Current Status: Mar-18 03 Passed Second Reading House as amended (HD1)
Mar-18 03 Referred to FIN (586-6200)

SB0498 SD2 (SSCR 794)

RELATING TO THE PUBLIC UTILITIES COMMISSION.

Introduced by: English J, Hooser G, Chun Oakland S, Fukunaga C

Establishes that the public utilities commission shall maintain a web site that includes all decisions and orders issued by the commission, a list of all open dockets, a list of all upcoming commission meetings, and a list of all pending deadlines. Requires application forms filed with the commission to be submitted in portable document format (PDF) or in any other electronic format prescribed by the commission. Appropriation out of the public utilities commission special fund. (\$\$) -- SB0498 SD2

Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Multiple Referral to EEP/ CPC/ then FIN (586-8435)

SB0505

MAKING AN APPROPRIATION FOR THE EMERGENCY ENVIRONMENTAL WORKFORCE.

Introduced by: English J, Chun Oakland S, Hooser G, Baker R, Tsutsui S

Appropriation to the research corporation of the university of Hawaii to continue the emergency environmental workforce established under Act 4, 3rd special session laws of 2001. Requires the department of land and natural resources, department of health, and department of agriculture to work with the research corporation. (\$\$) -- SB0505

Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Multiple Referral to LAB then EEP then FIN (586-8505)

SB0506 HD2 (HSCR 1334)

RELATING TO GEOTHERMAL ROYALTIES.

Introduced by: English J, Hooser G

SENATE BILLS WHICH PASSED THIRD READING

Appropriation out of the special land and development fund to the department of business, economic development, and tourism for the State's cost share for the Hawaii power park project through phases 2 and 3. (\$\$) -- SB0506 HD2

Current Status: Apr=08 03 Senate Disagrees to House amendments
Apr=16 03 Conference Committee: Senate Members: English J, Kokubun R -- Hemmings F, Hooser G, Inouye L, Taniguchi B
Apr-14 03 Conference Committee: House Members: Morita H, Magaoy M -- Evans C, Jernigan M

- SB0516 SD2 HD1 (HSCR 1099) RELATING TO KANEOHE BAY PIERS.
Introduced by: Aduja M
Amends Act 261 session laws of 2000, as amended by Act 68 session laws of 2002, relating to private noncommercial piers. Provides that in calculating lease rents for private residential noncommercial piers in Kaneohe Bay, the board of land and natural resources shall use a methodology that values the submerged land under the piers at no more than ____ per cent of the fast land's value. -- SB0516 HD1
Current Status: Mar-21 03 Passed Second Reading House as amended (HD1)
Mar-21 03 Referred to FIN (586-6200)
- SB0527 RELATING TO LAND USE.
Introduced by: Inouye L
Provides that counties shall permit solar energy facilities in agricultural districts. -- SB0527
Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Multiple Referral to WLH/EEP/ then AGR then CPC (586-6270)
- SB0542 SD1 (SSCR 145) RELATING TO ORGANIC LABELING.
Introduced by: Inouye L, English J, Espero W
Establishes provision relating to organically produced agricultural products. Provides that the department of agriculture shall establish requirements for registration and recognition of certifying agents and establish requirements for labeling of organically produced products. Establishes exceptions to labeling of organically produced agricultural products. Provides that no agricultural product may be labeled 100 per cent organic, organic, or made with organic (specified food group(s)) or claimed in any other manner to be organic unless the product meets the labeling requirements as specified in Title 7 Code of Federal Regulations section 205 part D. Establishes penalties. -- SB0542 SD1
Current Status: Mar-21 03 Passed Second Reading House
Mar-21 03 Referred to CPC (586-6180)
- SB0548 RELATING TO FIREARMS.
Introduced by: Inouye L
Amends provision relating to firearms. Provides that any person over the age of 16, or anyone under the age of 16 who is accompanied by an adult may carry a lawfully acquired rifle or shotgun with suitable ammunition while actually engaged in lawful hunting or target shooting. -- SB0548
Current Status: Mar-19 03 Passed Second Reading House
Mar-19 03 Referred to JUD (586-8480)
- SB0549 SD1 (SSCR 769) RELATING TO THE STATE WATER CODE.
Introduced by: Inouye L
Amends provision relating to the delegation of allocation authority under the State water code. Provides that the commission on water resource management shall delegate to the county water agencies the authority to allocate the use of water for municipal purposes, subject to the limits of water supply allocated to the county water agencies in their role as water purveyors; and to the board of agriculture the authority to allocate the use of water for agricultural purposes subject to the limits of water supply allocated to the board of agriculture in its role as irrigation water purveyors under the irrigation water development and irrigation and water utilization projects law. -- SB0549 SD1
Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Multiple Referral to AGR/ WLH/ then JUD (586-6010)
- SB0553 SD1 (SSCR 770) RELATING TO CONTROL OR ERADICATION OF PESTS.
Introduced by: Inouye L
Amends provision relating to designation of pests; control or eradication of pests; emergency power. Repeals the specification of insects, mites, diseases and noxious weeds as pests. Provides that nothing in this provision shall be construed to interfere with or supersede lawful actions taken by any other individual or entity to control or eradicate pests. -- SB0553 SD1

SENATE BILLS WHICH PASSED THIRD READING

- Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Multiple Referral to AGR then FIN (586-6010)
- SB0560 SD2 HD1 (HSCR 1018) RELATING TO SMALL BUSINESS DEVELOPMENT.
Introduced by: Inouye L
Appropriation to the university of Hawaii to support existing programs and to expand services at the small business development center. Report to the legislature by the small business development center. (\$\$) -- SB0560 HD1
Current Status: Mar-21 03 Passed Second Reading House as amended (HD1)
Mar-21 03 Referred to FIN (586-6200)
- SB0577 RELATING TO PUBLIC EMPLOYEES.
Introduced by: Taniguchi B, Kanno B
Amends provision relating to adjustments for excluded civil service employees. Provides that proposed adjustments to compensation and benefit packages for excluded civil service employees shall be equivalent or not less than adjustments provided within the employer's jurisdiction. -- SB0577
Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Multiple Referral to LAB then FIN (586-8505)
- SB0579 SD1 HD1 (HSCR 1264) MAKING AN APPROPRIATION FOR DEVELOPMENT OF A NON-EMERGENCY REPORT SYSTEM, KNOWN AS 3-1-1.
Introduced by: Taniguchi B, Kanno B, Chun Oakland S, Kawamoto C
Appropriation to the Honolulu police department for a grant in aid for the development of a non emergency report system, known as 311. (\$\$) -- SB0579 HD1
Current Status: Apr=04 03 Senate Disagrees to House amendments
Apr=14 03 Conference Committee: Senate Members: Kawamoto C, Taniguchi B -- Espero W, Trimble G
Apr-14 03 Conference Committee: House Members: Magaoay M -- Jernigan M, Shimabukuro M, Waters T
- SB0607 SD1 (SSCR 467) RELATING TO QUALIFIED IMPROVEMENT TAX CREDIT.
Introduced by: Hanabusa C
Provides a qualified improvement income tax credit for improvement costs to a federally qualified health center facility (FQHC) incurred after December 31, 2002, and before January 1, 2012 (sunset). -- SB0607 SD1
Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to HLT then FIN (586-6050)
- SB0610 SD2 HD2 (HSCR 1138) RELATING TO INDIVIDUAL CLAIMS RESOLUTION UNDER THE HAWAIIAN HOME LANDS TRUST.
Introduced by: Hanabusa C
Establishes the special master for individual claims resolution under the Hawaiian home lands trust law. Provides that the department of Hawaiian home lands shall apply to the circuit court judge in Kalima et al. V. State of Hawaii et al. Civil No. 99-4771-12 VSM, for appointment of a special master to review, evaluate, and recommend damages for each individual beneficiary claim filed with the Hawaiian home lands trust individual claims review panel prior to its expiration on December 31, 1999, that has not been settled, and shall request that the court make the appointment no later than August 1, 2003. Report to the legislature and the governor. Provides that neither the appointment of a special master nor settlement of individual claims pursuant to this law shall terminate or otherwise limit the class action in Kalima et al. V. State of Hawaii et al. Civil No. 99-4771-12 or any other action filed under the individual claims resolutions under the Hawaiian home lands trust law before December 31, 1999. Establishes immunity of special master from liability. -- SB0610 HD2
Current Status: Mar-17 03 Passed Second Reading House as amended (HD1)
Mar-21 03 Referred to FIN (586-6200)
- SB0611 SD1 HD2 (HSCR 1272) RELATING TO COURT APPOINTED COUNSEL.
Introduced by: Hanabusa C
Amends provision relating to appointment of counsel; compensation. Provides that the court shall determine the amount of reasonable compensation to appointed council, based on the rate of 90 dollars an hour provided that the maximum allowable fee for any felony case shall not exceed 3,750 dollars; shall not exceed 1,875 dollars for a jury tried misdemeanor case; shall not exceed 950 dollars for a jury waived misdemeanor case; shall not exceed 3,125 dollars for appeals to the supreme or intermediate appellate court and shall not exceed 575 dollars for petty misdemeanor cases. -- SB0611 HD2

SENATE BILLS WHICH PASSED THIRD READING

Current Status: Apr=04 03 Senate Disagrees to House amendments
Apr=11 03 Conference Committee: Senate Members: Hanabusa C,
Kokubun R -- Chun Oakland S, Taniguchi B
Apr-14 03 Conference Committee: House Members: Hamakawa E, Wakai
G -- Oshiro B, Pendleton D

SB0618 SD2 (SSCR 933)

RELATING TO CRIME VICTIM COMPENSATION.

Introduced by: Hanabusa C (BR)

Establishes provision relating to transfer by the crime victim compensation commission. Provides that if the crime victim compensation commission has ordered the payment of an award of compensation to a minor, the commission may make an irrevocable transfer of that award to an appropriate state agency, adult, or trust company as custodian for the benefit of the minor. -- Amends provision relating to employment of attorneys by including employment by the crime victim compensation commission for any action to recover payment of crime victim compensation special funds. -- Amends provision relating to definitions. Redefines victim to include a child or person who is 60 years of age or older who is a witness to a crime and in need of mental health services. -- Amends provision relating to powers and procedures of commission. Provides that the commission may hire private counsel to pursue repayment of crime victim compensation special funds from victims, dependents, or private citizens to whom compensation was paid from the crime victim compensation special fund, and who receive moneys from a related civil law suit, court ordered restitution, or insurance proceeds. -- Amends provision relating to eligibility for compensation. Provides that the commission in its discretion, upon application may order the payment of compensation in cases involving a death or sexual assault, for mental health services for the surviving relatives; or in case involving a crime enumerated in violent crimes, for mental health services to or for the benefit of a child witness, or a witness who is 60 years old or older. -- Further requires the judiciary to report to the governor and the director of public safety. -- Amends provision relating to escheat process by providing that any funds collected from payment of restitution shall be deposited to the credit of the crime victim compensation special fund. -- Amends provision relating to victim restitution by providing that any amount of restitution collected that is not payable to the victim because the victim cannot be located, shall be deposited to the credit of the crime victim compensation fund. -- SB0618 SD2

Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Multiple Referral to JUD then FIN (586-8480)

SB0624 SD1 HD1 (HSCR 1077)

RELATING TO INFORMED CONSENT.

Introduced by: Hanabusa C

Amends provision relating to informed consent. Authorizes, rather than requires, the board of medical examiners to establish standards for health care providers to follow in giving information to a patient, or to a patient's guardian, including legal surrogate. Provides that information shall be provided to the patient, the patient's guardian, or legal surrogate prior to obtaining consent to a proposed medical or surgical treatment, or diagnostic or therapeutic procedure. Further provides that the information to be provided shall consist of the condition to be treated; a description of the proposed treatment or procedure; the intended and anticipated results of the proposed treatment or procedure; the recognized alternative treatments or procedures, including the option of not providing these treatments or procedures; the recognized material risks, complications and benefits associated with the proposed treatment procedure, the recognized alternative treatments or procedures; and not undergoing any treatment or procedure; and the recognized benefits of the proposed treatment or procedure, and the recognized alternative treatments or procedures. -- SB0624 HD1

Current Status: Mar-21 03 Passed Second Reading House as amended (HD1)
Mar-21 03 Referred to JUD (586-8480)

SB0630 SD1 (SSCR 635)

RELATING TO DISPOSITION OF CONVICTED DEFENDANTS.

Introduced by: Hanabusa C

Amends provision relating to intermediate sanctions; eligibility; criteria and conditions. Provides that the judiciary may assume supervision and control over a person committed to the custody of the department of public safety if the person qualifies for the track IV phase of a drug court program. Amends provision relating to place of imprisonment. Provides that the director of public safety shall determine the proper program of redirection and any place of confinement of the committed person provided that the courts may assume supervision and control over a committed person qualifying the track IV phase of a drug court program. -- SB0630 SD1

Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Multiple Referral to PSM then JUD (586-8470)

SENATE BILLS WHICH PASSED THIRD READING

- SB0632 SD2 (SSCR 934) RELATING TO TAXATION APPEALS.
Introduced by: Hanabusa C, Hooser G
Amends tax appeals, income tax, estate and transfer tax, general excise tax, transient accommodations tax, use tax, fuel tax, liquor tax, cigarette and tobacco tax, conveyance tax, rented motor vehicle and tour vehicle surcharge tax, nursing facility tax, and insurance tax provisions requiring the respective tax to be paid for appeals other than to the district board of review to provide that only 1st appeals to either the district board of review or the tax appeal court shall be made without payment of the tax so assessed. Requires for appeals by the taxpayer or the assessor to the tax appeal court from a decision by the board or to an appellate court from a decision by the tax court the taxpayer shall pay the tax and plus interest. -- SB0632 SD2
Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Multiple Referral to JUD then FIN (586-8480)
- SB0634 SD2 (SSCR 935) MAKING AN APPROPRIATION FOR TWO COUNSELORS TO TREAT WOMEN INCARCERATED FOR DRUG-RELATED OFFENSES ON MAUI.
Introduced by: Hanabusa C, Kokubun R, English J, Tsutsui S
Appropriation to the department of human services to hire 2 drug treatment counselors on Maui as well as for other related expenses for the treatment of women offenders incarcerated on drug related charges who qualify for the drug court program. (\$\$) -- SB0634 SD2
Current Status: Mar-21 03 Passed Second Reading House
Mar-21 03 Referred to FIN (586-6200)
- SB0635 SD2 HD2 (HSCR 1488) RELATING TO TRAFFIC FINES.
Introduced by: Hanabusa C
Establishes the problem solving courts special fund. Provides that money from uncontested fines, forfeitures, assessments and penalties collected for violations of the state traffic laws, grants, donations, and other sources shall be deposited into the fund. Provides that the money in the fund shall be utilized and expended as directed by the chief justice of the supreme court. Amends provision relating to disposition of fines and forfeitures. Provides that all assessments, including penalties, collected relating to the commission of traffic infractions shall be deposited into the problem solving court special fund, provided that all remaining fines, forfeitures, assessments, and penalties shall be paid to the director of finance. Provides that in fiscal year 2003 - 2004, and 2004 - 2005 an amount not to exceed _____ dollars of the fines, forfeitures, assessments, and penalties shall be deposited into the judiciary computer system special fund. Appropriations out of the problem solving courts special fund and the judiciary computer system special fund. (\$\$) -- SB0635 HD2
Current Status: Apr=10 03 Senate Disagrees to House amendments
Apr=14 03 Conference Committee: Senate Members: Hanabusa C, Taniguchi B -- Chun Oakland S, Kawamoto C, Kokubun R
Apr-16 03 Conference Committee: House Members: Hamakawa E, Waters T -- Halford C, Oshiro B
- SB0638 SD1 (SSCR 936) RELATING TO HAWAIIAN HOMES COMMISSION.
Introduced by: Hanabusa C, Kokubun R, English J
Amends the Hawaiian homes commission Act. Provides that no person shall be eligible for election to the commission or eligible to vote for commission members unless the person is a native Hawaiian defined as any descendent of not less than 1/2 part of the blood of the races inhabiting the Hawaiian islands previous to 1778 or, a successor to a lessee defined as relatives of the lessee who are at least 1/4 Hawaiian, husband, wife or children or grandchildren or native Hawaiian, father and mother, widows or widowers of the children, grandchildren, brothers and sisters, widows or widowers of the brothers and sisters, or nieces and nephews. Further provides that the person has attained the age of 18 years; and the person is otherwise qualified to register to vote in the State. Provides that no member of the commission shall hold or be a candidate for any other public office. Establishes election of commission members. Provides that members of the commission shall be elected at a special election held in conjunction with the general election in every even numbered year. Provides that the term of office for commission members shall be 4 years. Provides criteria for the composition of the commission. -- SB0638 SD1
Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Multiple Referral to WLH/ HSH/ then JUD then FIN (586-6270)
- SB0643 SD2 (SSCR 712) RELATING TO BIOPROSPECTING.
Introduced by: Hanabusa C
Defines bioprospecting to mean the collection, removal, or use of biological and genetic resources of any organism, mineral, or other organic substance found within the ceded land

SENATE BILLS WHICH PASSED THIRD READING

trust for scientific research or commercial development. Provides that the sale or transfer of the biological resources and biological diversity on trust lands is prohibited. Provides that the university of Hawaii shall be exempt from the prohibition on the sale or transfer of biological resources and biological diversity on trust lands, including any employee, faculty member, officer, or other personnel employed by the university. Establishes the temporary bioprospecting advisory commission within the office of Hawaiian affairs to develop a comprehensive plan for the preservation and use of the biological diversity and biological resources of the trust lands within the office of Hawaiian affairs. Report to the legislature and the governor. Further provides that the commission shall cease to exist on June 20, 2005 (sunset). Appropriation to the office of Hawaiian affairs to enable the commission to fulfill its mandate. Act to be repealed on June 30, 2005 (sunset). (\$\$) -- SB0643 SD2
Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Multiple Referral to WLH then EDB then FIN (586-6270)

SB0661 SD1 HD1 (HSCR 1072) RELATING TO SEXUAL ASSAULT.
Introduced by: Fukunaga C, Baker R, Hanabusa C, Inouye L, Chun Oakland S, Aduja M, Kim D
Amends provisions relating to the spouse and child abuse special account by changing it to spouse, child, and sex abuse special account within the department of human services and the judiciary. -- SB0661 HD1
Current Status: Mar-21 03 Passed Second Reading House as amended (HD1)
Mar-21 03 Referred to FIN (586-6200)

SB0664 SD2 (SSCR 959) AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING APPROPRIATIONS FOR THE DEVELOPMENT OF A VETERANS AFFAIRS LONG-TERM CARE FACILITY.
Introduced by: Kokubun R
Authorizes the issuance of general obligation bonds for appropriation to the Hawaii health systems corporation for the State's portion of construction of a 200 bed US Department of Veterans Affairs long term care facility on the Hilo medical center campus. Requires federal government to provide remaining funds to complete the project. (\$\$) -- SB0664 SD2
Current Status: Mar-21 03 Passed Second Reading House
Mar-21 03 Referred to FIN (586-6200)

SB0666 SD1 (SSCR 310) RELATING TO EDUCATION.
Introduced by: Sakamoto N
Requires the department of education to provide students with textbooks, workbooks, equipment, apparatus, and other supplies in sufficient number and of appropriate quality necessary for each student to perform the required school work and master the curriculum, and to provide each public school principal an allocation of ____ dollars per teacher to reimburse teachers' out of pocket expenses for supplies. Appropriation. (\$\$) -- SB0666 SD1
Current Status: Mar-21 03 Passed Second Reading House
Mar-21 03 Referred to FIN (586-6200)

SB0667 SD2 (SSCR 918) RELATING TO EDUCATION.
Introduced by: Sakamoto N
Amends the designation of districts by repealing the designation of education districts. Changes the board of education to the state board of education composed of 13 members. Provides that 6 members shall be appointed by the governor with the advice and consent of the senate. Provides that 7 members shall be elected with 1 member being from each of the 7 school board districts. Changes the departmental school districts to school board districts. Repeals the salary of the deputy to the superintendent of education and provides that the superintendent may appoint a deputy and assistants to the superintendent at a salary level set by the board of education. Establishes 7 regional education agencies governed by a board of directors with a regional superintendent for each school board district for the delivery of educational services to all public school. Repeals provisions relating to learning support centers. Establishes provisions relating to school complex based management and implementation within regional education agencies. -- SB0667 SD2
Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Multiple Referral to EDN then LAB then FIN (586-6170)

SB0676 RELATING TO MOTOR VEHICLES.
Introduced by: Kawamoto C
Amends provision relating to unlawful removal of motor vehicles from the State to add an exemption for any motor vehicle rental company that periodically ships in quantities of 10 vehicles or more. -- SB0676

SENATE BILLS WHICH PASSED THIRD READING

Current Status: Mar-19 03 Passed Second Reading House
Mar-19 03 Referred to JUD (586-8480)

- SB0678 SD1 HD1 (HSCR 1017) RELATING TO INSURANCE.
Introduced by: Kawamoto C
Exempts from employment covered under the workers' compensation law service performed by a member or a partner of a limited liability company or partnership if the member is an individual and has at least 50 per cent of the company and service performed by a sole proprietor or partner of a partnership if the partner is an individual, under the definition of employment. -- SB0678 HD1
Current Status: Apr=02 03 Senate Disagrees to House amendments
Apr=11 03 Conference Committee: Senate Members: Menor R, Kanno B
-- Espero W, Whalen P
Apr-14 03 Conference Committee: House Members: Oshiro M, Hiraki K --
Blundell B, Lee M
- SB0683 SD2 HD1 (HSCR 932) RELATING TO DIABETES EDUCATION.
Introduced by: Kawamoto C
Amends provision relating to the coverage for diabetes under the accident and sickness insurance contracts law, benefit societies law, and the health maintenance organizations act (HMOs) to include diabetes education. -- SB0683 HD1
Current Status: Mar-17 03 Passed Second Reading House as amended (HD1)
Mar-17 03 Referred to CPC (586-6180)
- SB0684 SD2 HD1 (HSCR 993) RELATING TO PARKING FOR PERSONS WITH DISABILITIES.
Introduced by: Kawamoto C (BR)
Amends provisions relating to parking for people with disabilities. Establishes that a law enforcement officer is authorized to access private property to enforce parking for people with disabilities. Provides that a commissioned volunteer enforcement officer may access the property of a private entity provided the private entity's parking lot contains a parking space reserved for persons with disabilities. Includes the adjacent access aisle as part of the parking space and provides that a person using the access aisle adjacent to the parking space reserved for persons with disabilities shall be guilty of a traffic infraction under the adjudication of traffic infractions and be fined. Provides that a citation may be sent by certified or registered mail to a violator who refuses the citation. Redefines person with a disability to include a person with a vascular condition. Amends removable windshield placard, temporary removable windshield placard, and identification card provisions. -- SB0684 HD1
Current Status: Mar-21 03 Passed Second Reading House as amended (HD1)
Mar-24 03 Referred to FIN (586-6200)
- SB0686 SD2 (SSCR 894) RELATING TO PROCUREMENT.
Introduced by: Kawamoto C (BR)
Establishes provision relating to evaluation of bids and offers for contracts valued at less than 25,000 dollars; state resident contractors; inclusion of applicable taxes; not considered. Provides that in addition to the procedures established pursuant to small purchases and not withstanding taxpayer preference, in evaluating bids or offers on contracts valued at less than 25,000 dollars, to determine the cost aspect of a bid or offer, the purchasing agency shall not consider as part of the bid or offer, the inclusion of a general excise tax or any applicable use tax by a bidder or offeror that is a state resident vendor or contractor. -- SB0686 SD2
Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Single Referral to FIN (586-6200)
- SB0689 RELATING TO THE STATEWIDE TRAFFIC CODE.
Introduced by: Kawamoto C (BR)
Establishes provisions relating to golf carts, speed, and restrictions. Prohibits a golf cart to be operated at more than 15 miles per hour, to be operated on a highway with a speed limit more than 20 miles per hour, and to be operated between sunset and sunrise on an island with a population of less than 5,000 people. -- SB0689
Current Status: Mar-21 03 Passed Second Reading House
Mar-21 03 Referred to JUD (586-8480)
- SB0690 SD1 (SSCR 569) RELATING TO ELECTIONS.
Introduced by: Hooser G
Amends provision relating to the filing of reports. Provides that all candidates for the state senate and the state house of representatives shall file electronic campaign financing

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reports. Further provides that candidates who do not have reasonable access to an internet ready computer or lack the capability to electronically file need not file by electronic means. Amends provision relating to criminal prosecution. Provides that a person shall be guilty of a class C felony where 2 or more unlawful contribution or expenditure violations are found to be part of a pattern intended to conceal an ongoing or past violations. -- SB0690 SD1
Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Single Referral to JUD (586-8480)

SB0694 SD1 (SSCR 522)

RELATING TO THE WHISTLEBLOWERS' PROTECTION ACT.

Introduced by: Kokubun R, Kanno B

Amends the whistleblowers' protection Act by prohibiting an employer to discharge, threaten, or otherwise discriminate against an employee because a public employee reports information relating to a condition that poses a danger to public health or safety, unless the employee knows the report is false. 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 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. -- SB0694 SD1

Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Multiple Referral to LAB then JUD (586-8505)

SB0695 SD2 HD1 (HSCR 933)

RELATING TO PROFESSIONAL COUNSELORS.

Introduced by: Kokubun R, Baker R, Sakamoto N, Inouye L, Aduja M, Kanno B, Espero W, Chun Oakland S, Hanabusa C, Fukunaga C, English J

Establishes professional counselors 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 licensed professional counselor; administer, coordinate, and enforce the licensing program; discipline any counselor for violation of rules or failure to meet the licensing requirements; and appoint an advisory committee. Requires fees acquired through the program to defray costs. Prohibits any individual from improper use of the title licensed professional. 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 application for licensure as a professional counselor. Allows license to be valid for 3 years and be renewed triennially. Establishes the professional counselors licensing program startup trust fund to be administered by the department for funding the startup implementation of the program. Prohibits any expenditure to be made until the balance of the fund is at least 43,000 dollars. Report to the legislature. Fund to be dissolved on June 30, 2005 and the remaining balance shall be deposited into the compliance resolution fund (sunset). Authorizes the department to appoint an administrative assistant and secretary, exempt from civil service, to assist with the program. -- SB0695 HD1

Current Status: Mar-17 03 Passed Second Reading House as amended (HD1)
Mar-17 03 Referred to CPC (586-6180)

SB0711 SD1 (SSCR 895)

RELATING TO HIGHWAYS.

Introduced by: Kokubun R, English J, Hooser G

Establishes provisions relating to scenic highways. Defines a scenic highway to mean a highway in the state highway system that has been formally identified and designated by the legislature and includes a highway that may have scenic, aesthetic, historic, cultural, or related impacts of a state highway. Requires the department of transportation to use federal alternative standards when feasible when a scenic highway requires new construction, reconstruction, or rehabilitation. Provides the State indemnity from liability under certain conditions. -- Establishes the scenic highways advisory commission within the office of the governor to determine which highways shall be designated as scenic highways. Report to the legislature. Provides that the commission shall cease to exist upon the adjournment sine die of the legislature at its regular session of 2004 (sunset). -- Establishes provisions relating to the liability of public utility companies. Provides that public utility companies that place and maintain their facilities on or within scenic highways in accordance with state highway standards shall not be liable for damages to parties to whom the State cannot be held liable. -- SB0711 SD1

Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Multiple Referral to TRN then JUD then FIN (586-9444)

SB0713

RELATING TO CLOSURE OF MUNICIPAL FACILITIES.

Introduced by: Kokubun R, Inouye L

Redefines pollution control projects to include the closure of landfills. -- SB0713

SENATE BILLS WHICH PASSED THIRD READING

Current Status: Mar-17 03 Passed Second Reading House
Mar-17 03 Referred to FIN (586-6200)

SB0719

RELATING TO AQUACULTURE.

Introduced by: Aduja M

Amends provisions relating to wharfage charges. Requires the department of transportation to adopt a reduced rate schedule for dockage, wharfage, demurrage, and other rates and fees pertaining to all harbors, wharves, and other properties, for Hawaii enterprises engaged in aquaculture. -- SB0719

Current Status: Mar-19 03 Passed Second Reading House
Mar-19 03 Referred to FIN (586-6200)

SB0726

RELATING TO THE SPECIAL ADVISORY COUNCIL FOR TECHNOLOGY DEVELOPMENT.

Introduced by: Aduja M

Amends provision relating to the governor's special advisory council for technology development; establishment; appointment, number, and term of members; duties. Provides that the council shall act as a liaison between government and high technology businesses in the private sector to keep government informed of the problems and barriers faced by the high technology businesses in entering and operating in Hawaii, and to seek ways to eliminate those problems and barriers. -- SB0726

Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Multiple Referral to EDB then FIN (586-9425)

SB0739

RELATING TO ANATOMICAL GIFTS.

Introduced by: Baker R, Chun Oakland S, Espero W

Amends Act 88, session laws of 1999, relating to anatomical gifts, by repealing the sunset date. -- SB0739

Current Status: Mar-17 03 Passed Second Reading House
Mar-17 03 Referred to CPC (586-6180)

SB0747 SD1 (SSCR 744)

RELATING TO INSURANCE.

Introduced by: Baker R, Inouye L

Amends the accident and sickness insurance contracts law, the benefit societies law, and the health maintenance organizations act (HMOs) to allow the insured to assign reimbursement for dental services directly to the provider of services (choice of dentist) regardless of whether the provider is a participating provider. -- SB0747 SD1

Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Multiple Referral to HLT then CPC then FIN (586-6050)

SB0759 SD1 (SSCR 410)

RELATING TO THE EMPLOYER-UNION BENEFITS TRUST PLAN.

Introduced by: Kanno B

Amends provision relating to other powers by prohibiting the board from establishing health benefits plan and long term care benefits plan rates that include administrative and other expenses necessary to effectuate the purpose of the fund. -- SB0759 SD1

Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Multiple Referral to LAB then FIN (586-8505)

SB0761

RELATING TO THE HEALTH BENEFITS TRUST FUND.

Introduced by: Kanno B

Amends provision relating to the employment of attorneys. Provides that the Hawaii employer union health benefits trust fund board of trustees may hire independent legal council. -- SB0761

Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Multiple Referral to LAB then JUD then FIN (586-8505)

SB0762 SD1 (SSCR 264)

RELATING TO THE EMPLOYER-UNION HEALTH BENEFITS TRUST FUND.

Introduced by: Kanno B

Amends provision relating to state and county contribution; retired employees. Provides that the base monthly contribution shall be adjusted annually, beginning July 1, 2002. Provides that the base composite monthly contribution for each new plan year shall be calculated by increasing or decreasing the base monthly contribution in effect through the previous plan year by the percentage increase or decrease in the Medicare part B premium rate for those years, which percentage shall be calculated by dividing the Medicare part B premium rate in effect at the beginning of the new plan year by the rate in effect at the beginning of the previous plan year. -- SB0762 SD1

Current Status: Mar-06 03 Introduction/Passed First Reading - House

SENATE BILLS WHICH PASSED THIRD READING

Mar-10 03 Multiple Referral to LAB then FIN (586-8505)

SB0764 SD1 (SSCR 488)

RELATING TO THE WHISTLEBLOWERS' PROTECTION ACT.

Introduced by: Kanno B

Amends the whistleblowers' protection Act by prohibiting 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 information demonstrating danger to public health and safety, unless the employee knows the report is false. 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 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. -- SB0764 SD1

Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Multiple Referral to LAB then JUD (586-8505)

SB0765 SD2 (SSCR 723)

RELATING TO THE RETIREMENT ALLOWANCE FOR PRINCIPALS AND VICE PRINCIPALS.

Introduced by: Kanno B

Establishes the principals and vice principals allowance on service retirement. Requires a member to attain age 55 in order to qualify for an unreduced service retirement allowance, if the member has at least 25 years of credited service, of which the last 10 or more years prior to retirement is credited service as a public school principal or vice principal, then upon retirement and irrespective of age, that member's service retirement allowance shall not be reduced for actuarial purposes. -- SB0765 SD2

Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Multiple Referral to LAB/ EDN/ then FIN (586-8505)

SB0779 SD2 HD1 (HSCR 490-04)

RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM.

Introduced by: Kanno B

Establishes provisions relating to retirement for class H public officers and employees. -- Establishes provisions relating to acceptance of rollovers and transfers from other plans. Requires the public employees retirement system to accept an eligible rollover distribution or a direct transfer of funds from another qualified plan in payment of all or a portion of any deposit a member is permitted to make. -- SB0779 HD1

Current Status: Feb-23 04 Passed Second Reading House as amended (HD1)
Feb-23 04 Referred to FIN (586-6200)

SB0780 SD2
(FLOOR AMENDMENT 4)

RELATING TO TEMPORARY PARTIAL DISABILITY.

Introduced by: Kanno B

Amends provision relating to temporary partial disability. Provides that an employee who is not currently receiving temporary total disability or temporary partial disability benefits under workers' compensation for work injury, but who from time to time requires treatment prescribed by a physician for the work injury, and who cannot reasonably obtain the treatment during non working hours, shall be entitled to temporary partial disability benefits for the time spent obtaining the treatment for the work injury and traveling directly to and from the place of employment for treatment. -- SB0780 SD2

Current Status: Mar-07 03 Introduction/Passed First Reading - House
Mar-10 03 Multiple Referral to LAB then CPC then FIN (586-8505)

SB0783 SD1 HD1 (HSCR 934)

RELATING TO THE EMPLOYEE'S RETIREMENT SYSTEM FOR EMERGENCY MEDICAL TECHNICIANS.

Introduced by: Kanno B

Amends provision relating to emergency medical technicians and unreduced allowance on service retirement. Defines emergency medical technician to mean any regularly employed member of any county of the State licensed to provide emergency medical services. Provides that if a member has at least 25 years of credited service as an emergency medical technician, of which the last 5 or more years prior to retirement is credited in that capacity, then the emergency medical technician shall be eligible to receive a retirement benefit unreduced for age after the member has terminated service provided that the emergency medical technician whose credited service began after 1971 and before 1975 shall retire no earlier than July 1, 2003; whose credited service began after 1974 and before 1979 shall retire no earlier than July 1, 2004; whose credited service began after 1978 and before 1982 shall retire no earlier than September 1, 2005 and whose credited service began in or after 1982 shall retire no earlier than July 1, 2006. -- SB0783 HD1

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Current Status: Mar-17 03 Passed Second Reading House as amended (HD1)
Mar-17 03 Referred to LAB (586-8505)

SB0784 SD1 (SSCR 321)

RELATING TO THE BOARD OF EDUCATION.

Introduced by: Kanno B

Proposes to amend the constitution. Changes the number of members on the board of education to 17 members from school board districts. Requires each school board district to be composed of 3 representative districts. Requires the chief elections officer to designate the new board districts based upon the 2002 reapportionment. -- SB0784 SD1

Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Multiple Referral to EDN then JUD then FIN (586-6170)

SB0792 SD2 HD1 (HSCR 900)

RELATING TO ADVANCED PRACTICE REGISTERED NURSES.

Introduced by: Kanno B

Establishes provisions relating to physician and advanced practice registered nurse collaboration and discrimination prohibited. Prohibits any insurer writing policies for medical malpractice to impose a surcharge or otherwise discriminate against any physician or surgeon for collaborating or entering into a collegial agreement with an advanced practice registered nurse. -- SB0792 HD1

Current Status: Mar-17 03 Passed Second Reading House as amended (HD1)
Mar-17 03 Referred to CPC (586-6180)

SB0797 SD2 (SSCR 728)

RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM.

Introduced by: Kanno B

Amends provision relating to payment of retirement benefits. Provides that retirement shall be effective on the 1st day of the month, except for the month of December when retirement on the 1st or last day of the month shall be allowed provided that retirement shall be effective on the date specified in the written application of 9, 10, or 11 month employees, elective officers, and appointees of the governor. -- SB0797 SD2

Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Multiple Referral to LAB then FIN (586-8505)

SB0799 SD1 (SSCR 526)

RELATING TO VOLUNTARY EMPLOYEES' BENEFICIARY ASSOCIATION TRUSTS.

Introduced by: Kanno B, Baker R

Establishes the voluntary employees' beneficiary association (VEBA) trusts law. Provides criteria for employee organizations establishing voluntary employees' beneficiary association trusts. Establishes provision relating to state and county contributions to the trust, active employees. Provides that upon the establishment of the trust, the State, through the department of budget and finance, the counties, through their departments of finance, or the university of Hawaii, shall pay to the trust a monthly contribution equal to the amount specified in the applicable public sector collective bargaining agreement. Establishes provision relating to state and county contributions to the trust, retired employees. Provides that any individual who becomes a retiree on or after the establishment of a voluntary employees' beneficiary association trust, and who is a member of that employee organization, shall be enrolled in that voluntary employees' beneficiary association trust. Provides that any retiree, prior to the trust being established, who is a member of that employee organization, and who was previously covered by a collective bargaining agreement, shall be given a 1 time option to transfer participation from the Hawaii employer union health benefit trust to the corresponding employee organization VEBA trust once established. Provides that the State, through the department of budget and finance, the counties, through their departments of finance, or the university of Hawaii, shall pay to the trust for each retiree who participates, a monthly contribution pursuant to the applicable collective bargaining agreement which shall not exceed the base monthly contributions or the specific contribution limits set forth in the health benefits trust fund law. Establishes provision relating to termination of the trust. Provides that should an employee organization or a collective bargaining agreement which establishes a trust terminate or cease to provide health benefits, the participants in such trust shall be given the opportunity to return to the Hawaii employer union health benefits trust upon the date that health benefits cease to be provided. -- SB0799 SD1

Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Multiple Referral to LAB then FIN (586-8505)

SB0802 SD1 (SSCR 21)

RELATING TO GOVERNMENT RECORDS.

Introduced by: Ihara L, Hooser G

Amends provision relating to the cost and fees of copies of records. Provides that the cost of reproducing and government record, except geographic information system digital data,

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shall not be more than 25 cents per page instead of not less than 5 cents per page, provided that the document page size does not exceed 8 1/2 inches by 14 inches. Provides that government agencies, departments, or offices that routinely work with documents that exceed 8 1/2 inches by 14 inches shall adopt rules setting forth the maximum cost per page, sheet or fraction thereof. -- SB0802 SD1

Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Multiple Referral to JUD then FIN (586-8480)

SB0807 SD1 (SSCR 878)

RELATING TO LIQUOR LICENSE APPLICATIONS.

Introduced by: Ihara L, Fukunaga C

Amends provision relating to intoxicating liquor. Repeals the requirement that the liquor commission or agency of each county deny the issuance of a license if 40 per cent of the registered voters for the area within 500 feet of the nearest point of the premises for which the license is asked or owners and lessees of record of real estate and owners of record of shares in a cooperative apartment within 500 feet of the nearest point of the premises for which the license is asked have filed or caused to be filed their protests against granting the license. -- SB0807 SD1

Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Single Referral to JUD (586-8480)

SB0827 SD1 (SSCR 74)

RELATING TO LAND COURT.

Introduced by: Bunda R (BR)

Establishes provision relating to fee time share interests. Provides that upon presentation to the assistant registrar for filing or recording of any instrument, document, or paper conveying or encumbering a fee time share interest, or any interest therein, the assistant registrar shall not register the same but shall record in the bureau of conveyances the current certificate of title for the registered land in which the fee time share interest includes an undivided interest; record in the bureau of conveyances the instrument, document, or paper presented to the assistant registrar for filing or recording; cancel the certificate of title so recorded; note the recordation and cancellation of the certificate of title in the registration book and in the records of the application for registration of the land that is the subject of the certificate of title so recorded. Establishes the effects of deregistration. Provides that a certificate of title shall constitute a new chain of record title in the registered owner of any estate or interest as shown on the certificate of title so recorded. Establishes criteria. Establishes provision relating to deregistered land. Provides that in no event shall the period of limitations begin, with respect to land that was registered under the land court registration law, but that has been deregistered, prior to the recordation of the certificate of title for such land. -- Defines deregistered land to mean land that is the subject of a certificate of title recorded pursuant to these provisions. Defines fee time share interest to mean a time share interest, other than a leasehold time share interest, that consists of or includes a present undivided interest in registered land, including but not limited to an undivided interest in 1 or more fee simple condominium apartments established in whole or part on registered land. Amends provision relating to decree of registration; conditional when; quieting title, exceptions; reopened when. Provides that deregistration pursuant to these provisions shall not alter or revoke the conclusive nature or effect of a decree of registration, which shall continue to quiet the title to the deregistered land as to all claims based arising prior to the recording of the certificate of title, except such claims as would not otherwise be barred under this law if such lands were not deregistered. -- SB0827 SD1

Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Multiple Referral to CPC then JUD (586-6180)

SB0831 SD1 (SSCR 975)

RELATING TO CRIMINAL TRESPASS.

Introduced by: Bunda R

Amends provision relating to criminal trespass in the 2nd degree. Provides that a person commits the offense of criminal trespass in the 2nd degree if they enter or remain unlawfully in or upon commercial premises or any other public or private property after a reasonable warning or request to leave by the owner or lessee or their authorized agent or a police officer. -- SB0831 SD1

Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Single Referral to JUD (586-8480)

SB0832 SD1 (SSCR 175)

RELATING TO THE HAWAII STATE PUBLIC LIBRARY SYSTEM.

Introduced by: Bunda R (BR)

Amends provision relating to income check off authorized by providing that any individual may designate 2 dollars of their income tax refund to the libraries special fund. -- SB0832 SD1

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Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Multiple Referral to EDN then FIN (586-6170)

SB0835 SD2 (SSCR 896)

RELATING TO STORED VEHICLES.

Introduced by: Bunda R

Amends provisions relating to stored vehicles to provide a waiver for unpaid motor vehicle weight taxes or motor vehicle registration fees accrued if the owner is 70 years old or older and transfers ownership to a person who receives medical assistance or to an organization that has received tax exempt status from the Internal Revenue Service. -- SB0835 SD2

Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Multiple Referral to TRN then FIN (586-9444)

SB0840 SD1 HD1 (HSCR 1147)

RELATING TO ENVIRONMENTAL IMPACT STATEMENTS.

Introduced by: English J

Amends provision relating to applicability and requirements. Provides that an environmental assessment shall be required for actions which propose any wastewater facility, waste to energy facility, landfill, oil refinery, or power generating facility. Defines power generating facility to mean a new electricity generating facility or an expansion in generating capacity of an existing electricity generating facility where the incremental electrical output rating of the new equipment exceeds 5.0 megawatts. Provides that when a conflict of interest exists because the proposing agency and the agency making the determination are the same, the office of environmental quality control may review the agency's determination, consult the agency, and make a final determination. -- SB0840 HD1

Current Status: Mar-21 03 Passed Second Reading House as amended (HD1)
Mar-21 03 Referred to FIN (586-6200)

SB0848 HD1 (HSCR 1006)

RELATING TO THE ISLAND OF KAHOO LAWE.

Introduced by: English J, Aduja M

Appropriation to the Kahoolawe island reserve commission for the development and implementation of a strategy for the use of alternative energy resources to address the current and future energy needs of the island of Kahoolawe, including the establishment of 10 data collection sites, the development of an alternative energy system for a model encampment, and the continued evaluation of long term alternative energy solutions. Requires matching funds from sources other than the general fund. (\$\$) -- SB0848 HD1

Current Status: Mar-21 03 Passed Second Reading House as amended (HD1)
Mar-21 03 Referred to FIN (586-6200)

SB0857 SD2 HD2 (HSCR 1096)

RELATING TO ALIEN INVASIVE SPECIES.

Introduced by: English J, Kokubun R

Establishes the temporary Hawaii invasive species council, that shall be administratively attached to the department of land and natural resources, to coordinate state activities to coordinate State efforts to control and eradicate alien invasive species. Requires the council to coordinate the efforts of the participating state departments and agencies related to invasive species and to identify and prioritize each state department or agency's organizational and resource shortfalls with respect to invasive species. Requires the council to create and implement a plan that includes the prevention, early detection, rapid response, control, enforcement, and education of the public, with respect to invasive species, and fashion a mission statement articulating the State's position against invasive species. Requires the council to coordinate and promote the State's position with respect to federal issues, identify and record all invasive species present in the State. Annual report to the legislature. Establishes lead agency. Provides that a state department that is designated as a lead agency with respect to a particular function of invasive species control shall have sole administrative responsibility and accountability for that function and is authorized to examine, control, and eradicate all instances of invasive species identified on any public or private premises or in any aircraft or vessel landed or docked in waters of the State. Annual report to the legislature and governor. Requires reasonable notice to be given to the owner of the property whenever any invasive species is found on private property and pursuant to court order and a duplicate of the notice so given shall be left with 1 or more of the tenants or occupants of the premises. Act to be repealed on July 1, 2008 (sunset). -- SB0857 HD2

Current Status: Mar-18 03 Passed Second Reading House as amended (HD1)
Mar-21 03 Referred to FIN (586-6200)

SB0859 SD2 (SSCR 837)

RELATING TO BRIDGE TO HOPE.

Introduced by: Chun Oakland S, Baker R

Amends provision relating to bridge to hope program. Includes heads of households in temporary assistance to other needy families program in a post secondary education benefits

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program known as the bridge to hope program. Appropriation to the university of Hawaii for the program, including 1 position for outreach. Requires appropriation to be reduced if federal funds are made available for any portion of bridge to hope temporary assistance to needy families (TANF) participant cost. Further requires only state general funds to be used to provide services to temporary assistance to other needy families (TAONF) recipients. (\$\$)
-- SB0859 SD2

Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Multiple Referral to HSH/ LAB/ then HED then FIN (586-8465)

SB0864 SD1 (SSCR 402)

RELATING TO CHILD WELFARE SERVICES.

Introduced by: Chun Oakland S

Converts 31 case support services aid (CSA) positions and 8 multi agency case coordinator (MACC) positions within the child welfare services branch under the department of human services' social services division to civil service status and be subject to civil service and collective bargaining laws. Requires the employees to have performed satisfactory work in the position for a period of not less than 6 months prior and may be given a initial probationary appointment without examination. -- SB0864 SD1

Current Status: Mar-20 03 Passed Second Reading House
Mar-20 03 Referred to FIN (586-6200)

SB0870 SD2 HD1 (HSCR 995)

RELATING TO HOMELESS SERVICES.

Introduced by: Chun Oakland S

Appropriation out of the emergency and budget reserve fund (rainy day fund) to the housing and community development corporation of Hawaii for costs related to homeless assistance. (\$\$) -- SB0870 HD1

Current Status: Apr=03 03 Senate Disagrees to House amendments
Apr=11 03 Conference Committee: Senate Members: Chun Oakland S,
Menor R, Taniguchi B -- Inouye L, Trimble G
Apr-14 03 Conference Committee: House Members: Kahikina M,
Shimabukuro M -- Kawakami B, Stonebraker W

SB0877 SD2 (SSCR 938)

RELATING TO CORRECTIONS.

Introduced by: Chun Oakland S, Baker R, Fukunaga C

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. Further provides that within the limits of money specifically appropriated, the director of public safety shall 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 dependent 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 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 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. Requires the department of public safety and the office of youth services to annually report to the legislature. -- Establishes provision relating to gender responsive community based programs for female adjudicated youths and women. Provides that within the limits of money specifically appropriated, the office of youth services and the department of public safety shall make available programs for female adjudicated youths and women offenders by providing the appropriate range of opportunities to ensure that their needs are met. Provides that the programming shall include program models designed to address women's needs; appropriate treatment; 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; assistance for those offenders needing to develop a marketable job skill; geographical proximity to children and family; preparation of female adjudicated youths for the resumption of their education; and the goal of providing a gender responsive continuum of care. Appropriation to the department of public safety and the office of youth services for

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gender responsive community based programs for women and female adjudicated youths.
(\$\$) -- SB0877 SD2

Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-21 03 Single Re referral to JUD (586-8480)

SB0880 HD2 (HSCR 1337)

RELATING TO THE LEGISLATURE.

Introduced by: Chun Oakland S

Establishes the legislative budget office. Provides that the legislative budget office shall be headed by a director, to be appointed by the speaker of the house of representatives and the senate president, with a term of 4 years. Requires a report to the legislature on or before January 15 or each year. Establishes relationship to departments, agencies, and other branches of government. Appropriation. Repeals the legislative fiscal and budget analysis law. (\$\$) -- SB0880 HD2

Current Status: Apr=08 03 Senate Disagrees to House amendments
Apr=14 03 Conference Committee: Senate Members: Kawamoto C,
Taniguchi B -- Aduja M, Kokubun R, Whalen P
Apr-14 03 Conference Committee: House Members: Magaoay M,
Karamatsu J -- Jernigan M, Luke S

SB0881 SD1 HD1 (HSCR 940)

RELATING TO CHILD ABUSE.

Introduced by: Chun Oakland S

Amends provision relating to child abuse reports. Provides that any public safety officer, including sheriffs and deputy sheriffs, who has a reason to believe that child abuse or neglect has occurred or exists a substantial risk that an abuse may occur shall immediately report the matter orally to the department of human services or to the police department. Redefines police officer to include public safety officer, sheriffs, and deputy sheriffs under the child protective Act. -- SB0881 HD1

Current Status: Mar-17 03 Passed Second Reading House as amended (HD1)
Mar-21 03 Referred to JUD (586-8480)

SB0883 SD2 HD1 (HSCR 1069)

RELATING TO ADULT PROTECTIVE SERVICES.

Introduced by: Chun Oakland S

Appropriation to the department of human services to create 3 positions in the adult protective services program to include 1 social worker IV, 1 auditor III, and 1 social services assistant III to investigate incidents of suspected abuse, including financial exploitation of dependent adults. Requires the amount of the appropriation to be reduced if funding from alternative sources is obtained by the department for the Financial Exploitation Project. (\$\$) -- SB0883 HD1

Current Status: Mar-21 03 Passed Second Reading House as amended (HD1)
Mar-21 03 Referred to FIN (586-6200)

SB0884 SD1 HD1 (HSCR 1070)

MAKING APPROPRIATIONS FOR MEDICAID PROGRAMS.

Introduced by: Chun Oakland S

Appropriation to the department of human services for the residential alternative community care program, the Hawaii prepaid medicaid management information system, and the chore services program. (\$\$) -- SB0884 HD1

Current Status: Mar-21 03 Passed Second Reading House as amended (HD1)
Mar-21 03 Referred to FIN (586-6200)

SB0889 HD1 (HSCR 1078)

RELATING TO INTOXICATING LIQUOR.

Introduced by: Chun Oakland S, Baker R

Amends provisions relating to intoxicating liquor advertisement and signs upon licensed premises to include the possible effects of drinking alcohol while pregnant and the possible effects of driving a car after consuming alcoholic beverages. -- SB0889 HD1

Current Status: Mar-21 03 Passed Second Reading House as amended (HD1)
Mar-21 03 Referred to JUD (586-8480)

SB0895 SD1 (SSCR 331)

RELATING TO SICK LEAVE FOR PUBLIC EMPLOYEES.

Introduced by: Chun Oakland S, Baker R, Fukunaga C, Inouye L

Amends provision relating to leave of absence. Provides that an employer who provides sick leave for employees under collective bargaining law or under employees excluded from collective bargaining law, shall permit an employee to use the employee's sick leave to care for the employee's child, spouse or reciprocal beneficiary, or parent with a serious health condition. Provides that no employer shall deny an employee's right to use sick leave for this reason; or to discharge, demote, or discriminate against an employee for exercising employee's right to use the sick leave. -- SB0895 SD1

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Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Multiple Referral to LAB then FIN (586-8505)

SB0913

MAKING AN APPROPRIATION FOR THE LOSS MITIGATION GRANT PROGRAM.

Introduced by: Chun Oakland S

Appropriation from the interest income appropriated out of the hurricane reserve trust fund to the insurance commissioner to be deposited into the loss mitigation grant fund to develop and implement the grant program established under Act 179, session laws of 2002. (\$\$) -- SB0913

Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Single Referral to FIN (586-6200)

SB0918 SD2 (SSCR 970)

RELATING TO NONPROFIT CORPORATIONS AND ORGANIZATIONS.

Introduced by: Chun Oakland S

Amends provisions relating to motor vehicle insurance to establish provisions for additional required optional additional insurance. Requires every insurer issuing a motor vehicle insurance policy to make available to the insured an option in writing, for identical coverages that the insured has purchased for non business uses of the motor vehicle, to be applied when the insured's vehicle is used by the insured in the insured's capacity as a full time or part time employee or full time or part time volunteer for a nonprofit organization or nonprofit corporation. -- Provides an income tax deduction for amounts paid to a motor vehicle insurance company for optional additional insurance for coverage of a volunteer or employee of a nonprofit corporation or nonprofit organization. -- SB0918 SD2

Current Status: Mar-17 03 Passed Second Reading House
Mar-17 03 Referred to CPC (586-6180)

SB0919 SD1 HD2 (HSCR 1489)

MAKING AN APPROPRIATION FOR BIOREMEDIATION RESEARCH.

Introduced by: Chun Oakland S, Sakamoto N

Appropriation out of the hazardous waste revolving fund to the Pacific International Center for High Technology Research to conduct research, testing, and associated activities including a biotreatability evaluation, research on contaminated sediments, small scale testing, collaboration with federal agencies and other states and with the US Fish and Wildlife Service, and identification and solicitation of federal and other funding for research, development, and long term maintenance of constructed wetlands and developed habitats. Report to the legislature. (\$\$) -- SB0919 HD2

Current Status: Apr=10 03 Senate Disagrees to House amendments
Apr=16 03 Conference Committee: Senate Members: English J, Taniguchi B -- Chun Oakland S, Hemmings F, Hooser G, Kokubun R, Tsutsui S
Apr-14 03 Conference Committee: House Members: Takai K, Wakai G -- Ching C, Tamayo T

SB0921 SD2 (SSCR 992)

RELATING TO HAWAII WORKSITE TEMPORARY RESTRAINING ORDER ACT.

Introduced by: Chun Oakland S

Amends provision relating to power to enjoin and temporarily restrain harassment. Provides that any employer whose employee has been subjected to harassment from any individual that can reasonably be construed to be carried or to have been carried out at the worksite, may petition the district court for a temporary restraining order and an injunction from further harassment at the worksite. Further provides that an employee who is a target of threats or harassment shall not face disciplinary action based on their level of participation or cooperation with this process. Provides that if the defendant is a current employee of the petitioner, the judge shall receive evidence concerning that employer's decision to retain, terminate or otherwise discipline the defendant. -- SB0921 SD2

Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Multiple Referral to LAB then JUD (586-8505)

SB0929 SD1 (SSCR 322)

RELATING TO AFTER-SCHOOL PROGRAMS.

Introduced by: Chun Oakland S

Amends the afterschool (A+, A-plus, A plus) program and weekend programs. Establishes an A+ programs special fund into which shall be deposited all fees collected for A+ programs administered by the department of education. Provides that the fund shall be administered by the department to pay the expenses of the programs. Appropriation to the department for fund and appropriation out of the fund to the department. (\$\$) -- SB0929 SD1

Current Status: Mar-21 03 Passed Second Reading House
Mar-21 03 Referred to FIN (586-6200)

SB0934 SD1 (SSCR 26)

RELATING TO TRANSFER OF OWNERSHIP OF FIREARMS AND AMMUNITION.

SENATE BILLS WHICH PASSED THIRD READING

Introduced by: Chun Oakland S

Amends provision relating to transfer of ownership of firearms and ammunition. Provides that the restraining order or order of protection shall set forth conditions, limitations and prohibitions for the transference of ownership of a firearm. Provides that the court shall consider the ability of the person named in the order to obtain possession or control over the transferred firearm. Further provides that such person shall relinquish possession and control of any firearm and ammunition owned by that person or transfer the firearm in accordance with the conditions, limitations, and prohibitions set forth in the order. Provides that any person disqualified from the right to transfer ownership of firearms and ammunition shall surrender or dispose of all firearms and ammunition. -- SB0934 SD1

Current Status: Feb-11 03 Introduction/Passed First Reading - House
Feb-11 03 Single Referral to JUD (586-8480)

SB0935

RELATING TO ORDERS FOR PROTECTION.

Introduced by: Chun Oakland S

Amends provision relating to orders for protection. Repeals the distinction between domestic and non domestic abuse sentencing. -- SB0935

Current Status: Feb-11 03 Introduction/Passed First Reading - House
Feb-11 03 Single Referral to JUD (586-8480)

SB0936 SD1 (SSCR 448)

RELATING TO HAWAII VICTIMS' UNEMPLOYMENT BENEFITS ACT.

Introduced by: Chun Oakland S

Establishes provision relating to eligibility of benefits for domestic or sexual violence victims within the employment security law. Provides that a person's voluntary separation from employment shall be considered for good cause resulting from the person or a minor child of the person being a victim of domestic or sexual violence if the person has a reasonable fear of the occurrence of future violence at, enroute to, or enroute from the person's place of employment; the person's efforts to seek or reside in an emergency shelter or to relocate prevents the person from reporting to work; the person or the person's minor child need to obtain treatment to address the physical or psychological effects prevents the person from working; the person's request for leave was denied by the employer or any other employment alternative would not be sufficient to guarantee the safety of the person or the minor child; or any other circumstances in which domestic or sexual violence causes the person to reasonable believe that separation from employment is necessary for the future safety of the person or the person's minor child. Authorizes the department of labor and industrial relations to request evidence to demonstrate the person's eligibility for benefits. -- SB0936 SD1

Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Multiple Referral to LAB then JUD then FIN (586-8505)

SB0945 SD1 HD1 (HSCR 1468)

RELATING TO CHILDREN AND YOUTH.

Introduced by: Chun Oakland S, Kanno B, Tsutsui S, Sakamoto N, Espero W, Hanabusa C, Kawamoto C, Aduja M, Ige D

Amends provisions relating to the Hawaii tobacco settlement moneys. Changes the percentage appropriated into the emergency and budget reserve fund (rainy day fund) from 24 1/2 per cent to ____ per cent. Adds that ____ per cent shall each be appropriated to the department of human services office of youth services and the department of education for nonschool hour programs for 6th to 8th graders and to the counties' department of parks and recreation for nonschool hour programs. Departments and the counties to annually report to the legislature. Appropriation. (\$\$) -- SB0945 HD1

Current Status: Apr=10 03 Senate Disagrees to House amendments
Apr-14 03 Conference Committee: House Members: Kahikina M, Arakaki D, Takumi R, Takamine D -- Stonebraker W
Apr=16 03 Conference Committee: Senate Members: Chun Oakland S, Baker R, Sakamoto N, Taniguchi B -- Hooser G, Ige D, Tsutsui S

SB0956 SD2 HD1 (HSCR 986)

RELATING TO PRESUMPTIVE MEDICAID ELIGIBILITY FOR PREGNANT WOMEN.

Introduced by: Chun Oakland S, Kanno B, Hanabusa C, Sakamoto N, Fukunaga C, Baker R, Kawamoto C, Aduja M

Requires the department of human services to presume that a pregnant woman applying for Medicaid or QUEST coverage for prenatal care or other medically indicated services relating to pregnancy to be eligible for coverage immediately upon application. Provides that the women shall be notified within 45 days of their eligibility for continuing coverage. Further provides that the infants of women shall also be deemed eligible for services and shall be processed for state children's health insurance program (SCHIP). Requires the department to explore modifying its SCHIP program to permit coverage of pregnant women and their

SENATE BILLS WHICH PASSED THIRD READING

infants. -- SB0956 HD1

Current Status: Mar-20 03 Passed Second Reading House as amended (HD1)
Mar-20 03 Referred to FIN (586-6200)

SB0958 SD1 (SSCR 603)

RELATING TO THE PRACTICE OF PHARMACY.

Introduced by: Chun Oakland S, Fukunaga C, Kawamoto C, Baker R

Amends provisions relating to pharmacy to include emergency contraception. Redefines the practice of pharmacy to include initiating emergency contraception oral drug therapy, between a practitioner and a pharmacist having appropriate training. Changes licensed medical doctor to licensed physician. Redefines contraceptive services within accident and sickness insurance contract provisions to include pharmacist delivered medical services. -- SB0958 SD1

Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Multiple Referral to HLT then CPC (586-6050)

SB0959 SD1 HD1 (HSCR 1134)

RELATING TO CHILD ABUSE.

Introduced by: Chun Oakland S, Kanno B, Fukunaga C, Aduja M, Ige D

Establishes provision relating to authorization for forensic medical examination, or other diagnostic examinations. Provides that any child health professional or paraprofessional, or licensed physician who observes a child whom the person believes may have been subjected to child abuse or neglect, and the department of human services upon taking custody of a child, shall make every good faith effort to refer the child to a medical facility to perform a forensic medical examination and to document the injuries observed; or take color photographs of the areas of trauma visible on the child if the referral is not practicable. -- Establishes provision relating to foster custody placements and mandatory physical examinations. Requires the department of human services to ensure that every child entering foster care receives a pre placement physical examination within 24 hours of each placement. Provides that if a child is found to have evidence of recent injuries, the child shall be immediately referred for a forensic medical examination. Appropriation. (\$\$) -- SB0959 HD1

Current Status: Mar-21 03 Passed Second Reading House as amended (HD1)
Mar-21 03 Referred to FIN (586-6200)

SB0961 SD1 (SSCR 844)

RELATING TO GOOD BEGINNINGS ALLIANCE.

Introduced by: Chun Oakland S, Kanno B, Hanabusa C, Sakamoto N, Fukunaga C, Kawamoto C, Aduja M, Ige D

Amends Act 77, session laws of 1997, as amended by Act 60, session laws of 2000, as amended by Act 13, session laws of 2002, relating to early education and care. Requires the department of human services to include in its budget request for each upcoming fiscal period, the amounts necessary for the private non profit corporation on early childhood education and services. Appropriation to the department for the good beginnings alliance. (\$\$) -- SB0961 SD1

Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Multiple Referral to HSH/ HLT/ then FIN (586-8465)

SB0963 SD1 HD1 (HSCR 1144)

MAKING AN APPROPRIATION FOR THE POISON CENTER.

Introduced by: Chun Oakland S, Kanno B, Fukunaga C, Aduja M, Ige D

Appropriation to the department of health to operate a hospital based poison center 24 hours a day. (\$\$) -- SB0963 HD1

Current Status: Mar-21 03 Passed Second Reading House as amended (HD1)
Mar-21 03 Referred to FIN (586-6200)

SB0964 SD1 HD1 (HSCR 1143)

MAKING AN APPROPRIATION FOR TREATMENT SERVICES FOR CHILD VICTIMS OF INTRAFAMILIAL SEXUAL ABUSE.

Introduced by: Chun Oakland S, Kanno B, Tsutsui S, Sakamoto N, Fukunaga C, Aduja M, Espero W, Hanabusa C, Kawamoto C

Appropriation to the department of human services to provide treatment services for child victims of intrafamilial sexual abuse, including psychological treatment and case management services for child victims and their families who are not covered under the child protective services system of the department. (\$\$) -- SB0964 HD1

Current Status: Mar-21 03 Passed Second Reading House as amended (HD1)
Mar-21 03 Referred to FIN (586-6200)

SB0966 SD2 (SSCR 898)

RELATING TO RESOURCE MAXIMIZATION.

Introduced by: Chun Oakland S, Kanno B, Hanabusa C, Sakamoto N, Fukunaga C, Aduja M, Ige D

SENATE BILLS WHICH PASSED THIRD READING

Establishes the office of resource maximization within the office of lieutenant governor to secure federal and private foundation grants, consulting with the governor in the preparation of the state budget, advising each state department and agency receiving grants on the effective administration of the grant moneys and providing ombudsman services to encourage state agencies to enter partnerships with nonprofit organizations to maximize receipt of federal revenues. Provides criteria. Provides that the office shall work in coordination with the Hawaii office of federal programs coordinator in Washington, D.C. and the state comptroller or any person contracted to pursue and collect federal fund reimbursements for the interagency federal revenue maximization revolving fund, to facilitate statewide grant seeking efforts to maximize the amount of federal funding available to the State. Appropriation to the office of the lieutenant governor for the establishment of the office, including the hiring of a director and professional and administrative support staff. (\$\$)
-- SB0966 SD2

Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Single Referral to FIN (586-6200)

SB0974 SD1 HD1 (HSCR 985)

MAKING AN APPROPRIATION FOR THE PRESCHOOL OPEN DOORS PROGRAM.

Introduced by: Chun Oakland S, Kanno B, Tsutsui S, Hanabusa C, Sakamoto N, Fukunaga C, Aduja M, Ige D

Appropriation to the department of human services to increase the number of child care subsidies given through the preschool open doors program, pay administrative expenses, and provide parent workshops to recipients of child care subsidies in each county. (\$\$) -- SB0974 HD1

Current Status: Mar-20 03 Passed Second Reading House as amended (HD1)
Mar-20 03 Referred to FIN (586-6200)

SB0993 SD1 (SSCR 758)

RELATING TO SMOKING.

Introduced by: Chun Oakland S, Ige D, Hemmings F

Prohibits smoking to be permitted in the state capitol building, including the basement, basement parking, all rooms, and all hallways and lanais regardless of whether or not they are enclosed. Establishes designated smoking areas on the 1st and 5th floors. Exempts the State from implementing and maintaining a written smoking policy for the state capitol building. -- SB0993 SD1

Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Multiple Referral to LMG then JUD (586-6380)

SB0995 SD2 (SSCR 684)

RELATING TO EDUCATION.

Introduced by: Chun Oakland S (BR)

Amends provisions relating to educational textbooks and instructional materials. Requires the department of education shall develop and update on an annual basis, a statewide consolidated list of textbooks and instructional materials that are compatible with the Hawaii content and performance standards. Requires the principals in each school complex after consultation with their faculty to select a maximum of 6 textbooks or instructional materials for each approved course of study that shall be used consistently throughout the school complex. Prohibits deviation from this list without prior permission from the superintendent or receipt of state funds for any supplemental textbooks or instructional materials used. Requires the department to use cooperative purchasing including purchasing agreements with federal agencies and other state or local education agencies, to obtain a lower price per unit for textbooks and instructional materials than the department would otherwise obtain as a sole purchaser. Requires the department to assess and collect from each student or the student's parent or guardian, a 1 time textbook deposit fee of ____ dollars which shall be retained in the school's textbook account and returned to the student when the student leaves the school if the student has returned in usable condition all textbooks issued to the student by the school. Further requires the department to assess and collect from each student or the student's parent or guardian, a textbook and instructional materials fee not to exceed 20 dollars per student. Provides that the school principals shall retain the fees and replacement charges for lost, damaged, destroyed, or broken textbooks and instructional materials. -- SB0995 SD2

Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Multiple Referral to EDN then FIN (586-6170)

SB0996 SD1 HD1 (HSCR 990)

RELATING TO THE DEPARTMENT OF PUBLIC SAFETY.

Introduced by: Chun Oakland S, Fukunaga C, Ige D

Appropriation to the department of public safety for substance abuse treatment for levels I and II 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

SENATE BILLS WHICH PASSED THIRD READING

treatment in the Crossroads program at Waiawa community facility, for diagnostic drug assessment and drug screening programs for Maui community correctional center and Kauai community correctional center, for the project bridge program at Maui community correctional center, and for the women's community correctional facility. (\$\$) -- SB0996 HD1
Current Status: Mar-20 03 Passed Second Reading House as amended (HD1)
Mar-20 03 Referred to FIN (586-6200)

SB1000 SD1 (SSCR 2033)

RELATING TO CHILD ABUSE.

Introduced by: Chun Oakland S, Espero W, Aduja M

Amends provision relating to child abuse reports. Provides that any member of the clergy and any person who is a member of the staff of any church, synagogue, temple, mosque, or other religious institution, who has a reason to believe that child abuse or neglect has occurred or that there exists a substantial risk that child abuse or neglect may occur shall immediately report the matter orally to the department of human services or to the police department. Provides that a member of the clergy shall not be required to report information gained from a confidential communication, admission, or confession in the context of the member's profession. -- SB1000 SD1

Current Status: Feb-18 04 Introduction/Passed First Reading - House
Feb-19 04 Multiple Referral to HSH then JUD (586-8465)

SB1002

PROPOSING AN AMENDMENT TO ARTICLE X, SECTION 2, OF THE HAWAII CONSTITUTION, TO ALLOW THE STUDENT MEMBER OF THE BOARD OF EDUCATION TO VOTE.

Introduced by: Chun Oakland S, Fukunaga C, Sakamoto N

Proposes to amend the constitution. Changes the public high school student member on the board of education to be a voting member, excluding fiscal or personnel matters. -- SB1002

Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Multiple Referral to EDN then JUD then FIN (586-6170)

SB1038 SD1 (SSCR 136)

RELATING TO WATER SUPPLY.

Introduced by: Slom S

Amends provision relating to prohibited acts within safe drinking water law. Prohibits any person to add any product, substance, or chemical to the public water supply, except federally owned and operated systems such as military facilities, to treat or affect the physical or mental functions of a person other than to make the water safe or potable. -- SB1038 SD1

Current Status: Feb-14 03 Introduction/Passed First Reading - House
Feb-18 03 Single Referral to WLH (586-6270)

SB1041 SD1 HD1 (HSCR 1012)

RELATING TO LIABILITY.

Introduced by: Hanabusa C

Establishes provision relating to community health center helicopter landing pad operation; liability. Provides that no community health center that operates a helicopter landing pad, shall be liable for any civil damages for personal injury resulting from any act or omission by the community health center in the operation of the helicopter pad, where the helicopter involved in the events leading to the personal injury was a Military Assistance to Safety and Traffic helicopter, except where the community health center's conduct was grossly negligent, wanton, willful, malicious, or intentional. Act to be repealed on June 30, 2005. -- SB1041 HD1

Current Status: Mar-21 03 Passed Second Reading House as amended (HD1)
Mar-21 03 Referred to JUD (586-8480)

SB1044

RELATING TO EXECUTIVE COMMUNICATIONS.

Introduced by: Ihara L

Establishes the availability of executive communications and other gubernatorial issuances. Provides that notice of every executive order, gubernatorial proclamation, and executive message to the legislature shall be made to the public within 5 days of its issuance by publication in a newspaper of general circulation in the State or in another manner designed to reach the general public, in hard copy and on the internet within the same time period. -- SB1044

Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Multiple Referral to JUD then FIN (586-8480)

SB1049 SD1 HD1 (HSCR 1223)

RELATING TO THE PUBLIC UTILITIES COMMISSION.

Introduced by: Kawamoto C (BR)

Amends provisions relating to telecommunication providers and services to establish that a person, corporation, partnership, firm, or any other entity holding a license granted by the

SENATE BILLS WHICH PASSED THIRD READING

Federal Communications Commission to provide commercial mobile radio service shall be subject to partial regulation by the public utilities commission. -- SB1049 HD1

Current Status: Apr=03 03 Senate Disagrees to House amendments
Apr=11 03 Conference Committee: Senate Members: Menor R -- Baker R, Espero W, Whalen P
Apr-14 03 Conference Committee: House Members: Hiraki K -- Herkes R, Sonson A, Stonebraker W

SB1055 SD1 HD1 (HSCR 1005) RELATING TO MOTOR VEHICLE INSURANCE.

Introduced by: Menor R

Amends provisions relating to verification of motor vehicle insurance. Requires every insurer to establish and maintain an information system that enables the insurer to electronically transmit the motor vehicle's identification number of the insured and uninsured vehicles to the motor vehicle insurance data base maintained by the city and county of Honolulu. Provides an exemption from the transmission of information for insurers of a fleet of 5 or more motor vehicles under common registered ownership used in the regular course of business. Requires the motor vehicle and licensing division of the department of customer services of the city and county of Honolulu to develop and operate a database. Further requires the motor vehicle and licensing administrator to select a qualified contractor to work with insurers and appropriate state and county agencies to develop, maintain, and operate a statewide information system database and any necessary processes that will minimize the costs of compliance for insurers and state and county agencies and that is capable of being accessed by all law enforcement officers, the judiciary, and counties having authority to enforce motor vehicle insurance provisions. Appropriation to the city and county of Honolulu. (\$\$) -- SB1055 HD1

Current Status: Apr=10 03 Senate Disagrees to House amendments
Apr-14 03 Conference Committee: House Members: Hiraki K, Takamine D -- Bukoski K, Herkes R
Apr=21 03 Conference Committee: Senate Members: Menor R, Ige D, Taniguchi B -- Kim D, Kokubun R, Sakamoto N, Whalen P

SB1057 RELATING TO THE INSURANCE COMMISSIONER.

Introduced by: Menor R

Amends provisions relating to the insurance commissioner. Provides that the commissioner shall be nominated and appointed by the governor with the advice and consent of the senate instead of being appointed by the director of commerce and consumer affairs. -- SB1057

Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Multiple Referral to CPC then LMG then JUD (586-6180)

SB1060 SD2 (SSCR 2749) RELATING TO ALTERNATIVE EDUCATION.

Introduced by: Baker R, Tsutsui S

Appropriation to the department of education for a grant in aid to Hui Malama learning center for alternative education programs, including GED (general equivalency diploma) foundations, academic tutorials provided under Act 90, session laws of 1996, and home schooling enrichment. (\$\$) -- SB1060 SD2

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to EDN then FIN (586-6170)

SB1061 SD1 HD1 (HSCR 936) RELATING TO ADULT RESIDENTIAL CARE HOMES.

Introduced by: Baker R

Amends provision relating to the licensing of adult residential care homes (ARCH). Allows group living in 3 categories, rather than 2 categories of adult residential care homes. Adds type IA category which allows group living by 5 or fewer unrelated persons of whom no more than 2 require nursing facility level care, provided that more nursing facility level residents may be allowed at the discretion of the department of health. Requires the type IA license to terminate immediately upon discharge or transfer of the nursing facility resident or residents in whose name the license was issued. Requires the department to conduct annual unannounced inspections to type I, IA, II, and expanded adult residential care homes. Further requires the insurance commissioner to establish an adult residential care home liability insurance assigned risk pool where agreements may be made among insurers with respect to the equitable apportionment among them of insurance that may be afforded adult residential care home applicants for liability insurance who are in good faith entitled to, but who are unable to procure at reasonable rates, such insurance through ordinary methods. Provides that agreements and rate modifications shall be subject to the approval of the commissioner. -- SB1061 HD1

Current Status: Mar-17 03 Passed Second Reading House as amended (HD1)

SENATE BILLS WHICH PASSED THIRD READING

Mar-20 03 Referred to FIN (586-6200)

SB1065

RELATING TO MANAGED COMPETITION.

Introduced by: Tsutsui S

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 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. Appropriation. (\$\$) -- SB1065

Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Multiple Referral to LAB then FIN (586-8505)

SB1066

MAKING AN APPROPRIATION FOR PUEA CEMETERY.

Introduced by: Chun Oakland S

Appropriation to the department of accounting and general services for the maintenance and upkeep of the Puea cemetery. Report to the legislature. (\$\$) -- SB1066

Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-12 03 Single Re referral to FIN (586-6200)

SB1070 HD1 (HSCR 880)

RELATING TO EXAMINATIONS FOR THE DETERMINATION OF PERMANENT IMPAIRMENT.

Introduced by: Kanno B

Establishes the examination for determination of permanent impairment in workers' compensation. Requires the examination to be conducted by an impairment examiner who has been mutually agreed upon by the employer and the employee. Requires the director of labor and industrial relations to appoint an impairment examiner from a list of qualified examiners categorized and selected by specialty of practice, if the parties are not able to mutually agree on an examiner. -- SB1070 HD1

Current Status: Apr=10 03 Senate Disagrees to House amendments
Apr=14 03 Conference Committee: Senate Members: Kanno B -- Kawamoto C, Tsutsui S
Apr-14 03 Conference Committee: House Members: Oshiro M, Hiraki K, Nakasone B -- Pendleton D

SB1072 SD2 (SSCR 685)

MAKING AN APPROPRIATION FOR ISPED CLERK TYPISTS.

Introduced by: Kanno B

Appropriation to the department of education for para professional positions to support the ISPED (integrated special education database) system. (\$\$) -- SB1072 SD2

Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Multiple Referral to EDN then FIN (586-6170)

SB1076 SD1 (SSCR 153)

RELATING TO NATURAL AREA RESERVES SYSTEM.

Introduced by: Kokubun R

Amends provision relating to the natural area reserves system. Provides that the department of land and natural resources shall designate hunting as the primary means of reducing game animal numbers, whether through public hunting or through contracting with public organizations and clubs. -- SB1076 SD1

Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Multiple Referral to WLH then FIN (586-6270)

SENATE BILLS WHICH PASSED THIRD READING

- SB1080 SD1 HD1 (HSCR 902) RELATING TO PENALTIES.
Introduced by: English J
Amends provision relating to the waiver or reduction of penalties within the small business regulatory flexibility Act. Provides that a small business shall waive or reduce any penalty or fine as allowed by federal or state law for a violation of any statute, ordinance, or rules by a small business when a violation results in serious health and safety impacts and the violation occurs under public administration and historic preservation, solid waste, safe drinking water, environmental quality control, air pollution control, ozone layer protection, water pollution, non point source pollution management and control, noise pollution, integrated solid waste management, solid waste pollution, special waste recycling, hazardous waste, underground storage tanks, recycling and disposal and asbestos violations. -- SB1080 HD1
Current Status: Mar-17 03 Passed Second Reading House as amended (HD1)
Mar-19 03 Referred to JUD (586-8480)
- SB1087 SD1 (SSCR 439) RELATING TO CONDOMINIUMS.
Introduced by: Bunda R, Menor R
Amends Act 213 session laws of 2000, relating to condominiums. Provides that the real estate commission shall submit a progress report to the legislature, including any draft legislation to the legislature prior to the regular 2003 session and a final report of the review, including findings and recommendations of the commission, and draft legislation prior to the 2004 session. Expands the membership of the real estate commission's recodification advisory committee. Requires the committee to meet to review the final version of the recodification draft to be presented at public hearings. Further requires the committee to meet after the public hearings and to make recommendations to the real estate commission before the final recodification draft is submitted to the legislature. Appropriation out of the condominium management education fund to the department of commerce and consumer affairs to cover necessary expenses of the real estate commission to complete its comprehensive review of the condominium property regimes law, including the cost of continuing 1 full time temporary condominium specialist position in the department of commerce and consumer affairs. (\$\$) -- SB1087 SD1
Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Multiple Referral to CPC then FIN (586-6180)
- SB1109 SD1 HD1 (HSCR 1141) 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 another adult family or household member, 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 seek necessary medical treatment or care for the adult family or household member who is unable to obtain care for themselves, report the matter to the department of human services or to the police department. -- SB1109 HD1
Current Status: Mar-21 03 Passed Second Reading House as amended (HD1)
Mar-21 03 Referred to JUD (586-8480)
- SB1130 RELATING TO THE COURTS.
Introduced by: Bunda R (BR)
Amends provision relating to use of credit cards to pay for court costs, fees, expenses, and other charges by including debit cards. Provides that costs, fees, bond forfeitures, fines, expenses, and other charges that are due and owing to the courts may be paid by use of credit or debit cards acceptable to the administrative director of the courts provided that bail postings and driver's license and vehicle registration clearances shall be paid in cash only. -- SB1130
Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Multiple Referral to JUD then FIN (586-8480)
- SB1131 RELATING TO TRAFFIC INFRACTIONS.
Introduced by: Bunda R (BR)
Amends provisions relating to the adjudication of traffic infractions. Repeals the requirement that the return envelope be postage paid. -- SB1131
Current Status: Mar-21 03 Passed Second Reading House
Mar-21 03 Referred to FIN (586-6200)
- SB1132 SD1 HD1 (HSCR 1037) RELATING TO FAMILY COURTS.
Introduced by: Bunda R (BR)

SENATE BILLS WHICH PASSED THIRD READING

Amends provision relating to appointment of counsel and guardian ad litem; compensation by providing that nothing in these provisions shall preclude the judiciary from contracting these professional services based upon reasonable rates of compensation. -- SB1132 HD1
Current Status: Mar-21 03 Passed Second Reading House as amended (HD1)
Mar-21 03 Referred to FIN (586-6200)

SB1136 SD1 (SSCR 900)

RELATING TO ADMINISTRATIVE DRIVER'S LICENSE REVOCATION.
Introduced by: Bunda R (BR)
Amends provisions relating to operating a vehicle under the influence of intoxicants. Repeals law enforcement mileage fees from the costs of processing a request for an administrative hearing. -- SB1136 SD1
Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Multiple Referral to JUD then FIN (586-8480)

SB1138 SD1 (SSCR 942)

RELATING TO INTERMEDIATE SANCTIONS.
Introduced by: Bunda R (BR)
Appropriation to the judiciary for personnel and operating expenses to support the work of the interagency council on intermediate sanctions and for assessments of pre sentence and post sentence offenders. Authorizes the judiciary to establish ____ full time equivalent (____.00 FTE) program coordinator position. Appropriation to the department of public safety for personnel and operating expenses to provide mental health assessments of offenders, for assessments of pretrial detainees, furloughed inmates, and parolees, for assessing and planning for the management information systems needs to support intermediate sanctions research, for interfacing the department's corrections information system with the department of attorney general's criminal justice information system, and for cognitive behavioral skills training. Authorizes the department of public safety to establish ____ full time equivalent (____.00 FTE) mental health assessor position. Appropriation to the department of the attorney general for conducting research on recidivism reduction. (\$\$)
-- SB1138 SD1
Current Status: Mar-21 03 Passed Second Reading House
Mar-21 03 Referred to FIN (586-6200)

SB1142

RELATING TO VOTER REGISTRATION.
Introduced by: Bunda R (BR)
Establishes provision relating to election day registration. Allows persons seeking to vote to register at the polling place for the precinct in which the person maintains residence, on that election day with proof of residence. Provides criteria for proof of residence. Amends provision relating to closing register and list of voters by changing it to registration before election day and list of voters. Appropriation to the for developing an election day voter registration system. (\$\$) -- SB1142
Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Multiple Referral to JUD then FIN (586-8480)

SB1149

RELATING TO ELECTIONS BY MAIL.
Introduced by: Bunda R (BR)
Allows federal, state, or county elections, other than regularly scheduled primary or general elections, to be conducted by mail (provided that the election is state or county wide). Provides that chief election officer shall determine whether a federal or state election other than a regularly scheduled primary or general election is conducted by mail or at a polling places and shall adopt rules to provide for the uniformity in the conduct of federal and statewide elections by mail. Provides that the county clerk shall determine whether a county election, held other than on the date of a regularly scheduled primary or general election, may be conducted by mail or at polling places. -- SB1149
Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Multiple Referral to JUD then FIN (586-8480)

SB1151 HD1 (HSCR 1132)

RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS.
Introduced by: Bunda R (BR)
Defines public land trust to mean those lands which were ceded to the US by the republic of Hawaii under the joint resolution of annexation, approved July 7, 1898, or acquired in exchange for lands so ceded, and which were conveyed to the state of Hawaii by virtue of the Admissions Act of March 18, 1959, excluding therefrom lands and all proceeds and income from the sale, lease, or disposition of lands defined as available lands of the Hawaiian Homes Commission Act, 1920, as amended; retained by the US and later conveyed to the State under the Act of March 18, 1959; and ceded to and retained by the US under the Act of March 18, 1959, and later conveyed to the State under pursuant to the Act

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of December 23, 1963. Defines revenue to mean all proceeds, fees, charges, rents, or other income or any portion thereof, derived from any sale, lease, license, permit, or other similar proprietary disposition, permitted use, or activity that is situated upon and results from the actual use of lands comprising the public land trusts, and including any penalties or levies exacted as a result of a violation of the terms of any proprietary disposition, but excluding any income, proceeds, fees, charges, or other moneys derived through the exercise or sovereign functions and powers. Provides criteria. -- SB1151 HD1

Current Status: Mar-21 03 Passed Second Reading House as amended (HD1)
Mar-21 03 Referred to FIN (586-6200)

SB1152 SD1 HD1 (HSCR 1100) RELATING TO THE REPRESENTATION OF THE OFFICE OF HAWAIIAN AFFAIRS ON BOARDS, COMMISSIONS, AND ADVISORY BODIES.

Introduced by: Bunda R (BR)

Provides the board of land and natural resources shall be composed of 7 members, 1 from each land district and 3 at large, of which 6 members shall be nominated and, by and with the advice of the senate appointed by the governor. Requires a 7th member to be a trustee of or a representative designated by the office of Hawaiian affairs. Amends provision relating to the establishment of the state land use commission and the public advisory board within the coastal zone management. Provides that 1 member shall be appointed by a list submitted by the office of Hawaiian affairs. -- SB1152 HD1

Current Status: Mar-21 03 Passed Second Reading House as amended (HD1)
Mar-21 03 Referred to FIN (586-6200)

SB1155 SD1 (SSCR 416) RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS.

Introduced by: Bunda R (BR)

Amends provision relating to service while a member of the board of trustees of the office of Hawaiian affairs. Provides that any service as a trustee of the office of Hawaiian affairs during the period of July 1, 1993, through July 1, 2002, if claimed by the member, shall be credited in the member's class at the time the service is acquired provided that membership service shall be creditable in accordance with credit for previous service for any trustee with fewer than 5 years of credible service who elected to become a member under by October 1, 2002. Amends provision relating to the acquisition of membership service. Provides that verified prior service shall be credited and verified membership service shall be paid for the member by lump sum payment, unless the member is claiming service credit as a trustee of the office of the Hawaiian affairs and has elected to become a member. -- SB1155 SD1

Current Status: Mar-17 03 Passed Second Reading House
Mar-17 03 Referred to LAB (586-8505)

SB1172 SD2 HD2 (HSCR 1495) RELATING TO AIRLINES.

Introduced by: Kim D

Authorizes the director of transportation to establish an emergency program by declaring that an emergency exists because of a substantial decrease in in - bound passengers due to an armed conflict or war. Provides that the program entitles qualifying air carriers to waive and defer airport landing fees, joint use charge fees, or exclusive use terminal rental fees. Requires the department of transportation to report to the legislature. -- SB1172 HD2

Current Status: Apr=10 03 Senate Disagrees to House amendments
Apr=16 03 Conference Committee: Senate Members: Fukunaga C, Kawamoto C, Kokubun R -- Ihara L, Inouye L, Kim D, Taniguchi B, Trimble G
Apr-14 03 Conference Committee: House Members: Souki J, Schatz B, Wakai G -- Caldwell K, Leong B

SB1183 RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR ST. PATRICK SCHOOL.

Introduced by: Hooser G (BR)

Authorizes the issuance of special purpose revenue bonds to assist St. Patrick school to finance or refinance the planning, acquisition, construction, or improvement of its educational facilities. Authorizes the issuance of refunding special purpose revenue bonds to refund the special purpose revenue bonds. (\$\$) -- SB1183

Current Status: Mar-21 03 Passed Second Reading House
Mar-21 03 Referred to FIN (586-6200)

SB1206 SD1 (SSCR 2822) RELATING TO TAXATION.

Introduced by: English J

Provides an aircraft operating lease investment income tax credit equal to 2 per cent of the lease rent paid by the lessee of an aircraft under an operating lease. -- SB1206 SD1

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Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to TRN then FIN (586-9444)

SB1210

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. -- SB1210

Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Multiple Referral to TAC then FIN (586-6120)

SB1229 SD1 HD1 (HSCR 1003)

RELATING TO NONPROFIT CORPORATIONS.

Introduced by: Ihara L, Hooser G

Establishes provision relating to certain nonprofits required to comply with additional state laws. Provides that any corporation whose bylaws provide that a government official or agency shall appoint a majority of the corporation's board of directors shall be required to comply with public agency meetings and records and the uniform information practices laws. Requires the auditor to have the power to subpoena the records of and audit any corporation required to comply. -- SB1229 HD1

Current Status: Mar-21 03 Passed Second Reading House as amended (HD1)
Mar-21 03 Referred to JUD (586-8480)

SB1238 SD2 HD1 (HSCR 930)

RELATING TO MENTAL HEALTH.

Introduced by: Chun Oakland S

Establishes advance mental health care directives law. Authorizes any competent adult or emancipated minor to make a written advance mental health care directive declaring preferences or instructions regarding mental health treatment including consent to or refusal of treatment. Defines advance health care directive to mean a written document expressing preferences, instructions or a power of attorney for mental health treatment. Defines power of attorney to mean the designation of an agent to make mental health care decisions for the individual granting the power. Requires the power to be signed by 2 competent adults and acknowledged before a notary public. Provides that the authority of an agent becomes effective only upon a determination that the principal lacks capacity and ceases to become effective upon the determination that the principal has recovered capacity. Repeals the medical treatment decision for psychotic disorders law. -- SB1238 HD1

Current Status: Mar-17 03 Passed Second Reading House as amended (HD1)
Mar-17 03 Referred to JUD (586-8480)

SB1239 SD1 HD2 (HSCR 1438)

RELATING TO ENERGY.

Introduced by: Baker R, English J, Ihara L, Ige D, Chun Oakland S, Fukunaga C

Establishes provision relating to delivery of biodiesel fuel to harbors; installation of biodiesel fuel pumps by requiring the department of transportation to allow for the delivery of biodiesel fuel to all harbors; and to provide for installation of biodiesel fuel pumps at all harbors. Defines biodiesel fuel to mean a renewable, biodegradable, mono alkyl ester combustible liquid fuel derived from agricultural plant oils or animal fats that meets American Society of Testing and Material Specification for Biodiesel Fuel Blend Stock for Distillate Fuels and is suitable for blending with petroleum based diesel fuel for use in diesel engines. Amends provision relating to license taxes. Requires every distributor of any alternative fuel for operation of an internal combustion engine to pay a license tax to the department of 1/4 of 1 cent for each gallon of such alternative fuel sold or used by the distributor for operating a motor vehicle or motor vehicles upon the public highways of the State at a rate proportional to that of the rates applicable to diesel oil rounded to the nearest 1/10 of a cent as follows, ethanol, 0.145 times the rate for diesel; methanol, 0.11 times the rate for diesel; biodiesel, 0.25 the rate for diesel and for all other alternative fuels, the rate shall be based on the energy content of the fuels as compared to diesel fuel, using a lower heating value of 130,000 British thermal units per gallon as a standard for diesel, so that the tax rate, on an energy content basis, is equal to 1/4 the rate for diesel fuel. Establishes provision relating to biofuel preference. Provides 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 biofuel. Provides that when purchasing diesel fuel for transportation, state agencies shall, and county agencies may, give preference to biofuel to assist in the diversion of cooking oil wastes from the waste stream. Provides that when purchasing low grade fuel for power generation state agencies shall, and county agencies may give preference to bidders using biofuel. Defines biofuel to mean biodiesel fuel produced from recycled or recyclable cooking oil, fats, and greases, which meet the American Society of Testing and

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Materials Specification for Biodiesel Fuel (B100) Blend Stock for Distillate Fuels, as amended and fuel produced from waste cooking oils, fats, or greases, including grease trap waste, that can be used for power generation. -- SB1239 HD2

Current Status: Apr=10 03 Senate Disagrees to House amendments
Apr-14 03 Conference Committee: House Members: Morita H, Souki J, Kawakami B -- Thielen C
Apr=16 03 Conference Committee: Senate Members: English J, Kokubun R -- Baker R, Hooser G, Kim D, Taniguchi B

SB1240 SD2 HD1 (HSCR 984)

RELATING TO MEDICAID.

Introduced by: Baker R, Chun Oakland S

Requires the department of human services to withdraw its proposed amendments to the state Medicaid plan that would pay only 1/2 of the DRI (data resource index) McGraw Hill inflation adjustment; discontinue the ROE (return on equity) program; and modify the grandfathered capital component in the state Medicaid plan thereby restoring the full DRI and ROE to the formula for calculating Medicaid payments for the aged, blind, and disabled in the state Medicaid plan. Provides that the director shall submit a proposal to the Centers for Medicare and Medicaid Services to amend Hawaii's Medicaid plan to set payments at a level to at least cover the actual costs of quality care. 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. Report to the legislature. Appropriation. (\$\$) -- SB1240 HD1

Current Status: Mar-20 03 Passed Second Reading House as amended (HD1)
Mar-20 03 Referred to FIN (586-6200)

SB1242

RELATING TO FAIR ACCESS FOR STATE GOVERNMENT.

Introduced by: Baker R, Hooser G, Chun Oakland S

Establishes provision relating to fair access to state government. Provides that the office of the governor and legislature shall ensure fair public access to information, services, and proceedings of the executive and legislative branches. Provides that the governor may appoint a fair access commission. Amends provision relating to the joint legislative access committee composed of members of the legislature. Provides that the committee shall review, evaluate, and make recommendations to the presiding officers for improving the level of access to the proceedings, information, and services of the legislature by residents on the neighbor islands and in rural Oahu. -- SB1242

Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Multiple Referral to JUD then LMG then FIN (586-8480)

SB1243 SD2 HD1 (HSCR 1010)

MAKING AN APPROPRIATION FOR PRIMARY HEALTH CARE FOR THE UNINSURED.

Introduced by: Baker R, Chun Oakland S, Fukunaga C

Appropriation to the department of health for resources to nonprofit, community based health care providers to care for the uninsured for direct care, which includes primary medical, dental, and mental health care, and purchase of prescription drugs. (\$\$) -- SB1243 HD1

Current Status: Mar-21 03 Passed Second Reading House as amended (HD1)
Mar-21 03 Referred to FIN (586-6200)

SB1245

RELATING TO THE EVALUATION OF TEACHERS.

Introduced by: Ige D, Hooser G, Chun Oakland S

Establishes an evaluation program for classroom teachers; exceptions. Provides that no collective bargaining agreement or executive policy put forth after the effective date shall contain provisions that may preclude the implementation of the evaluation program for classroom teachers, unless a contract waiver process exists between the parties. -- Amends provisions relating to the evaluation of teachers and educational officers to provide that the evaluation program for teachers shall allow students to be included in the evaluation process at an age appropriate level. -- SB1245

Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Multiple Referral to EDN then LAB then FIN (586-6170)

SB1248 SD1 (SSCR 791)

RELATING TO SCHOOL/COMMUNITY-BASED MANAGEMENT.

Introduced by: Ige D, Hooser G

Requires the superintendent of education through the board of education to report to the legislature on how the department can support the implementation of school community based management or alternative systems that invite parental and teacher participation in the planning and decision making processes in the schools. -- SB1248 SD1

Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Multiple Referral to EDN then FIN (586-6170)

SENATE BILLS WHICH PASSED THIRD READING

- SB1249 SD2 HD1 (HSCR 1019) RELATING TO SMALL BUSINESS TECHNOLOGY TRANSFER GRANTS.
Introduced by: Ige D, Hooser G, Chun Oakland S, Baker R, Fukunaga C
Provides that the high technology development corporation may provide grants not exceeding the lesser of 50 per cent of the federal small business innovation research or small business technology transfer phase I award or contract; or 25,000 dollars to each business in Hawaii that receives a federal small business innovation research or small business technology transfer phase I award or contract from any participating federal agency, subject to the availability of funds. Appropriation. (\$\$) -- SB1249 HD1
Current Status: Mar-21 03 Passed Second Reading House as amended (HD1)
Mar-21 03 Referred to FIN (586-6200)
- SB1251 SD1 HD1 (HSCR 1020) RELATING TO A STATE CHIEF INFORMATION OFFICER.
Introduced by: Fukunaga C, Ige D, Kawamoto C
Establishes provision relating to the chief information officer. Provides that the state comptroller shall serve as the State's chief information officer. Provides the duties of the chief information officer. Requires the comptroller to annually report to the legislature and the governor on significant issues in implementing a statewide strategic plan for information technology. Amends provision relating to department of accounting and general services. Provides that the comptroller shall ensure the establishment of a state communication system. -- SB1251 HD1
Current Status: Mar-21 03 Passed Second Reading House as amended (HD1)
Mar-21 03 Referred to FIN (586-6200)
- SB1253 SD1 HD1 (HSCR 1065) RELATING TO ECONOMIC DATA.
Introduced by: Fukunaga C, Ige D, Kawamoto C
Amends provision relating to data or information collection. Provides that the director of business, economic development and tourism, in consultation and cooperation with all affected governmental agencies shall inventory all economic, demographic, environmental, and social science data available from all government agencies and relevant data from other jurisdictions, including, to the extent practicable, data and indices related to the high technology industry. Requires the department of business, economic development and tourism to disseminate the information collected and analyzed to government agencies and the public on a timely basis and create an internet website for government agencies and the public to serve as a single point of access to data. Requires the data to be in a format that is easily accessible and manipulated to conduct comparisons, cross references. and comprehensive analyses. Providing that the department of business, economic development and tourism shall track and annually report on new economy indicators in the State. Further provides that the department shall collaborate with higher educational institutions, economists, and other public private partners to make its new economy indicators available to the widest extent possible using the internet, educational and economic forums, and other media distribution channels. -- SB1253 HD1
Current Status: Mar-21 03 Passed Second Reading House as amended (HD1)
Mar-21 03 Referred to FIN (586-6200)
- SB1257 RELATING TO THE IRRIGATION WATER DEVELOPMENT SPECIAL FUND.
Introduced by: Bunda R (BR)
Repeals the irrigation water development special fund. -- SB1257
Current Status: Mar-21 03 Passed Second Reading House
Mar-21 03 Referred to FIN (586-6200)
- SB1263 SD3
(FLOOR AMENDMENT 5) RELATING TO ELECTRONIC PROCUREMENT.
Introduced by: Bunda R (BR)
Amends provision relating to definitions. Defines electronic bidding to mean the solicitation and receipt of offers for the procurement of goods, services and construction by which offers may be accepted and contracts may be executed through an electronic procurement system. Amends provision relating to small purchases; prohibition against parceling. Provides awards of 5,000 to less than 25,000 dollars shall be posted electronically. Further provides that procurements of 25,000 dollars to 100,000 dollars for goods, services and construction may be made provided that the procurement is made through electronic bidding. -- SB1263 SD3
Current Status: Mar-07 03 Introduction/Passed First Reading - House
Mar-10 03 Single Referral to FIN (586-6200)
- SB1264 SD2 (SSCR 945) MAKING APPROPRIATIONS FOR CLAIMS AGAINST THE STATE, ITS OFFICERS, OR ITS EMPLOYEES.
Introduced by: Bunda R (BR)

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Appropriation to the department of the attorney general 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. (\$\$) -- SB1264 SD2

Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Multiple Referral to JUD then FIN (586-8480)

SB1266 SD1 (SSCR 646)

RELATING TO DRIVERS' LICENSES.

Introduced by: Bunda R (BR)

Amends provision relating to unlawful use of motor vehicle driver's license. Prohibits a person having in the person's possession any fictitious or fraudulently altered driver's license; or to use a false or fictitious name, knowingly make a false statement or knowingly conceal a material fact or otherwise commit a fraud in any driver's license application. -- SB1266 SD1

Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Single Referral to JUD (586-8480)

SB1268 SD1 (SSCR 2602)

RELATING TO CHILD SUPPORT ENFORCEMENT.

Introduced by: Bunda R (BR)

Amends provision relating to obtaining or enforcing child support. Provides that the Child Support Enforcement Agency shall obtain or enforce a child support order for any child if a parent, guardian, or person having custody applies to the agency for assistance in obtaining or enforcing a child support order with respect to the child regardless of whether public assistance payments have been made on the child's behalf. Provides that the agency or its agents use or disclosure of information concerning any individual or case shall be limited to purposes directly connected with any investigation, enforcement, prosecution, or criminal, civil, or administrative proceeding conducted in connection with the administration of any child support enforcement plan or program. Provides that the income of an obligor shall become subject to withholding without regard to whether there are arrearages or delinquency upon the agency receiving a request for income withholding from the obligee and a determination made by the agency that income withholding is appropriate or upon the agency receiving the request for income withholding from the obligor. Amends provision relating to administrative orders; required findings. Provides that every administrative order shall specify a statement that the obligor is required to keep the agency informed of whether the obligor has access to medical insurance coverage at a reasonable cost and, if so the medical insurance policy information and a statement that both the obligor and obligee are required to file with the state case registry, through the child support enforcement agency, upon entry of the support order, and to update, as appropriate, information on the identity and location of the party. Amends provision relating to medical support enforcement by providing that the agency shall forward a copy of the notice by regular mail, personal delivery, or transmission by electronic means. Provides that a dependent child's insurance coverage shall not be terminated prior to the expiration of the duty of support or entry of an order relieving the responsible parent of the duty to provide insurance coverage, unless it is determined by the agency that insurance coverage is being provided through appropriate alternative means. Further provides that the agency may terminate the requirement for the responsible parent's employer or union to enroll the dependent child as a beneficiary in the group medical insurance plan and withhold any required premium from the responsible parent's income by sending a notice to the employer or union by regular mail, personal delivery, or transmission through electronic means. -- SB1268 SD1

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Single Referral to JUD (586-8480)

SB1271

RELATING TO THE DEFINITION OF SEXUAL CONDUCT.

Introduced by: Bunda R (BR)

Repeals the definition of sexual conduct to mean sexual penetration or deviate sexual intercourse or sexual contact. -- SB1271

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Single Referral to JUD (586-8480)

SB1283 HD1 (HSCR 983)

RELATING TO THE HOUSING AND COMMUNITY DEVELOPMENT CORPORATION OF HAWAII.

Introduced by: Bunda R (BR)

Repeals provisions related to the housing alteration revolving loan and Hawaii development revolving funds. Amends provision relating to housing and community development corporation of Hawaii; establishment, staff. Provides that the housing and community development corporation shall set the salaries of the executive director and executive assistant. -- SB1283 HD1

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Current Status: Mar-20 03 Passed Second Reading House as amended (HD1)
Mar-20 03 Referred to FIN (586-6200)

- SB1284 SD1 HD1 (HSCR 1062) RELATING TO THE SMALL BUSINESS REGULATORY FLEXIBILITY ACT.
Introduced by: Bunda R (BR)
Amends provision relating to small business statement after public hearing by changing it to public hearing, small business comments. Provides that for any proposed rules that affect small business, the agency shall also submit a statement of the comments received from small business at the public hearing to the small business regulatory review board and the departmental advisory committee on small business after the public hearing is held. -- SB1284 HD1
Current Status: Mar-21 03 Passed Second Reading House as amended (HD1)
Mar-21 03 Referred to JUD (586-8480)
- SB1287 RELATING TO THE ALOHA TOWER COMMUNITY DEVELOPMENT DISTRICT.
Introduced by: Bunda R (BR)
Establishes the aloha tower community development district within the Hawaii community development authority. Provides that the purpose of the authority is to undertake the redevelopment of the aloha tower community development to strengthen the international economic base of the community in trade activities, enhance the beautification of the waterfront, better serve modern maritime uses and provide for public access and use of the waterfront property. Establishes the aloha tower fund. Amends provision relating to Hawaii community development authority; established. Provides that if an additional district is designated by the legislature in a county other than the county in which the initial designated district is situated, the total membership of the authority shall be increased by the appointment of 3 additional members. Repeals the aloha development corporation. Transfers all jurisdiction, powers, duties, and authority of the aloha tower development corporation to the Hawaii community development authority. Appropriation out of the aloha tower fund to the Hawaii community development authority to fund operating costs for the aloha tower community development district. -- SB1287
Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Multiple Referral to EDB/ TRN/ then LAB then FIN (586-9425)
- SB1290 SD1 HD1 (HSCR 896) RELATING TO PRODUCT PROCUREMENT PREFERENCES BY STATE AGENCIES.
Introduced by: Bunda R (BR)
Amends provision relating to recycled products by providing that all contractors shall be required to certify in writing the percentage of post consumer and recovered material in the materials and goods manufactured in Hawaii that are provided or used. Further provides that this certification shall be furnished under penalty of perjury. Requires development of the recycled product procurement program that shall require state purchasing agencies and urge county purchasing agencies to be consistent with applicable federal specification standards incorporated in Executive Order 13101, signed by the President of the US on September 14, 1998. Further provides that purchase specifications shall also include nonpaper office products, vehicular and transportation products, parks and recreation products and construction products. -- SB1290 HD1
Current Status: Mar-17 03 Passed Second Reading House as amended (HD1)
Mar-17 03 Referred to JUD (586-8480)
- SB1302 SD1 (SSCR 2480) MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS.
Introduced by: Bunda R (BR)
Appropriation to the director of finance and chief justice for salary increases and other cost adjustments for negotiated collective bargaining cost items for public employees in collective bargaining unit 10 (nonprofessional hospital and institutional workers) and for state officers and employees excluded from collective bargaining. (\$\$) -- SB1302 SD1
Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Single Referral to FIN (586-6200)
- SB1307 SD1 (SSCR 828) RELATING TO UNCLAIMED PROPERTY.
Introduced by: Bunda R (BR)
Amends provision relating to unclaimed property trust fund. Provides that all money collected by the unclaimed property program from holders of property presumed abandoned and proceeds from the sale of unclaimed property, less costs in connection with the sale of the abandoned property, shall be deposited into the unclaimed property trust fund. Establishes what the money shall be used to pay. Provides that money in the fund shall be invested by the director of finance and that all investment earning shall be deposited to the credit of the general fund. Provides that all unencumbered and unexpended money in

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excess of 1.3 million dollars remaining on balance in the unclaimed property trust fund on June 30 of each year shall lapse into the state general fund. Appropriation out of the unclaimed property trust fund to the department of budget and finance. (\$\$) -- SB1307 SD1
Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Single Referral to FIN (586-6200)

SB1313 RELATING TO THE EXAMINATION FOR LICENSURE AS A CERTIFIED PUBLIC ACCOUNTANT.
Introduced by: Bunda R (BR)
Amends provision relating to license of certified public accountants. Repeals the requirement that the examination be in writing, be held twice a year, and have the time of the examination be fixed by the board of accountancy and changed from time to time. -- SB1313
Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Single Referral to CPC (586-6180)

SB1314 RELATING TO PSYCHOLOGIST LICENSING REQUIREMENTS.
Introduced by: Bunda R (BR)
Amends provision relating to licensing of psychologists. Provides that a license for a psychologist may be issued to an applicant who holds a current Certificate of Professional Qualification in Psychology issued by the Association of State and Provincial Psychology Boards or a current National Register of Health Service Providers in Psychology credential. Repeals the requirement of an open book examination in jurisprudence for license as a senior psychologist. -- SB1314
Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Single Referral to CPC (586-6180)

SB1315 HD1 (HSCR 961) RELATING TO INSURANCE FRAUD.
Introduced by: Bunda R (BR)
Amends provisions relating to insurance fraud investigations unit and changes it to insurance fraud investigation branch. Authorizes the branch to retain by contract or otherwise auditors, accountants, paralegals, and other professionals. Allows investigator assistants and auditors to serve process and apply for and execute search warrants. Provides that the statewide program shall include a program that promotes public and industry wide education about insurance fraud. Changes the funding from the motor vehicle insurance administration revolving fund to the compliance resolution fund. -- SB1315 HD1
Current Status: Mar-19 03 Passed Second Reading House as amended (HD1)
Mar-19 03 Referred to FIN (586-6200)

SB1316 RELATING TO DENTAL INSURANCE.
Introduced by: Bunda R (BR)
Amends Act 132, session laws of 2001, as amended by Act 219, session laws of 2002, relating to the regulation of dental service corporation by changing the sunset date to July 1, 2004. -- SB1316
Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Multiple Referral to CPC then FIN (586-6180)

SB1317 SD1 (SSCR 753) RELATING TO INSURANCE.
Introduced by: Bunda R (BR)
Amends provisions relating to insurance. Establishes provisions relating to suspension or denial of insurance producers license for noncompliance with child support orders. Amends casualty insurance to include accident and health or sickness insurance and exclude disability insurance. Replaces the term insurance agent, subagent, broker, or solicitor with producer. Amends provisions relating to filings with the insurance commissioner and the national association of insurance commissioners. -- SB1317 SD1
Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Multiple Referral to CPC then FIN (586-6180)

SB1318 SD1 (SSCR 621) RELATING TO BUSINESS REGISTRATION.
Introduced by: Bunda R (BR)
Amends provisions relating to the nonprofit corporation Act. Provides that a corporation shall not authorize or issue shares of stock except for limited equity housing cooperatives. Prohibits any dividend to be paid and no part of the income or profit of a corporation to be distributed to its members, directors, or officers. Authorizes a corporation to pay compensation in a reasonable amount to its members, directors, or officers for services rendered, to confer benefits upon its members in conformity with its purposes, and to make distributions to its members as permitted upon dissolution or final liquidation. Requires a

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foreign limited liability company to deliver the director of commerce and consumer affairs a certificate evidencing any name change. Further establishes that if any trade mark or service mark has not been used for 365 consecutive days, and the mark has not been registered in the Patent and Trademark Office of the US, the certificate of registration shall be subject to revocation. Amends provision relating to service on foreign corporation, corporation's administrative dissolution, and registered office and agents. Amends registration and protection of trademarks, prints, labels, and trade names law by changing it to registration and protection of trademarks, service marks, and trade names law -- SB1318 SD1

Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Multiple Referral to CPC then JUD then FIN (586-6180)

SB1320 SD1 (SSCR 622)

RELATING TO MEDICAL SAVINGS ACCOUNTS.

Introduced by: Bunda R (BR)

Amends the accident and sickness insurance contracts law, benefit societies law, and the health maintenance organizations act (HMOs) to authorize insurers to offer high deductible health insurance contracts to employers or self employed that establish medical savings accounts. -- SB1320 SD1

Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Multiple Referral to LAB then CPC then FIN (586-8505)

SB1322 SD1 HD1 (HSCR 509-04)

RELATING TO TAXATION OF PREMIUMS.

Introduced by: Bunda R (BR)

Amends the provisions relating to insurance premium tax by exempting health care plan contracts on gross premiums received from all risk residents. Requires the insurer to maintain an office or branch within the State for at least 200 consecutive days prior to applying for the tax exemption and at least 80 per cent to the employees in the Hawaii office or branch to be residents of the State. -- SB1322 HD1

Current Status: Feb-26 04 Passed Second Reading House as amended (HD1)
Feb-26 04 Referred to CPC (586-6180)

SB1323 HD1 (HSCR 63-04)

RELATING TO INSURANCE.

Introduced by: Bunda R (BR)

Amends the health maintenance organizations act (HMOs) to establish provisions relating to foreign health maintenance organizations. Authorizes the insurance commissioner to waive the filing of any document required to be filed under certificate of authority provisions. Prohibits filing to be waived for information pertaining to requirements for a certificate of authority imposed by this state that are in addition to those of the state or states in which the corporation is authorized to do business. -- SB1323 HD1

Current Status: Feb-09 04 Passed Second Reading House as amended (HD1)
Feb-09 04 Referred to CPC (586-6180)

SB1325

RELATING TO THE UNIFORM SECURITIES ACT.

Introduced by: Bunda R (BR)

Amends provision relating to the uniform securities Act. Redefines dealer to exclude a bank, savings institution, or trust company. -- SB1325

Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Multiple Referral to CPC then FIN (586-6180)

SB1347 SD1 (SSCR 361)

RELATING TO ELECTIONS.

Introduced by: Bunda R (BR)

Provides that the chairperson of the precinct officials and the governor shall not be required to be of the same party. -- SB1347 SD1

Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Multiple Referral to JUD then FIN (586-8480)

SB1351 HD1 (HSCR 1140)

RELATING TO BACKGROUND CHECKS FOR ADULT SERVICES PROGRAMS.

Introduced by: Bunda R

Requires the department of human services to develop standards to ensure the reputable and responsible character of licensed adult day care center operators, employees, and adult volunteers; purchase of service contracted service providers; foster grandparent program, senior companion program, and respite companion program participants; and Medicaid waiver program contracted service providers. Provides that individuals shall be subjected to criminal history record checks, adult abuse perpetrator checks, and child abuse perpetrator checks; provide consent to the department to conduct record checks; provide a sworn statement indicating whether the person was ever convicted of a crime or determined to be a perpetrator; and provide permission to be fingerprinted for the purpose of the Federal

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Bureau of Investigation (FBI) and state criminal history record check. Authorizes the department to implement appropriate action if the person identified has a conviction for a crime or is a perpetrator of adult abuse or child abuse that the department determines will pose a risk to the health, safety, or well being of service recipients. Appropriation out of the state criminal history record improvement revolving fund to the department of the attorney general. (\$\$) -- SB1351 HD1

Current Status: Mar-17 03 Passed Second Reading House
Mar-21 03 Referred to FIN (586-6200)

SB1354 SD2 (SSCR 851)

RELATING TO HEALTH AND HUMAN SERVICES.

Introduced by: Bunda R

Appropriation out of the Hawaii tobacco settlement special fund to be transferred from the department of health to the department of human services for children's health programs. (\$\$) -- SB1354 SD2

Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Single Referral to FIN (586-6200)

SB1356 SD1 HD1 (HSCR 1079)

RELATING TO REGISTRATION OF VITAL STATISTICS.

Introduced by: Bunda R

Establishes provision relating to compulsory report of fetal deaths and intentional terminations of pregnancy. Requires a report of every fetal death or intentional termination of pregnancy performed to be substantially completed and filed with the department of health within 30 days after the death or termination was performed. Amends provision relating to compulsory registration of deaths and fetal death by changing it to compulsory registration of deaths. Requires a certificate of every death to be filed with the department of health. Establishes guidelines for preparation and filing of the certificate of death. -- SB1356 HD1

Current Status: Mar-21 03 Passed Second Reading House as amended (HD1)
Mar-21 03 Referred to JUD (586-8480)

SB1357 SD1 HD1 (HSCR 1075)

RELATING TO VITAL STATISTICS REGISTRATION DISTRICTS.

Introduced by: Bunda R (BR)

Amends provision relating to birth and death certificates; registration of foundlings; late determination of the cause of death; and permit for removal, burial, or other disposition of body. Changes the local agent of the department of health to the local designated representative of the department. Repeals the registration district and replaces it with the county where the accident or casualty occurrence took place. -- SB1357 HD1

Current Status: Mar-21 03 Passed Second Reading House as amended (HD1)
Mar-21 03 Referred to FIN (586-6200)

SB1358 SD1 (SSCR 390)

MAKING AN EMERGENCY APPROPRIATION FOR THE DEPARTMENT OF HEALTH, HEALTH INSURANCE PORTABILITY AND ACCOUNTABILITY ACT (HIPAA) COMPLIANCE.

Introduced by: Bunda R (BR)

Appropriation to the department of health to comply with the federal Health Insurance Portability and Accountability Act of 1996. (\$\$) -- SB1358 SD1

Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Single Referral to FIN (586-6200)

SB1360 SD1 HD1 (HSCR 928)

RELATING TO EMERGENCY MEDICAL SERVICES.

Introduced by: Bunda R (BR)

Appropriation to the department of health for emergency services at the Waianae coast comprehensive health center, Hana community hospital, Molokai general hospital, and Kahuku hospital. (\$\$) -- SB1360 HD1

Current Status: Mar-17 03 Passed Second Reading House as amended (HD1)
Mar-21 03 Referred to FIN (586-6200)

SB1362 SD3
(FLOOR AMENDMENT 5)

RELATING TO MENTAL HEALTH

Introduced by: Bunda R (BR)

Amends provisions relating to non witnessed direct mental health services. Repeals services that are on behalf of the child and adolescent mental health division of the department of health. Amends provision relating to mental health by repealing the child and adolescent mental health division and replacing it with the mental health divisions. Amends provisions relating to functions of the department of health in mental health. Replaces 4 year plan with an annual statewide comprehensive integrated service plan that is the cumulative result of comprehensive integrated service area planning within each county to be developed by the service area administrator. -- SB1362 SD3

Current Status: Mar-11 04 Introduction/Passed First Reading - House

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Mar-11 04 Multiple Referral to HLT then LAB then JUD (586-6050)

- SB1364 SD1 HD1 (HSCR 1013) RELATING TO PSYCHIATRIC FACILITIES.
Introduced by: Bunda R (BR)
Amends provision relating to admissions to a psychiatric facility. Provides that a person shall be admitted to a facility if found to be mentally ill or mentally ill and suffering from substance abuse. -- SB1364 HD1
Current Status: Mar-21 03 Passed Second Reading House as amended (HD1)
Mar-21 03 Referred to JUD (586-8480)
- SB1367 SD2 (SSCR 820) RELATING TO THE HAWAII HEALTH SYSTEMS CORPORATION.
Introduced by: Bunda R (BR)
Establishes provision relating to the criminal history checks of employees. Requires the Hawaii health systems corporation to develop procedures for obtaining verifiable information regarding the criminal history (criminal history record check) of persons who are seeking employment in any of the corporation's health facilities. Provides that the Hawaii criminal justice data center may charge a reasonable fee for each criminal history record check performed. Authorizes the corporation to refuse to employ any applicant if the person has been convicted of an offense for which incarceration is a sentencing option, and if the corporation finds that the convicted person has not been rehabilitated to warrant the public trust and therefore poses a risk to the health, safety, security or well being of the facility's patients, or a risk to the qualification of the facility for federal healthcare insurance program. Defines criminal history record check to mean an examination or search for evidence of an individual's criminal history by means of a fingerprint search in the Federal Bureau of Investigation's criminal history files, and a criminal history record check conducted through the files maintained by the Hawaii criminal justice data center. Appropriation out of the criminal history record improvement revolving fund to the department of the attorney general. (\$\$) -- SB1367 SD2
Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-13 03 Multiple Re referral to HLT then LAB then JUD (586-6050)
- SB1374 RELATING TO THE STATE FIRE COUNCIL.
Introduced by: Bunda R (BR)
Amends provision relating to the state fire council by providing that upon the receipt of any such federal grants, the state fire council shall administer such fire related federal grant assistance, including the conducting of training of firefighters. Appropriation to the department of land and natural resources. (\$\$) -- SB1374
Current Status: Feb-23 04 Passed Second Reading House
Feb-23 04 Referred to FIN (586-6200)
- SB1381 SD1 HD2 (HSCR 1269) RELATING TO THE HAWAII STATE PUBLIC LIBRARY SYSTEM.
Introduced by: Bunda R
Amends Act 259, session laws of 2001, relating to the state budget, as amended by Act 3, 3rd special session of 2001, as amended by Act 67 and Act 177 session laws of 2002, relating to the state budget, by increasing the appropriation for public libraries (EDN 407) and providing that 1 dollar for fiscal year 2002 - 2003 be expended for the operation of the Kapolei public library. (\$\$) -- SB1381 HD2
Current Status: Apr=04 03 Senate Disagrees to House amendments
Apr=16 03 Conference Committee: Senate Members: Sakamoto N, Taniguchi B -- Chun Oakland S, Kawamoto C
Apr-16 03 Conference Committee: House Members: Takumi R, Takamine D -- Evans C, Mindo R, Moses M
- SB1392 RELATING TO THE GARNISHMENT OF COMMITTED PERSONS' MONEYS.
Introduced by: Bunda R (BR)
Amends provision relating to garnishment to cover nonbudgeted costs. Provides that all moneys received by windfall, judgment or settlement by a committed person shall be subjected to garnishment, levy by the director of public safety for a cause of action, or claim against the committed person including the crime victim compensation fees by order of the court. -- SB1392
Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-18 03 Multiple Re referral to JUD then FIN (586-8480)
- SB1399 SD2 HD2 (HSCR 1487) RELATING TO A LONG-TERM CARE TAX CREDIT.
Introduced by: Bunda R (BR)
Provides a long term care insurance income tax credit of 2,500 dollars or 50 per cent of the

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premium payments made for long term care insurance. Requires the governor to issue a declaration allowing the credit. -- SB1399 HD2

Current Status: Apr=10 03 Senate Disagrees to House amendments
Apr-14 03 Conference Committee: House Members: Kahikina M, Arakaki D, Takamine D -- Ching C
Apr=16 03 Conference Committee: Senate Members: Baker R, Chun Oakland S, Kokubun R -- Taniguchi B, Tsutsui S

SB1401 HD1 (HSCR 1110)

RELATING TO TRANSPORTATION.

Introduced by: Bunda R (BR)

Amends provisions relating to operation and use privileges of airport or airport navigation facilities owned and controlled by the department of transportation. Authorizes the department to establish passenger facility charges for each overseas or international passenger who uses a state airport. Establishes the passenger facility charge special fund into which shall be deposited proceeds from the charge. Provides that moneys in the fund shall be used for capital improvement programs projects approved by the legislature. Exempts the fund from contributing to the administrative expenses of the government and from contributing to the works of art special fund and the transportation use special funds.

-- Amends provision relating to child passenger restraints (car seat). Provides 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 an exemption for a child who is under 8 years of age and who weighs over 40 pounds or is over 4 feet 9 inches tall, is traveling in a motor vehicle equipped only with lap belts in the rear seat, without shoulder straps, provided they are restrained by a seat belt. Establishes an exemption for a child who will become 9 years of age before July 1, 2004, and for situations where the number of child passenger restraint systems or booster seats needed exceeds the capacity of the vehicle. -- Establishes provisions relating to using a hand held cellular phone while operating a motor vehicle, motorcycle, or moped. Prohibits a person to operate a hand held cellular phone while operating a motor vehicle, motorcycle, or moped. Provides that it shall be a defense to a violation if the driver had reason to fear for the operator's life or safety or to make a 911 emergency call. Allows the use of an ear bud or headset in conjunction with a hands free capable cellular phone or a voice activated speaker phone system in conjunction with a hands free capable cellular phone.-- SB1401 HD1

Current Status: Mar-21 03 Passed Second Reading House as amended (HD1)
Mar-21 03 Referred to FIN (586-6200)

SB1404 SD1 HD1 (HSCR 1121)

RELATING TO IMPACT FEES.

Introduced by: Bunda R (BR)

Amends provisions relating to highways to establish impact fees. Authorizes the counties to assess, impose, and levy impact fees for any development. Prohibits a county to assess impact fees for state highway improvements without approval of the director of transportation. Defines impact fee to mean an assessment on development used to incrementally fund a fair share of the public capital cost of state highway improvements needed to serve that development. Defines development to mean any artificial change to real property that requires a county grading or building permit. Establishes the highway development special fund administered by the department of transportation into which the impact fees will be deposited. -- Amends provisions relating to counties and impact fees by repealing restrictions to county or the board of water supply. -- SB1404 HD1

Current Status: Mar-19 03 Passed Second Reading House
Mar-21 03 Referred to FIN (586-6200)

SB1408 SD1 HD1 (HSCR 901)

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. -- SB1408 HD1

Current Status: Mar-17 03 Passed Second Reading House as amended (HD1)
Mar-17 03 Referred to FIN (586-6200)

SB1411 SD1 (SSCR 326)

RELATING TO THE UNIVERSITY OF HAWAII RISK MANAGEMENT SPECIAL FUND.

Introduced by: Bunda R (BR)

Establishes the university of Hawaii risk management special fund. Authorizes funds to be expended by the university for the administration of the university's risk management

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program including insurance premiums, retention payments, claims administration, settlements, payment of judgments, and legal fees and costs. Authorizes the board of regents of the university of Hawaii to agree in writing to an indemnity provision under specified conditions. -- SB1411 SD1

Current Status: Mar-14 03 Passed Second Reading House
Mar-14 03 Referred to JUD (586-8480)

SB1416

RELATING TO LAND EXCHANGES.

Introduced by: Bunda R (BR)

Amends provision relating to land exchanges. Requires the board of land and natural resources approval in the principal of the exchange of public land for private land. Provides that limitations of time shall be removed for the department to submit for introduction to the legislature a resolution for review of action on any exchange to be consummated by the board wherein exchange deeds will be executed by the parties together with required information. -- SB1416

Current Status: Mar-17 03 Passed Second Reading House
Mar-17 03 Referred to LMG (586-6380)

SB1418 SD2 HD1 (HSCR 1133)

RELATING TO PUBLIC LAND LIABILITY.

Introduced by: Bunda R (BR)

Establishes limitations on public entity liability in actions based upon duty to warn of natural conditions. Provides that a sign or signs warning of dangerous natural conditions on improved lands shall be conclusively presumed to be legally adequate to warn of the dangerous natural conditions of which the sign or signs warn, if the sign or signs are posted by the State or county and the design and placement conform to the standards adopted by the chairperson of the board of land and natural resources. Provides that the State or county shall not have a duty to warn for dangerous natural conditions on unimproved lands. Provides that if a warning sign, device or system is posted or established on unimproved lands, the posting or establishment of the warning sign, device, or system shall not create a duty for the State or county to warn of other dangerous natural conditions on unimproved lands or to place or establish an additional warning sign, device, or system on other locations of the unimproved lands. Provides that if a warning sign, device or system posted or established is vandalized, removed or made illegible, the conclusive presumption provided in these provisions shall continue for a period of 30 days from the date the vandalism, removal or illegibility is discovered by the State or county. Establishes a risk assessment working group to be attached to the department of land and natural resources to provide consultation to the chairperson of the board of land and natural resources regarding the design and placement of warning signs, devices or systems on public lands. Defines improved public lands to mean lands designated as part of the State park system, and lands that are part of the Hawaii statewide trail and access system under the Hawaii statewide trail and access system, excluding buildings, and structures constructed upon such lands. -- SB1418 HD1

Current Status: Mar-21 03 Passed Second Reading House as amended (HD1)
Mar-21 03 Referred to JUD (586-8480)

SB1421 SD1 (SSCR 441)

RELATING TO EARNED INCOME DEDUCTION FOR PUBLIC HOUSING RENT CALCULATION.

Introduced by: Espero W

Provides that the housing and community development corporation of Hawaii shall deduct 25 per cent of a family's earned income that would otherwise be counted in its adjusted annual income when figuring its rate of rent for dwelling accommodations in the housing projects provided for by the development corporation, as long as such deductions are allowed by federal law. -- SB1421 SD1

Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Multiple Referral to EDB then HSH then FIN (586-9425)

SB1425 SD2 HD1 (HSCR 918)

RELATING TO BUSINESS MENTORING OF YOUTH AND YOUNG ADULTS.

Introduced by: Kanno B, Kawamoto C, Ige D

Establishes the demonstration program of business mentoring within the Hawaii workforce development council to assist young people between the ages of 17 and 25 in developing career, workplace, and occupational skills. Each county to determine 1 business intermediary organization to coordinate the business mentoring projects with its member companies. -- SB1425 HD1

Current Status: Apr=04 03 Senate Disagrees to House amendments
Apr-14 03 Conference Committee: House Members: Schatz B, Oshiro M, Wakai G -- Leong B

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Apr=14 03 Conference Committee: Senate Members: Kanno B, Fukunaga C, Taniguchi B -- Kawamoto C, Kokubun R, Slom S, Tsutsui S

- SB1427 HD2 (HSCR 1001) RELATING TO RELAY SERVICES FOR DEAF, HARD-OF-HEARING, AND SPEECH-IMPAIRED PERSONS.
Introduced by: Chun Oakland S
Requires the disability and communications access board to monitor the relay services for deaf, hard of hearing, and speech impaired persons by functioning as a consumer advisory committee. Requires the legislative auditor to conduct an audit of the scope, services, and costs of the relay services for deaf, hard of hearing, deaf blind, and speech impaired persons. Appropriation out of the public utilities commission special fund to the public utilities commission to conduct the audit. (\$\$) -- SB1427 HD2
Current Status: Mar-17 03 Passed Second Reading House as amended (HD1)
Mar-21 03 Referred to FIN (586-6200)
- SB1432 SD2 HD2 (HSCR 1462) RELATING TO DIVERSIFIED AGRICULTURE.
Introduced by: Hooser G
Appropriation to the agribusiness development corporation to refurbish the Kauai tropical fruit disinfestation facility and for the co location and establishment of an incubator community kitchen within the facility, including building fabrication, equipment, and operating costs for 1 year. (\$\$) -- SB1432 HD2
Current Status: Apr=10 03 Senate Disagrees to House amendments
Apr-14 03 Conference Committee: House Members: Abinsay F, Karamatsu J -- Halford C, Sonson A
Apr=16 03 Conference Committee: Senate Members: Inouye L, Kokubun R -- Espero W, Hooser G, Taniguchi B, Whalen P
- SB1435 RELATING TO SPECIAL PURPOSE REVENUE BONDS.
Introduced by: Hooser G
Authorizes the issuance of special purpose revenue bonds to assist Hawaii Gold Cacao Tree, Inc., a Hawaii corporation, for the establishment of facilities in the county of Kauai to process cacao beans and to manufacture and produce cocoa by products and chocolate products. Authorizes the issuance of refunding special purpose revenue bonds to refund the special purpose revenue bonds. (\$\$) -- SB1435
Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Multiple Referral to AGR then FIN (586-6010)
- SB1437 MAKING AN APPROPRIATION FOR THE OFFICE OF ELECTIONS.
Introduced by: Bunda R (BR)
Appropriation to the office of elections to meet the 5 per cent matching fund requirement of the federal Help America Vote Act of 2002. (\$\$) -- SB1437
Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Multiple Referral to JUD then FIN (586-8480)
- SB1445 HD1 (HSCR 1325) 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 auditor, ethics commission, office of the legislative reference bureau, and office of the ombudsman, for officers and employees of these agencies excluded from collective bargaining. (\$\$) -- SB1445 HD1
Current Status: Apr=08 03 Senate Disagrees to House amendments
Apr-14 03 Conference Committee: House Members: Oshiro M, Takamine D -- Jernigan M, Mindo R
Apr=14 03 Conference Committee: Senate Members: Kanno B, Taniguchi B -- Kawamoto C, Kokubun R, Tsutsui S, Whalen P
- SB1449 SD1 HD1 (HSCR 1039) RELATING TO PUBLIC MEETINGS.
Introduced by: Ige D
Amends provision relating to meeting by videoconference, notice and quorum. Provides that videoconference format will be available to members of the public wishing to present testimony at the meeting, and the arrangements necessary to so participate have been made. -- SB1449 HD1
Current Status: Mar-21 03 Passed Second Reading House as amended (HD1)
Mar-21 03 Referred to FIN (586-6200)

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- SB1461 RELATING TO TRANSIENT ACCOMMODATIONS TAX.
Introduced by: Kim D, Espero W
Amends provisions relating to distribution of transient accommodations tax. Provides that at least 2 per cent of each county's realizations shall be earmarked for programs that support tourism promotion and visitor industry enhancement. -- SB1461
Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Multiple Referral to TAC then FIN (586-6120)
- SB1465 SD1 (SSCR 708) MAKING AN APPROPRIATION 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 2003 annual meeting of the National Conference of Commissioners on Uniform State Laws. (\$\$) -- SB1465 SD1
Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Multiple Referral to JUD then FIN (586-8480)
- SB1468 SD1 HD1 (HSCR 1152) RELATING TO RESIDENTIAL LEASEHOLDS.
Introduced by: Taniguchi B (BR)
Amends provision relating to general powers and limitations of the counties. Provides that each county shall have the power to exercise the power of eminent domain when it is in the public interest to do so; provided that the power shall not be exercised to assist any owner of a residential condominium leasehold in acquiring the leased fee interest appurtenant to the leasehold interest. Defines leased fee interest to mean all of the interest of the fee owner, lessor, and all legal and equitable owners of the land which is leased, other than the interest of the owner of the residential condominium leasehold. Act to be repealed on June 30, 2013 (sunset). -- SB1468 HD1
Current Status: Mar-21 03 Passed Second Reading House as amended (HD1)
Mar-21 03 Referred to JUD/ CPC/ (586-8480)
- SB1477 SD2 HD2 (HSCR 1097) RELATING TO MUNICIPAL LEASES.
Introduced by: Kawamoto C (BR)
Establishes the county lease and leaseback agreements law. Authorizes any county to lease to any person, for a term not to exceed 99 years, all or a portion of the property constituting the utility property of a utility owned by it, including without limitation, the plant or equipment constituting any waterworks, mains, or water distribution system; and any wastewater, sewer, or other waste disposal system. Provides that any lease entered into shall be exempt from public service company tax. -- SB1477 HD2
Current Status: Mar-17 03 Passed Second Reading House as amended (HD1)
Mar-21 03 Referred to FIN (586-6200)
- SB1478 SD2 HD1 (HSCR 1033) RELATING TO AIRPORT CONCESSIONAIRES.
Introduced by: Kawamoto C (BR)
Establishes provision relating to public airport concession contracts; force majeure terms. Provides that all public airport concession contracts shall contain force majeure terms that provide that neither party to the contract shall be liable to the other for any failure, delay, or interruption in the performance of any of the terms, covenants, or conditions of the contract due to causes beyond the control of the party. Further provides that these provisions shall apply to all acts or situations that have the effect of reducing the number of passengers using the airports of the State, if the acts or situations were not anticipated to occur in the normal course of events. Provides that in case of any such failure, delay, interruption, act or situation beyond the control of the party, the parties may agree to provide relief to a party by canceling the contract or by modifying the contract terms. Amends provision relating to contracts for concessions; bid required; exception. Provides that the bidding requirements shall not apply to concessions or space on public property set aside for the operation of ground transportation services and parking lot operations at airports, except for motor vehicle rental operations provided that the State shall award the concession for provision of airport taxicab services to a single independent management company, which shall subcontract for operation of taxis at state airports. -- SB1478 HD1
Current Status: Mar-21 03 Passed Second Reading House as amended (HD1)
Mar-21 03 Referred to FIN (586-6200)
- SB1479 SD1 (SSCR 548) MAKING AN APPROPRIATION FOR VETERANS CEMETERIES.
Introduced by: Kawamoto C

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Appropriation to the department of defense for the maintenance of state veterans cemeteries in the counties of Hawaii, Kauai, Maui, and the city and county of Honolulu. (\$\$) -- SB1479 SD1

Current Status: Mar-19 03 Passed Second Reading House
Mar-19 03 Referred to FIN (586-6200)

SB1484 HD1 (HSCR 1014)

RELATING TO OCCUPATIONAL THERAPISTS.

Introduced by: Baker R

Establishes provision relating to exemptions to occupational therapy practice. Allows a duly registered occupational therapist to use support personnel to assist the occupational therapist in the practice of occupational therapy. -- Provides that a professional or vocational regulatory program enacted after January 1, 1994, shall be repealed on December 31, 2003 (sunset). Repeals the sunset date for occupational therapy practice law. -- Repeals the qualifications of an occupational therapy assistants. Further repeals provision relating to temporary permits to perform occupational therapy services. -- SB1484 HD1

Current Status: Mar-21 03 Passed Second Reading House as amended (HD1)
Mar-21 03 Referred to CPC (586-6180)

SB1489 SD2 (SSCR 864)

RELATING TO PUBLIC ACCESS.

Introduced by: Fukunaga C, Ige D, Ihara L, Aduja M, Hooser G, English J, Baker R, Chun Oakland S

Establishes the student legislative participation pilot project within the legislature to expand the range of student participation in the legislature through the use of on line discussions, video conferencing, and other electronic technology and other technology based means. Project to be planned and coordinated by a steering committee and shall accommodate a maximum of 250 students from schools statewide. Committee to develop specific program requirements and a timetable. Requires the legislative reference bureau to provide staff and administrative support and submit reports to the legislature. Appropriation to the legislative reference bureau. (\$\$) -- SB1489 SD2

Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Multiple Referral to LMG then FIN (586-6380)

SB1491 SD1 (SSCR 2525)

RELATING TO STATE GOVERNMENT.

Introduced by: Fukunaga C, English J, Ige D, Baker R, Chun Oakland S, Hooser G

Authorizes the director of finance to transfer funds from the animal quarantine special fund, the motor pool revolving fund, the parking revolving fund, the stadium special fund, the state identification revolving fund, the tobacco enforcement special fund, the Aloha Tower fund, the dwelling unit revolving fund, the convention center enterprise special fund, the foreign trade zone special fund, the capital loan revolving fund, the Hawaii community development revolving fund, the strategic development corporation revolving fund, the compliance resolution fund, the spouse and child abuse special account, the domestic violence prevention special fund, health planning and development special fund, the driver education and training fund, the probation services special fund, the spouse and child abuse special account, the natural area reserve fund, the special land development fund, the state parks special fund, the highway fund, and the public utilities special fund to the general fund. -- Amends provisions relating to the environmental health education fund to reduce the balance amount allowed in the fund. -- Repeals provisions relating to the transfer of special funds, which allowed a department with the approval of the governor to transfer funds from a special fund to the general fund. -- SB1491 SD1

Current Status: Mar-02 04 Introduction/Passed First Reading - House
Mar-03 04 Single Referral to FIN (586-6200)

SB1495 SD1 HD1 (HSCR 1270)

MAKING AN APPROPRIATION FOR THE HAWAII DROUGHT PLAN.

Introduced by: Inouye L

Appropriation to the department of land and natural resources for phase 1 and 2 of the Hawaii drought plan, including the assessment of sector based socioeconomic and environmental impacts due to drought and the identification of drought risk reduction and mitigation measures for the State. This project is deemed necessary to qualify for federal aid financing or reimbursement. (\$\$) -- SB1495 HD1

Current Status: Apr=04 03 Senate Disagrees to House amendments
Apr-14 03 Conference Committee: House Members: Kanoho E, Kaho'ohalahala S -- Thielen C, Wakai G
Apr=17 03 Conference Committee: Senate Members: Inouye L, Espero W, Kokubun R -- Taniguchi B, Whalen P

SB1514 SD1 (SSCR 982)

RELATING TO FORFEITURES.

SENATE BILLS WHICH PASSED THIRD READING

Introduced by: Hanabusa C

Establishes provisions relating to burden of proof. Establishes provision relating to innocent owner defense. Provides that an innocent owner's interest in property shall not be forfeited under these provisions and the claimant shall have the burden of proof. Establishes provisions for the release of seized property, the return of property to claimant; liability for wrongful seizure; attorney fees, costs, and interest; civil fine for frivolous claims. Establishes removal to small claims division of the district court. Amends provision relating to property subject to forfeiture; exemption by providing that no marijuana permitted for medical purposes shall be deemed contraband. Amends provision relating to disposition of property forfeited by providing that all property and money forfeited to the State and, to the extent permitted by federal law, all property and money transferred to a state or local law enforcement agency by the federal government as a result of a civil or criminal asset forfeiture under federal law, shall be transferred to the attorney general. Establishes after deductions for expenses, money in the criminal forfeiture fund shall be expended for drug treatment programs. -- SB1514 SD1

Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Single Referral to JUD (586-8480)

SB1517 SD2 HD2 (HSCR 1067)

RELATING TO ENVIRONMENTAL PROTECTION.

Introduced by: English J, Chun Oakland S, Kokubun R, Hooser G

Amends provisions relating to conveyance tax. Increases the tax from 10 cents to 20 cents per 100 dollars for transfers or conveyances of realty between 600,000 and 1 million dollars and 30 cents per 100 dollars for realty 1 million dollars or greater. Increases the distribution of conveyance tax revenues to the rental housing trust fund to 28 and the natural area reserve fund to 32 per cent. Provides that funds in the natural area reserve fund shall include management of the natural area reserves system and early detection and rapid response programs for invasive species. -- SB1517 HD2

Current Status: Mar-17 03 Passed Second Reading House as amended (HD1)
Mar-21 03 Referred to FIN (586-6200)

SB1519 SD1 HD2 (HSCR 1467)

RELATING TO COMMUNITY HEALTH CENTERS.

Introduced by: English J, Chun Oakland S, Kokubun R, Hooser G

Appropriation out of the emergency and budget reserve fund (rainy day fund) to the department of health for services and operating expenditures provided by community health centers that provide quality primary care services on a sliding fee scale to all individuals, regardless of insurance status or ability to pay. (\$\$) -- SB1519 HD2

Current Status: Apr=10 03 Senate Disagrees to House amendments
Apr-14 03 Conference Committee: House Members: Arakaki D, Nishimoto S -- Nakasone B, Stonebraker W
Apr=16 03 Conference Committee: Senate Members: Baker R, Taniguchi B -- Chun Oakland S, English J, Kim D, Kokubun R

SB1533 SD2 (SSCR 658)

RELATING TO TAXATION.

Introduced by: Bunda R

Provides a general excise tax exemption for amounts received in reimbursement of sums paid for common expenses by the manager or board of directors of an association of apartment owners of a condominium property regime, a nonprofit homeowners or community association, or an association of owners for a time share plan. -- SB1533 SD2

Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Multiple Referral to CPC then FIN (586-6180)

SB1547

RELATING TO MARINE ACTIVITIES.

Introduced by: Whalen P

Redefines the definition of marine activities to include marine industries. -- SB1547

Current Status: Feb-14 03 Introduction/Passed First Reading - House
Feb-18 03 Single Referral to WLH (586-6270)

SB1549 SD1 (SSCR 755)

RELATING TO PUBLIC ACCOUNTANCY.

Introduced by: Baker R

Amends provision relating to certified public accountant license. Provides that experience in private or government accounting or auditing work deemed by the board of accountancy to be equivalent to professional experience in public accountancy practices shall not satisfy the requirement for qualifying for a permit to practice. -- SB1549 SD1

Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Single Referral to CPC (586-6180)

SENATE BILLS WHICH PASSED THIRD READING

- SB1553 SD1 (SSCR 756) RELATING TO MORTGAGE BROKERS AND SOLICITORS.
Introduced by: Baker R
Exempts a developer of a time share plan who makes purchase money loans to purchasers of time share interests in the time share plan from mortgage brokers and solicitors law. -- SB1553 SD1
Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Multiple Referral to CPC then FIN (586-6180)
- SB1554 SD1 HD1 (HSCR 1104) RELATING TO NATIVE HAWAIIAN HISTORIC SITES.
Introduced by: Inouye L
Amends provision relating to penalties by providing that it shall be unlawful for any person to take, appropriate, excavate, injure, destroy, or alter any historic property or burial site during the course of land development or land alteration activities without obtaining the required approval. Further provides that it shall be unlawful for any person who inadvertently discovers a burial site to fail to stop work in the immediate area and report the discovery. Amends provision relating to inadvertent discovery of burial sites. Provides that if human remains are discovered in the course of land development or land alteration activities, and for which the required approval was not obtained, all activity in the immediate area that could damage the remains or the potential historic site shall cease, and removal of the remains shall be allowed only in compliance with provisions relating to prehistoric and historic burial sites. -- SB1554 HD1
Current Status: Mar-21 03 Passed Second Reading House as amended (HD1)
Mar-21 03 Referred to JUD (586-8480)
- SB1555 RELATING TO A LAND EXCHANGE BETWEEN THE STATE OF HAWAII AND THE BOY SCOUTS OF AMERICA.
Introduced by: Inouye L
Approves land exchange involving private land at Waikele, Oahu, owned by Aloha Council Boy Scouts and public lands located on the islands of Oahu, Kauai, and Hawaii. Provides criteria. Repeals the authority granted to enter into a land exchange agreement on June 30, 2006 (sunset). -- SB1555
Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Multiple Referral to WLH then FIN (586-6270)
- SB1556 SD2 (SSCR 2837) RELATING TO COASTAL ZONE MANAGEMENT.
Introduced by: Inouye L
Establishes provisions relating to shoreline guidelines. Requires the board of land and natural resources and the University of Hawaii to develop guidelines for identifying the shoreline, which will be implemented by the shoreline locator and private surveyors. Requires an applicant for shoreline certification to provide a copy of the application for shoreline certification, including the proposed map and photographs, be mailed to all abutting shoreline property owners, county planning agency, the board of land and natural resources and the state surveyors office. -- Redefines shoreline to mean the upper reaches of the wash of the waves other than storm and seismic waves, at high tide during the season of the year in which the highest wash of the waves occur. -- Redefines shoreline locator to mean an employee of the department of land and natural resources who meets the qualifications prescribed by rules adopted by the board of land and natural resources for a person knowledgeable in coastal morphology and videography and experienced with high seasonal surf. -- Provides that the chairperson of the board of land and natural resources shall issue a public notice of the date, time and place that a shoreline locator will be on site locating a shoreline to be published in the periodic bulletin published by the office of environmental quality control. Requires all appeals to the proposed shoreline to be certified to be submitted to the board no later than 20 days from notice of proposed certification. Appropriation. (\$\$)
-- SB1556 SD2
Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to WLH then FIN (586-6270)
- SB1560 HD2 (HSCR 1061) RELATING TO PROPERTY LEFT IN A DANGEROUS CONDITION.
Introduced by: Hooser G
Establishes provision relating to abandoned facilities, dangerous conditions, condemnation and penalties. Provides that the owner of a building or other facility that was formerly used for commercial or industrial purposes and has been not been used in at least 2 years or has been damaged by a natural disaster and is larger than 5000 square feet shall make a reasonable effort to repair the damages and correct the problem so that the public health, safety, or welfare is not endangered. Provides that if the owner fails to make remedial action within 90 days following notification by the county, the county may declare the site as

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dangerous and either condemn the property or demolish the facilities, at the county's discretion. Provides that the property owner shall pay for all costs related to condemnation or demolition. Provides that any property owner who fails to make a reasonable effort to remediate a dangerous property within 90 days following notification by the county shall pay a civil fine to the county, beginning with the 91st day following notification and ending when the property is condemned, demolished, or remediated. Provides that the county shall place a lien on the subject property to secure payment for costs incurred for the condemnation, demolition, or remediation of the property. -- SB1560 HD2

Current Status: Mar-17 03 Passed Second Reading House as amended (HD1)
Mar-21 03 Referred to FIN (586-6200)

SB1580 HD1 (HSCR 943)

RELATING TO ADVOCACY FOR HUMAN SERVICES.

Introduced by: Chun Oakland S

Requires the department of human services to contract with a nonprofit legal services provider for legal assistance to adoptive families to assist at least 130 families to adopt special needs children. Appropriation for providing state matching funds for federal funds available for non recurring adoption expenses and for providing funds for a contract with a nonprofit legal services provider. -- Requires the department of education to contract with and provide a nonprofit legal services provider with access to files of children who participate in the individualized educational program in Hawaii county, and inform the provider of all program hearings so that it may attend these hearings and assess whether the child is eligible for supplemental security income benefits. Appropriation to the department of education for a grant in aid to the provider for each successful application, for each successful reconsideration review, and for each successful appeal to obtain supplemental security income benefits for at least 100 applicants. -- Requires the department of human services to make available to the provider all information required to adequately identify claims for dually eligible Medicare and Medicaid recipients. Appropriation for a grant in aid to a nonprofit legal services provider to implement a 2 year pilot project to maximize collections and cost avoidance from the federal Medicare program. (\$\$) -- SB1580 HD1

Current Status: Mar-17 03 Passed Second Reading House as amended (HD1)
Mar-17 03 Referred to EDN (586-6170)

SB1581

RELATING TO CRUELTY TO ANIMALS.

Introduced by: Chun Oakland S

Establishes provision relating to aggravated cruelty to animals. Provides that a person commits the offense of aggravated cruelty to animals if the person commits an act against an animal that is especially heinous, atrocious, cruel, or unnecessarily tortuous and that manifests exceptional depravity in the process, so as to manifest a lack of conscience or pity; was previously convicted of an offense involving cruelty to animals and commits an act of cruelty or neglect against an animal; or intentionally, knowingly, or recklessly kills or injures an animal with the intent to frighten or intimidate a person, or forces a person to injure or kill an animal. Further provides that aggravated cruelty to animals is a class C felony. Establishes provision relating to cruelty to animals; cockfighting. Provides that a person commits the offense of cruelty to animals involving cockfighting if the person owns, trains, possesses, or sells a game cock or other fowl known by nature to have a propensity to fight, with the intent to engage in an exhibition of fighting with another game cock or fighting fowl; or intentionally causes a game cock or other fowl known by nature to have a propensity to fight, to fight with another game cock or fighting fowl, or intentionally causes a game cock or other fighting fowl to injure another game cock or fighting fowl; or knowingly aids or abets another person in committing acts in violation of these provisions; or knowingly or recklessly permits an act in violation of these provisions to occur on the premises of the person, provided that the premises are under the charge and control of the person. Provides that violation of these provisions is a class C felony. Establishes provision relating to cockfighting and related equipment. Provides that it is unlawful for any person to manufacture, buy, sell, barter, exchange, or have in the person's possession any sharp instrument, including gaffs and slashers, designed to be attached in place of the natural spur of the game cock or other fowl known by nature to have a propensity to fight. Provides that violation of these provisions shall be a petty misdemeanor. Establishes provision relating to places used for cockfighting and dog fighting, a nuisance. Provides that every building, premises, or place used for the purpose of violating these provisions is a nuisance that shall be enjoined, abated and prevented. Redefines necessary sustenance to include veterinary care sufficient to prevent or alleviate suffering due to an injury or illness. Amends provision relating to cruelty to animals by including that a person commits the offense of cruelty to animals if the person intentionally, knowingly, or recklessly mutilates, poisons, or in any manner causes serious bodily injury any animal other than insects, vermin, and pests; or carries or causes to be carried any animal in a cruel or inhumane manner including, but not limited to, transporting

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in the back of a pickup truck any animal not properly restrained in a secured container or cross tied from 3 points in the truck bed to prevent the animal from being tossed around or thrown from the truck. Provides that the court shall order the defendant to undergo, pay for, and successfully complete counseling that is designed to evaluate and treat behavioral or conduct disorders. -- SB1581

Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Single Referral to JUD (586-8480)

SB1582 SD1 (SSCR 867)

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 and adjacent tissues of the human body and limited to the spinal column, head, lower and upper extremities, and rib cage; provided that the practice includes chiropractic spinal and extraspinal manipulative treatment and evaluation, and referral for laboratory examination of a specimen. Excludes any chiropractic extraspinal manipulative treatment that is not based on generally accepted professional chiropractic standards and included in the curriculum of programs accredited by an accrediting agency recognized by the US Department of Education from the practice of chiropractic. Amends provision relating to violations and penalty. Adds that any person who attempts to practice chiropractic; buys, sells, or fraudulently obtains a diploma; or uses the title of doctor of chiropractic or chiropractic physician without a license shall be in violation of this law. -- Provides that reimbursement for chiropractic treatment for work related injury under workers' compensation law to be limited to treatment to the human spinal column. -- SB1582 SD1

Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Multiple Referral to LAB then CPC/ JUD/ (586-8505)

SB1584 SD1 HD1 (HSCR 1150)

RELATING TO CHILD CARE.

Introduced by: Chun Oakland S

Establishes the pre plus early childhood education program. Authorizes the department of human services and appropriate county agencies to establish and regulate early childhood education programs for children ages 3 to 5 at public school facilities. Provides that enrollment shall 1st be offered to families whose income falls at or below 200 per cent of the federal poverty index and whose children are not enrolled in an early childhood education program. Appropriation out of the federal revenues received by the department for HMS 302 for 1 federally funded program support position for the pre plus program. (\$\$) -- SB1584 HD1

Current Status: Mar-21 03 Passed Second Reading House as amended (HD1)
Mar-21 03 Referred to FIN (586-6200)

SB1589 SD1 HD1 (HSCR 1186)

RELATING TO NONPROFIT CORPORATIONS.

Introduced by: Kawamoto C (BR)

Establishes provision relating to amendment terminating or canceling members and redemption of membership of nonprofit corporations. -- SB1589 HD1

Current Status: Apr=02 03 Senate Disagrees to House amendments
Apr=11 03 Conference Committee: Senate Members: Menor R -- Espero W, Whalen P
Apr-14 03 Conference Committee: House Members: Hiraki K -- Caldwell K, Herkes R, Marumoto B

SB1593 SD1 HD2 (HSCR 1105)

RELATING TO ENVIRONMENTAL JUSTICE.

Introduced by: Hanabusa C, Chun Oakland S, English J

Amends the environmental impact statements law to include environmental justice impact. Defines environmental justice to mean the fair treatment and meaningful involvement of all people, regardless of race, color, national origin, or income, with respect to the development, implementation, and enforcement of environmental laws, rules, and policies. Establishes the environmental justice working group to be convened by the environmental health administration of the department of health and the office of environmental quality control to develop environmental justice guidelines for public review and comment. Report to the legislature. Working group to terminate on July 1, 2004 (sunset). -- SB1593 HD2

Current Status: Mar-17 03 Passed Second Reading House as amended (HD1)
Mar-21 03 Referred to FIN (586-6200)

SB1599 SD2 (SSCR 967)

RELATING TO THE DIAMOND HEAD STATE MONUMENT.

Introduced by: Ihara L

Amends provision relating to state parks special fund. Provides that proceeds derived from user fees and any leases or concession agreements involving the Diamond Head state

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monument, or from funds to benefit the Diamond Head state monument resulting from the sale of any article purchased from the department, gifts, donations, contributions, grants, and appropriations by the legislature shall be used for planning, design and construction of the Diamond Head state monument, including the interpretive visitors center; construction, repairs, replacement, and additions of Diamond Head state monument; operation and maintenance of Diamond Head state monument, including the interpretive visitors center; and funding educational programs relating to the Diamond Head state monument. Authorizes the issuance of general obligation bonds for appropriation to the department of land and natural resources for the purpose of planning and design of the Diamond Head state monument interpretive visitors center. (\$\$) -- SB1599 SD2

Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-12 03 Single Re referral to FIN (586-6200)

SB1603 SD1 (SSCR 984)

RELATING TO ELECTION OFFENSES.

Introduced by: Ihara L, Hooser G

Establishes provision relating to civil penalties. Provides that any person who violates any rule adopted by the chief election officer shall be assessed a civil penalty of not more than 500 dollars for each separate violation. Provides that civil penalties collected shall be paid to the office of elections and used for a voter registration and education program to promote participation in elections by encouraging voter registration, education and turnout. Provides that the department of the attorney general shall prosecute cases involving violations of these provisions at the request of the chief election officer. -- SB1603 SD1

Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Single Referral to JUD (586-8480)

SB1604 SD1 (SSCR 985)

RELATING TO CITIZENS RIGHT TO VOTE.

Introduced by: Ihara L, Baker R, Hooser G

Establishes provision relating to citizens right to vote. Provides that all persons residing in Hawaii who are United States citizens and 18 years of age or older shall have the right to vote in any primary, general, or special election held in the State. Provides that no state agency or political subdivision shall deny such a citizen the right to vote; provided that laws may be enacted that serve a substantial public interest and administrative rules may be adopted that are narrowly tailored to produce efficient and honest elections. Establishes provision relating to permanent absentee voting. Provides that any registered voter may apply for status as a permanent absentee voter by submitting an application in the form of an affidavit to the clerk. Further provides that a voter granted permanent absentee voting status shall not be required to submit a separate request for each election and shall receive an absentee ballot for each election in which they are eligible to vote. Establishes criteria for terminating a voter's status as a permanent absentee voter. Amends provision relating to duties of all state agencies; voter registration. Provides that all high schools shall provide voter registration forms to students who are otherwise qualified to vote prior to graduation, and that all colleges and universities shall provide voter registration forms to students, who are otherwise qualified to register, during the course of registration. -- Provides that no poll book shall contain the social security number of any person. -- SB1604 SD1

Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Multiple Referral to JUD then FIN (586-8480)

SB1605 SD1 (SSCR 986)

RELATING TO GOVERNMENT COMPLIANCE WITH THE UNIFORM INFORMATION PRACTICES ACT.

Introduced by: Ihara L

Amends provision relating to uniform information practices. Provides that each agency shall designate a person to be responsible for the agency's compliance with the requirements of these provisions; issue instructions and guidelines necessary to comply with these provisions and train employees and officers responsible for the collection, maintenance, and dissemination of government records concerning the requirements of these provisions. Provides that the public reports shall be filed annually on or before December 31. Establishes provision relating to training, certification. Provides that upon request by an agency, the director shall train agency personnel as to the purposes, policies, requirements, and effective administration of these provisions. -- SB1605 SD1

Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Single Referral to JUD (586-8480)

SB1606 SD1 (SSCR 365)

RELATING TO LEGISLATIVE ETHICS.

Introduced by: Ihara L, Hooser G

Establishes provision relating to legislative ethics. Establishes the ethics committees of the senate and the house of representatives, outline the duties of the committees, and requires

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disclosures related to potential conflicts of interest. Establishes the duties of the legislative ethics committee, disclosure and conflicts of interest. Provides criteria. Establishes provision relating to fundraising solicitation of legislators. Provides that a legislator shall disclose to the campaign spending commission all fundraising solicitations by mail of any amount that may include attendance at a function or event when the fundraising solicitation is mailed 30 days prior to the convening of or during a regular or special session; and mailed to 25 or more people. Amends provision relating to conflicts of interest and changes it to conflicts of interest, employees. Establishes provision relating to requirements of disclosure. Further provides that individual items of compensation that constitute a portion of the gross income of the business or profession from which the person derives income need not be disclosed, except that a legislator shall disclose the source and amount of any annual income in excess of 25,000 dollars from a single source or the source and amount of annual income that represents 25 per cent or more of the legislator's annual income from sources other than the legislator's annual income from sources other than the legislator's legislative salary. -- SB1606 SD1

Current Status: Mar-21 03 Passed Second Reading House
Mar-21 03 Referred to JUD (586-8480)

SB1611 HD1 (HSCR 1149)

RELATING TO THE DEPOSIT BEVERAGE CONTAINER PROGRAM.

Introduced by: English J, Inouye L

Provides an income tax exemption for amounts received as beverage container deposits. -- Amends provision relating to sales of beverages in deposit beverage containers to include payment. Provides that each deposit beverage distributor to generate a monthly report to the department of health of total sales to dealers or consumers. Requires payment of the deposit beverage container fee and deposits to be made monthly based on sale reports of the distributors beginning January 1, 2005. Authorizes the department to limit the number of redemption centers to maintain appropriate operating scale, set minimum distances between redemption centers, permit potential redemption center operators to bid for the right to operate a center if there are conflicts over servicing a particular area, and set minimum population requirements to be served by a redemption center. -- SB1611 HD1

Current Status: Mar-21 03 Passed Second Reading House as amended (HD1)
Mar-21 03 Referred to FIN (586-6200)

SB1615

RELATING TO NORTH KOHALA.

Introduced by: Bunda R

Requires the department of land and natural resources to utilize its eminent domain powers to institute proceedings to purchase lands adjacent to the Kohala historical sites state monument to preserve, protect, and provide public access to these historical sites. Authorizes the Mo'okini (Mookini) Luakini Corporation to protect and care for the Mo'okini heiau site. Appropriation. (\$\$)-- SB1615

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to WLH then FIN (586-6270)

SB1619 SD2 HD2 (HSCR 1497)

RELATING TO TAXATION.

Introduced by: Bunda R

Provides an investment income tax credit for investment made in the motor sports recreation and public safety training and educational facility at Kalaeloa, parcel 9 for any 1 or more years in the 5 consecutive taxable years from December 31, 2003, to December 31, 2008 (sunset) up to a maximum of ____ dollars for all 5 years. Requires the governor to issue a declaration allowing the exemption. Act to be repealed on January 1, 2008 (sunset). -- SB1619 HD2

Current Status: Apr=10 03 Senate Disagrees to House amendments
Apr-14 03 Conference Committee: House Members: Kanoho E, Ito K, Chang J, Takamine D -- Leong B
Apr=17 03 Conference Committee: Senate Members: Fukunaga C, Kawamoto C, Inouye L, Taniguchi B -- Kanno B, Sakamoto N, Trimble G

SB1621 HD1 (HSCR 1420)

RELATING TO STANDARD DEDUCTION AMOUNT.

Introduced by: Taniguchi B

Establishes new standard deductions for income tax purposes from those provided by section 63 (with respect to taxable income defined) of the Federal Internal Revenue Code. Requires the governor to issue a declaration changing the standard deductions. Act to be repealed on January 1, 2008 (sunset). -- SB1621 HD1

Current Status: Apr=10 03 Senate Disagrees to House amendments
Apr-14 03 Conference Committee: House Members: Takamine D -- Kawakami B, Meyer C, Nakasone B

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Apr=16 03 Conference Committee: Senate Members: Taniguchi B --
Hemmings F, Kim D, Kokubun R, Tsutsui S

- SB1626 SD1 (SSCR 833) RELATING TO TAXATION.
Introduced by: Taniguchi B
Provides a food income tax credit. -- Establishes an education special fund into which shall be deposited general excise tax revenues. Provides that the fund shall be used to support the public schools and the university of Hawaii. Provides that funding to the schools shall be to each of the 42 school complexes on a per pupil basis for the repair and maintenance for each school and other funding to each school as the legislature deems appropriate. Increases the general excise tax and use to 4 1/2 per cent. Provides that 80 million dollars of general excise tax revenues shall be deposited to the education special fund each year. Act to be repealed on December 31, 2013 (sunset). -- SB1626 SD1
Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Multiple Referral to EDB then EDN/ HED/ then FIN (586-9425)
- SB1629 SD1 HD2 (HSCR 1493) RELATING TO THE GENERAL EXCISE TAX.
Introduced by: Menor R (BR)
Amends provisions providing a general excise tax exemption for amounts received by a submanager of an association of apartment owners of a condominium property regime or a non profit homeowners or community association in reimbursement for sums paid for common expenses. Further provides a general excise tax exemption for amounts received by the operator of a hotel from the owner of the hotel to include amounts from a timeshare association and amounts received by the suboperator of a hotel from the owner of the hotel, from a timeshare association, or from the operator of the hotel. Requires the governor to issue a declaration allowing the exemption. Act to be repealed on January 1, 2008 (sunset). -- SB1629 HD2
Current Status: Apr=10 03 Senate Disagrees to House amendments
Apr-14 03 Conference Committee: House Members: Chang J, Hiraki K, Takamine D -- Leong B
Apr=16 03 Conference Committee: Senate Members: Menor R, Kim D --
Taniguchi B, Whalen P
- SB1635 RELATING TO PUBLIC OFFICERS AND EMPLOYEES.
Introduced by: Kim D, Hanabusa C, Tsutsui S, Kawamoto C, Kanno B
Provides that no state agency shall use or offer to use any moneys from any business or any group or association of businesses to fund any position of the State, supplement the salary of a position of the State such that it exceeds the salary set by law or exceeds the salary paid to other officers or employees with comparable duties and responsibilities or provide a financial benefit to the person filling the position, unless specifically authorized by law. This provision shall not apply to positions of the university of Hawaii that are allowed under their employment contract terms to receive income from intellectual property right, royalties, honorariums, or other similar consideration, and shall not be construed to preclude a load to a state agency of an employee by a business or group or association of businesses, on a temporary basis for a period not to exceed 120 days in a calendar year. -- SB1635
Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-19 03 Single Re referral to JUD (586-8480)
- SB1636 SD1 (SSCR 551) RELATING TO PUBLIC AGENCY MEETINGS AND RECORDS.
Introduced by: Kim D
Amends provision relating to political subdivision of the State; applicability. Provides that these provisions shall apply to any vision team of a county. Defines vision team to mean a 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. -- SB1636 SD1
Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Single Referral to JUD (586-8480)
- SB1638 RELATING TO COSTS OF PROCEEDINGS IN WORKERS' COMPENSATION APPEALS.
Introduced by: Tsutsui S (BR)
Amends provision relating to costs within the workers' compensation law. Adds that if an employee appeals a decision of the director of labor and industrial relations or appellate board, the cost of the proceedings of the board or the supreme court, together with the attorney's fees may be assessed against the employer, if the employer loses. Establishes the basis for awarding attorney's fees and costs. -- SB1638

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Current Status: Mar-06 03 Introduction/Passed First Reading - House
Mar-10 03 Multiple Referral to LAB then JUD then FIN (586-8505)

- SB1657 SD1 HD1 (HSCR 965) RELATING TO THE ADMINISTRATION OF PARKING FOR PERSONS WITH DISABILITIES.
Introduced by: Kokubun R, Baker R
Amends provisions relating to parking for people with disabilities. Establishes that a law enforcement officer is authorized to access private property to enforce parking for people with disabilities. Provides that a commissioned volunteer enforcement officer may access the property of a private entity provided the private entity's parking lot contains a parking space reserved for persons with disabilities. Includes the adjacent access aisle as part of the parking space and provides that a person using the access aisle adjacent to the parking space reserved for persons with disabilities shall be guilty of a traffic infraction under the adjudication of traffic infractions and be fined. Provides that a citation may be sent by certified or registered mail to a violator who refuses the citation. Redefines person with a disability to include a person with a vascular condition. Amends removable windshield placard, temporary removable windshield placard, and identification card provisions. -- SB1657 HD1
Current Status: Mar-19 03 Passed Second Reading House as amended (HD1)
Mar-21 03 Referred to FIN (586-6200)
- SB1675 HD3 (HSCR 1469) RELATING TO HEALTH.
Introduced by: Bunda R, Baker R, Chun Oakland S, Fukunaga C, Kawamoto C, Inouye L
Transfers all rights, powers, functions, and duties of the office of the governor, relating to the executive office on aging, to the department of health. -- Requires the legislative auditor to conduct a comprehensive management audit of the Hawaii health systems corporation to evaluate the effectiveness of the corporation's management, operational, and financial activities and to recommend ways to reduce or eliminate the corporation's spiraling costs. Report to the legislature and the governor. -- SB1675 HD3
Current Status: Apr=10 03 Senate Disagrees to House amendments
Apr-14 03 Conference Committee: House Members: Arakaki D, Hamakawa E, Nishimoto S -- Pendleton D
Apr=16 03 Conference Committee: Senate Members: Baker R, Taniguchi B -- Chun Oakland S, Inouye L, Kokubun R
- SB1676 HD1 (HSCR 935) RELATING TO HEALTH.
Introduced by: Bunda R, Baker R, Chun Oakland S, Fukunaga C, Kawamoto C, Inouye L, Espero W
Establishes the health care for all Hawaii law. Establishes the state health authority within the department of budget and finance to be responsible for overall health planning for the State and to be responsible for determining future capacity needs of health providers, facilities, equipment, and support services providers. Establishes the state health authority fund. -- Repeals the Hawaii employer union health benefits trust fund and the health planning and resources development and health care cost control laws. -- Establishes the state health authority commission to determine the financing costs of the authority; determine the means and amounts of contributions necessary from individuals and employers to sustain the authority and provide health care for all Hawaii taxpayers; and review all types of health benefits and insurance and determine whether they could be incorporated into the authority. Report to the legislature and the authority. Establishes the review panel on mandated health care service coverage to determine the average premium cost of health insurance benefits as a percentage of the average annual wage; the portion of the premium cost attributable to benefits that would be provided regardless of statutory mandates and to mandated health care service coverages; the financial, social, and medical impact. Panel to annually report to the legislature and the governor and be repealed on July 1, 2017 (sunset). Transfers all fee for service, managed care, and Medicaid related program under all state agencies, including but no limited to the Med QUEST division of the department of human services, to the authority. Requires the authority to develop a detailed plan to purchase health care for all residents not covered by the health care for all Hawaii law. Report to the legislature. Provides that the department of human services shall submit a waiver to the appropriate federal government agency to expand the federal poverty level to 300 per cent and eliminate the assets test. Transfers all rights, powers, functions, and duties of the state health planning and development agency to the state health authority. Further transfers all funds of the Hawaii employer union health benefits trust fund to the state health authority by June 30, 2015. -- SB1676 HD1
Current Status: Mar-17 03 Passed Second Reading House as amended (HD1)
Mar-17 03 Referred to LAB (586-8505)

SENATE BILLS WHICH PASSED THIRD READING

- SB2002 SD1 (SSCR 2852) RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM.
Introduced by: Kokubun R
Amends provision relating to the employees' retirement system. Defines conservation and enforcement officer to mean any regularly employed member of the department of land and natural resources whose principal duty is to enforce conservation laws and protect the State's natural resources. Defines deputy sheriff as an employee in the department of public safety who has been conferred police power by the director of public safety and is in a position of deputy sheriff 1 to 5. -- Amends provision relating to employee contributions by providing that after June 30, 1989 conservation and resources enforcement officers shall contribute a percentage of their compensation to the annuity savings fund for services in that capacity. -- Amends provision relating to allowance on service retirement to include that after June 30, 2003, if the member has at least 25 years of credited service of which the last 5 or more years prior to retirement is credited service as a conservation and resources enforcement officer, corrections officer, or deputy sheriff the member shall be eligible to receive a retirement benefit unreduced for age after the member has terminated service. -- SB2002 SD1
Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to WLH then LAB/ PSM/ then FIN (586-6270)
- SB2003 SD1 (SSCR 2034) RELATING TO PASSENGER RESTRAINT DEVICES.
Introduced by: Baker R (BR)
Amends provision relating to child passenger restraints (car seat). Repeals the exemption where the number of persons in the vehicle exceeds the number of seat belt assemblies in the car. Provides that all available seat belt assemblies shall be used to restrain a passenger, and every person under the age of 18 in the back seat of the motor vehicle shall be restrained by an approved child passenger restraint system or a seat belt assembly. Further provides that lack of an available seat belt or restraint system is not justification for failure to comply. -- SB2003 SD1
Current Status: Feb-18 04 Introduction/Passed First Reading - House
Feb-19 04 Multiple Referral to TRN then JUD (586-9444)
- SB2004 SD1 (SSCR 2122) MAKING AN APPROPRIATION FOR VETERANS CEMETERIES.
Introduced by: Baker R, English J, Tsutsui S
Appropriation to the department of defense for the care and maintenance of veterans cemeteries in the county of Maui. (\$\$) -- SB2004 SD1
Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to PSM then FIN (586-8470)
- SB2005 RELATING TO MEDICAL RECORDS.
Introduced by: Baker R, Chun Oakland S
Amends provision relating to confidentiality of records within the mental health, mental illness, drug addiction, and alcoholism law. Provides that all certificates, applications, records, and reports made, directly or indirectly identifying a person shall be kept confidential and shall not be disclosed by any person except when disclosure is made to the person's health care insurer to obtain reimbursement for services rendered to the person, provided that disclosure shall be made only if the provider informs the person that a reimbursement claim will be made to the person's insurer. -- SB2005
Current Status: Feb-12 04 Introduction/Passed First Reading - House
Feb-13 04 Multiple Referral to HLT then CPC/ JUD/ (586-6050)
- SB2009 SD1 (SSCR 2538) RELATING TO CONDOMINIUM PROPERTY REGIMES.
Introduced by: Menor R (BR)
Amends provisions relating to common elements. Provides that the common interest appurtenant to each apartment as expressed in a declaration shall not be altered without the consent of all of the apartment owners affected except for any leases, licenses, or other agreements entered into for telecommunications equipment. -- SB2009 SD1
Current Status: Mar-05 04 Introduction/Passed First Reading - House
Mar-09 04 Single Referral to CPC (586-6180)
- SB2015 RELATING TO ABANDONED VEHICLES.
Introduced by: Kawamoto C, Kanno B
Amends provision relating to abandoned vehicles. Provides that in the case of a highway, the vehicle is considered abandoned immediately if it has no motor vehicle registration and no current safety inspection (safety check). -- SB2015
Current Status: Feb-18 04 Introduction/Passed First Reading - House
Feb-19 04 Multiple Referral to TRN then JUD (586-9444)

SENATE BILLS WHICH PASSED THIRD READING

- SB2017 SD2 (SSCR 2784) RELATING TO RACING ON HIGHWAYS.
Introduced by: Kawamoto C, Kanno B
Amends provisions relating to racing on highways. Changes the penalty to include a 1 year drivers license suspension. Provides that for 2nd offenses the license suspension shall be for 3 years and that the vehicle owned and used by the defendant in the commission of the present offense and has been used in a prior offense that resulted in a conviction may be seized and subject to forfeiture under the criminal forfeiture law. Adds that for a 3rd offense the person shall be subject to a fine of not more than 10,000 dollars, guilty of class C felony, or both and subject to a 5 year license suspension. -- SB2017 SD2
Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to TRN then JUD (586-9444)
- SB2018 SD1 (SSCR 2202) RELATING TO CHILD PASSENGER SAFETY.
Introduced by: Kawamoto C, Espero W, Kanno B
Amends provision relating to child passenger restraints (car seat). Provides that a child 4 years of age or older but less than 8 years of age must be restrained in a child safety seat or booster seat. Provides exemptions for a child who weighs over 80 pounds, is over 4 feet 9 inches in height, or is traveling in a motor vehicle equipped only with lap belts in the rear seat, without shoulder straps. -- SB2018 SD1
Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to TRN then JUD (586-9444)
- SB2021 SD1 (SSCR 2036) RELATING TO STREET ROD VEHICLES.
Introduced by: Kawamoto C (BR)
Amends provisions relating to special interest motor vehicles by amending the definition of street rod vehicle to include a vehicle manufactured before 1968 or manufactured after 1968 to resemble a vehicle manufactured before 1968. -- SB2021 SD1
Current Status: Feb-18 04 Introduction/Passed First Reading - House
Feb-19 04 Multiple Referral to TRN then JUD (586-9444)
- SB2022 RELATING TO DUNE BUGGIES.
Introduced by: Kawamoto C, Espero W
Amends provisions relating to special interest motor vehicles to include dune buggy replica vehicle assembled from a manufactured kit. Establishes provisions for certificate of title and state vehicle identification number. -- SB2022
Current Status: Feb-18 04 Introduction/Passed First Reading - House
Feb-19 04 Multiple Referral to TRN then JUD (586-9444)
- SB2023 SD2 (SSCR 2624) RELATING TO DRIVER LICENSING.
Introduced by: Kawamoto C, Espero W, Kanno B
Establishes provisions relating to provisional license for persons under the age of 18. Allows a person at least 16 years of age but under 18 to be granted a provisional license. Provides that when a licensee is driving between the hours of 11:00 p.m. and 5:00 a.m. the licensee shall be accompanied by the licensed parent or guardian who shall occupy a seat as near to the driver as practical. Limits passengers to immediate family members. Further provides that all occupants of the motor vehicle shall wear seat belts. Prohibits the licensee to transport more than 1 person unrelated to the licensee under the age of 18 during the daytime and evening hours of 5:00 a.m. to 11:00 p.m. Provides exceptions for night driving for employment purposes. Provides that a licensee who violates these provisions or is involved in a collision or is convicted for a offense relating to the operation of a motor vehicle shall have their license suspended or revoked by a judge. Prohibits reissuance or issuance of a driver's license 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. -- SB2023 SD2
Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to TRN then JUD (586-9444)
- SB2024 SD1 (SSCR 2046) RELATING TO THE TRAFFIC CODE.
Introduced by: Kawamoto C, Espero W, Kanno B
Establishes penalties for violation of provisions relating to pedestrians' rights and duties. Amends provisions relating to pedestrians' right of way in crosswalks and crossing at other than crosswalks. Repeals provision relating to pedestrians use of the right half of crosswalks. -- SB2024 SD1
Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to TRN then JUD (586-9444)

SENATE BILLS WHICH PASSED THIRD READING

- SB2033 SD1 (SSCR 2137) RELATING TO EXPENDITURE OF PUBLIC MONEY.
Introduced by: Kawamoto C, Espero W, Kanno B
Amends provisions relating to wages and hours of employees on public works construction contracts. Provides that before any bidder or offer enters into a contract for construction of a public work project in excess of 2,000 dollars that involves wages and hours on public works, the bidder or offeror shall affirm the bidder's or offeror's intent to comply with the requirements of laws concerning wages and hours on public works and certify that all applicable requirements of the department of labor and industrial relations as to staffing requirements are met. -- SB2033 SD1
Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to LAB then FIN (586-8505)
- SB2043 SD1 (SSCR 2808) MAKING AN APPROPRIATION TO THE AVIATION MUSEUM OF THE PACIFIC.
Introduced by: Kawamoto C
Appropriation to the department of defense for a grant in aid to the Aviation Museum of the Pacific for the restoration and exhibits for a new air museum to be built on Ford Island. Requires the Aviation Museum of the Pacific to provide ____ dollars. (\$\$) -- SB2043 SD1
Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to PSM then FIN (586-8470)
- SB2044 SD1 (SSCR 2750) RELATING TO THE JUNIOR RESERVE OFFICERS' TRAINING CORPS.
Introduced by: Kawamoto C, Espero W, Kanno B
Appropriation to the department of defense for the junior reserve officers' training corps (JROTC) program at Waipahu high school. Requires matching federal funds. (\$\$) -- SB2044 SD1
Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to PSM then EDN then FIN (586-8470)
- SB2045 SD2 (SSCR 2809) MAKING AN APPROPRIATION TO THE HAWAII CIVIL AIR PATROL.
Introduced by: Kawamoto C, Espero W, Kanno B
Appropriation to the department of defense for operational expenses of the Hawaii civil air patrol (CAP). Requires dollar for dollar match by the department. (\$\$) -- SB2045 SD2
Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to PSM then FIN (586-8470)
- SB2054 SD1 (SSCR 2751) RELATING TO EDUCATION.
Introduced by: Sakamoto N
Amends provisions relating to educational textbooks and instructional materials. Defines textbooks and instructional materials to include any book or other printed materials used as a standard work for a particular course of study except library books. Requires each school to provide a copy of the current list of textbooks and instructional materials upon the request of a student or a parent or guardian of a student attending the school. Authorizes public schools to assess and collect from each student or the student's parent or guardian, a textbook and instructional materials fee not to exceed 20 dollars per student per school year. Establishes a special account within the department to receive fees and charges collected from students which shall be expended to purchase, replace, or repair school equipment, supplies, textbooks, and instructional materials. -- SB2054 SD1
Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to EDN then FIN (586-6170)
- SB2056 SD1 (SSCR 2245) RELATING TO THE AUDITOR.
Introduced by: Sakamoto N, Chun Oakland S
Establishes provisions relating to access to confidential records. Authorizes the office of the auditor to be a representative of the department of education and department of health, a state educational authority, or a state educational official, and to have access to any student or other record that may be necessary in connection with any audit or evaluation of any federal or state supported educational program. -- SB2056 SD1
Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to EDN/ LMG/ then JUD (586-6170)
- SB2058 SD1 (SSCR 2247) RELATING TO SCHOOL REPAIR AND MAINTENANCE.
Introduced by: Sakamoto N, Aduja M, Kanno B, Chun Oakland S
Amends provisions relating to providers of construction or project related professional services for the repair and maintenance of public schools including the Hawaii 3R's. Appropriation to the department of accounting and general services for the Hawaii 3R's. (\$\$) -- SB2058 SD1

SENATE BILLS WHICH PASSED THIRD READING

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to EDN then FIN (586-6170)

SB2061

RELATING TO EDUCATION.

Introduced by: Sakamoto N, Chun Oakland S

Amends provisions relating to interstate agreement on qualification of educational personnel. Changes certification to license, replaces the superintendent of education with the executive director of the teacher standards board, and replaces the department of education with the Hawaii teacher standards board. -- SB2061

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to EDN/ LAB/ then FIN (586-6170)

SB2063 SD2 (SSCR 2829)

RELATING TO EDUCATION.

Introduced by: Sakamoto N, Kanno B, Chun Oakland S

Amends provisions relating to educational textbooks and instructional materials. Defines textbooks, instructional materials, library books, equipment, or supplies to include any book, printed matter, or other materials used in a particular course of study. Authorizes the department of education to assess and collect special fees and charges from any student or the student's parent or guardian including the actual replacement costs for the loss, destruction, breakage, or damage of school textbooks, instructional materials, library books, equipment, or supplies. Establishes the textbook replacement fee special account within the department to receive fees and charges collected from students or the student's parents or guardians to purchase, replace or repair school textbooks, instructional materials, library books, equipment, or supplies. -- SB2063 SD2

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to EDN then FIN (586-6170)

SB2065 SD2 (SSCR 2753)

RELATING TO TEACHERS.

Introduced by: Sakamoto N, Chun Oakland S

Establishes provisions relating to teacher hiring. Requires principals to finalize the hiring of all teachers for the school year no later than the end of the preceding fiscal year. -- SB2065 SD2

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to EDN then FIN (586-6170)

SB2066 SD2 (SSCR 2830)

RELATING TO THE HAWAII MEDICAL EDUCATION SPECIAL FUND.

Introduced by: Sakamoto N, Aduja M

Amends provisions relating to the medical education special fund. Changes the fund to be administered by the university of Hawaii instead of the medical education council. -- SB2066 SD2

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to HLT then HED then FIN (586-6050)

SB2067 SD1 (SSCR 2831)

RELATING TO HIGHER EDUCATION.

Introduced by: Sakamoto N, Aduja M, Hooser G

Appropriation to the university of Hawaii as matching funds for the grant application for the National Science Foundation Experimental Program to Stimulate Competitive Research (EPSCoR) to be submitted by the university. (\$\$) -- SB2067 SD1

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to HED then FIN (586-8455)

SB2072

RELATING TO THE CENTER FOR NURSING.

Introduced by: Sakamoto N, Aduja M, Kanno B

Amends provisions relating to the center for nursing special fund. Changes the fund to be administered by the university of Hawaii instead of the board of regents of the university of Hawaii. -- SB2072

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to HLT then HED then FIN (586-6050)

SB2073 SD2 (SSCR 2853)

RELATING TO THE UNIVERSITY OF HAWAII.

Introduced by: Sakamoto N, Aduja M

Amends provision relating to the university of Hawaii optional retirement system. Requires the board of regents of the university of Hawaii to establish a retirement system separate from the state employees' retirement system to provide retirement allowances and other benefits for university employees who are excluded from bargaining unit (7), except for part time employees working less than 20 hours per week and temporary employees of 3 months

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duration or less or employees who are appointed by the board of regents. Requires the board of regents to designate no fewer than 3 companies to provide annuity contracts, mutual fund accounts, or similar investment products offered through state or national banking institutions. -- Provides that for those employees electing membership in the optional retirement system, whose compensation is paid in whole or in part from the general fund, the State shall remit to the university of Hawaii an amount equal to 6 per cent of the employees' compensation in lieu of any contribution which it would have contributed to the state employees' retirement system on behalf of those employees had they not elected membership in the optional retirement system. Authorizes the employee and employee organization to negotiate an amount above 6 per cent. -- Requires any person hired after the establishment of the optional retirement system of the University of Hawaii to elect to be a member of the state employees' retirement system unless within 30 days of hire the person elects in writing to terminate such membership. Upon termination of membership in the employees' retirement system the employee shall become a member of the optional retirement system. -- SB2073 SD2

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to HED then LAB then FIN (586-8455)

SB2074 SD1 (SSCR 2519)

RELATING TO CAMPAIGN SPENDING.

Introduced by: Trimble G

Establishes provisions relating to banks, corporations, and labor organizations. Prohibits a state or national bank, corporation, partnership, labor organization, membership organization, cooperative, corporation without capital stock organized by authority of any law of the US Congress or of any state to make a contribution or expenditure in connection with the nomination for election or the election itself except through separate segregated funds. -- Amends provisions relating to duties of the campaign spending commission. Requires the commission to make direct communications with the governor and legislature, and make all decisions regarding employment, appointment, promotion, transfer, demotion, discharge, and job descriptions of all officers and employees of or under the jurisdiction of the commission without the approval of the head of the department of accounting and general services. -- Further provides that any person who knowingly or intentionally falsifies any report required with the intent to circumvent the law or deceive the commission shall be guilty of a class C felony. -- SB2074 SD1

Current Status: Mar-02 04 Introduction/Passed First Reading - House
Mar-03 04 Single Referral to JUD (586-8480)

SB2077 SD2 (SSCR 2700)

RELATING TO PLANNING.

Introduced by: Kokubun R

Amends provisions relating to the preparation of functional plans. Requires the state, to prepare functional plans with the assistance of the office of planning. Requires the state agency to update a functional plan at 10 year intervals, based on the initial plan update to be considered for approval by June 30, 2006, provided that previous findings and recommendations contained in any planning document produced by a state agency within the past 5 years shall considered and, if practicable, be incorporated. Report to the legislature. -- SB2077 SD2

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Single Referral to FIN (586-6200)

SB2080 SD1 (SSCR 2634)

RELATING TO TAXATION.

Introduced by: Hemmings F, English J

Provides a hydrogen system investment income tax credit for ____ per cent of the total cost of a system installed or placed in service after December 31, 2004, but before January 1, 2014 (sunset). -- SB2080 SD1

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to EEP then FIN (586-8435)

SB2088 SD1 (SSCR 2075)

RELATING TO EMERGENCY MEDICAL SERVICES.

Introduced by: Baker R

Amends provisions relating to identification documents. Repeals written comfort care only document by the persons physician to be a terminally ill patient of that physician. Allows comfort care only document to be signed by the person's guardian, agent, or surrogate. -- SB2088 SD1

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to HLT then JUD (586-6050)

SB2090 SD2 (SSCR 2625)

RELATING TO A PRESCRIPTION DRUG REPOSITORY PROGRAM.

SENATE BILLS WHICH PASSED THIRD READING

Introduced by: Baker R

Establishes provisions relating to donation of pharmaceuticals and health care supplies. Establishes requirements for prescription drugs previously dispensed or distributed by a pharmacist that may be returned to and dispensed or redistributed by the pharmacist. Allows drugs that meet these requirements but are otherwise not appropriate for return for credit and reuse, to be donated to repository entities. Further provides that all dispensed and billed drugs subject to return for credit and reuse or all drugs subject to donation to repository entities, shall be recorded subject to audit. -- SB2090 SD2

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to HLT then CPC then FIN (586-6050)

SB2091 SD2 (SSCR 2788)

RELATING TO INVOLUNTARY PSYCHIATRIC TREATMENT.

Introduced by: Baker R

Establishes provision relating to involuntary treatment with psychiatric medication. Requires the department of health to adopt rules to enable interdisciplinary clinical review panels to authorize the involuntary administration of psychiatric medication for appropriate patients. Amends provision relating to the rights of recipients of mental health services. Provides that the right of a patient to refuse treatment shall not include the administrative authorization for involuntary treatment with psychiatric medication. Report to legislature. -- SB2091 SD2

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to HLT then JUD (586-6050)

SB2092 SD2 (SSCR 2801)

RELATING TO MEDICINE AND SURGERY.

Introduced by: Baker R, Tsutsui S

Amends provisions relating to qualifications for examination and licensure to practice medicine or surgery. Authorizes the board of medical examiners to grant licenses to foreign medical school graduates who completed residency programs accredited by the Royal College of Physicians and Surgeons of Canada or the College of Family Physicians of Canada and to accept applicants with scores deemed satisfactory by the board of medical examiners and by the Medical Council of Canada Qualifying Examination. Repeals the board's authorization to accept qualifications based on requirements by the accreditation council for graduate medical education. -- SB2092 SD2

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to HLT then CPC (586-6050)

SB2097 SD1 (SSCR 2838)

RELATING TO BOATING.

Introduced by: Kawamoto C

Amends provision relating to permits and fees for state small boat harbors. Requires the permittee to pay a fee based on a percentage of the gross revenues derived from the use of the vessel which shall be no less than 2 times the moorage fee assessed for a recreational vessel of the same size; provided that the fee in effect on January 1, 2004 and thereafter may not exceed a maximum of 3 per cent of gross revenues. -- SB2097 SD1

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to WLH then FIN (586-6270)

SB2105 SD2 (SSCR 2660)

RELATING TO CONDOMINIUM MANAGEMENT DISPUTE RESOLUTION.

Introduced by: Espero W

Amends provisions relating to mediation; condominium management dispute resolution; complaint; hearing. 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' declaration, bylaws, or house rules, or involves assessments of the cost of providing information, the other party in the dispute shall be required to participate in mediation. Provides that if a dispute is not resolved by mediation any person that participated in the mediation may file a complaint with the office of administrative hearings in the department of commerce and consumer affairs. Requires the department of commerce and consumer affairs to appoint a hearing officer who shall hold a hearing on the complaint. Provides that any person who is a party to a hearing may obtain a review in the appropriate circuit court. -- SB2105 SD2

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to CPC then FIN (586-6180)

SB2108 SD1 (SSCR 2754)

RELATING TO EDUCATION.

Introduced by: Sakamoto N, Aduja M

Appropriation to the department of education for 20 permanent athletic health care trainer positions in schools. (\$\$) -- SB2108 SD1

Current Status: Mar-11 04 Introduction/Passed First Reading - House

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Mar-11 04 Multiple Referral to EDN then FIN (586-6170)

- SB2113 SD1 (SSCR 2755) RELATING TO EDUCATIONAL PROGRAMS.
Introduced by: Sakamoto N, Aduja M
Appropriation to the department of education for equipment, supplies, and transportation for athletic programs. (\$\$) -- SB2113 SD1
Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to EDN then FIN (586-6170)
- SB2114 MAKING AN APPROPRIATION FOR SAFETY AND SECURITY IMPROVEMENTS FOR UNIVERSITY OF HAWAII CAMPUSES.
Introduced by: Sakamoto N, Aduja M
Appropriation to the university of Hawaii for improvements to safety and security on university of Hawaii system campuses. (\$\$) -- SB2114
Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to HED then FIN (586-8455)
- SB2115 SD1 (SSCR 2757) RELATING TO EDUCATION.
Introduced by: Sakamoto N
Appropriation to the department of education for 1 athletic health care trainer specialist coordinator position within the department to coordinate the efforts of athletic health care trainers statewide and to provide technical and professional advice and assistance. (\$\$) -- SB2115 SD1
Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to EDN then FIN (586-6170)
- SB2125 SD1 (SSCR 2839) RELATING TO CONVEYANCE TAX.
Introduced by: Hooser G
Amends provisions relating to conveyance tax. Increases the tax from 10 cents to 20 cents per 100 dollars for transfers or conveyances of realty between 500,001 and 1 million dollars and 50 cents per 100 dollars for realty over 1 million dollars. Act to be repealed on June 30, 2009 (sunset). -- SB2125 SD1
Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to WLH then FIN (586-6270)
- SB2128 RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST INDUSTRIAL ENTERPRISES.
Introduced by: Hooser G
Amends Act 136, session laws of 2000, which authorizes the issuance of special purpose revenue bonds, with approval of the governor, to assist Worldwide Energy Group, Inc., a Hawaii corporation, in the planning, design, construction, and operation of any and all elements of the Hawaii sugar ethanol project, including a multi million gallon per year fuel grade ethanol facility on the island of Kauai and other appropriate locations in the State by extending the lapse date of the authorization to issue the bonds to June 30, 2008 (sunset). -- SB2128
Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to EEP then FIN (586-8435)
- SB2131 SD1 (SSCR 2054) MAKING AN APPROPRIATION FOR THE DEPARTMENT OF DEFENSE.
Introduced by: Hooser G
Appropriation to the department of defense to publish the Hawaii veterans' newsletter. (\$\$) -- SB2131 SD1
Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to PSM then FIN (586-8470)
- SB2134 RELATING TO THE ENVIRONMENT.
Introduced by: Kokubun R, Aduja M, Chun Oakland S, English J
Establishes provision relating to an emergency environmental workforce. Allows the workforce to employ individuals exempt from civil service and collective bargaining. Establishes the emergency environmental workforce attached to the Research Corporation of the University of Hawaii. Requires the environmental workforce to prevent the introduction of, controlling, and eradicating invasive species throughout the State, including but not limited to miconia and other invasive plants, and coqui frogs, fire ants, and other invasive species populations. -- SB2134
Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to EEP then FIN (586-8435)

SENATE BILLS WHICH PASSED THIRD READING

- SB2139 SD1 (SSCR 2515) RELATING TO THE MUSEUM OF HAWAIIAN MUSIC AND DANCE.
Introduced by: Kim D, English J, Aduja M, Kanno B
Establishes the museum of Hawaiian music and dance committee. Requires the committee to conduct an assessment to determine the type of institution that would be appropriate for a museum of Hawaiian dance and music, the best location or locations for this museum and possible financing mechanisms. Report to the legislature. -- SB2139 SD1
Current Status: Mar-02 04 Introduction/Passed First Reading - House
Mar-03 04 Multiple Referral to TAC then FIN (586-6120)
- SB2153 SD2 (SSCR 2527) RELATING TO HEALTH.
Introduced by: Chun Oakland S, Kanno B, Aduja M
Establishes the crystal methamphetamine treatment and prevention special fund into which shall be deposited 1 cent of the excise tax collected on each cigarette sold, used, or possessed by a wholesaler or dealer. Provides that the special fund shall be administered by the department of health and used to fund programs and services for the treatment and prevention of crystal methamphetamine. Increases the general excise tax on each cigarette sold, used, or possessed by a wholesaler or dealer to 7.50 cents. Appropriation for evidence based substance prevention programs and for the alcohol and drug abuse division of the department of health to support residential drug treatment programs and therapeutic living homes that provide family services to parents with children under the age of 19. (\$\$) -- SB2153 SD2
Current Status: Mar-02 04 Introduction/Passed First Reading - House
Mar-03 04 Single Referral to FIN (586-6200)
- SB2161 RELATING TO CAREGIVER CONSENT.
Introduced by: Chun Oakland S, Kanno B, Aduja M, Sakamoto N
Establishes provisions relating to caregiver consent for minor's health care; affidavit. Provides that a care giver who possesses and presents an affidavit that meets certain requirements may consent on behalf of a minor to medical, surgical, dental, mental health, developmental, and other medically necessary health care examination and treatment, including immunization, x-ray, and anesthesia. Provides that a person who relies in good faith on this affidavit has no obligation to conduct any further inquiry or investigation and shall not be subject to civil or criminal liability or to professional disciplinary action. Provides that affidavits shall be superseded by written notification from the minor's parent, guardian, or legal custodian to the health care professionals providing services to the minor that the affidavit has been rescinded. -- SB2161
Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to HLT/ HSH/ then JUD (586-6050)
- SB2165 SD1 (SSCR 2736) RELATING TO CHILD ABUSE AND PROTECTION.
Introduced by: Chun Oakland S, Kanno B, Aduja M, Ige D
Establishes provisions relating to drug affected infants; treatment; family referral; federal grants. Requires the department of human services to implement and operate a statewide program relating to child abuse and neglect. -- SB2165 SD1
Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to HSH/ HLT/ then FIN (586-8465)
- SB2170 SD1 (SSCR 2603) RELATING TO FIREARMS.
Introduced by: Chun Oakland S, Fukunaga C
Establishes provisions relating to ammunition purchase; proof of registration; exception. Provides that no person shall sell ammunition for any firearm unless the purchaser 1st demonstrates that the purchaser is the registered owner of the firearm for which the ammunition is to be purchased. -- SB2170 SD1
Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to PSM then JUD (586-8470)
- SB2171 SD2 (SSCR 2758) MAKING AN APPROPRIATION FOR TEXTBOOKS FOR PUBLIC SCHOOLS.
Introduced by: Chun Oakland S, Kanno B, Espero W, Aduja M, Sakamoto N, Ige D
Appropriation to the department of education to purchase more new and recently published textbooks in order to update the textbooks periodically and to provide a sufficient number of textbooks for every student enrolled in public schools, provided that an individual school's textbooks and curriculum shall be aligned with that of the school's complex as a whole. (\$\$) -- SB2171 SD2
Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to EDN then FIN (586-6170)

SENATE BILLS WHICH PASSED THIRD READING

- SB2174 SD1 (SSCR 2559) RELATING TO YOUTH INVOLVEMENT.
Introduced by: Chun Oakland S, Kanno B, Aduja M
Establishes the last week of March to be known and designated as "Youth Involvement Recognition Week". The last Thursday in March shall be known and designated as "Youth Involvement Recognition Day". This week and day are not and shall not be construed as a state holiday. -- SB2174 SD1
Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to LAB then EDN (586-8505)
- SB2175 SD1 (SSCR 2262) RELATING TO EDUCATION.
Introduced by: Chun Oakland S, Kanno B, Sakamoto N, Aduja M
Establishes provisions relating to GEAR UP Hawaii scholarship trust fund. Authorizes the university of Hawaii to establish a charitable trust known as GEAR UP Hawaii scholarship trust fund and to appoint 1 or more trustees. Provides that the purpose of the trust is to establish and maintain a financial assistance program to award scholarships to eligible students in accordance with funds received from the US Department of Education under the Gaining Early Awareness and Readiness for Undergraduate Program. Provides that the trust fund shall consist of moneys received from under GEAR UP. -- SB2175 SD1
Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to HED then FIN (586-8455)
- SB2197 SD1 (SSCR 2422) RELATING TO SCHOOL WORK-STUDY.
Introduced by: Sakamoto N
Establishes provisions relating to school work study program. Establishes the program to provide students with paid work experience and employers with reliable entry level workers in the department of education. Establishes levels of priority for participation in the program, with 1st priority given to students with disabilities who are eligible for post secondary transition services. Provides that students participating in the program shall be covered under workers' compensation laws. -- SB2197 SD1
Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to EDN then LAB then FIN (586-6170)
- SB2200 RELATING TO EDUCATION.
Introduced by: Sakamoto N, Kanno B, Aduja M
Amends provisions relating to the running start program that permits eligible high school students to enroll in courses offered by the university of Hawaii system. Repeals the provisions that the department of education adopt rules for the program. -- SB2200
Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to EDN then JUD (586-6170)
- SB2201 SD2 (SSCR 2761) RELATING TO EDUCATION.
Introduced by: Sakamoto N, Kanno B, Aduja M
Appropriation to the department of education to enable the parents of strong willed or out of control adolescents to change their childrens' destructive behavior through effective prevention and intervention techniques, provided that this activity to be named the " parent project " and be administered by and coordinated through the department of education's parent community networking center program; this Act not be construed to authorize an increase in the current number of funded parent community networking center schools allotted to each departmental school district; the department give 1st priority to upper elementary and middle school grade levels, and 2nd priority to high school grade levels, in order to emphasize early prevention and intervention; moneys may be used for parent facilitator training, facility rental, stipends, and such other costs related to the implementation of the parent project as may be authorized by the superintendent of education; and none of the services shall be construed as counseling. (\$\$) -- SB2201 SD2
Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to EDN then FIN (586-6170)
- SB2209 SD2 (SSCR 2629) RELATING TO BOXING.
Introduced by: Menor R (BR)
Amends provisions relating to the boxing contest law. Repeals the executive secretary to the state boxing commission and replaces with the executive officer assigned to the commission. Amends the powers and duties of the boxing commission to include procedures to evaluate professional records and physician's certification of boxers; procedures to ensure that a suspended boxer is not permitted to box; procedures to review suspensions; procedures to revoke a suspension; and establishing a boxing registry and the issuance of identification cards to boxers. -- SB2209 SD2

SENATE BILLS WHICH PASSED THIRD READING

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Single Referral to CPC (586-6180)

SB2210 SD2 (SSCR 2661)

RELATING TO CONDOMINIUMS.

Introduced by: Menor R (BR)

Repeals and replaces the condominiums law. Provides that the director of commerce and consumer affairs shall prepare and submit an annual report to the governor and the legislature on the use of the compliance resolution fund. Appropriations out of the condominium management fund to the department of commerce and consumer affairs. (\$\$)

-- SB2210 SD2

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to CPC then FIN (586-6180)

SB2222 SD1 (SSCR 2268)

RELATING TO BRIDGE TO HOPE.

Introduced by: Chun Oakland S, Baker R, Fukunaga C

Amends provisions relating to bridge to hope program by including temporary assistance to other needy families program. Appropriation to the university of Hawaii. (\$\$) -- SB2222 SD1

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to HED then FIN (586-8455)

SB2226 SD1 (SSCR 2737)

RELATING TO HOMELESS SERVICES.

Introduced by: Chun Oakland S, Baker R, Fukunaga C

Amends provisions relating to unclaimed property trust fund. Provides that the 1st _____ dollars shall be used by the department of human services for homeless services. -- SB2226 SD1

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to HSH then FIN (586-8465)

SB2242 SD1 (SSCR 2659)

RELATING TO EMPLOYEE STOCK OWNERSHIP PLANS.

Introduced by: Kokubun R, Tsutsui S, Hanabusa C

Provides a general excise tax exemption for amounts received by a management company from related entities engaged in the business of providing medical services in amounts equal to and which are disbursed by the management company for employee wages, salaries, payroll taxes, insurance premiums, and benefits including retirement, vacation, sick pay, and health benefits. Defines management company to mean any person who provides managerial or operational services to that entity and is owned in whole or in part by or through distributions from an employee stock ownership benefit plan trust. -- SB2242 SD1

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to EDB then FIN (586-9425)

SB2246 SD1 (SSCR 2158)

RELATING TO AGRICULTURE.

Introduced by: Inouye L, Aduja M

Amends provision relating to private restrictions on agricultural uses and activities. Provides that provisions of this section are not to be applied to leases, utility easements and access easements. -- SB2246 SD1

Current Status: Feb-24 04 Introduction/Passed First Reading - House
Feb-26 04 Single Referral to AGR/ WLH/ (586-6010)

SB2247 SD1 (SSCR 2473)

MAKING AN APPROPRIATION FOR THE CONTROL OF INVASIVE SPECIES.

Introduced by: Inouye L, English J, Aduja M

Appropriation to the department of agriculture to fight specific invasive species, including the fireweed, the coqui frog, fire ant, myrica faya tree, and the nettle caterpillar that are negatively impacting Hawaii's agricultural industry. (\$\$) -- SB2247 SD1

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to EEP then FIN (586-8435)

SB2256

MAKING AN APPROPRIATION FOR DEPARTMENT OF EDUCATION PERSONNEL.

Introduced by: Kanno B

Appropriation to the department of education to fund 10.0 full time positions (10.00 FTE) as follows: to the certificated personnel management division of the office of human services for 2.0 full time personnel clerk positions (2.00 FTE) for certificated employees for teacher recruitment, employment, and certification; 4.0 full time personnel clerk positions (4.00 FTE) for certificated employees for teacher reclassification; and 2.0 full time personnel clerk positions (2.00 FTE) for certificated employees for records and transactions; and for certificated employees for the payroll department of the administrative services branch of the office of business services for 2.0 full time personnel clerk positions (2.00 FTE). (\$\$) --

SENATE BILLS WHICH PASSED THIRD READING

- SB2256
Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to EDN then FIN (586-6170)
- SB2260 SD1 (SSCR 2535) RELATING TO STANDARD NONFORFEITURE FOR INDIVIDUAL DEFERRED ANNUITIES.
Introduced by: Menor R (BR)
Amends provisions relating to life insurance and annuities. Repeals the standard nonforfeiture law and individual deferred annuities on July 1, 2006 (sunset) and establishes a new nonforfeiture law effective July 1, 2006. Allows an insurer to elect to apply the new nonforfeiture law on a contract form by contract form basis beginning July 1, 2004. -- SB2260 SD1
Current Status: Mar-04 04 Introduction/Passed First Reading - House
Mar-05 04 Single Referral to CPC (586-6180)
- SB2264 SD1 (SSCR 2269) MAKING AN APPROPRIATION TO THE UNIVERSITY OF HAWAII FOR A MASTER'S DEGREE IN SOCIAL WORK BY DISTANCE LEARNING PROGRAM.
Introduced by: Hooser G, Chun Oakland S, Kokubun R, English J
Appropriation to the university of Hawaii for a distance education formatted master of social work degree program. (\$\$) -- SB2264 SD1
Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to HED then FIN (586-8455)
- SB2269 SD2 (SSCR 2701) RELATING TO ENTERPRISE ZONES.
Introduced by: Fukunaga C
Amends provision relating to state enterprise zones. Requires telecommunication services to be sold at an establishment of a qualified business engaged in a service business within an enterprise zone except where the majority of the services are delivered to and sold in the same enterprise zone or in other enterprise zones. Provides that any services rendered outside an enterprise zone where the qualified business is established shall not be deemed to be the services of a qualified business unless the majority of services are rendered, delivered, and sold within other enterprise zones. -- SB2269 SD2
Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to EDB then FIN (586-9425)
- SB2278 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: Bunda R (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. -- SB2278
Current Status: Feb-13 04 Introduction/Passed First Reading - House
Feb-17 04 Single Referral to JUD (586-8480)
- SB2280 SD1 (SSCR 2712) MAKING AN APPROPRIATION FOR A LOCAL FLOOD WARNING SYSTEM FOR LAKE WILSON.
Introduced by: Bunda R
Appropriation to the department of land and natural resources for the purchase of stream gauges and operation and maintenance of a flood warning system for Lake Wilson. Requires matching federal funds. (\$\$) -- SB2280 SD1
Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to WLH then FIN (586-6270)
- SB2281 SD1 (SSCR 2704) RELATING TO THE HIGH TECHNOLOGY DEVELOPMENT CORPORATION.
Introduced by: Bunda R
Amends provisions relating to high technology special fund. Repeals the maximum limit of the fund. Provides that moneys collected and received for projects under a contract for services may be deposited into a private trust account in any bank or financial institution. All moneys in the fund are to be expended by the development corporation. -- SB2281 SD1
Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to EDB then FIN (586-9425)
- SB2294 SD1 (SSCR 2586) RELATING TO CRIMINAL TRESPASS.
Introduced by: Bunda R

SENATE BILLS WHICH PASSED THIRD READING

Amends provision relating to criminal trespass in the 2nd degree. Provides that a person commits the offense of criminal trespass in the 2nd degree if they enter or remain unlawfully in or upon commercial premises or any other public or private property after a reasonable warning or request to leave by the owner or lessee or their authorized agent or a police officer. -- SB2294 SD1

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Single Referral to JUD (586-8480)

SB2296 SD1 (SSCR 2597)

RELATING TO ELECTRICIANS AND PLUMBERS.

Introduced by: Menor R, Kanno B

Amends provisions relating to electricians and plumbers fees and license renewal. Provides that plumbers and electricians shall renew their license every 3 years. Provides that all plumbers furnish the board of electricians and plumbers with proof of attendance at an educational course and successfully complete an examination prescribed by the board. -- SB2296 SD1

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Single Referral to CPC (586-6180)

SB2302 SD2 (SSCR 2824)

RELATING TO THE FILIPINO CENTENNIAL CELEBRATION COMMISSION.

Introduced by: Menor R, Bunda R, Aduja M, Espero W, Inouye L

Appropriation to the office of the governor for the Filipino centennial celebration. Requires dollar for dollar match by the Filipino centennial celebration commission. (\$\$) -- SB2302 SD2

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to TAC then FIN (586-6120)

SB2320 SD2 (SSCR 2765)

RELATING TO VICE PRINCIPALS.

Introduced by: Hooser G, Chun Oakland S

Appropriation to the department of education to provide 10 additional permanent vice principal positions to be assigned to the schools based upon greatest need as determined according to special education needs and other applicable criteria. (\$\$) -- SB2320 SD2

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to EDN then FIN (586-6170)

SB2344 SD1 (SSCR 2039)

RELATING TO HIGHWAY SAFETY.

Introduced by: Aduja M (BR)

Amends provisions relating to the transportation of hazardous materials. Provides that no ordinance, rule, or other policy shall prohibit military munitions and military explosives from being transported through interstate vehicular tunnels that are a part of the federal Strategic Highway Network. -- SB2344 SD1

Current Status: Feb-18 04 Introduction/Passed First Reading - House
Feb-19 04 Multiple Referral to TRN/ PSM/ then JUD (586-9444)

SB2349 SD2 (SSCR 2738)

RELATING TO SOCIAL SERVICES.

Introduced by: Kanno B

Establishes within the department of public safety for administrative purposes, a child friendly visitation center task force. Requires the task force to develop a pilot program for the development of a child friendly visitation center for state correctional facilities to support children of incarcerated parents, strengthen family bonds and to examine the policies, procedures, and operations of state correctional facilities and develop recommendations for a development plan of the pilot program. Report to legislature. Requires the department to contract with nonprofit health and human service agencies, communities of faith, and other relevant agencies or organizations to establish and implement the recommended programs or services. Authorizes the issuance of general obligation bonds for appropriation to the department of accounting and general services for the design and construction of a child friendly visitation center at a prison facility. Appropriation to the department of public safety for the statewide implementation of parenting classes and after care services for incarcerated parents. (\$\$) Task force to cease to exist on June 30, 2005 (sunset). -- SB2349 SD2

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to PSM then HSH then FIN (586-8470)

SB2355 SD2 (SSCR 2686)

RELATING TO PUBLIC EMPLOYEE HEALTH BENEFITS.

Introduced by: Kanno B

Amends provisions related to state and county contributions, retired employees. Provides that state and county contributions to the Hawaii employer union health benefits trust fund shall apply to an employee beneficiary who was hired prior to July 1, 1996, who transfers employment after June 30, 1996, and who cumulatively accrues at least 10 years of credited

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service or was hired prior to July 1, 1996, who has at least 10 years of credited service prior to a break in service. -- Requires the board of trustees of the employer union health benefits trust fund to establish a process by which employees affected shall be notified of the retirement health benefits options. -- SB2355 SD2

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to LAB then FIN (586-8505)

SB2358 SD2 (SSCR 2790)

RELATING TO CONSTRUCTION CLAIMS.

Introduced by: Sakamoto N

Establishes contractor repair Act. Provides procedures that all claimants filing an action alleging construction defects shall comply with. Establishes the ways a contractor may respond to claims of construction defects. Provides standard language to be included in contracts for construction. -- SB2358 SD2

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Single Referral to CPC/ JUD/ (586-6180)

SB2364 SD1 (SSCR 2811)

RELATING TO TAXATION.

Introduced by: Sakamoto N, Kawamoto C

Changes the income tax deduction of the 1st 1,750 dollars to the 1st ____ dollars received by reserve components of the Army, Navy, Air Force, and Marine Corps, or Coast Guard of the US and the Hawaii national guard as compensation for performance of duty. -- SB2364 SD1

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to PSM then FIN (586-8470)

SB2372 SD1 (SSCR 2520)

RELATING TO PUBLIC SAFETY.

Introduced by: Kokubun R

Amends provision relating to the department of public safety. Provides that the services rendered by executive security officers shall be limited to the protection and security of the governor and lieutenant governor. Requires protection to be rendered for any elected public official and any immediate family member of the governor, the lieutenant governor or a public official that the director of public safety deems in need of protection from imminent danger or threats of imminent danger. -- SB2372 SD1

Current Status: Mar-02 04 Introduction/Passed First Reading - House
Mar-03 04 Multiple Referral to PSM/ LAB/ then FIN (586-8470)

SB2377 SD1 (SSCR 2297)

RELATING TO PRIVACY.

Introduced by: Ige D

Amends provisions relating to violation of privacy in the 1st degree. Makes intentionally or knowingly installing, using, or both any device for observing, recording, amplifying, or broadcasting another person in a stage of undress or sexual activity in any private place without consent an offense of violation of privacy in the 1st degree. -- Amends provisions relating to violation of privacy in the 2nd degree. Makes intentionally installing, using or both any device for observing, recording, amplifying, or broadcasting another person in a stage of undress or sexual activity in any private place without consent an offense of violation of privacy in the 2nd degree. Makes intercepting without the consent of the sender or receiver, a photographic image by telephone, telegraph, letter, electronic transmission, or other means of communicating privately a violation of privacy in the 2nd degree. Makes divulging without the consent of the sender or receiver the existence or contents of a photographic image by telephone, telegraph, letter, electronic transmission, or other means of communicating privately if the accused knows that the photographic image was unlawfully intercepted, or if the accused learned of the photographic image in the course of employment with an agency engaged in transmitting it a violation of privacy in the 2nd degree. -- SB2377 SD1

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to EDB then JUD (586-9425)

SB2379 SD2 (SSCR 2766)

RELATING TO A CONSTRUCTION RESEARCH PROGRAM.

Introduced by: Ige D, Aduja M, Chun Oakland S

Establishes a construction research program within the college of engineering of the university of Hawaii. Requires the program to study, monitor, research, and disseminate information regarding the nature, business, and technology of construction activities in the State to provide information, useful strategies, and technological managerial improvements for the construction industry. Appropriation. (\$\$) -- SB2379 SD2

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to HED/ EDB/ then FIN (586-8455)

SENATE BILLS WHICH PASSED THIRD READING

- SB2380 SD1 (SSCR 2706) RELATING TO THE STATE ART MUSEUM.
Introduced by: Ige D, Aduja M, Chun Oakland S
Establish provision relating to art in public places and relocatable works of art programs and state art museum. Requires the state foundation on culture and the arts to administer the art in public places and relocatable works of art programs and the state art museum. -- Establishes the state art museum within the foundation. -- Establishes the friends of the Hawaii state art museum to work effectively with the foundation and its professional staff to enhance and support the work of the museum, its ancillary programs and amenities. Annual report to the governor and legislature. -- SB2380 SD1
Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to TAC then FIN (586-6120)
- SB2385 SD2 (SSCR 2847) RELATING TO HIV/AIDS PROGRAMS.
Introduced by: Espero W, Baker R
Appropriation to the department of health in additional funding for the Hawaii seropositivity and medical management program (HSPAMM) and for the HIV / AIDS drug assistance program. (\$\$) -- SB2385 SD2
Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to HLT then FIN (586-6050)
- SB2392 SD2 (SSCR 2705) RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST HIGH TECHNOLOGY INDUSTRIAL ENTERPRISES.
Introduced by: Espero W
Authorizes the issuance of special purpose revenue bonds to assist Electricore, Inc., a non profit Hawaii corporation, of which Aerovironment Hawaii, Inc is a member, in the planning, design, construction, and operation of facilities for the development and production of unmanned vehicle systems and unmanned aerial vehicles and the technologies associated with integrated multi use unmanned systems. Authorizes the issuance of refunding special purpose revenue bonds to refund the special purpose revenue bonds. (\$\$) -- SB2392 SD2
Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to EDB then FIN (586-9425)
- SB2394 SD1 (SSCR 2007) RELATING TO THE HAWAII TOURISM AUTHORITY.
Introduced by: Kim D
Amends provision relating to Hawaii tourism authority. Requires the authority to be responsible for developing health and wellness, technology, agriculture and nature tourism and a marketing plan that will be updated every year. -- SB2394 SD1
Current Status: Feb-13 04 Introduction/Passed First Reading - House
Feb-17 04 Single Referral to TAC (586-6120)
- SB2395 SD2 (SSCR 2791) RELATING TO INFORMATION PRACTICES.
Introduced by: Kim D (BR)
Establishes provisions relating to Hawaii convention center licensees records; confidentiality. Requires booking business records relating to the Hawaii convention center licensees to be exempt from disclosure under the uniform information practices act, until 10 days after the event has occurred, upon request by a potential licensee and disclosure may result in disclosure of a potential licensee's confidential business information or proprietary information or the loss of a convention center booking. Defines booking records as the company name, address and contact, event program contents, event schedules, exhibitor lists and description of the Hawaii convention center's offer, rent, discounts, and subsidies. -- SB2395 SD2
Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to TAC then JUD (586-6120)
- SB2396 SD1 (SSCR 2825) RELATING TO THE GENERAL EXCISE TAX.
Introduced by: Kim D (BR)
Provides a general excise tax exemption of certain convention, conference, and trade show fees for income derived by a fraternal benefit, religious, charitable, scientific, educational, or other association or organization from convention, conference, and trade shows for registration fees, fees exhibit for display spaces, for advertising and promotion, and private contributions. -- SB2396 SD1
Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to TAC then FIN (586-6120)
- SB2399 SD2 (SSCR 2724) RELATING TO EMERGENCY AMBULANCE SERVICE.
Introduced by: Kokubun R, Aduja M

SENATE BILLS WHICH PASSED THIRD READING

Appropriation to the department of health to staff the ambulance at Hawaiian Ocean View Estates, including operating expenses for supplies, equipment, and vehicle maintenance. (\$\$) -- SB2399 SD2

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to HLT then FIN (586-6050)

SB2400 SD1 (SSCR 2713)

RELATING TO THE KAPOHO BAY CONSERVATION DISTRICT.

Introduced by: Kokubun R

Appropriation to the department of land and natural resources for the development of a state recreation area at Kapoho bay conservation district, including the construction of restroom facilities to decrease the undesirable waste products accumulating in the surrounding area. (\$\$) -- SB2400 SD1

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to WLH then FIN (586-6270)

SB2404 SD2 (SSCR 2812)

MAKING AN APPROPRIATION FOR EXPENSES OF THE 2005 NATIONAL ASSOCIATION OF COUNTIES MEETING IN HONOLULU.

Introduced by: Bunda R

Appropriation to the city and county of Honolulu to host the 2005 National Association of Counties Annual Conference and Exposition. Requires dollar for dollar match by the city and county of Honolulu. (\$\$) -- SB2404 SD2

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to TAC/ LMG/ then FIN (586-6120)

SB2405 SD1 (SSCR 2583)

RELATING TO SOLID WASTE DISPOSAL.

Introduced by: Hanabusa C, Bunda R

Amends provision relating to disposal of solid waste. Provides that the director of health shall not deny a permit for other solid waste disposal activities including landfills provided that no landfill shall be situated over a sole source aquifer. -- SB2405 SD1

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Single Referral to EEP/ JUD/ (586-8435)

SB2406

RELATING TO ADMINISTRATIVE PROCEDURE.

Introduced by: Inouye L, Hanabusa C, Kanno B, Espero W, Kawamoto C, Aduja M, Hooser G, Bunda R, English J, Chun Oakland S, Fukunaga C

Establishes provisions relating to rule making process. Requires a contested case regarding the adoption, amendment or repeal of an administrative rule to not exempt an agency from its responsibility to follow a public hearing process. Prohibits an agency to review information to, and render its decision and order from, the facts of the pending matter and to rely upon another contested case. -- SB2406

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Single Referral to JUD (586-8480)

SB2413 SD1 (SSCR 2714)

RELATING TO STATE ENTERPRISE ZONES.

Introduced by: Inouye L

Establishes provisions relating to agricultural business, extension of tax incentives. -- Establishes provision relating to force majeure; agricultural businesses. If an agricultural business is wholly or partially prevented from maintaining eligibility requirements or if the agricultural business is interrupted by reason of or through any act of God or environmental catastrophe, or dissimilar cause reasonably beyond its control and not attributable to its neglect, then the agricultural business shall not be disqualified. Provides that for an agricultural business to qualify it must increase its cumulative average annual gross revenues by at least 2 per cent. -- SB2413 SD1

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to AGR/ EDB/ then FIN (586-6010)

SB2417 SD2 (SSCR 2564)

RELATING TO SOLID WASTE.

Introduced by: Inouye L

Establishes provision relating to large retailers and wholesalers. Requires large retailers and wholesalers that import goods for commercial sale to backhaul not less than 75 per cent of packaging, crating, insulation, pallets, and all other accommodating materials used for shipping to minimize the amount of landfill. -- SB2417 SD2

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to EEP then CPC (586-8435)

SB2424 SD2 (SSCR 2687)

RELATING TO NEW CENTURY CONVERSION CHARTER SCHOOLS.

SENATE BILLS WHICH PASSED THIRD READING

Introduced by: Sakamoto N

Amends provision relating to civil service and exemptions. Provides that employees of department of education schools shall not lose civil service status upon conversion of their school to a new century conversion charter school. Requires the department of human resources development to develop and implement procedures to ensure that these employees hired after conversion are provided with the choice of civil service status. -- SB2424 SD2

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to LAB/ EDN/ then FIN (586-8505)

SB2425 SD1 (SSCR 2497)

RELATING TO EDUCATION.

Introduced by: Sakamoto N

Amends the provisions relating to new century charter school funding. Authorizes the legislature to adjusted the most recently published department of education annual financial report and to make additional appropriations for collective bargaining increases for charter school employee members of collective bargaining units, fringe and other employee benefits, and facility costs. Increases the amount of funds given to a new century charter school by August 1, to 50 per cent of a new century charter school's per pupil allocation based on the new century charter school's projected student enrollment. Also moves up the date for the initial payment from August 1 to July 20. -- SB2425 SD1

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to EDN then FIN (586-6170)

SB2426 SD2 (SSCR 2768)

RELATING TO UNIVERSITY OF HAWAII.

Introduced by: Sakamoto N

Establishes a center for school redesign at the university of Hawaii attached to the college of education. Requires the center to provide technical support to secondary schools as they develop small schools and learning communities. Requires the center to convene an advisory committee. Requires the center director and dean of the college of education to annually report to the legislature, the board of regents of the university of Hawaii, and the board of education of the center's progress in facilitating creation of small high schools. Requires the center to convene an advisory committee to provide feedback and direction to the overall operation of the center. Appropriation. (\$\$) -- SB2426 SD2

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to HED then FIN (586-8455)

SB2427 SD1 (SSCR 2505)

RELATING TO TEACHERS.

Introduced by: Sakamoto N

Amends provisions relating to teacher licensing standards. Requires the Hawaii teacher standards board to clearly state which specific requirements a licensed teacher from out of state needs to complete to be a licensed teacher in Hawaii. -- SB2427 SD1

Current Status: Feb-24 04 Introduction/Passed First Reading - House
Feb-26 04 Single Referral to EDN (586-6170)

SB2428 SD2 (SSCR 2833)

RELATING TO EDUCATION.

Introduced by: Sakamoto N

Establishes the Hawaii administrator standards board within the department of education. Requires the board to establish licensing standards that govern educational administrator licensure. Establishes the Hawaii administrator standards board special fund for operational and personnel costs and reimbursements to board members. Annual report to the legislature and governor. Appropriation. (\$\$) -- SB2428 SD2

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to EDN then FIN (586-6170)

SB2429 SD1 (SSCR 2769)

RELATING TO THE UNIVERSITY OF HAWAII.

Introduced by: Sakamoto N

Appropriation to the university of Hawaii for the student caucus to hold meetings with its member campuses and constituents. (\$\$) -- SB2429 SD1

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to HED then FIN (586-8455)

SB2436

RELATING TO SENTENCING OF HABITUAL VIOLENT FELONS.

Introduced by: Hanabusa C, Aduja M, Espero W, Kawamoto C, Sakamoto N

Establishes provisions relating to special sentencing of habitual violent felons. Provides that a habitual violent felon shall be sentenced to both a mandatory minimum term of imprisonment of not less than 30 years and a mandatory indeterminate term of life

SENATE BILLS WHICH PASSED THIRD READING

imprisonment. -- SB2436

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Single Referral to JUD (586-8480)

SB2438 SD2 (SSCR 2715)

RELATING TO SHARK MONITORING.

Introduced by: Hanabusa C, Espero W, Inouye L, Aduja M

Appropriation to the department of agriculture for the aquaculture development program to conduct a study of shark migratory activity along the leeward coast of Oahu from Ewa Beach to Kaena point by tagging sharks and monitoring their movements. (\$\$) -- SB2438 SD2

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to WLH then FIN (586-6270)

SB2439

RELATING TO THE UNIFORM ARBITRATION ACT.

Introduced by: Hanabusa C

Amends provisions relating to the uniform arbitration Act. Provides that this law governing an agreement to arbitrate will take effect on June 30, 2005. -- SB2439

Current Status: Feb-13 04 Introduction/Passed First Reading - House
Feb-17 04 Single Referral to JUD (586-8480)

SB2440 SD1 (SSCR 2584)

RELATING TO PUBLIC LANDS.

Introduced by: Hanabusa C, Chun Oakland S, Aduja M, Kawamoto C, English J

Amends provisions relating to continuation of rights under existing homestead leases, certificates of occupation, right of purchase leases and cash freehold agreements. Provides for homestead leases, family also includes cousins. -- SB2440 SD1

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to WLH/ HSH/ then JUD then FIN (586-6270)

SB2441 SD1 (SSCR 2716)

RELATING TO AGRICULTURE.

Introduced by: Hanabusa C, Bunda R, Espero W, Kawamoto C, Aduja M, Inouye L

Requires the department of land and natural resources to enter into land exchange negotiations with private landowners of agricultural lands in the Waialua area of Oahu to obtain lands currently used for agricultural purposes. Report to the legislature. Requires the department to transfer title and control of the acquired land to the agribusiness development corporation. -- Establishes Waialua agricultural region subcommittee and their special management responsibilities. Authorizes the subcommittee to serve in an advisory capacity to the board of directors of the agribusiness development corporation on matters relating to the management of agricultural lands under the control of the corporation in the Waialua area of the island of Oahu. -- SB2441 SD1

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to WLH/ AGR/ then FIN (586-6270)

SB2443 SD1 (SSCR 2006)

RELATING TO ATTORNEYS' LIENS.

Introduced by: Hanabusa C

Establishes provisions relating to attorney's lien upon actions and judgments. Provides that an attorney shall have an attorneys' lien by law upon an action, suit, or proceeding that results in an award, settlement, or judgement in the clients favor in the same action that the attorney represented the client. -- SB2443 SD1

Current Status: Feb-13 04 Introduction/Passed First Reading - House
Feb-17 04 Single Referral to JUD (586-8480)

SB2444 SD1 (SSCR 2521)

RELATING TO THE PROBATE CODE.

Introduced by: Hanabusa C

Amends provisions relating to notice of arbitration or mediation. Provides that notice of arbitration or mediation of a dispute arising out of a will or trust instrument shall be given to interested parties. Provides that an arbitration clause in a will or a trust instrument shall be given the same force and effect as to interested parties as if the clause was an agreement by the interested parties. Provides that a mediation clause in a will or trust instrument shall be binding upon all interested parties. -- SB2444 SD1

Current Status: Mar-02 04 Introduction/Passed First Reading - House
Mar-03 04 Single Referral to JUD (586-8480)

SB2447 SD1 (SSCR 2614)

RELATING TO CRIME REDUCTION.

Introduced by: Hanabusa C, Aduja M, Espero W, Chun Oakland S, Kawamoto C, Sakamoto N

Establishes a surveillance review unit within the department of the attorney general to be responsible for reviewing all applications for interception of wire, oral, or electronic

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communications, prior to their submittal to a district court judge, or designated judge, regardless of whether submitted by a county or state investigative or law enforcement officers. Establishes provisions relating to wiretapping and electronic surveillance. Provides that a person commits the offense of prohibited interception and disclosure of wire, oral or electronic communications if the person intentionally intercepts, endeavors to intercept any wire, oral or electronic communication, or intentionally uses endeavors to use, or procures another person to use or endeavor to use any electronic, mechanical, or other device to intercept any oral communication, intentionally uses or discloses the contents of any wire, oral or electronic communication. Provides exceptions and establishes civil actions. Provides that a person commits the offense of prohibited manufacture, distribution, possession, and advertising of wire, oral, or electronic communication intercepting devices if the person intentionally sends through the mail or intrastate, interstate, or foreign commerce any device, knowing or having reason to know that the design of the device renders it primarily useful for the purpose of the surreptitious interception of communications; manufactures, assembles, possesses, or sells any device, knowing or having reason to know that the design of the device renders it primarily useful for the purpose of the surreptitious interception of communications and that the device has been or will be sent through the mail or transported in intrastate, interstate, or foreign commerce; or places in any publication any advertisement for the device, knowing or having reason to know that the advertisement will be sent through the mail or transported in intrastate, interstate, or foreign commerce. Provides that any unlawful wiretapping and electronic communication intercepting device shall be subject to seizure and forfeited. -- Prohibits intercepted wire or oral communication to be used as evidence. -- Authorizes judges to order the interception of a wire, oral, or electronic communication. Requires that the order be made in writing upon oath or affirmation to a designated judge. Allows the attorney general or prosecuting attorney of a county to obtain an order by a judge authorizing the interception, disclosure, and use of wire or oral communications by an investigative or law enforcement officer. -- Requires that the attorney general, prosecuting attorney, or the issuing or denying judge of an order relating to the expiration, extension, or denial of an order approving interception shall submit to the administrative director of the courts reports related to intercepted wire, oral, and electronic communications and the number of resulting arrests and convictions. Requires the attorney general and the county prosecutors to annually report to the administrative director of the courts, and the administrative director to annually report to the legislature. Provides that any person whose wire, oral, or electronic communication is intercepted may recover civil damages. -- Allows the attorney general to initiate a civil action in circuit court to enter a restraining order or prohibition against illegal interception. -- Establishes provision relating to offense of unlawful access to stored communications. Provides that a government entity may require, in its subpoena or court order that a service provider create a backup copy of the contents of the electronic communications. -- Provides for mobile tracking devices. Establishes provision relating to the issuance of orders for a pen register or a trap and trace device. Prohibits the use or installation of a pen register or a trap and trace device without a court order. Requires the attorney general to record the number of pen register or trap and trace devices ordered. Annual report to the legislature. -- Amends provision relating to appeals taken by and on behalf of the state from the district or circuit courts to the supreme court, to include denied applications for orders of approval or authorization of the interception of a wire, oral, or electronic communication that have been denied. -- SB2447 SD1

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Single Referral to JUD (586-8480)

SB2448

RELATING TO CRIME VICTIM COMPENSATION.

Introduced by: Hanabusa C, Espero W, Inouye L, Aduja M

Amends provisions relating to crime victim compensation. Provides that the criminal injuries compensation commission may order payment of compensation in cases involving a death, for mental services for surviving relatives. -- SB2448

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to PSM then JUD (586-8470)

SB2469 SD2 (SSCR 2638)

RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR HPOWER PLANT BOILER ADDITION.

Introduced by: English J

Authorizes the issuance of special purpose revenue bonds to assist Covanta Honolulu Resource Recovery Venture, a Hawaii corporation, and the operator of the HPOWER plant, in the planning, design, construction, and equipping of a new boiler, pollution control equipment, and associated equipment for the expansion of the HPOWER plant. Authorizes the issuance of refunding special purpose revenue bonds to refund the special purpose revenue bonds. (\$\$) -- SB2469 SD2

SENATE BILLS WHICH PASSED THIRD READING

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to EEP then FIN (586-8435)

SB2470 SD1 (SSCR 2555)

RELATING TO ENERGY.

Introduced by: English J, Baker R, Tsutsui S

Amends provisions relating to energy performance contracting for public facilities. Provides that an energy performance contract may include but not be limited to financing options such as leasing, lease purchase, financing agreement, 3rd party joint ventures, guaranteed savings plans or energy service contracts, or any combination thereof. Defines energy conservation retrofits to include energy saved off site by water or other utility conservation enhancing retrofits. Requires that the actual annual verified savings are less than the annual amount guaranteed by the energy service company, the energy service company will pay the agency the difference between the guaranteed amount and the actual verified amount with 30 days of being invoiced. -- SB2470 SD1

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to EEP then FIN (586-8435)

SB2474 SD3
(FLOOR AMENDMENT 6)

RELATING TO RENEWABLE ENERGY.

Introduced by: English J

Amends provisions relating to renewable portfolio standards. Redefines renewable energy by repealing heat pump water heating and including seawater air conditioning district cooling system. Provides that electric utility companies shall set their standards to 20 per cent of its net electricity sales by December 31, 2015, and 30 per cent by December 31, 2020. -- Requires the public utilities commission to study the feasibility of the commission proposing and implementing a utility rate structure designed to reward and encourage consumers to use renewable energy sources found in Hawaii. Report to the legislature. -- SB2474 SD3

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to EEP then CPC then FIN (586-8435)

SB2477 SD1 (SSCR 2554)

RELATING TO PLANT AND NON-DOMESTIC ANIMAL QUARANTINE.

Introduced by: English J

Establishes provisions relating to items and containers from Guam. Authorizes the department of agriculture to inspect, reject, treat, send out of State, or destroy any item imported into the State, including any box, vehicle, baggage or container in which the article may have been transported or any packing material used in connection therewith that originated from Guam and has not been certified as having been inspected by the US Department of Agriculture's Animal and Plant Health Inspection Service Wildlife Services. -- SB2477 SD1

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to AGR/ EEP/ then JUD (586-6010)

SB2478 SD2 (SSCR 2770)

RELATING TO IMPACT FEES.

Introduced by: Sakamoto N

Establishes the state educational facilities impact fee trust fund account into which shall be deposited impact fees assessed, imposed, levied and collected from developments for state educational facilities. Provides that upon the application of a developer the department of education shall refund any impact fees transferred to the account which have not been expended or encumbered for educational facilities identified in the needs assessment conducted by the department of education. Authorizes the department to assess, impose, levy, and collect impact fees by intergovernmental agreement with a county for its fair share contribution by any development for the planning, design, acquisition of land for, and construction of state educational facilities. -- SB2478 SD2

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to WLH then EDN then FIN (586-6270)

SB2482 SD1 (SSCR 2604)

RELATING TO PROHIBITED ACTIVITIES IN STATE OFFICES OR BUILDINGS.

Introduced by: Ihara L

Establish provisions relating to campaign communications in state offices or buildings. Prohibits a state official, state legislator, state employee, campaign organization, group of persons acting in concert, for profit corporation, not for profit corporation, organization, or other entity, in areas of any state office or building where official business is conducted, to solicit in any manner from any state official, state legislator, or state employee or send, mail, or otherwise deliver to any person any solicitation for any contribution of money, other things of value, complimentary fund raising tickets, or similar invitations for any political purpose. Establishes penalties. -- SB2482 SD1

Current Status: Mar-11 04 Introduction/Passed First Reading - House

SENATE BILLS WHICH PASSED THIRD READING

Mar-11 04 Multiple Referral to LMG then JUD (586-6380)

- SB2498 SD2 (SSCR 2633) RELATING TO GOVERNMENT.
Introduced by: Hanabusa C
Establishes provisions relating to exemptions. Authorizes the metropolitan planning organization to communicate directly with the governor and legislature, make all decisions regarding employment, appointment, promotion, transfer, demotion, discharge, and job descriptions of all employees of or under the jurisdiction of the organization, purchase supplies, equipment, and furniture, and rent or occupy the office space and any other space needed by the organization without the need for approval from the head of the department.
-- SB2498 SD2
Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to TRN then FIN (586-9444)
- SB2516 SD2 (SSCR 2840) AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR THE EXPANSION OF THE KAHUKU AGRICULTURAL PARK.
Introduced by: Aduja M
Authorizes the issuance of general obligation bonds for appropriation to the department of agriculture to acquire land in Kahuku, Oahu, to expand the Kahuku agricultural park. (\$\$) -- SB2516 SD2
Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to AGR then FIN (586-6010)
- SB2522 RELATING TO STATE BONDS.
Introduced by: Taniguchi B
Establishes debt limit on general obligation bonds. Authorizes the issuance of general obligation bonds for appropriation to finance projects authorized in the supplemental appropriations Act of 2004 (state budget) and the judiciary supplemental appropriations Act of 2004 (judiciary budget), and that are designated to be financed from the general obligation bond fund and from the general obligation bond fund with debt service cost to be paid from special funds. Authorizes the issuance of general obligation bonds to refund any general obligation bonds. (\$\$) -- SB2522
Current Status: Feb-24 04 Introduction/Passed First Reading - House
Feb-26 04 Single Referral to FIN (586-6200)
- SB2523 RELATING TO STATE FINANCES.
Introduced by: Taniguchi B
Amends provision relating to publication. -- SB2523
Current Status: Feb-24 04 Introduction/Passed First Reading - House
Feb-26 04 Single Referral to FIN (586-6200)
- SB2524 RELATING TO STATE FINANCES.
Introduced by: Taniguchi B
Amends provision relating to validation of proceedings. -- SB2524
Current Status: Feb-24 04 Introduction/Passed First Reading - House
Feb-26 04 Single Referral to FIN (586-6200)
- SB2525 RELATING TO STATE FUNDS.
Introduced by: Taniguchi B
Amends provision relating to transfers from special funds. Transfers for central services expenses to be limited to the current fiscal year. -- SB2525
Current Status: Feb-24 04 Introduction/Passed First Reading - House
Feb-26 04 Single Referral to FIN (586-6200)
- SB2526 RELATING TO STATE PROPERTIES.
Introduced by: Taniguchi B
Amends provision relating to the disposition of abandoned or seized property. -- SB2526
Current Status: Feb-24 04 Introduction/Passed First Reading - House
Feb-26 04 Single Referral to FIN (586-6200)
- SB2527 RELATING TO TAXATION.
Introduced by: Taniguchi B
Amends provisions relating to tax investigators. -- SB2527
Current Status: Feb-24 04 Introduction/Passed First Reading - House
Feb-26 04 Multiple Referral to JUD then FIN (586-8480)

SENATE BILLS WHICH PASSED THIRD READING

- SB2528 SD1 (SSCR 2024) RELATING TO INSURANCE.
Introduced by: Taniguchi B, Chun Oakland S
Amends provisions relating to the loss mitigation grant program standards for the award of grants. Reduces the amount of the grant awarded for the installation of wind resistive devices and provides that the award shall not include a reimbursement of a percentage of the inspection cost. Appropriation to the department of commerce and consumer affairs for the program. (\$\$) -- SB2528 SD1
Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to CPC then FIN (586-6180)
- SB2529 RELATING TO SECURITIES FOR THE PROTECTION OF PUBLIC FUNDS.
Introduced by: Taniguchi B
Amends provisions relating to securities for protection of funds deposited. Requires the protection of funds deposited by the director to be held therein for safekeeping subject to the order of the director, notwithstanding certificates of deposit issued through the Certificate of Deposit Account Registry Service in an amount at least equal in their market value, but not to exceed their par value, to the amount of the deposit with the depository. -- SB2529
Current Status: Feb-24 04 Introduction/Passed First Reading - House
Feb-26 04 Single Referral to FIN (586-6200)
- SB2530 SD1 (SSCR 2598) RELATING TO PUBLIC ACCOUNTANCY.
Introduced by: Taniguchi B
Amends provision relating to license of certified public accountants. Repeals the substitute experience allowances for all or part of the 2 year professional requirement. -- SB2530 SD1
Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Single Referral to CPC (586-6180)
- SB2538 SD1 (SSCR 2771) RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR IOLANI SCHOOL.
Introduced by: Taniguchi B
Authorizes the issuance of special purpose revenue bonds to assist Iolani school, a Hawaii nonprofit organization, to finance and refinance the planning, construction, and improvements of its educational facilities. Authorizes the issuance of refunding special purpose revenue bonds to refund the special purpose revenue bonds. (\$\$) -- SB2538 SD1
Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to EDN then FIN (586-6170)
- SB2541 SD1 (SSCR 2184) MAKING AN APPROPRIATION FOR COLLECTIVE BARGAINING COST ITEMS FOR PUBLIC EMPLOYEES.
Introduced by: Taniguchi B
Appropriation to the director of finance and chief justice for salary increases and other cost adjustments for negotiated collective bargaining cost items for public employees in collective bargaining unit 13 (other professional and scientific employees), for state officers and employees excluded from collective bargaining, and for state employees in unit 13 assigned to the Hawaii health systems corporation. (\$\$) -- SB2541 SD1
Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Single Referral to FIN (586-6200)
- SB2542 SD1 (SSCR 2185) MAKING AN APPROPRIATION FOR COLLECTIVE BARGAINING COST ITEMS FOR PUBLIC EMPLOYEES.
Introduced by: Taniguchi B
Appropriation to the director of finance and chief justice for salary increases and other cost adjustments for negotiated collective bargaining cost items for public employees in collective bargaining unit 2 (supervisory blue collar employees), unit 3 (nonsupervisory white collar employees), unit 4 (supervisory white collar employees), unit 6 (educational officers and other personnel of the department of education), unit 8 (personnel of the university of Hawaii and community college system), and unit 13 (other professional and scientific employees), for state officers and employees excluded from collective bargaining units 2, 3, 4, 6, 8, and 13, and for state employees in these units assigned to the Hawaii health systems corporation. (\$\$) -- SB2542 SD1
Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Single Referral to FIN (586-6200)
- SB2543 SD1 (SSCR 2186) MAKING AN APPROPRIATION FOR COLLECTIVE BARGAINING COST ITEMS FOR PUBLIC EMPLOYEES.
Introduced by: Taniguchi B

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Appropriation to the director of finance and chief justice for salary increases and other cost adjustments for negotiated collective bargaining cost items for public employees in collective bargaining unit 2 (supervisory blue collar employees), for state officers and employees excluded from collective bargaining, and for state employees in unit 2 assigned to the Hawaii health systems corporation. (\$\$) -- SB2543 SD1

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Single Referral to FIN (586-6200)

SB2544 SD1 (SSCR 2187)

MAKING AN APPROPRIATION FOR COLLECTIVE BARGAINING COST ITEMS FOR PUBLIC EMPLOYEES.

Introduced by: Taniguchi B

Appropriation to the director of finance and chief justice for salary increases and other cost adjustments for negotiated collective bargaining cost items for public employees in collective bargaining unit 3 (nonsupervisory white collar employees), for state officers and employees excluded from collective bargaining, and for state employees in unit 3 assigned to the Hawaii health systems corporation. (\$\$) -- SB2544 SD1

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Single Referral to FIN (586-6200)

SB2545 SD1 (SSCR 2188)

MAKING AN APPROPRIATION FOR COLLECTIVE BARGAINING COST ITEMS FOR PUBLIC EMPLOYEES.

Introduced by: Taniguchi B

Appropriation to the director of finance and chief justice for salary increases and other cost adjustments for negotiated collective bargaining cost items for public employees in collective bargaining unit 4 (supervisory white collar employees), for state officers and employees excluded from collective bargaining, and for state employees in unit 4 assigned to the Hawaii health systems corporation. (\$\$) -- SB2545 SD1

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Single Referral to FIN (586-6200)

SB2546 SD1 (SSCR 2189)

MAKING AN APPROPRIATION FOR COLLECTIVE BARGAINING COST ITEMS FOR PUBLIC EMPLOYEES.

Introduced by: Taniguchi B

Appropriation to the director of finance and chief justice for salary increases and other cost adjustments for negotiated collective bargaining cost items for public employees in collective bargaining unit 6 (educational officers and other personnel of the department of education), for state officers and employees excluded from collective bargaining, and for state employees in unit 6 assigned to the Hawaii health systems corporation. (\$\$) -- SB2546 SD1

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Single Referral to FIN (586-6200)

SB2547 SD1 (SSCR 2190)

MAKING AN APPROPRIATION FOR COLLECTIVE BARGAINING COST ITEMS FOR PUBLIC EMPLOYEES.

Introduced by: Taniguchi B

Appropriation to the director of finance and chief justice for salary increases and other cost adjustments for negotiated collective bargaining cost items for public employees in collective bargaining unit 8 (personnel of the university of Hawaii and community college system), for state officers and employees excluded from collective bargaining, and for state employees in unit 8 assigned to the Hawaii health systems corporation. (\$\$) -- SB2547 SD1

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Single Referral to FIN (586-6200)

SB2548 SD1 (SSCR 2191)

MAKING AN APPROPRIATION FOR COLLECTIVE BARGAINING COST ITEMS FOR PUBLIC EMPLOYEES.

Introduced by: Taniguchi B

Appropriation to the director of finance and chief justice for salary increases and other cost adjustments for negotiated collective bargaining cost items for public employees in collective bargaining unit 9 (registered professional nurses), for state officers and employees excluded from collective bargaining, and for state employees in unit 9 assigned to the Hawaii health systems corporation. (\$\$) -- SB2548 SD1

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Single Referral to FIN (586-6200)

SB2549 SD1 (SSCR 2192)

MAKING AN APPROPRIATION FOR COLLECTIVE BARGAINING COST ITEMS.

Introduced by: Taniguchi B

Appropriation to the director of finance and chief justice for salary increases and other cost

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adjustments for negotiated collective bargaining cost items for public employees in collective bargaining unit 1 (nonsupervisory blue collar employees), for state officers and employees excluded from collective bargaining, and for state employees in unit 1 assigned to the Hawaii health systems corporation. (\$\$) -- SB2549 SD1

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Single Referral to FIN (586-6200)

SB2550

MAKING AN APPROPRIATION FOR COLLECTIVE BARGAINING COST ITEMS.

Introduced by: Taniguchi B

Appropriation to the director of finance for salary increases and other cost adjustments 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 state officers and employees excluded from collective bargaining. (\$\$) -- SB2550

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Single Referral to FIN (586-6200)

SB2551

MAKING AN APPROPRIATION FOR COLLECTIVE BARGAINING COST ITEMS.

Introduced by: Taniguchi B

Appropriation to the director of finance for salary increases and other cost adjustments for negotiated collective bargaining cost items for public employees in 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. (\$\$) -- SB2551

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Single Referral to FIN (586-6200)

SB2552 SD1 (SSCR 2194)

MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS.

Introduced by: Taniguchi B

Appropriation to the director of finance and chief justice for salary increases and other cost adjustments for negotiated collective bargaining cost items for public employees in collective bargaining unit 9 (registered professional nurses) and for state officers and employees excluded from collective bargaining. (\$\$) -- SB2552 SD1

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Single Referral to FIN (586-6200)

SB2554

MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS.

Introduced by: Taniguchi B

Appropriation to the director of finance for salary increases and other cost adjustments 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. (\$\$) -- SB2554

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Single Referral to FIN (586-6200)

SB2556

RELATING TO STATE OFFICERS AND EMPLOYEES EXCLUDED FROM COLLECTIVE BARGAINING AND MAKING APPROPRIATIONS AND OTHER ADJUSTMENTS.

Introduced by: Taniguchi B

Appropriation to respective heads of the legislative agencies for salary increases and other cost adjustments for the office of the auditor, ethics commission, office of the legislative reference bureau, and office of the ombudsman, for officers and employees of these agencies excluded from collective bargaining. (\$\$) -- SB2556

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Single Referral to FIN (586-6200)

SB2558 SD2 (SSCR 2823)

RELATING TO THE ENTERTAINMENT INDUSTRY.

Introduced by: Fukunaga C, Aduja M, Espero W, Kanno B, Chun Oakland S, Baker R, Ige D

Amends provisions relating to the motion picture and film production income tax credit by changing it to the performing arts production income tax credit. Provides that the credit shall be 15 per cent of the cost incurred in any county with a population over 700,000 of qualifying performing art production costs or up to 20 per cent of the costs incurred in any county with a population of 700,000 or less of qualifying performing art production costs. Establishes provisions to qualify for the credit. Defines performing arts products to mean audio files, video files, audiovideo files, computer animation, and other entertainment products perceived by or through the operation of a computer; commercial television and film products for sale or license, and reuse or residual fee payments from these products; commercials; and sound recordings. -- Amends provisions relating to the high technology business investment income

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tax credit to add provisions to qualify for the credit. -- Act to be repealed on January 1, 2011 (sunset). -- SB2558 SD2

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to EDB/ TAC/ then FIN (586-9425)

SB2560 SD1 (SSCR 2469)

RELATING TO THE ECONOMIC VALUE OF ENTERTAINMENT CELEBRITY IDENTITIES.
Introduced by: Fukunaga C, Aduja M, Inouye L, Chun Oakland S, Baker R, Ige D
Establishes provisions relating to unauthorized use of a person's persona. Requires any person who knowingly uses another's persona to be liable for any damages sustained by the person or persons injured. With respect to deceased personalities rights recognized to be freely transferable, in whole or in part, by written contract, or by means of trust or testamentary documents. Allows for punitive damages to be awarded. Establishes penalties. -- SB2560 SD1

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to EDB/ TAC/ then JUD (586-9425)

SB2563 SD2 (SSCR 2702)

RELATING TO SMALL BUSINESS DEVELOPMENT.

Introduced by: Fukunaga C, Aduja M, Baker R

Amends provisions relating to the imposition of tax on other banks, building and loan associations, financial services loan companies, financial corporations, small business investment companies, trust companies, mortgage loan companies, financial holding companies, development companies, and subsidiaries. Provides an exemption from the franchise tax for every small business investment company other than a leveraged small business investment company licensed by the US Small Business Administration. -- Appropriation to the university of Hawaii to expand management force development through consulting and training services at the small business development center to reestablish the consulting and training center in Kailua Kona in compliance with requirements of the US Small Business Administration; to reestablish a 2nd consulting position at the downtown Honolulu Center on Oahu; and to reestablish 1 research position at the Hawaii business research library in order to increase statewide small businesses' access to information. (\$\$) -- SB2563 SD2

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to EDB then FIN (586-9425)

SB2573 SD2 (SSCR 2843)

RELATING TO CAREGIVER TAX CREDIT.

Introduced by: Baker R, Chun Oakland S, Inouye L

Provides a caregiver income tax credit of 500 dollars for a taxpayer who provides long term care to an eligible care recipient who is 60 years of age or older. Department of taxation to annually report to the legislature. Act to be repealed on June 30, 2009 (sunset). -- SB2573 SD2

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to HLT/ HSH/ then FIN (586-6050)

SB2577 SD1 (SSCR 2387)

RELATING TO PEER REVIEW.

Introduced by: Baker R, Inouye L

Amends provisions relating to proceedings and records of peer review committees and quality assurance committees. Provides that proceedings and records of peer review committees, quality assurance committees, or health care review organizations shall not be subject to discovery. Provides that original sources of information, documents, or records shall not be construed as being immune from discovery or use in any civil proceeding merely because they were presented to a peer review committee, quality assurance committee, or health care review organization. Provides that no person in attendance at a meeting of a peer review committee, quality assurance committee, or health care review organization shall be required to testify as to what transpired at the meeting. Provides that prohibitions relating to discovery or testimony shall not apply to the statements made by any person contesting, by means of a due process hearing or court action, a hospital's decision to deny a request for privileges or restrict existing privileges. -- SB2577 SD1

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to HLT then JUD/ CPC/ (586-6050)

SB2578

RELATING TO SPECIAL PURPOSE REVENUE BONDS FOR REHABILITATION HOSPITAL OF THE PACIFIC.

Introduced by: Baker R, Chun Oakland S, Inouye L

Authorizes the issuance of special purpose revenue bonds to assist the Rehabilitation Hospital of the Pacific, a Hawaii nonprofit corporation, in financing construction improvements and expanding in patient and out patient service capabilities to meet

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requirements. Authorizes the issuance of refunding special purpose revenue bonds to refund the special purpose revenue bonds. (\$\$) -- SB2578

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Single Referral to FIN (586-6200)

SB2579 SD2 (SSCR 2803)

RELATING TO MENTAL HEALTH AND ALCOHOL AND DRUG ABUSE INSURANCE.

Introduced by: Baker R

Amends the mental health, alcohol, drug abuse treatment insurance benefits law. Redefines serious mental illness to mean a mental disorder which is of sufficient severity to result in substantial interference with the activities of daily living including schizophrenia, schizoaffective disorder, bipolar types I and II, obsessive compulsive disorder, dissociative disorder, delusional disorder, and major depression. Provides that in the case of alcohol or drug dependence benefits the insurance policy may limit the number of treatment episodes but may not limit the number to less than 2 treatment episodes per year. -- SB2579 SD2

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to HLT then CPC then FIN (586-6050)

SB2586 SD2 (SSCR 2630)

RELATING TO PROFESSIONAL AND VOCATIONAL LICENSING.

Introduced by: Baker R, English J, Hooser G, Tsutsui S, Kokubun R

Amends provisions relating to dental hygienists and dentistry. Provides that the board of dental examiners may issue, without examination, a community service license to practice dental hygiene or dentistry in the employment of a federally qualified health center, native Hawaiian health care system, or post secondary dental auxiliary training program accredited by the American Dental Association Commission on Dental Accreditation. -- SB2586 SD2

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to HLT then CPC (586-6050)

SB2589 SD1 (SSCR 2565)

RELATING TO HEALTH INSURANCE.

Introduced by: Baker R

Amends provisions relating to the patients' bill of rights and responsibilities Act. Increases the days that a managed care plan has to send notice of its final internal determination of a complaint from 45 days to 60 days. -- SB2589 SD1

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to HLT then CPC (586-6050)

SB2591 SD2 (SSCR 2726)

RELATING TO FAMILY AND CAREGIVER SUPPORT.

Introduced by: Baker R, Chun Oakland S, Inouye L

Establishes provision relating to family and caregiver support. Requires that the director of health, within the limits of state and federal resources allocated or available, to provide services that may be necessary to maintain and enhance caregiving for person 60 years or older in community based homes and provide family and caregiver support. -- SB2591 SD2

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to HLT/ HSH/ then FIN (586-6050)

SB2592 SD2 (SSCR 2727)

MAKING AN APPROPRIATION FOR SEXUAL ASSAULT SERVICES.

Introduced by: Baker R, Aduja M, Chun Oakland S, Inouye L

Appropriation to the department of health for sexual assault services. Requires 50 per cent to be appropriated out of the domestic violence prevention special fund. (\$\$) -- SB2592 SD2

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to HLT/ HSH/ then FIN (586-6050)

SB2593

RELATING TO INDEBTEDNESS TO THE GOVERNMENT.

Introduced by: Baker R, English J, Kanno B

Amends provisions relating to salary withheld for indebtedness to the government. Provides that if an employee contests the determination of indebtedness, the process of withholding and repayment of the indebtedness shall be executed. -- SB2593

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to LAB then FIN (586-8505)

SB2595 SD2 (SSCR 2663)

RELATING TO PROFESSIONAL COUNSELORS.

Introduced by: Baker R, Menor R

Establishes mental health counselors 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 licensed mental health counselor; administer, coordinate, and enforce the licensing program; discipline any counselor for violation of rules or failure to meet the licensing requirements; and appoint an advisory

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committee. Requires fees acquired through the program to defray costs. Prohibits any individual from engaging in the practice of mental health counseling and the improper use of the title licensed mental health counselor. 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 application for licensure as a mental health counselor. Allows license to be valid for 3 years and be renewed triennially. Authorizes the department to appoint an administrative assistant and secretary, exempt from civil service, to assist with the activities of the mental health counselors licensing program. Upon the issuance of a new license and at each renewal, each licensed professional counselor shall pay an additional 75 dollars which shall be maintained in a separate account within the compliance resolution fund. Requires moneys to be transferred to the general fund at the end of each quarter until the amount equals to the amount appropriated for the program. Appropriation. (\$\$) -- SB2595 SD2

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to HLT then CPC then FIN (586-6050)

SB2605

RELATING TO ADULT RESIDENTIAL CARE HOMES.

Introduced by: Baker R, Espero W, Chun Oakland S

Amends provisions relating to determination of amount of assistance. Changes the maximum state supplemental payment for adult residential care homes (ARCH) classified as facility type I and II. Appropriation to the department of human services. (\$\$) -- SB2605

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to HSH/ HLT/ then FIN (586-8465)

SB2606 SD1 (SSCR 2470)

RELATING TO BREWPUB LICENSES.

Introduced by: Baker R, English J, Tsutsui S, Espero W

Amends provision relating to intoxicating liquor class 14 (brewpub) license. Allows the sale of malt beverages manufactured on the premises for consumption off premises. -- SB2606 SD1

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to EDB then JUD (586-9425)

SB2607 SD1 (SSCR 2173)

RELATING TO ADOPTION.

Introduced by: Baker R, Chun Oakland S

Establishes provisions relating to application to adopt Marshallese child. Provides that except for children under the child protective act, no offspring of the Republic of the Marshall Islands shall be eligible for adoption without the prior written approval of an appropriate court of the Republic of the Marshall Islands. -- SB2607 SD1

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to HSH then JUD (586-8465)

SB2608 SD1 (SSCR 2174)

RELATING TO CRITICAL ACCESS HOSPITALS.

Introduced by: Baker R (BR)

Amends Act 226, session laws of 2000, relating to critical access hospitals by repealing the sunset date of June 30, 2004. -- SB2608 SD1

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to HLT/ HSH/ then FIN (586-6050)

SB2612 SD1 (SSCR 2599)

RELATING TO MANDATORY CONTINUING EDUCATION FOR PHARMACISTS.

Introduced by: Chun Oakland S

Amends provision relating to the renewal of licenses for pharmacists to include continuing education requirements. Requires licensed pharmacists to complete 30 hours of continuing education courses within the 2 years preceding the renewal date of the license. Allows the board of pharmacy to extend the time for compliance with the continuing education requirements. Provides that in addition to any other actions authorized by law, the board shall have the power to deny, revoke, or suspend any license or permit for making a false statement on any document submitted or required to be filed including a false certification of compliance with continuing education requirements. -- SB2612 SD1

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Single Referral to CPC (586-6180)

SB2613 SD1 (SSCR 2772)

MAKING AN APPROPRIATION FOR FAMILIES FOR RESOURCES FOR EARLY ACCESS TO LEARNING.

Introduced by: Chun Oakland S, Kanno B

Appropriation to the department of education to fund and expand the families for REAL (resources for early access to learning) program for 4 additional sites in the Honolulu, central,

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Kauai, and Hawaii school districts and 10 part time satellite sites. (\$\$) -- SB2613 SD1
Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to EDN then FIN (586-6170)

SB2621 SD2 (SSCR 2741)

RELATING TO MEDICALLY FRAGILE CHILDREN'S TRUST FUND.

Introduced by: Chun Oakland S, Kanno B

Establishes the medically fragile children's trust fund administered by a community foundation. Provides that the fund shall be used for the purpose of ensuring the proper health care of medically fragile children by paying for the expenses of the medically fragile child and the child's caregiver, including reimbursing costs for respite care, vacation for caregivers, medical equipment, and supplies not covered by medical insurance. Provides that moneys in the fund shall be invested by the community agency that administers the trust fund, and all investment earnings shall be deposited to the credit of the trust fund. Establishes the medically fragile children's trust fund advisory committee to be placed with the department of health to make recommendations on disbursement of the trust fund. -- SB2621 SD2

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to HLT/ HSH/ then FIN (586-6050)

SB2627

RELATING TO CONSIGNMENT OF ART.

Introduced by: Chun Oakland S, English J

Establish consignment of art law. Requires a consignee, to constitute an agent of the consignor for the purpose of sale or exhibition of the consigned art within the State. The consigned art shall constitute property held in trust by the consignee for the benefit of the consignor, and that consignee shall be responsible for the loss thereof or damage thereto. -- SB2627

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to TAC then CPC (586-6120)

SB2630 SD1 (SSCR 2134)

RELATING TO FOSTER CUSTODY.

Introduced by: Chun Oakland S

Establishes provisions relating to placement of children into foster custody. Provides that when any decision is made to place a child in foster custody the department of human services shall make a good faith and diligent effort to locate and identify members of the child's extended family in order to assess the feasibility of placing the child into the foster custody of a member of the child's extended family. Requires the department to develop a standardized statewide protocol to identify and locate a child's extended family for this purpose. -- SB2630 SD1

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to HSH then JUD then FIN (586-8465)

SB2641 SD2 (SSCR 2848)

RELATING TO CONTROLLED SUBSTANCES.

Introduced by: Chun Oakland S

Establishes provisions relating to debilitating medical condition; additional medical conditions; procedure. Requires the director of health to convene a standing committee to consider petitions submitted to add other medical conditions to the definition of debilitating medical condition. Amends provisions relating to medical use of marijuana; conditions of use. Prohibits authorization of medical marijuana while using stationary heavy equipment. Allows medical marijuana in the work place if in one's own residence. Requires qualifying patients to register with the department of health instead of the department of public safety. Requires qualifying patients to report changes in registration information with the department within 10 working days. -- SB2641 SD2

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to PSM/ HLT/ then JUD then FIN (586-8470)

SB2647 SD1 (SSCR 2605)

RELATING TO CORRECTIONS.

Introduced by: Chun Oakland S

Amends provision relating to Hawaii paroling authority; appointment; tenure; and qualifications. Replaces the Hawaii correctional association with Hawaii criminal justice association and Hawaii council of churches with interfaith alliance Hawaii on the nominating panel of the Hawaii paroling authority. -- SB2647 SD1

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to PSM then JUD (586-8470)

SB2654 SD2 (SSCR 2844)

RELATING TO HEALTH CARE.

Introduced by: Chun Oakland S, Kanno B

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Appropriation to the department of human services for health care services for low income, uninsured immigrants as a supplement to the current budget. (\$\$) -- SB2654 SD2
Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to HSH/ HLT/ then FIN (586-8465)

SB2670 SD2 (SSCR 2804) RELATING TO PAIN MANAGEMENT.
Introduced by: Chun Oakland S
Establishes provisions relating to pain management guidelines. Provides that the board of medical examiners may establish guidelines for physicians, physician assistants and osteopathic physicians with respect to patients' pain management -- SB2670 SD2
Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to HLT then CPC (586-6050)

SB2671 SD1 (SSCR 2446) RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR THE CONGREGATION OF CHRISTIAN BROTHERS, INC. DBA DAMIEN MEMORIAL HIGH SCHOOL.
Introduced by: Chun Oakland S
Authorizes the issuance of special purpose revenue bonds to assist the Congregation of Christian Brothers, Inc., dba Damien Memorial high school, a Hawaii corporation, to finance or refinance the planning, acquisition, construction, or improvement of its educational facilities. Authorizes the issuance of refunding special purpose revenue bonds to refund the special purpose revenue bonds. (\$\$) -- SB2671 SD1
Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to EDN then FIN (586-6170)

SB2678 SD1 (SSCR 2542) RELATING TO A ONE CALL CENTER.
Introduced by: Menor R
Establishes provisions relating to 1 call center. Establishes the 1 call center board to establish a 1 call center that provides advance warning to excavators of the location of subsurface installations to protect the installations from damage. Appropriation out of the public utilities commission special fund to the public utilities commission to establish a center. Act to be repealed on December 31, 2007 (sunset). (\$\$) -- SB2678 SD1
Current Status: Mar-05 04 Introduction/Passed First Reading - House
Mar-09 04 Multiple Referral to CPC then FIN (586-6180)

SB2682 SD2 (SSCR 2631) RELATING TO ENERGY EFFICIENCY.
Introduced by: Hooser G, English J, Chun Oakland S, Aduja M, Kanno B
Establishes provision relating to energy efficient water heating for new construction. Provides that newly constructed dwelling units shall be equipped with a primary hot water system comprised of a conventional solar panel hot water system or a standard propane gas water heater, sized to meet at least 80 per cent of the hot water demand for the dwelling unit. -- SB2682 SD2
Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to EEP/ HSH/ then CPC (586-8435)

SB2686 SD2 (SSCR 2728) RELATING TO TECHNOLOGY.
Introduced by: Baker R
Amends Act 174, session laws of 2003 which established a revolving fund to support Hawaii based development of healthcare and biomedical technology to detect and treat cancer in its stages including treatment of cancer. Appropriation to the Hawaii strategic development corporation for the fund. (\$\$) -- SB2686 SD2
Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to HLT/ EDB/ then FIN (586-6050)

SB2690 SD2 (SSCR 2849) RELATING TO EMERGENCY MEDICAL SERVICES.
Introduced by: Baker R, English J, Tsutsui S
Establishes the emergency medical services special fund to be administered by the department of health for operating the state comprehensive emergency medical services system. Annual report to the legislature. Amends provision relating to state motor vehicle registration fee. Increases the fee to 30 dollars and provides that 20 dollars shall be deposited into the state highway fund and 10 dollars into the emergency medical services special fund. Appropriation to the department of health for an additional ambulance to serve the residents of and visitors to the Waianae coast; as a grant in aid for additional ambulance services in the Nanakuli, Kahaluu - Kaaawa, and urban Honolulu areas of Oahu and a 3rd shift of ambulance service at the Makakilo ambulance unit; to provide sufficient 24 hour advanced life support ambulance services for the Kihei / Wailea region of Maui; to staff the

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ambulance service at Hawaiian Ocean View Estates on the island of Hawaii; and for development and training instructor for Kauai, video conference system to connect Kauai, Maui, and Hawaii with EMS Instruction on Oahu, and paramedic training equipment for Kauai, Maui, and Hawaii. (\$\$) -- SB2690 SD2

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to HLT then TRN then FIN (586-6050)

SB2693 SD1 (SSCR 2841)

RELATING TO FLOODS.

Introduced by: Bunda R

Requires the department of land and natural resources to conduct a community based information campaign in Haleiwa and Waialua regarding upcoming federal project activities and sponsorship options; identify concerns of residents and businesses in regard to flooding, damages due to past flooding, and opportunities to mitigate floods in the future in Haleiwa and Waialua; gather information, data and area maps; sponsor 1 university graduate assistantship to develop and transfer watershed stewardship information and technologies; and report to the legislature. Appropriation. (\$\$) -- SB2693 SD1

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to WLH then FIN (586-6270)

SB2704

RELATING TO MANDATORY SELLER DISCLOSURES.

Introduced by: Espero W

Establishes provisions relating to release or waiver of construction defect. Provides that any release from or waiver of liability by a seller to any government agency is a material fact that shall be contained in a disclosure statement. -- SB2704

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Single Referral to CPC (586-6180)

SB2711 SD2 (SSCR 2826)

RELATING TO THE HAWAII TOURISM AUTHORITY.

Introduced by: Kim D

Authorizes the board of directors of the Hawaii tourism authority to appoint or retain by contract 1 or more attorneys who are independent of the attorney general, to provide legal service for the authority. Appropriations out of the tourism special fund. (\$\$) -- SB2711 SD2

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to TAC/ JUD/ then FIN (586-6120)

SB2716 SD1 (SSCR 2558)

RELATING TO EDUCATION.

Introduced by: Chun Oakland S

Establishes provisions relating to candidate advisory council for the board of regents of the university of Hawaii. Establishes the council to assist the governor in determining criteria for and identifying and recruiting qualified candidates for membership on the board of regents. -- SB2716 SD1

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to HED then LMG (586-8455)

SB2718 SD1 (SSCR 2689)

RELATING TO THE COMPENSATION OF OFFICIALS IN THE LEGISLATIVE SERVICE AGENCIES.

Introduced by: Bunda R (BR)

Amends provisions relating to the salaries. Changes the salary of the auditor, the director of the legislative reference bureau, ombudsman, and their respective first assistants. Appropriation. (\$\$) -- SB2718 SD1

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to LMG then FIN (586-6380)

SB2721 SD2 (SSCR 2729)

RELATING TO EMERGENCY MEDICAL SERVICES.

Introduced by: Bunda R (BR)

Appropriation to the city and county of Honolulu as a grant in aid for additional ambulance services in the Waianae Nanakuli, Kahaluu Kaaawa, and urban Honolulu areas of Oahu and a 3rd shift of ambulance service at the Makakilo ambulance unit. (\$\$) -- SB2721 SD2

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to HLT then FIN (586-6050)

SB2746 SD2 (SSCR 2813)

RELATING TO HABITUAL OPERATION OF A VEHICLE UNDER THE INFLUENCE OF AN INTOXICANT.

Introduced by: Bunda R (BR)

Amends provisions relating to habitually operating a vehicle under the influence of intoxicants. Requires the offender to be referred to the driver's education program for an

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assessment and need for appropriate treatment. Allows an offender to be ordered to reimburse the county for the cost of blood and urine tests. -- SB2746 SD2

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to TRN/ JUD/ then FIN (586-9444)

SB2748 SD1 (SSCR 2213)

RELATING TO DRUG DEMAND REDUCTION ASSESSMENTS.

Introduced by: Bunda R (BR)

Amends Act 205, session laws of 1995, as amended by Act 7, session laws of 1996, as amended by Act 152, session laws of 1998, as amended by Act 116, session laws of 2001, relating to drug demand reduction assessments special fund. Provides that any person who is convicted of an offense related to drugs and intoxicating compounds, negligent homicide in the 1st degree, felony or misdemeanor offenses involving substance abuse, consuming or possessing intoxicating liquor while operating or a passenger in a motor vehicle, storage of opened containers containing intoxicating liquor, or consumption of intoxicating liquor at a scenic lookout shall pay a monetary assessment. Provides that upon a showing by the defendant that the defendant is or will be unable to pay the monetary assessment during the period of the defendant's sentence, the court may decline to order the defendant to pay the monetary assessment. Repeals the sunset date. -- SB2748 SD1

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to JUD then FIN (586-8480)

SB2758 SD1 (SSCR 2208)

RELATING TO CEDED LANDS.

Introduced by: Bunda R (BR)

Amends provision relating to public land trust. Prohibits the board of land and natural resources to sell, exchange, or otherwise alienate lands ceded to the US by the Republic of Hawaii or acquired in exchange for lands so ceded and returned to the State of Hawaii or lands retained by US and later conveyed to the State, except lands sold, exchanged or otherwise alienated to the department of Hawaiian home lands. -- SB2758 SD1

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to WLH/ JUD/ then FIN (586-6270)

SB2763

RELATING TO JUDICIAL SALARIES.

Introduced by: Bunda R (BR)

Appropriation to the judiciary for salary increases as determined by the judicial salary commission. (\$\$) -- SB2763

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to JUD then FIN (586-8480)

SB2779 SD2 (SSCR 2797)

RELATING TO TRADITIONAL HAWAIIAN HEALING PRACTICES.

Introduced by: Kawamoto C

Amends provision relating to required licenses of physicians of medicine and surgery. Changes panel to elders' council. Provides that nothing herein shall limit, alter, or otherwise adversely affect any rights of practice of Hawaiian healing pursuant to the constitution of the state of Hawaii. Amends Act 162, session laws of 1998, as amended by Act 304, session laws of 2001 to provide that the elders' council shall be independent and not be a component of any state branch and shall develop its own policies, procedures, and rules necessary or appropriate to certify traditional Hawaiian healers. Provides that in the event that papa ola lokahi ceases to exist, then an elders' council may convene other elders' council. -- SB2779 SD2

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to WLH/ HLT/ then CPC (586-6270)

SB2782 SD1 (SSCR 2552)

RELATING TO THE FUNDING OF A HABITAT CONSERVATION PLAN.

Introduced by: Inouye L, Aduja M, English J, Espero W

Amends provisions relating to endangered species and threatened species. Requires the applicant for a temporary license as part of a habitat conservation plan to post a bond, provide an irrevocable letter of credit, insurance, surety bond, or provide other similar financial tools including depositing a sum of money in the endangered species trust fund or provide other means approved by the board of land and natural resources, adequate to ensure monitoring of the species by the State and to assure that the applicant takes all actions necessary to minimize and mitigate the impacts of the take. Provides that any funds deposited into the endangered species trust fund to implement the obligations of a habitat conservation plan or as security for a habitat conservation plan funding be exempt from central services fees and administrative expenses. -- Changes endangered species special fund to endangered species trust fund. Adds that the fund includes moneys deposited to implement the obligations of a habitat conservation plan or as security for habitat

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conservation plan funding. -- SB2782 SD1
Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to WLH/ EEP/ then FIN (586-6270)

SB2789 SD1 (SSCR 2499) RELATING TO TEACHER SALARIES.
Introduced by: Tsutsui S, English J
Appropriation to the department of education for teacher salary increases. (\$\$) -- SB2789 SD1
Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to EDN/ LAB/ then FIN (586-6170)

SB2790 SD1 (SSCR 2449) RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR HALEAKALA WALDORF SCHOOL.
Introduced by: English J
Authorizes the issuance of special purpose revenue bonds to assist Haleakala Waldorf school, a Hawaii corporation, to finance or refinance the planning, acquisition, construction, or improvements of its educational facilities. Authorizes the issuance of refunding special purpose revenue bonds to refund the special purpose revenue bonds. (\$\$) -- SB2790 SD1
Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to EDN then FIN (586-6170)

SB2791 SD1 (SSCR 2450) RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR MONTESSORI SCHOOL OF MAUI, INC.
Introduced by: English J
Authorizes the issuance of special purpose revenue bonds to assist Montessori School of Maui, Inc., a Hawaii corporation, to finance or refinance the planning, acquisition, construction, or improvements of its educational facilities. Authorizes the issuance of refunding special purpose revenue bonds to refund the special purpose revenue bonds. (\$\$) -- SB2791 SD1
Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to EDN then FIN (586-6170)

SB2810 RELATING TO THE OFFICE OF INFORMATION PRACTICES.
Introduced by: Bunda R (BR)
Establish the notice to the office of information practices. Requires, when filing a civil action, a person to notify the office of information practices in writing at the time of the filing. -- Requires the director of the office of information practices to submit an annual report of these complaints and enforcement activities along with final resolution. -- SB2810
Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Single Referral to JUD (586-8480)

SB2815 RELATING TO MILK CONTROL.
Introduced by: Bunda R (BR)
Amends provision relating to order fixing minimum price. Repeals an order establishing minimum prices or salvage values for milk, or both, to be subject to approval by the governor prior to the order taking effect. -- SB2815
Current Status: Mar-02 04 Introduction/Passed First Reading - House
Mar-03 04 Single Referral to AGR (586-6010)

SB2816 SD1 (SSCR 2553) RELATING TO THE AGRIBUSINESS DEVELOPMENT CORPORATION.
Introduced by: Bunda R (BR)
Requires the governor to reduce the terms of members of the board of directors of the agribusiness development corporation for appointments made for terms commencing on July 1, 2005, for the expiration of an equal number of terms at intervals of 1 year. The terms following the reduced terms shall be 4 year terms. -- SB2816 SD1
Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to AGR then JUD (586-6010)

SB2818 SD1 (SSCR 2717) RELATING TO AGRICULTURAL COMMODITIES.
Introduced by: Bunda R (BR)
Amends provisions relating to rules. Require the department of agriculture to regulate the advertisement of imported or Hawaii produced fresh fruits, fresh vegetables, or coffee through requirements for specifying size, grade, geographic origin or quality in conjunction with price and providing voluntary fee for service weighing of agricultural commodities and certification of the weight. -- Repeals weights of coffee rules. Act to be repealed on June 30, 2007 (sunset). -- SB2818 SD1

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Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to AGR then FIN (586-6010)

SB2820

RELATING TO AGRICULTURAL LANDS.

Introduced by: Bunda R (BR)

Amends provisions relating to the transfer and management of non agricultural parks land to the department of agriculture. Repeals the requirement that the parcel be geographically adjacent. Requires qualified and encumbered non agricultural parks lands transferred to and managed by the department to not have the respective length of term of the lease or rents reduced over the remaining fixed term of the applicable encumbrances. -- SB2820

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to WLH/ AGR/ then FIN (586-6270)

SB2825

RELATING TO THE ELECTIONS APPOINTMENT AND REVIEW PANEL.

Introduced by: Bunda R (BR)

Amends provision relating to elections review program. Requires the elections appointment and review panel to submit the findings and recommendations from the biennial performance evaluation to the legislature in odd numbered years. -- SB2825

Current Status: Feb-24 04 Introduction/Passed First Reading - House
Feb-26 04 Multiple Referral to LAB then JUD (586-8505)

SB2827 SD1 (SSCR 2522)

RELATING TO CAMPAIGN SPENDING.

Introduced by: Bunda R (BR)

Amends provisions relating to filing of reports. Requires all reports filed with the county clerk's office to be preserved by that office for 4 years from the date of receipt. -- Requires reports to be filed by individuals running for senate, house, and the office of Hawaiian affairs to file by electronic means, contributions and expenditures of less than 5,000 dollars need not file by electronic means. Provides for a waiver of electronic filing for lack of access to a computer. -- SB2827 SD1

Current Status: Mar-02 04 Introduction/Passed First Reading - House
Mar-03 04 Single Referral to JUD (586-8480)

SB2834 SD2 (SSCR 2648)

MAKING APPROPRIATIONS FOR CLAIMS AGAINST THE STATE, ITS OFFICERS, OR ITS EMPLOYEES.

Introduced by: Bunda R (BR)

Appropriation to the department of the attorney general 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. Appropriation out of the harbor special fund and the highway special fund for department of transportation for legislative relief to persons, for claims against the State for payments of reimbursements, payments of judgments or settlements, or other liabilities. (\$\$) -- SB2834 SD2

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to JUD then FIN (586-8480)

SB2835 SD1 (SSCR 2820)

RELATING TO THE DEPARTMENT OF THE ATTORNEY GENERAL.

Introduced by: Bunda R (BR)

Amends provisions relating to litigation deposits trust fund. Provides that deposited into this fund all proceeds from any civil action or settlement of a civil claim initiated by the attorney general or where such action was filed by the attorney general, except when the deposit is inconsistent with the court order or settlement agreement relating to the amount. -- Requires all unencumbered and unexpended moneys in excess of 1 million dollars remaining on balance in the fund at the close of June 30 of each year shall lapse to the credit of the general fund. -- Requires the department of the attorney general to annually report to the legislature. -- Requires all recoveries by the State to be deposited into the litigation deposits trust fund. -- SB2835 SD1

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to JUD then FIN (586-8480)

SB2839 SD2 (SSCR 2664)

RELATING TO SOLICITATION OF FUNDS FOR CHARITABLE PURPOSES.

Introduced by: Bunda R (BR)

Amends provisions relating to solicitation of funds from the public. Establishes provisions relating to reports to attorney general, administrative enforcement and penalties, solicitation of funds for charitable purposes fund, and written contracts filed with the attorney general. Redefines department to mean department of the attorney general instead of the department of commerce and consumer affairs. Provides that all rights, powers, functions, and duties

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of the department of commerce and consumer affairs are transferred to the department of the attorney general. -- SB2839 SD2

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to CPC/ JUD/ then FIN (586-6180)

SB2840 SD2 (SSCR 2649)

RELATING TO TOBACCO.

Introduced by: Bunda R (BR)

Establishes provisions relating to the unlawful shipment of cigarettes. Provides that a person commits the offense of unlawful shipment of cigarettes if the person is engaged in the business of selling cigarettes and ships or causes to be shipped any cigarettes to a person that is not licensed, not an export warehouse proprietor or an operator of a custom bonded warehouse, or ships cigarettes in any container or wrapping other than the cigarettes manufacturer's original container or wrapping. Establishes penalties. Redefines sale to include telephonic or other method of voice transmission, the mail or other delivery service, or the internet or other online service. Provides that any cigarette, package of cigarette, cartoon of cigarettes, or container of cigarettes unlawfully possessed, kept, stored, acquired, transported, sold, imported, offered, received, or distributed may be seized and confiscated by the attorney general. -- SB2840 SD2

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to JUD then FIN (586-8480)

SB2841 SD1 (SSCR 2217)

RELATING TO TOBACCO.

Introduced by: Bunda R (BR)

Establishes provisions relating to retail tobacco permits. Requires persons engaged in the retail sale of cigarettes and other tobacco products to obtain a permit from the department of taxation. Authorizes the department to suspend and revoke permits. Establishes the offenses of unlawful tobacco retailing in the 1st and 2nd degrees. -- SB2841 SD1

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to HLT then JUD then FIN (586-6050)

SB2842 SD1 (SSCR 2607)

RELATING TO CHAPTER 846E, HAWAII REVISED STATUTES.

Introduced by: Bunda R (BR)

Amends provisions relating to sex offender registration and notification. Provides that sex offenders shall register with the attorney general and the county police chief where the offender resides for life. Provides that the offender take a new photograph every 5 years for the county police chief. -- SB2842 SD1

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to PSM then JUD then FIN (586-8470)

SB2843 SD1 (SSCR 2612)

PROPOSING AN AMENDMENT TO ARTICLE I OF THE CONSTITUTION OF THE STATE OF HAWAII.

Introduced by: Bunda R (BR)

Proposes to amend the constitution. Establish provisions relating to public access to information regarding persons convicted of crimes against children and persons convicted of sexual offenses. Provides that the public has a right of access to registration information regarding persons convicted of certain crimes against children and persons convicted of certain sexual offenses. The legislature may define what information constitutes registration information. -- SB2843 SD1

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to PSM then JUD then FIN (586-8470)

SB2844 SD1 (SSCR 2616)

RELATING TO CRIME.

Introduced by: Bunda R (BR)

Amends provisions relating to sentencing. Provides that a person who within 5 years of the instant offense, has been convicted of 3 felonies, 3 misdemeanors, or any combination of felonies and misdemeanors totaling 3 convictions is guilty of the class C felony of habitual property crime. Amends the availability of deferred acceptances of guilty pleas and nolo contendere pleas. -- SB2844 SD1

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Single Referral to JUD (586-8480)

SB2846 SD1 (SSCR 2608)

PROPOSING AMENDMENTS TO ARTICLE I, SECTION 14, OF THE HAWAII CONSTITUTION.

Introduced by: Bunda R (BR)

Proposes to amend the constitution. Amends the rights of accused law. Provides that under the Constitution of the US, the legislature may provide by law for the inadmissibility of the

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prior sexual history of an alleged sexual assault victim and for the inadmissibility of privileged confidential communications between an alleged crime victim and the alleged crime victim's physician, psychologist, counselor or licensed mental health professional. -- SB2846 SD1
Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to JUD then FIN (586-8480)

SB2848 SD1 (SSCR 2609)

RELATING TO OFFENSES AGAINST PUBLIC ADMINISTRATION.

Introduced by: Bunda R (BR)

Establishes provision relating to bribery in the 2nd degree. Provides that a person commits the offense of bribery in the 2nd degree if the person directly or indirectly gives, offers, or promises any pecuniary benefit to any public servant for any official act performed or to be performed by that public servant or as provided by law for the proper discharge of official duty; being a public servant, directly or indirectly demands, seeks, knowingly receives, or knowingly agrees to receive any pecuniary benefit for or because of any official act performed or to be performed by the public servant or as provided by law for the proper discharge of official duty. Provides that bribery in the 2nd degree is a class C felony and that a person convicted of bribery in the 2nd degree shall not be eligible for a deferred acceptance of guilty plea or nolo contendere plea. Provides that if sentenced to probation, the person's conditions of probation shall include a term of imprisonment of not less than 30 days without the possibility of suspension of sentence. Further provides that a person convicted under these provisions shall be sentenced in accordance with the disposition of convicted defendants law except that the maximum fine shall be 50,000 dollars. Establishes provision relating to unlawful gift to public servants by persons subject to their jurisdiction. Provides that unlawful gift to public servants by persons subject to their jurisdiction is a class C felony. Redefines public servant to include former public servants. Provides the bribery is a class B felony and that a person so convicted shall not be eligible for a deferred acceptance of guilty plea or nolo contendere plea. Provides that if sentenced to probation, the person's conditions of probation shall include a term of imprisonment 1 year without the possibility of suspension of sentence. Further provides that a person convicted under these provisions shall be sentenced in accordance with the disposition of convicted defendants law except that the maximum fine that may be imposed is 100,000 dollars. -- SB2848 SD1

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to LAB then JUD (586-8505)

SB2851 SD1 (SSCR 2617)

PROPOSING AN AMENDMENT TO ARTICLE I OF THE CONSTITUTION OF THE STATE OF HAWAII.

Introduced by: Bunda R (BR)

Proposes to amend the constitution. Amends provisions relating to indictment; preliminary hearing; information; double jeopardy; self incrimination. Provides that no person shall be held to answer for a capital or otherwise infamous crime, unless on a presentment or indictment of a grand jury or upon a finding of probable cause after a preliminary hearing held as provided by law, or upon information on writing signed by a legal prosecuting officer under conditions and in accordance with procedures that the legislature may provide. -- SB2851 SD1

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Single Referral to JUD (586-8480)

SB2856 SD1 (SSCR 2618)

RELATING TO THE STATE TORT LIABILITY ACT.

Introduced by: Bunda R (BR)

Amends provisions relating to state liability exceptions. Provides that the discretionary function exception shall provide the State the same protection from liability that the US is afforded. -- SB2856 SD1

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to JUD then FIN (586-8480)

SB2858

RELATING TO TORT ACTIONS.

Introduced by: Bunda R (BR)

Amends provisions relating to government entity as a tortfeasor; abolition of joint and several liability. Amends Act 213, session laws of 1994, to limit abolition to claims that accrue on or after June 22, 1994. -- SB2858

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to TRN then JUD then FIN (586-9444)

SB2861 SD1 (SSCR 2620)

RELATING TO CRIMINAL PROCEDURE.

Introduced by: Bunda R (BR)

Establishes provision relating to information charging. Provides that criminal charges may

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be instituted by written information signed by a legal prosecuting officer for certain offenses. Provides that the legal prosecuting officer shall attach exhibits demonstrating probable cause. Further provides that the court shall review the information to determine if there is probable cause to determine if the defendant committed the offense or offenses charged. Provides that the defendant may move to dismiss the information on the grounds that the information and its attachments do not demonstrate the existence of probable cause. Provides that the prosecuting attorney of each county shall maintain a record of all cases received and prosecuted by way of information and report to the legislature. -- SB2861 SD1
Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to JUD then FIN (586-8480)

SB2863 SD1 (SSCR 2556)

RELATING TO ENERGY CONSERVATION.

Introduced by: Bunda R (BR)

Amends provisions relating to energy performance contracting for public facilities. Provides that an energy performance contract may include but not be limited to financing options such as leasing, lease purchase, financing agreement, 3rd party joint ventures, guaranteed savings plans or energy service contracts, or any combination thereof. Defines energy conservation retrofits to include energy saved off site by water or other utility conservation enhancing retrofits. Requires that the actual annual verified savings are less than the annual amount guaranteed by the energy service company, the energy service company will pay the agency the difference between the guaranteed amount and the actual verified amount with 30 days of being invoiced. -- SB2863 SD1

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to EEP then FIN (586-8435)

SB2869 SD2 (SSCR 2719)

RELATING TO THE MAINTENANCE OF PROPERTIES WITHIN THE KALAELOA COMMUNITY DEVELOPMENT DISTRICT.

Introduced by: Bunda R (BR)

Establishes provisions relating to the Kalaeloa community development district. Authorizes the Hawaii community development authority to receive and process district related complaints, conduct research, monitor and report its findings. Requires the authority to provide notice to complainant and landowner and consult with the landowner. Authorizes the authority to present its opinion and recommendations. Requires the authority to submit a quarterly report to the landowner. -- SB2869 SD2

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to EDB then WLH then FIN (586-9425)

SB2873 SD1 (SSCR 2690)

RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM.

Introduced by: Bunda R (BR)

Amends provisions relating to actuarial investigations. Provides that commencing with fiscal year 2005 - 2006 and each subsequent fiscal year, the employer contributions for normal cost and accrued liability for each of the 2 groups of employees shall be based on 15.75 per cent of the member's compensation for police officers, firefighters, and corrections officers and 13.75 per cent of the member's compensation for all other employees. -- Requires that commencing with the 2006 calendar year and every subsequent calendar year, the board of trustees of the public employees retirement system will by October 2 in every calendar year, certify to the governor the actual amount owed by the State under this part for the just completed fiscal year ended June 30. Amends Act 212, session laws of 1994, as amended by Act 216, session laws of 2000. -- SB2873 SD1

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to LAB then FIN (586-8505)

SB2877 SD1 (SSCR 2591)

RELATING TO UNCLAIMED PROPERTY.

Introduced by: Bunda R (BR)

Amends provisions relating to unclaimed property by repealing the escheat process. -- SB2877 SD1

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to CPC/ JUD/ then FIN (586-6180)

SB2878 SD2 (SSCR 2691)

RELATING TO THE FEDERAL TAX LIMIT ON COMPENSATION APPLICABLE TO THE EMPLOYEES' RETIREMENT SYSTEM.

Introduced by: Bunda R (BR)

Establishes provisions relating to federal tax limits on annual compensation. Requires any member who accrued public employees retirement system benefits prior to July 1, 2004, based on annual compensation in excess of the limit, to receive a non tax qualified pension benefit equal to the difference between the pension benefit that would be payable at the

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earliest age the member could retire with an unreduced benefit, based on the member's years of credited service and the member's average final compensation as of June 30, 2004, without regard to the limit and the tax qualified pension benefit as of the earliest age the member would retire with an unreduced benefit. Appropriations. (\$\$) -- SB2878 SD2
Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to LAB then FIN (586-8505)

SB2879 SD2 (SSCR 2692) RELATING TO FEDERAL TAX QUALIFICATION OF THE EMPLOYEES' RETIREMENT SYSTEM.
Introduced by: Bunda R (BR)
Establish provisions relating to federal tax qualification requirements. Requires the public employees retirement system to be administered in accordance with the requirements of the Federal Internal Revenue Code. -- SB2879 SD2
Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to LAB then FIN (586-8505)

SB2882 SD1 (SSCR 2539) RELATING TO ALIEN INSURERS.
Introduced by: Bunda R (BR)
Establishes provisions relating to state of entry for alien insurers. Provides for an alien insurer to use this State as an entry to transact insurance in the US through a US branch by qualifying for a state license and establishing trust account and meeting the requirements of the insurance commissioner. -- SB2882 SD1
Current Status: Mar-05 04 Introduction/Passed First Reading - House
Mar-09 04 Single Referral to CPC (586-6180)

SB2886 SD1 (SSCR 2549) RELATING TO INSURANCE.
Introduced by: Bunda R (BR)
Amends provisions relating to insurance. -- SB2886 SD1
Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Single Referral to CPC (586-6180)

SB2887 SD2 (SSCR 2856) RELATING TO INTERSTATE INSURANCE COMPACT.
Introduced by: Bunda R (BR)
Establishes provisions relating to interstate insurance product regulation compact. Establishes the interstate insurance product regulation commission to adopt rules which shall be binding in the compacting states and to promote and protect the interest of consumers of annuity, individual and group life insurance, and disability income insurance product lines. Requires the governor with the advice and consent of the senate to appoint the member of the commission to represent the state. Annual report to the legislature and the governor. -- SB2887 SD2
Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to CPC then FIN (586-6180)

SB2889 RELATING TO DENTAL INSURANCE.
Introduced by: Bunda R (BR)
Amends Act 132, session laws of 2001, as amended by Act 219, session laws of 2002, and Act 128, session laws of 2003, relating to the regulation of dental service corporation by changing the sunset date to July 1, 2005. -- SB2889
Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to CPC then FIN (586-6180)

SB2890 SD1 (SSCR 2665) RELATING TO THE PATIENTS' BILL OF RIGHTS AND RESPONSIBILITIES ACT.
Introduced by: Bunda R (BR)
Amends provisions relating to the external review panel. Provides that the physician member shall be paid a fee of 200 dollars for service on each panel the physician is appointed to by the insurance commissioner. -- SB2890 SD1
Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to HLT then CPC then FIN (586-6050)

SB2892 RELATING TO REAL ESTATE LICENSING.
Introduced by: Bunda R (BR)
Amends provision relating to uniform professional and vocational licensing act. Provides that the real estate commission may enter into license recognition agreement with another state, or a jurisdiction recognized by the association of real estate license law officials, with an equivalent real estate licensing law as determined by the commission. -- SB2892
Current Status: Mar-04 04 Introduction/Passed First Reading - House

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Mar-05 04 Single Referral to CPC (586-6180)

- SB2893 RELATING TO ABANDONED APPLICATIONS FOR PROFESSIONAL AND VOCATIONAL LICENSES.
Introduced by: Bunda R (BR)
Amends provisions relating to uniform professional and vocational licensing Act. Provides that an application shall be considered abandoned if the applicant fails to provide evidence of continued efforts to complete the licensing process for 2 consecutive years. Provides that if the application is deemed abandoned by the licensing authority, the applicant shall be required to reapply for licensure and comply with the licensing requirements in effect at the time of reapplication. -- SB2893
Current Status: Mar-04 04 Introduction/Passed First Reading - House
Mar-05 04 Single Referral to CPC (586-6180)
- SB2895 SD1 (SSCR 2330) RELATING TO PEST CONTROL.
Introduced by: Bunda R (BR)
Amends provisions relating to pest control operators. Establishes requirements to maintain license. Changes the director of commerce and consumer affairs to pest control board. -- SB2895 SD1
Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to LAB then CPC (586-8505)
- SB2896 RELATING TO THE LICENSING REQUIREMENTS FOR PRIVATE DETECTIVES AND GUARDS.
Introduced by: Bunda R (BR)
Amends provisions relating to private investigators and guards. Defines firm to mean a sole proprietor, corporation, joint venture, limited liability corporation, partnership, association, or any other legal business identity. Provides for appeals of denial and licensure. Provides for the qualifications for license of private detectives, detective agencies and guards and guard agencies to include possessing a history of honesty, truthfulness, financial integrity and fair dealing and that for a firm applying for a detective agency license shall have in its employ an individual who is licensed as a private detective and who shall designated as the principal detective for the firm and shall provide a bond. -- SB2896
Current Status: Mar-05 04 Introduction/Passed First Reading - House
Mar-09 04 Single Referral to CPC (586-6180)
- SB2897 SD2 (SSCR 2805) RELATING TO THE DENTAL EXAMINATION.
Introduced by: Bunda R (BR)
Amends provision relating to dental examiners and dental hygienists. Provides that in the event the board of dental examiners is unable to administer an examination, a qualified applicant for the canceled board examination who has passed a regional or state examination satisfactory to the board within 1 year prior to the canceled board examination or who takes and passes a regional or state examination satisfactory to the board prior to the board's next administered examination shall meet the board's examination requirement. -- SB2897 SD2
Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to HLT then CPC (586-6050)
- SB2898 RELATING TO COSMETOLOGY LICENSE RESTORATION.
Introduced by: Bunda R (BR)
Amends provisions relating to beauty culture. Provides that the license shall be restored upon payment of all delinquent fees and a penalty fee if application is made within 3 years after lapse provided that the board of cosmetology may consider restoration beyond this period as prescribed by rules of the board. -- SB2898
Current Status: Mar-04 04 Introduction/Passed First Reading - House
Mar-05 04 Single Referral to CPC (586-6180)
- SB2899 SD2 (SSCR 2567) RELATING TO NURSES.
Introduced by: Bunda R (BR)
Amends provisions relating to nurses. Provides that applicants who have graduated from a practical nursing program at an educational institution in a foreign jurisdiction and are applying for a license to practice as a licensed practical nurse by examination shall submit to the board of nursing proof of eligibility. Provides that applicants shall be eligible to apply for a license by examination if they have met the educational requirements prescribed by the board and have had their transcripts evaluated by professional evaluators designated by the board. Further provides that a nurse who has not actively practiced in this State or any other

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state in the US or any other territory or possession under the jurisdiction of the US for more than 5 years shall be required by the board to submit proof of continued competency by retaking and passing the licensing examination. Amends Act 192 session laws of 2002, as amended by Act 3, session laws of 2003, relating to prescriptive authority for advanced practice registered nurses. Repeals the sunset date. Report to legislature. -- SB2899 SD2
Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to HLT then CPC (586-6050)

SB2901 RELATING TO THE LICENSING REQUIREMENTS FOR ELEVATOR MECHANICS.
Introduced by: Bunda R (BR)
Amends provision relating to elevator mechanics. Changes requirement for years of work from 2 to 4 years for the apprentice elevator mechanic and qualifications for license. -- SB2901
Current Status: Mar-04 04 Introduction/Passed First Reading - House
Mar-05 04 Single Referral to CPC (586-6180)

SB2902 SD2 (SSCR 2571) RELATING TO TELEMARKETING.
Introduced by: Bunda R (BR)
Amends provisions relating to unfair or deceptive acts or practices prohibited. Provides that it is an unfair or deceptive act or practice and a violation for any seller or telephone solicitor to call to a telephone number that is listed on the national do not call registry administered by the Federal Trade Commission and the Federal Communications Commission. -- SB2902 SD2
Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Single Referral to CPC (586-6180)

SB2903 SD2 (SSCR 2632) RELATING TO REGISTRATION OF MONEY TRANSMITTERS.
Introduced by: Bunda R (BR)
Establishes provisions relating to money transmitters law. Requires a person who wants to engage in the business of money transmission services to register with the commission of financial institutions. Provides that every money transmitter and its authorized delegates shall transmit the monetary equivalent of all money or equivalent value received from a customer for transmission. -- SB2903 SD2
Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to CPC/ JUD/ then FIN (586-6180)

SB2904 SD2 (SSCR 2821) RELATING TO ESCROW DEPOSITORIES.
Introduced by: Bunda R (BR)
Amends provisions relating to escrow depositories. Establishes provisions relating to informational and comment proceeding, conversion to another type of organization, receivership, main office and branch office violations and termination of escrow depository operations. Appropriation out of the state criminal history record improvement revolving fund to the department of the attorney general. (\$\$) -- SB2904 SD2
Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to CPC then FIN (586-6180)

SB2905 RELATING TO MEDICAL BOARD DISCIPLINARY ACTION.
Introduced by: Bunda R (BR)
Amends provisions relating to disciplinary action. Provides that the board of medical examiners may impose the sanction of censure or reprimand. -- SB2905
Current Status: Mar-05 04 Introduction/Passed First Reading - House
Mar-09 04 Multiple Referral to HLT then CPC (586-6050)

SB2906 SD1 (SSCR 2666) RELATING TO CERTIFICATES OF GOOD STANDING.
Introduced by: Bunda R (BR)
Amends provisions relating to filing, service, and copying fees. Reduces the good standing certificate fee for filing of corporate documents; for furnishing certified copies of documents; for service of process; for filing of general partnership document; for limited liability partnership documents; for filing limited partnership documents; for filing and issuance of records for limited liability companies. -- SB2906 SD1
Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to CPC then FIN (586-6180)

SB2908 SD1 (SSCR 2550) RELATING TO BUSINESS REGISTRATION.
Introduced by: Bunda R (BR)
Amends provisions relating to corporations and partnerships. Amends Act 210, session laws

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of 2003. -- SB2908 SD1

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to EDB then CPC (586-9425)

SB2909 SD1 (SSCR 2551)

RELATING TO APPLICATIONS SEEKING GENERAL RATE INCREASES FILED BY PUBLIC UTILITIES HAVING ANNUAL GROSS REVENUES OF LESS THAN \$2,000,000.

Introduced by: Bunda R (BR)

Amends provisions relating to the regulation of public utility rates and ratemaking procedures. Provides that for public utilities having annual gross revenues of less than 2 million dollars the public utilities commission shall require the filing of a standard form application to be developed by the commission to determine the reasonableness of the proposed rates. -- SB2909 SD1

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to EDB then CPC then FIN (586-9425)

SB2911 SD1 (SSCR 2857)

RELATING TO ADVISORY COMMITTEES.

Introduced by: Bunda R (BR)

Amends provisions relating to the department of commerce and consumer affairs. Requires each advisory committee to be appointed by the director from a list of licensees submitted biennially by the board. Provides that all members of the advisory committee shall be paid reasonable allowances for travel and expenses that may be incurred as a result of the performance of their duties on the committee and will be paid a fee of 100 dollars for each completed consultation or case review. -- SB2911 SD1

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to CPC then FIN (586-6180)

SB2912 SD2 (SSCR 2858)

RELATING TO CABLE TELEVISION.

Introduced by: Bunda R (BR)

Amends provision relating to the department of commerce and consumer affairs. Authorizes the director of commerce and consumer affairs to use moneys in the compliance resolution fund to support public, educational, and governmental access facilities in undeserved areas. -- Establishes an institutional network advisory committee that will be convened by the university of Hawaii, to develop a multi year development plan for the institutional network and ensure adequate funds are available for future expansions or upgrades of the institutional network. Report to the legislature. Appropriations out of the compliance resolution fund. (\$\$) -- SB2912 SD2

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to CPC then FIN (586-6180)

SB2914 SD1 (SSCR 2066)

RELATING TO CIVIL DEFENSE SIRENS.

Introduced by: Bunda R (BR)

Amends provisions relating to definitions. Redefines development to include a construction, installation, maintenance, repair, and replacement of civil defense warning or signal devices and sirens. -- SB2914 SD1

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to PSM then WLH then FIN (586-8470)

SB2919 SD1 (SSCR 2362)

RELATING TO THE MILITIA.

Introduced by: Bunda R (BR)

Amends provisions relating to staff for military components, organization. Establishes provisions for a joint headquarters to be headed by an assistant adjutant general and organized as prescribed by the secretaries of the Army and the Air Force. -- SB2919 SD1

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to PSM/ LAB/ then FIN (586-8470)

SB2921

MAKING AN EMERGENCY APPROPRIATION FOR COLLECTIVE BARGAINING INCREASES.

Introduced by: Bunda R (BR)

Appropriation to the department of education for payment of collective bargaining increases that were effective January 2003 for employees of bargaining units 1 (nonsupervisory blue collar employees) and 5 (teachers and other personnel of the department of education). (\$\$) -- SB2921

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Single Referral to FIN (586-6200)

SB2922 SD1 (SSCR 2589)

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

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Introduced by: Bunda R (BR)
Establish provision relating to business relationships. Authorizes the department of Hawaiian home lands either alone or together with any other governmental agency, to enter into business relationships as the Hawaiian homes commission deems necessary or appropriate.
-- SB2922 SD1

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to WLH/ EDB/ then FIN (586-6270)

SB2926 SD1 (SSCR 2667)

RELATING TO THE HOUSING LOAN AND MORTGAGE PROGRAMS.

Introduced by: Bunda R (BR)

Amends Act 291, session laws of 1980 as amended by Act 304, session laws of 1996, by amending provision relating to issuance of revenue bond; amount authorized. Changes the housing finance to the community development corporation of Hawaii and increases the aggregate limit, (\$\$) -- SB2926 SD1

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to HSH then FIN (586-8465)

SB2927 SD2 (SSCR 2668)

RELATING TO FORECLOSURES OF GOVERNMENT-ASSISTED PROPERTIES.

Introduced by: Bunda R (BR)

Amends provisions relating to real property, restrictions on transfer. Authorizes the housing and community development corporation of Hawaii to purchase the real property by offset or credit bid at a public sale. -- Requires any governmental entity with a superior lien for shared appreciation equity, deferred sales price mortgage, or excess proceeds in lieu of buyback to be entitled to payment of its right of recovery. -- SB2927 SD2

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to HSH then JUD then FIN (586-8465)

SB2928

RELATING TO THE RENTAL HOUSING TRUST FUND ADVISORY COMMISSION.

Introduced by: Bunda R (BR)

Amends provisions relating to board of directors of the housing and community development corporation of Hawaii. Requires public member to be appointed at large. -- Repeals the rental housing trust fund advisory commission. -- SB2928

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to HSH then FIN (586-8465)

SB2929 SD1 (SSCR 2399)

RELATING TO MEDICAID REIMBURSEMENT.

Introduced by: Bunda R (BR)

Amends provision relating to Medicaid reimbursement equity. Extends the deadline that there be no distinction between hospital based and nonhospital based reimbursement rates for institutionalized long term care under Medicaid from June 30, 2003, to July 1, 2008. Amends Act 226, session law of 2000, by repealing the sunset date. -- SB2929 SD1

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to HSH/ HLT/ then FIN (586-8465)

SB2930 SD2 (SSCR 2744)

RELATING TO HOME AND COMMUNITY-BASED SERVICES.

Introduced by: Bunda R (BR)

Amends Act 273, session laws of 2001 as amended by Acts 95 and 98, session laws of 2003 relating to home and community based case management agencies and community care foster family homes. Changes community based case management agencies and community care foster family homes to the department of human services or its designee. Requires that any person engaged in providing, coordinating, or monitoring comprehensive services to clients in community care foster family homes or medicaid clients in expanded adult residential care homes, and assisted living facilities to meet the standards of conditions, management and competence set by the department. Requires an applicant for a home and community based case management agency license and operators, employees, and new employees of a home and community based case management agency to be subject to adult abuse perpetrator checks, if the individual has direct contact with the client. Extends the sunset date to June 30, 2006. Report to legislature. Appropriations out of the general revenues and the criminal history record improvement revolving fund. (\$\$) -- SB2930 SD2

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to HSH/ HLT/ then FIN (586-8465)

SB2931 SD1 (SSCR 2745)

RELATING TO BACKGROUND CHECKS FOR PROVIDERS OF HOME AND COMMUNITY-BASED SERVICES.

Introduced by: Bunda R (BR)

Amends provisions relating to services to adults. Establishes provisions relating to

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background checks. Provides that criminal history record checks may be conducted by the department of human services on licensed adult day care center operators, employees, new employees, subcontracted service providers and their employees and adult volunteers and on purchase of service contracted and subcontracted service providers and their employees and on foster grandparent program, senior companion program and the respite companion program. Appropriation out of the state criminal history record improvement revolving fund to the department of the attorney general. Appropriation to the department of human services. (\$\$) -- SB2931 SD1

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to HSH then JUD then FIN (586-8465)

SB2933 SD1 (SSCR 2798)

RELATING TO CHILD WELFARE SERVICES.

Introduced by: Bunda R (BR)

Amends provisions relating to child protective act; definitions. Provides definitions for caregivers, diversion services, and safe homes. -- SB2933 SD1

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to HSH then JUD (586-8465)

SB2936 SD2 (SSCR 2845)

RELATING TO MEDICAL ASSISTANCE FOR PREGNANT LEGAL IMMIGRANTS.

Introduced by: Bunda R (BR)

Establishes provisions relating to medical assistance for other pregnant women. Provides that the department of human services shall provide state funded medical assistance to a pregnant woman 19 years of age or older whose countable family income does not exceed 185 per cent of the federal poverty level for a family of applicable size which includes the expected unborn children. -- SB2936 SD2

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to HSH/ HLT/ then FIN (586-8465)

SB2941

MAKING AN EMERGENCY APPROPRIATION FOR THE STATE WORKERS' COMPENSATION PROGRAM.

Introduced by: Bunda R (BR)

Appropriation to the department of human resources development for the payment of workers' compensation claims against the State. (\$\$) -- SB2941

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to LAB then FIN (586-8505)

SB2948 SD2 (SSCR 2730)

RELATING TO PUBLIC HEALTH NURSING SERVICES.

Introduced by: Bunda R (BR)

Establishes provision relating to public health nursing program. Establishes the program within the department of health to mobilize the department's nursing resources and respond to catastrophic and traumatic emergency events; respond to communicable diseases and other public health outbreaks; provide care coordination services to the most vulnerable populations of special needs children, elderly, and other populations having difficulty accessing the health care system; provide services that involve the family in collaboration and coordination with other agencies; collaborate with the department of education and Hawaii chapter of the American academy of pediatrics in the provisions of public school health services; develop collaborative partnerships with individuals, families, communities, and providers to improve health and safety; provide the health care services when no other resources are available in the community; and collect and evaluate data that addresses family and community needs for nursing and health services delivery changes to enhance the quality of life for families. -- SB2948 SD2

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to HLT then JUD then FIN (586-6050)

SB2949 SD2 (SSCR 2639)

RELATING TO THE VOLUNTARY RESPONSE PROGRAM.

Introduced by: Bunda R (BR)

Amends provisions relating to the voluntary response program. Makes fees for public or non profit agencies discretionary. Provides exemptions from future liabilities. -- SB2949 SD2

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to EEP then FIN (586-8435)

SB2950 SD1 (SSCR 2380)

RELATING TO GENERIC SUBSTITUTION OF PRESCRIPTION DRUG PRODUCTS.

Introduced by: Bunda R (BR)

Amends provisions relating to Hawaii food, drug and cosmetic Act. Defines US food and drug administration approved generic drug product with therapeutic equivalency evaluations means a generic drug product approved for marketing by the US food and drug

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administration. Gives the drug product selection board responsibility for the compendia of therapeutically equivalent generic drug products to the director of health. -- SB2950 SD1
Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to HLT then CPC (586-6050)

SB2951 SD1 (SSCR 2541)

RELATING TO RADIOLOGIC TECHNOLOGY.

Introduced by: Bunda R (BR)

Amends provisions relating to radiologic technology. Changes executive secretary to executive officer. Establishes penalties. -- SB2951 SD1

Current Status: Mar-05 04 Introduction/Passed First Reading - House
Mar-09 04 Single Referral to CPC/ JUD/ (586-6180)

SB2955 SD1 (SSCR 2300)

RELATING TO PUBLIC MEETINGS.

Introduced by: Bunda R (BR)

Amends provisions relating to meetings. Requires a meeting held by videoconference to be terminated if after the meeting convenes, the audio communication cannot be maintained with all locations where the meeting is being held, even if a quorum of the board is physically present in 1 location. Requires all visual aids to already be provided to all meeting participants at all videoconference locations or be able to readily transmit to all other participants at all other locations or are able to be readily transmitted to all other participants at all other videoconference locations by some other means. Provides that if copies of visual aids are not available to all meeting participants at all locations, then those agenda items related to the visual aids shall not be discussed. -- SB2955 SD1

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to JUD then FIN (586-8480)

SB2957 SD2 (SSCR 2731)

RELATING TO HOSPITAL AND PROFESSIONAL LIABILITY RISK FINANCING.

Introduced by: Bunda R (BR)

Authorizes the Hawaii health systems corporation to organize a domestic captive insurance company to provide malpractice coverage to the department of health, the John A. Burns school of medicine and other governmental entities or quasi governmental entities of the state of Hawaii involved in the provision of health care. Further authorizes the Hawaii health systems to prepare a formalized business plan and application to be submitted to the insurance division for review and approval and a formalized financial plan to be submitted to the director of finance for review and approval. Appropriation to fund the start up of the captive insurer. (\$\$) -- SB2957 SD2

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to HLT then CPC then FIN (586-6050)

SB2968 SD1 (SSCR 2411)

RELATING TO NATURAL RESOURCE VIOLATIONS.

Introduced by: Bunda R (BR)

Establishes the civil natural resources violations act law. Provides that the purpose is to process violations of department of land and natural resources regulations for which administrative penalties have been authorized by law or rules adopted. -- Authorizes the Kaho'olawe island reserve commission and the water commission to use the civil natural resource violations system of the department. -- Authorizes the board of land and natural resources to set, charge and collect administrative fines or bring legal action to recover administrative fees and costs. -- Repeals unencumbered public lands. Establishes penalties. -- SB2968 SD1

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to WLH/ EEP/ then JUD (586-6270)

SB2969 SD1 (SSCR 2512)

RELATING TO RECORDATION.

Introduced by: Bunda R (BR)

Amends provisions relating to instrument recorded as of time of delivery; office hours. Provides that it shall not be lawful for the registrar of conveyances to accept or enter for record and record any instrument or other paper when the office is closed except as the registrar may establish from time to time. Provides that the registrar shall provide notice of any change in the hours of recordation by publication, press release, posting of hours, or any other means reasonably calculated to provide public notice. -- SB2969 SD1

Current Status: Mar-02 04 Introduction/Passed First Reading - House
Mar-03 04 Multiple Referral to WLH then LAB/ JUD/ then FIN (586-6270)

SB2972 SD1 (SSCR 2708)

RELATING TO THE HAWAII HISTORIC PRESERVATION SPECIAL FUND.

Introduced by: Bunda R (BR)

Amends provisions relating to Hawaii historic preservation special fund. Requires penalties,

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finances and other administrative charges collected to be deposited into the fund. -- SB2972 SD1

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to WLH then FIN (586-6270)

SB2973 SD1 (SSCR 2557)

RELATING TO INTERIM RULES OF THE DEPARTMENT OF LAND AND NATURAL RESOURCES.

Introduced by: Bunda R (BR)

Establish provisions relating to interim rule making. Authorizes the department of land and natural resources to declare any indigenous species as endangered and establish, implement, and enforce interim rules governing the exportation from the State or the taking, possession, sale, offer for sale, delivery, or transport within the State, by any means whatsoever, of any such endangered species. -- SB2973 SD1

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to WLH then JUD (586-6270)

SB2975

RELATING TO THE HAWAII PAROLING AUTHORITY.

Introduced by: Bunda R (BR)

Amends provisions relating to services of Hawaii paroling authority members; compensation; expenses. Changes the 2 part time members to full time. -- SB2975

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to PSM/ LAB/ then FIN (586-8470)

SB2976 SD1 (SSCR 2652)

MAKING AN EMERGENCY APPROPRIATION FOR THE DEPARTMENT OF PUBLIC SAFETY.

Introduced by: Bunda R (BR)

Appropriation to the department of public safety for additional transportation and necessary operation costs of housing inmates in the federal detention center in Honolulu or in mainland correctional facilities. (\$\$) -- SB2976 SD1

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to PSM then FIN (586-8470)

SB2978

RELATING TO CHILD ABUSE.

Introduced by: Bunda R (BR)

Amends provisions relating to child abuse reports. Provides that if employees or officers of the department of public safety, department of the attorney general in their professional or official capacity, have reason to believe that child abuse or neglect has occurred or that there exists a substantial risk that child abuse or neglect may occur in the reasonably foreseeable future, they shall immediately report the matter orally to the department of human resources or to the police. Redefines police affairs to include an employee authorized by the director of public safety. -- SB2978

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to PSM then HSH then JUD (586-8470)

SB2979 SD2 (SSCR 2732)

RELATING TO SECURITY AT HAWAII HEALTH SYSTEMS CORPORATION HOSPITALS.

Introduced by: Bunda R (BR)

Transfers the functions and authority of the department of public safety relating to uniformed security employees and security contracts at the health facilities that are under the operation, management and control of the Hawaii health systems corporation to the Hawaii health systems corporation. -- SB2979 SD2

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to PSM/ LAB/ then FIN (586-8470)

SB2983 SD2 (SSCR 2592)

RELATING TO CONFORMITY OF THE HAWAII INCOME TAX LAW TO THE INTERNAL REVENUE CODE.

Introduced by: Bunda R (BR)

Amends provisions conforming to the Federal Internal Revenue Code to apply to taxable years beginning after December 31, 2003. Provides section 163 (with respect to interest) of the Internal Revenue Code shall be operative for State income tax purposes except that provisions defining net investment income to exclude dividends shall not be operative. Provides that section 179 (with respect to the election to expense certain depreciable business assets) shall be operative for income tax purposes except provisions relating to maximum deductions; qualifying investment amount; defining property to include computer software; inflation adjustments; and irrevocable election. -- SB2983 SD2

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Single Referral to FIN (586-6200)

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- SB2986 SD1 (SSCR 2593) RELATING TO INCOME TAX WITHHOLDING.
Introduced by: Bunda R (BR)
Amends provisions relating to withholding of income tax on wages to provide that the electronic funds transfer shall apply to annual tax liabilities that exceed 20,000 dollars. -- SB2986 SD1
Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Single Referral to FIN (586-6200)
- SB2989 SD2 (SSCR 2653) RELATING TO TAX ADMINISTRATION.
Introduced by: Bunda R (BR)
Establishes provisions relating to understatement of taxpayer's liability by tax return preparer to a civil action to enjoin the preparer for understatements. -- Establishes provisions relating to promoting abusive income tax shelters to allow a civil action to enjoin a person for promoting abusive tax shelters. -- SB2989 SD2
Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to JUD then FIN (586-8480)
- SB2990 RELATING TO THE INTEGRATED TAX INFORMATION MANAGEMENT SYSTEMS ACQUISITION BY THE DEPARTMENT OF TAXATION.
Introduced by: Bunda R (BR)
Amends provisions which provides that a portion of general excise tax revenues be for the integrated tax information management systems performance based contract by extending the sunset date to July 1, 2005. -- SB2990
Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Single Referral to FIN (586-6200)
- SB2992 SD1 (SSCR 2360) RELATING TO TAX ADMINISTRATION.
Introduced by: Bunda R (BR)
Amends provisions relating to the administration of taxes to add a penalty to pay the costs of prosecution. -- SB2992 SD1
Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to JUD then FIN (586-8480)
- SB2994 SD1 (SSCR 2518) RELATING TO THE USE TAX.
Introduced by: Bunda R (BR)
Amends provisions relating to use taxes. Redefines import to include the importation of tangible property, services, or contracting, however acquired and the sale and delivery of tangible personal property however acquired, by a seller who is or should be licensed under the general excise tax law from an out of state location, regardless of the free on board point or the place where title to the property transfers to the purchaser. -- SB2994 SD1
Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to JUD then FIN (586-8480)
- SB2995 SD2 (SSCR 2854) RELATING TO COMMERCIAL DRIVER LICENSING.
Introduced by: Bunda R (BR)
Amends provisions relating to commercial motor vehicle driver's license. Amends provisions relating to employer responsibilities; license qualification standards including the requirement that the examiner of drivers check applicants driving record; driving without a commercial driver's license; notification of traffic convictions and recordation of driving record information; and driving a commercial motor vehicle while under the influence of an intoxicant. -- SB2995 SD2
Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to JUD then FIN (586-8480)
- SB2996 SD2 (SSCR 2640) RELATING TO TAXATION OF ALTERNATIVE FUELS.
Introduced by: Bunda R (BR)
Amends provisions relating to fuel tax. Provides that the tax on alternative fuels shall be reduced for a period of 5 years beginning July 1, 2004, and ending on June 30, 2009 (sunset). -- SB2996 SD2
Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to EEP then FIN (586-8435)
- SB2997 SD2 (SSCR 2816) RELATING TO DEPARTMENT OF TRANSPORTATION'S ENGINEERING SCHOLARSHIP PROGRAM.
Introduced by: Bunda R (BR)
Establishes provisions relating to the department of transportation civil engineering

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scholarship program. Authorizes the department to develop a scholarship program open to high school graduates who have successfully completed an acceptable high school pre college curriculum. Requires students awarded scholarship to agree by contract to apply for full time civil service employment with the department of transportation after graduation. Provides that a participant who fails to graduate from an accredited civil engineering program or who fails to apply for employment with the department of transportation, shall reimburse the department. Appropriations out of the special fund of the general administration of the department of transportation. (\$\$) -- SB2997 SD2

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Single Referral to FIN (586-6200)

SB2998 SD1 (SSCR 2817)

RELATING TO PASSENGER FACILITY CHARGES.

Introduced by: Bunda R (BR)

Amends provisions relating to transfers from special funds for central service expenses. Requires the director of finance for the purpose of defraying the prorated estimate of central service expenses of government in relation to all special funds except the passenger facility charge special fund. -- Provides that all proceeds from the passenger facility charge shall be deposited into the passenger facility charge special fund. Changes the passenger facility charge revenue fund to the passenger facility charge special fund. -- SB2998 SD1

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to TRN then FIN (586-9444)

SB3002

MAKING AN APPROPRIATION FOR THE PROJECT EAST INITIATIVE IN HAWAII'S PUBLIC SCHOOLS.

Introduced by: Fukunaga C, Baker R

Appropriation to the department of business, economic development, and tourism for the continuation and expansion of the Project EAST (environmental and spatial technology) initiative in Hawaii public schools. (\$\$) -- SB3002

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to EDB then EDN then FIN (586-9425)

SB3009 SD1 (SSCR 2610)

RELATING TO THE OFFICE OF INFORMATION PRACTICES.

Introduced by: Ihara L

Amends provisions relating to the office of information practices, established. Makes the office of information practices permanent and attaches it to the department of accounting and general services instead of the office of the lieutenant governor. Authorizes the director of the office of information practices to recommend disciplinary action to appropriate officers of an agency or issue an administrative fine of 50 dollars against an agency for each violation. Authorizes the office of information practices to make direct communications with the governor and legislature and make all decisions regarding employment, appointment, promotion, transfer, demotion, discharge, and job descriptions of all officers and employees of or under the jurisdiction of the office of information practices without the approval of the head of the department. -- SB3009 SD1

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to JUD then FIN (586-8480)

SB3011 SD1 (SSCR 2451)

RELATING TO EDUCATION.

Introduced by: Sakamoto N, Tsutsui S, English J, Kanno B

Establishes provisions relating to retired teachers. Exempts licensed or certified retired teachers from prerequisite coursework that the department of education may require of other substitute teachers for a period of 10 years after the date of their retirement. -- SB3011 SD1

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to EDN/ LAB/ then FIN (586-6170)

SB3012 SD2 (SSCR 2835)

RELATING TO EDUCATIONAL ACCOUNTABILITY.

Introduced by: Sakamoto N, Hooser G

Establishes provisions relating to the Hawaii educational policy center reports on education accountability system. Requires the Hawaii educational policy center to conduct studies, analyses, or audits as it may determine to be necessary to evaluate the educational accountability system. Annual report to the legislature. -- SB3012 SD2

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to EDN then FIN (586-6170)

SB3013 SD2 (SSCR 2777)

RELATING TO THE UNIVERSITY OF HAWAII.

Introduced by: Sakamoto N

Amends provisions relating to the university of Hawaii tuition and fees special fund. Provides

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that any expenditure from the fund shall be subject to the legislative auditor. -- Establishes requirements for the university's annual report to the legislature including the identity of each department of the university of Hawaii foundation supported by moneys from the fund. -- SB3013 SD2

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to HED then FIN (586-8455)

SB3017 SD1 (SSCR 2490)

RELATING TO LAW ENFORCEMENT OFFICERS.

Introduced by: Kanno B

Establishes the law enforcement officers bill of rights law. -- SB3017 SD1

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to LAB then JUD (586-8505)

SB3018 SD2 (SSCR 2695)

RELATING TO PENSION AND RETIREMENT SYSTEMS.

Introduced by: Kanno B

Amends provision relating to allowance on service retirement. Provides that after June 30, 2004, if the member has at least 10 years of credited service as a police officer, is deemed permanently medically disqualified, due to a service related disability, to be a police officer by the employer's physician; and continues employment in a class A or B position other than a police officer, the retirement allowance shall be 2 1/2 per cent of the members average compensation. -- SB3018 SD2

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to LAB then FIN (586-8505)

SB3019 SD1 (SSCR 2696)

RELATING TO HEALTH BENEFITS.

Introduced by: Kanno B

Provides a health benefits income tax credit for collective bargaining unit 12 (police officers). -- SB3019 SD1

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to LAB then FIN (586-8505)

SB3020

RELATING TO EDUCATION.

Introduced by: Kanno B, Espero W

Appropriation to the department of education for staffing and facilities needed to ensure that the intent of multi track schooling approach does not result in lesser quality education for communities with high population growth. (\$\$) -- SB3020

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to EDN then FIN (586-6170)

SB3021 SD1 (SSCR 2434)

RELATING TO THE DEPARTMENT OF EDUCATION.

Introduced by: Ige D, Aduja M

Establishes an open source software pilot project in the department of education. Provides that the project shall establish an open software purchase and use policy and purchase open source software applications and utilities that offer unrestricted access to source code for use within the department. Report to the legislature. Appropriation. (\$\$) -- SB3021 SD1

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to EDN then FIN (586-6170)

SB3024 SD2 (SSCR 2850)

RELATING TO CAPITAL FORMATION.

Introduced by: Ige D, Fukunaga C, Aduja M, Hooser G, English J

Establishes the State private investment fund law. Provides that the mission of the Hawaii strategic development corporation shall be to mobilize equity and near equity capital for investment in such a manner that will result in a significant potential to diversify and stabilize the economy of the State. Annual report to the legislature and governor. Establishes a Hawaii capital formation revolving fund for the corporation to perform its duties. Provides that the State will issue to the corporation tax credits that may be transferred or otherwise used to reduce the tax liability of any individual, corporation, limited liability company or partnership under income tax and taxation on banks and other financial corporations provisions. Provides that the credits may not be transferred before July 1, 2005, nor after July 31, 2030 (sunset). Appropriation out of the Hawaii strategic development corporation to the department of business, economic development, and tourism. -- Increases the technology infrastructure renovation income tax credit and extends the credit to December 31, 2007 (sunset). -- Amends provisions relating to the high technology business investment income tax credit to establish common law principles and to apply the tax to investments made after June 30, 2004, until December 31, 2010 (sunset). -- Changes the income tax credit for research activities. Sets an annual maximum credit for corporations to 4 million dollars. Allows the

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claim for expenditures made after June 30, 2004, until December 31, 2010 (sunset). -- Amends Act 178, session laws of 2003. Rescinds the repeal of the Hawaii strategic development corporation. (\$\$) -- SB3024 SD2
Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to EDB then FIN (586-9425)

SB3025

RELATING TO THE OFFICE OF PLANNING.
Introduced by: Kokubun R, Inouye L, Bunda R, English J
Amends provision relating to general objective, functions, and duties of the department. Requires the department of business, economic development, and tourism to have sole jurisdiction over the land use commission, state planning, and the state planning act. -- Requires the director of the office of planning to report to the director of business, economic development, and tourism. -- SB3025
Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to EDB/ WLH/ then FIN (586-9425)

SB3030 SD2
(FLOOR AMENDMENT 4)

RELATING TO CAMPAIGN SPENDING.
Introduced by: Hanabusa C
Amends provisions relating to elections. Authorizes the campaign spending commission to be permitted to communicate directly with the governor and legislature, to make all decisions regarding employment, appointment, promotion, transfer, demotion, discharge, and job descriptions of all employees of or under the jurisdiction of the office or commission without the approval of the head of the department, and to purchase supplies, equipment and furniture without the approval of the head of the department of accounting and general services. -- Requires each candidate, committee, or party to file an organizational report within 10 days from the date a noncandidate committee receives any contributions or makes any expenditures, the aggregate amount of which is more than 1,000 dollars in a 2 year election period. Requires all reports filed with the county clerk's office to be preserved by that office for 4 years from the date of receipt. -- Requires reports to be filed by individuals running for senate, house, and the office of Hawaiian affairs to file by electronic means, contributions and expenditures of less than 5,000 dollars need not file by electronic means. Provides for a waiver of electronic filing for lack of access to a computer. Repeals the provision that allows a candidate, candidate's committee, or campaign treasurer to convert any campaign contribution from its campaign fund to any community service to be no more than the maximum amount that 1 person may contribute to that candidate. Provides that no individual shall make contributions aggregating more than 25,000 dollars in any election period. Provides that any excess contribution may be returned to the original donor within 30 days from receipt or submitted to the Hawaii election campaign fund. Provides that after 30 days from receipt, all excess contribution shall escheat to the Hawaii election campaign fund. Provides that no state or national bank, or any corporation organized by authority of any law of the US Congress or any state may make a contribution in connection with any election of a candidate, candidate committee, or non candidate committee. -- Provides that a corporation, financial institution, or labor organization (labor union) may establish a separate segregated fund to be used for political purposes. Prohibits the use of contributions from a separate segregated fund obtained by the use or threat of reprisals, or the imposition of fees as a condition of membership in a labor organization, or as a condition of employment, or which have been obtained in a commercial transaction. Prohibits the solicitation of contributions from people other than stockholders and their families for corporations, and from people other than members and their families for labor organizations. Amends provision relating to campaign contributions by state contractors by including county contractors. Provides that it shall be unlawful for any person who enters into a contract with the State, any of its counties, departments, agencies, or entities to make contributions to any political party, committee, candidate for executive office, or any other office responsible for entering into a contract agreement with the State or a county. Provides that any loan not repaid within 1 calendar year from the date of the loan shall be deemed a contribution. Provides that the total amount of all contributions from campaign funds and surplus funds shall be no more than the maximum amount that one person or other entity may contribute to that candidate, provided that any such contributions may be made only within 90 days after the general election. Defines coordinated activity to mean any activity including anything of value provided by a person in connection with a candidate's nomination or election who is actively engaged in coordination with that candidate or agent of that candidate on any campaign activity in connection with an election in which such candidate seeks nomination or election to office. -- Amends the dispositions of funds. Provides that candidates, committees, and individuals that receive contributions but fail to file a nomination for an election shall return all contributions to the donors no later than the final date to file for a nomination for an election. Further provides that candidates or committees directly

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associated with candidates who are elected to office may expend surplus funds within 4 years from the date of the election for which the contributions are received and for candidates who fail to be nominated or elected to office may expend surplus funds within 90 days from the date of election for which the contributions are received. Funds not returned to the donors shall escheat to the Hawaii election campaign fund. Provides that any person who knowingly or intentionally falsifies any report required with the intent to circumvent the law or deceive the commission shall be guilty of a class C felony. -- SB3030 SD2

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Single Referral to JUD (586-8480)

SB3031 SD1 (SSCR 2544)

RELATING TO THE UNIFORM COMMERCIAL CODE.

Introduced by: Menor R

Repeals warehouse receipts, bills of lading and other documents of title and replaces with provisions relating to documents of title in the commercial code. -- SB3031 SD1

Current Status: Mar-05 04 Introduction/Passed First Reading - House
Mar-09 04 Single Referral to CPC (586-6180)

SB3036 SD2 (SSCR 2746)

RELATING TO CHILD PROTECTIVE SERVICES.

Introduced by: Chun Oakland S

Requires the department of human services to adopt the caseload standards of the Child Welfare League of America Standards of Excellence for Services for Abused or Neglected Children and their Families and implement a reclassification of the child welfare social workers resulting in a 2 salary range upgrade over the current social worker classification levels. -- SB3036 SD2

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to HSH then LAB then FIN (586-8465)

SB3039 SD1 (SSCR 2778)

RELATING TO THE HAWAII COMMISSION FOR NATIONAL AND COMMUNITY SERVICE.

Introduced by: Chun Oakland S

Appropriation to the university of Hawaii for state matching funds for the administration of the Hawaii commission for national and community service. (\$\$) -- SB3039 SD1

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to HED then FIN (586-8455)

SB3041 SD2 (SSCR 2800)

RELATING TO VOLUNTARY ADMISSION FOR NONEMERGENCY TREATMENT.

Introduced by: Hogue B

Amends provisions relating to voluntary admission for nonemergency treatment or supervision. Changes the age for evaluation, diagnosis or treatment from under 15 to under 18 years of age. Provides that a minor who is 15 through 17 years of age who does not voluntarily countersign to be hospitalized may be admitted as a patient for nonemergency mental health treatment with the consent of a parent or legal guardian. -- SB3041 SD2

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to HLT then JUD (586-6050)

SB3043 SD1 (SSCR 2827)

RELATING TO AN ALOHA AINA PATROL.

Introduced by: Kim D, Hanabusa C

Establish provisions relating to aloha aina patrol. Provides that in any county having a population of 500,000 or more, the chief of police of that county will have the responsibility to establish an aloha aina patrol for that county. The general purpose of the patrol is to provide security and assistance to tourists, with the intent of acting as an ambassador of aloha. Requires the aloha aina patrol to be funded through moneys in the transient accommodations tax trust fund. Appropriations out of the transient accommodations tax trust fund for a grant in aid to the city and county of Honolulu for start up costs for the programs. Act to be repealed on June 30, 2007 (sunset). (\$\$) -- SB3043 SD1

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to PSM then TAC then FIN (586-8470)

SB3044

RELATING TO PUBLIC PROPERTY.

Introduced by: Hooser G, Baker R, English J, Tsutsui S, Chun Oakland S, Kanno B

Establishes provisions relating to penalty. Provides that any person restricting public access to the sea, the shoreline, any inland recreational area, or any public rights of way, transit areas, or public transit corridors shall be guilty of a misdemeanor. -- SB3044

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to WLH then JUD (586-6270)

SB3049 SD2 (SSCR 2670)

RELATING TO CHARITABLE ANNUITIES.

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Introduced by: Espero W

Amends provisions relating to life insurance. Redefines charitable gift annuity agreement to mean a contract under which an individual transfers property to a charity, conditioned upon the right to receive a specific sum of money for life. Redefines nonprofit organization to mean an organization that has been granted tax exempt status as a charitable organization. -- SB3049 SD2

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to CPC then FIN (586-6180)

SB3051 SD2 (SSCR 2842)

RELATING TO AGRICULTURE.

Introduced by: Inouye L, Espero W

Establish state agricultural land protection program law. Requires the chair of the board of agriculture to establish a program to assist the State in the acquisition of agricultural easements for land identified as important agricultural land to the State. -- Establishes the agricultural land protection board, within the department of agriculture. Authorizes the agricultural land protection board to evaluate and accept proposals for the acquisition of agricultural easements. -- Provides that a landowner who sells or donates an agricultural easement on important agricultural lands to the State or counties shall be eligible for tax incentives enacted to promote the protection of important agricultural land. -- Establishes the important agricultural land protection fund to be administered by the department of agriculture. Annual report to the legislature. -- Requires the University of Hawaii college of tropical agriculture and human resources to submit an interim report of the findings from the research and an evaluation of the feasibility of scaling up the technology to the legislature. Appropriations. (\$\$).-- SB3051 SD2

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to WLH/ AGR/ then HED then FIN (586-6270)

SB3052 SD2 (SSCR 2721)

RELATING TO IMPORTANT AGRICULTURAL LANDS.

Introduced by: Inouye L, English J, Aduja M

Establish provisions relating to important agricultural lands law. Requires each county to submit its report and maps with recommendations for the designation of important agricultural lands to the land use commission no later than 24 months from the date of the funds appropriated. -- Requires the agribusiness development corporation to convene a task force to develop and recommend a package of proposals for agricultural incentive and other measures that promote sustained agricultural activity on important agricultural lands and ensure the protection and availability of important agricultural lands for agricultural use now and in the future. Report to the legislature. Appropriations. (\$\$) -- SB3052 SD2

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to WLH/ AGR/ then FIN (586-6270)

SB3062 SD1 (SSCR 2601)

RELATING TO IMPACT FEES.

Introduced by: Menor R

Amends provisions relating to collection and expenditure of impact fees. Requires collection and expenditure of impact fees assessed, imposed, levied, and collected for a development to be reasonably related to the benefits accruing to the development. Requires impact fees to be expended for public facilities, including schools and transportation infrastructure. -- SB3062 SD1

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to EDB then WLH then FIN (586-9425)

SB3068 SD2 (SSCR 2528)

RELATING TO STATE FUNDS.

Introduced by: Taniguchi B

Appropriation out of the emergency and budget reserve fund to the department of health to operate a hospital based poison center 24 hours a day; for dental services at Kauai community health center; to the department of health, alcohol and drug abuse division, for substance abuse services for youth and adolescents; as a grant for the operation of the Waipahu Community Adult Day Health Center and Youth Day Care Center pilot project; as a subsidy to the Hana community health clinic for its operations and capital improvement project for a nutrition training center; as a grant to Molokai general hospital for Lamalama Ka 'Ili (Lamalama K Ili) community health services programs and general operating costs; for the operating costs of Molokai general hospital; for the donated dental services program in Hawaii; for emergency services at the Waianae coast comprehensive health center; for Kauai community health center; as a subsidy to Kahuku hospital for emergency room operations, inpatient and outpatient care for the underinsured, medical malpractice insurance, and labor; as a subsidy to the Waianae coast comprehensive health and hospital board, inc., for its operations and programs; as a subsidy for Wahiawa general hospital to provide indigent care

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services; as a subsidy to the St. Francis medical center for the operations of the bone marrow registry; as a grant to the Maui AIDS foundation for the case management program; as a subsidy for the Kapiolani medical center for women and children sex abuse treatment center master contract; and to contract with primary health care centers for comprehensive oral health services to underserved children. -- Appropriation out of the emergency and budget reserve fund to the department of education for mental / behavioral health services for Hana high and elementary school and to the department of health as a subsidy to the Hana community health center for operational expenses and as a grant in aid to the health center for a capital improvement project for a nutrition training program. -- Appropriation out of the emergency and budget reserve fund (rainy day fund) to the department of human services as a grant to Hale Mahaolu for the personal care program for disabled or chronically ill frail adults and elders residing in Maui county; for forensic medical examinations of children in foster custody placements; as a grant to the Hawaii Youth Services Network for its Transitional Living Program for Unserved Street Youth; for the residential alternative community care program; for the chore services program; as a grant to fund the continuation of the Kaneohe Community Family Center's core services, particularly families that are low income, unemployed or underemployed, and families of at risk youths; as a grant to fund the continuation of the Kuhio Park Terrace Family Center's core services to low income individuals and families residing in Kuhio Park Terrace and Kuhio Homes; as a grant to the Blueprint for Change for the delivery of diversion services and child protective services to target families; and to the department of human services, office of youth services as a grant for existing Kalihi area youth service centers, provided that moneys not required by existing Kalihi area youth service centers may be used for other youth service centers in the State. -- Appropriation out of the emergency and budget reserve fund to the judiciary via the children's justice center to provide treatment services for child victims of intrafamilial sexual abuse, including psychological treatment and case management services for child victims and their families who are not covered under the child protective services system of the department of human services and to the judiciary, circuit court of the 2nd circuit, as a grant for the Domestic Violence Clearinghouse and Legal Hotline for Maui program services. -- Appropriation out of the emergency and budget reserve fund to the university of Hawaii as a grant for the bridge to hope program, including 1 position for outreach, provided that if federal funds are made available the sum appropriated be reduced by the amount received. -- Appropriation out of the emergency and budget reserve fund to the department of labor and industrial relations, office of community services, as a grant to Volunteer Legal Services Hawaii for its Na Keiki Law Center project. -- Appropriation out of the emergency and budget reserve fund to the county of Hawaii as a grant in aid for the establishment of an adolescent treatment center to treat poly drug use on the island of Hawaii; for community anti drug efforts aimed at preventing crystal methamphetamine use on the island of Hawaii. -- Appropriation out of the emergency and budget reserve fund to the housing and community development corporation of Hawaii for costs related to homeless assistance. -- Appropriation out of the emergency and budget reserve fund to the department of human services to develop a plan to implement the Hawaii Rx program, provided that the department provide a quarterly progress report and a progress report to the legislature. (\$\$) -- SB3068 SD2
Current Status: Mar-02 04 Introduction/Passed First Reading - House
Mar-03 04 Multiple Referral to HLT/ HSH/ then FIN (586-6050)

SB3069 SD2 (SSCR 2655)

RELATING TO THE STATE CAPITOL.

Introduced by: Taniguchi B

Establishes within the legislature a bipartisan joint legislative management committee to supervise, develop policy, and coordinate activities for all legislative service agency staff services and manage the state capitol building in accordance with Act _____, session laws of 2004. The committee shall manage the state capitol building and grounds, including determining: which individuals and agencies may occupy portions of the building under its control, including state capitol parking facilities, and who may enter into contracts for maintenance and other services for the state capitol building and grounds. Provides that all rights, powers, functions and duties of the department of accounting and general services, relating to the state capitol building shall be transferred to the joint legislative management committee. -- SB3069 SD2

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to LMG/ JUD/ then FIN (586-6380)

SB3079

RELATING TO THE PRACTICE OF PHARMACY.

Introduced by: Kawamoto C (BR)

Amends provisions relating to pharmacists and pharmacy. Redefines practice of pharmacy to include administering drugs intranasally and administering immunizations orally by injection or by intranasal delivery. -- SB3079

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Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to HLT then CPC (586-6050)

SB3080 SD2 (SSCR 2818)

RELATING TO TRANSPORTATION.

Introduced by: Kawamoto C

Amends provisions relating to contracts for concessions; bid required, exception. Provides that the bidding requirements of concessions on public property law shall not apply to vendors of Hawaii floral products and lei greeting services. Provides that a revocable permit issued by the department of transportation for use by state airports may be valid for a period not to exceed 2 years if the director of transportation determines that an extension to the term of a contract or revocable permit is necessary in light of a natural disaster or a continuation of an adverse economic condition occurring within the previous 12 months that would adversely affect the State's ability to solicit and obtain favorable bid proposals. Provides that with respect to economic emergency relief, if a public airport concession contract has suffered a reduction of 15 per cent or more in gross receipts for a period of 60 days or more, computed on the average monthly gross receipts for 12 months immediately prior to the date relief is requested or from the date the concessionaire submitted its contract bid to the start of the period, whichever is shorter, and that reduction was substantially caused by a reduction in the east bound or west bound passengers arriving during that period of time, the state official may modify the concession contract by granting rent relief, including, without limitation, waiving guaranteed rents and collection of rent during the period of relief, or by providing other relief. -- SB3080 SD2

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to TRN then FIN (586-9444)

SB3085 SD2 (SSCR 2806)

RELATING TO NURSES.

Introduced by: Kanno B, Baker R

Amends provision relating to prescriptive authority for advanced practice registered nurses. Requires the department of commerce and consumer affairs to establish a joint advisory committee to advise the board of medical examiners on issues relating to the formulary. Amends Act 192 session laws of 2002, as amended by Act 3, session laws of 2003, relating to prescriptive authority for advanced practice registered nurses. Repeals the sunset date. Report to legislature. -- SB3085 SD2

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to HLT then CPC (586-6050)

SB3086

RELATING TO SPECIAL PURPOSE REVENUE BONDS FOR ISLAND PACIFIC ACADEMY.

Introduced by: Kanno B

Authorizes the issuance of special purpose revenue bonds to assist Island Pacific Academy, a not for profit private elementary and secondary school, to finance and / or refinance the planning and construction of its educational facilities. Authorizes the issuance of refunding special purpose revenue bonds to refund the special purpose revenue bonds. (\$\$) -- SB3086

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to EDN then FIN (586-6170)

SB3092 SD1 (SSCR 2641)

RELATING TO SOLID WASTE MANAGEMENT.

Introduced by: Aduja M

Appropriation to the department of health to expand the solid waste management enforcement and monitoring capabilities. (\$\$) -- SB3092 SD1

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to EEP then FIN (586-8435)

SB3098

RELATING TO KIKALA-KEOKEA.

Introduced by: Kokubun R

Amends provisions relating to the Kikala Keokea housing revolving fund. Establishes in the state treasure the Kikala Keokea housing revolving fund to provide low interest loans in an amount up to 60,000 dollars for home construction. Requires lease holders to be domiciled in the State and to physically reside in the dwelling unit purchased, the lessee must be a person who does not own a majority interest in fee simple or leasehold lands or is a person whose spouse or household member does not own a majority interest in fee simple or leasehold lands suitable for dwelling purposes. Requires the lessee's household income to not exceed 80 per cent of the area median income. Authorizes the issuance of general obligation bonds for appropriation to the department of human services. (\$\$) -- SB3098

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to WLH then FIN (586-6270)

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SB3104 SD2 (SSCR 2657)

RELATING TO ELECTIONS.

Introduced by: Ihara L

Establishes provisions relating to a comprehensive public funding program for candidates seeking election to office in the state house of representatives who voluntarily agree to abide by campaign contribution and campaign expenditure limits. Establishes a comprehensive public funding program for candidates seeking election to state representative offices who voluntarily agree to abide by campaign contributions and expenditure limits and meet other criteria herein. Establishes sufficiency of funding for public funding for state house of representatives offices elections. Provides that on September 1 of each odd numbered year before a general election the campaign spending commission shall determine whether there are sufficient funds in the Hawaii election campaign fund to finance the comprehensive public funding of 2 state house of representatives contests per representative district statewide. Further provides that if there is not sufficient funding, then the provisions shall be inoperative until September 1 of the next odd numbered year. Establishes qualifications for comprehensive public funding. Establishes seed money contributions and limitations on use of seed money. Provides that the use of seed money to be limited to expenditures necessary to determine whether sufficient support exists to run for office and the purchasing of supplies. Establishes restriction on use of surplus campaign funds. Establishes qualifying contributions. Establishes certification of qualification for public funds and provisions relating to publicly funded candidates, contributions and expenditures. Establishes distribution from election campaign fund and penalty for excess expenditures. Establishes deposit of money into the Hawaii election campaign fund. -- Amends provision relating to candidate funding; amounts available by changing it to matching public funding program; maximum allowed. Provides that public funds from the Hawaii election campaign fund shall be available to fund eligible candidates who qualify for either the partial public funding program or the comprehensive public funding program. Amends provision relating to qualifying campaign contributions amounts by changing it to qualifying campaign contributions for partial public funding program amounts. Appropriation out of the Hawaii election campaign fund to the campaign spending commission to provide staff positions to support publicly funded elections for the state legislature, including 2 staff positions for computer analysis of campaign contributions and 1 staff position for auditing and monitoring. Requires the campaign spending commission, in cooperation with the League of Women Voters and other relevant stakeholders, to conduct a comprehensive study of the campaign financing system in Hawaii. Report to the legislature. Requires the legislative reference bureau to assist the campaign spending commission in drafting any proposed amendments. (\$\$) -- SB3104 SD2

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to JUD then FIN (586-8480)

SB3106 SD1 (SSCR 2697)

RELATING TO COUNTIES.

Introduced by: Tsutsui S (BR)

Amends provisions relating to state deferred compensation retirement plan for state and county part time, temporary, and seasonal or casual employees. Authorizes the county to enter into a formal agreement with the State to extend the State's plan and its provisions to part time, temporary, and seasonal or casual employees of the county; provided that the agreement designates 1 of the county's agencies to locally coordinate the plan. -- Authorizes the counties to enter into a formal agreement with the State to extend the State's plan and its provisions to part time, temporary, and seasonal or casual employees of the county or establish a deferred compensation retirement plan independently. -- SB3106 SD1

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to LAB then FIN (586-8505)

SB3112 SD2 (SSCR 2780)

RELATING TO TEACHERS.

Introduced by: Sakamoto N

Amends provisions relating to teacher licenses and certificates. Adds full time exceptional hires who shall have a college degree from an accredited college or university in a subject appropriate to the course they will teach. Requires full time and part time hires to have adequate professional experience in or utilizing the skills of the course they will teach, as determined by the department of education. Requires the teacher standards board to consider performance based standards congruent with professional experience as an alternative route to licensing. -- SB3112 SD2

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to EDN/ LAB/ then FIN (586-6170)

SB3113 SD1 (SSCR 2590)

RELATING TO VOTING.

Introduced by: English J, Tsutsui S, Baker R

Amends provisions relating to a request for absentee ballot. Authorizes the clerk to mail an

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absentee ballot for each primary, special primary, special, general election, and special general election to each registered voter who resides in the county of Kalawao. -- SB3113 SD1

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Single Referral to JUD (586-8480)

SB3114 SD2 (SSCR 2733)

RELATING TO KALAUPAPA SETTLEMENT.

Introduced by: English J, Tsutsui S, Baker R

Requires the department of health to annually report to the legislature with regard to Kalaupapa Settlement (hansen's disease), on the department's provision of medical and basic living needs of the patients; progress towards defining and addressing nonmedical patient needs; progress towards promoting a positive living environment; management of state resources; and performance of the administrator. -- SB3114 SD2

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to HLT then FIN (586-6050)

SB3116 SD2 (SSCR 2828)

RELATING TO CRUISE SHIPS.

Introduced by: English J, Baker R, Tsutsui S, Chun Oakland S

Establishes provisions relating to discharges and air emissions from commercial passenger vessels . Defines commercial passenger vessel to mean a vessel that carries passengers for hire, excluding vessels authorized to carry fewer than 50 passengers, does not provide overnight accommodations for at least 50 passengers for hire, or are operated by the US or foreign government. Provides for prohibited discharges and limitations on discharges. Requires the owner or operator of a commercial passenger vessel to maintain records and, upon request of the department of health, provide a report detailing the dates, times, and locations, and the volumes or flow rates of any discharge of sewage, graywater, or other wastewater into the marine waters of the State, or opacity of air emission. Imposes an environmental compliance fee on each commercial passenger vessel operating in the marine waters of the State. Establishes the commercial passenger vessel environmental compliance special fund to which compliance fees received by the department, moneys received for violation of these provisions, moneys appropriated to the fund by the legislature, and earnings on the special fund shall be deposited. Exempts commercial passenger vessels that operate solely in innocent passage from this provision. Appropriation to the department of health to be paid into the commercial passenger vessel environmental compliance special fund. Appropriation out of the commercial passenger vessel environmental compliance special fund to the department. (\$\$) -- SB3116 SD2

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to TAC/ EDB/ TRN/ then EEP then FIN (586-6120)

SB3125 SD2 (SSCR 2628)

RELATING TO EDUCATION.

Introduced by: Hooser G, Baker R, Chun Oakland S

Proposes to amend the constitution. Amends the provision that the members of the board of regents of the university of Hawaii be appointed by the governor to requires that the appointment be made from a pool of qualified candidates identified and recruited by a candidate advisory council for the board of regents of the university of Hawaii. -- SB3125 SD2

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to HED then JUD then FIN (586-8455)

SB3129 SD1 (SSCR 2417)

MAKING AN APPROPRIATION TO DETERMINE AND IMPLEMENT THE BEST MITIGATION MEASURE TO CONTROL FLOODING OF LAKE WILSON.

Introduced by: Bunda R

Requires the department of land and natural resources to conduct a study of the flooding problems caused by peak flows into Lake Wilson from storms. Appropriation. Authorizes the issuance of general obligation bonds for appropriation to the department for the planning, designing, and constructing the improvements required. (\$\$) -- SB3129 SD1

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to WLH then FIN (586-6270)

SB3134 SD2 (SSCR 2747)

RELATING TO HEALTH CARE.

Introduced by: Chun Oakland S

Requires the department of human services to ensure establishment of cost reports necessary to support the payments to long term care providers for dialysis patients. Appropriation for reimbursements for skilled nursing services for dialysis patients. Act to be repealed upon implementation of the equity based reimbursement methodology for long term

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care nursing services. (\$\$) -- SB3134 SD2
Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to HSH/ HLT/ then FIN (586-8465)

SB3135 SD1 (SSCR 2466) RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST ST. FRANCIS HEALTHCARE SYSTEM OF HAWAII AND ITS AFFILIATES.
Introduced by: Chun Oakland S
Authorizes the issuance of special purpose revenue bonds to assist St. Francis Healthcare System of Hawaii, a Hawaii nonprofit corporation, and 1 or more of its nonprofit affiliates, to finance the construction, improvement, and equipment of health care facilities. Authorizes the issuance of refunding special purpose revenue bonds to refund the special purpose revenue bonds. (\$\$) -- SB3135 SD1
Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to HLT then FIN (586-6050)

SB3136 RELATING TO HUMAN SERVICES.
Introduced by: Chun Oakland S
Establishes provision relating to chiropractic coverage under medical assistance programs. Provides that chiropractic services administered by a licensed chiropractor shall be covered for medical assistance programs, including Medicaid and QUEST, provided that the department of human services may negotiate rates, or establish payment and reimbursement rates. -- SB3136
Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to HLT/ HSH/ then CPC then FIN (586-6050)

SB3144 SD1 (SSCR 2523) RELATING TO ATTORNEYS.
Introduced by: Whalen P
Establishes provisions relating to the admission of attorneys licensed in other states or territories of the US or the District of Columbia to practice law in Hawaii. Requires application to be filed with the supreme court. -- SB3144 SD1
Current Status: Mar-02 04 Introduction/Passed First Reading - House
Mar-03 04 Single Referral to JUD (586-8480)

SB3148 SD2 (SSCR 2781) RELATING TO EDUCATION.
Introduced by: Hanabusa C
Establishes provisions relating to host culture charter school district (district). Establishes a 5 year pilot demonstration project the noncontiguous host culture charter school district monitored by a host culture district council. Provides that the district may consist of existing host culture focused charter schools within all the counties of the State. Requires the district to work in collaboration with the board of education, the superintendent of education, and the charter school executive director. Establishes a host culture district council. Appropriation to the department of education. Act to be repealed on July 1, 2009 (sunset). (\$\$) -- SB3148 SD2
Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to EDN then WLH then FIN (586-6170)

SB3153 SD2 (SSCR 2642) MAKING AN APPROPRIATION FOR BIOREMEDIATION RESEARCH.
Introduced by: Baker R, Tsutsui S, English J, Hooser G
Appropriation to the research corporation of the university of Hawaii for a pilot project on bioremediation research by Maui Ag Partners coordinated by the Pacific cooperative studies unit of the college of natural sciences and the college of tropical agriculture and human resources at the university of Hawaii. Requires match by non state funds through Maui Ag Partners. (\$\$) -- SB3153 SD2
Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to AGR then FIN (586-6010)

SB3156 SD1 (SSCR 2735) RELATING TO EMERGENCY MEDICAL SERVICES.
Introduced by: Baker R, English J, Tsutsui S
Appropriation to the department of health for the professional development and training of Hawaii's paramedics for development and training instructor for Kauai, video conference system to connect Kauai, Maui, and Hawaii with EMS instruction on Oahu, and paramedic training equipment for Kauai, Maui, and Hawaii. (\$\$) -- SB3156 SD1
Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to HLT then FIN (586-6050)

SB3162 SD1 (SSCR 2643) RELATING TO RENEWABLE ENERGY TECHNOLOGIES INCOME TAX CREDIT.

SENATE BILLS WHICH PASSED THIRD READING

Introduced by: English J

Provides that the renewable energy technologies income tax credit shall be operative for the taxation of banks and other financial corporations. -- Amends provisions relating to renewable energy technologies income tax credit. Provides that the tax credits that exceed the taxpayer's income tax liability may be used as a credit against the taxpayer's income tax liability in subsequent years until exhausted. -- SB3162 SD1

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to EEP then FIN (586-8435)

SB3170 SD2 (SSCR 2703)

RELATING TO PETROLEUM PRODUCTS.

Introduced by: Fukunaga C

Amends provisions relating to ethanol content requirement. Repeals all gasoline to have 10 per cent ethanol by volume for all gasoline in the State to be replaced with 85 per cent of all gasoline sold by each distributor for use in motor vehicles in the State to contain 10 per cent ethanol by volume. -- SB3170 SD2

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to EEP then CPC then FIN (586-8435)

SB3172 SD1 (SSCR 2573)

RELATING TO PEST CONTROL.

Introduced by: Fukunaga C

Amends provisions relating to pest control operators. Repeals the power of the board of pest control to revoke, suspend, or refuse to renew any license because of a conviction of any offense of property rights committed on the job. -- SB3172 SD1

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Single Referral to CPC (586-6180)

SB3175 SD2 (SSCR 2698)

RELATING TO FEDERAL SOCIAL SECURITY FOR PUBLIC EMPLOYEES.

Introduced by: Espero W, Kanno B

Amends provisions relating to federal state agreement. Authorizes the state agency to enter on behalf of the State into an agreement with the Secretary of Health and Human Services for the purpose of extending the benefits of hospital insurance system to employees of the State. Requires the Center for Cultural and Technical Interchange Between East and West, Inc., to fund all costs incurred as a result of the extension of benefits. -- SB3175 SD2

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to LAB/ HSH/ then FIN (586-8505)

SB3179

RELATING TO GOVERNMENT.

Introduced by: Taniguchi B

Amends provision relating to the deposit of state funds into the treasury. -- SB3179

Current Status: Feb-24 04 Introduction/Passed First Reading - House
Feb-26 04 Single Referral to FIN (586-6200)

SB3180 SD1 (SSCR 2595)

RELATING TO EXECUTIVE DEPARTMENTS.

Introduced by: Bunda R

Establishes provisions relating to executive departments, deputy director and special assistant positions, appointment review process. Provides that except for deputy director and special assistant positions specifically authorized by statute, no department or agency shall establish a deputy director or special assistant position or appoint a person to fill a deputy director or special assistant position within the department or agency without 1st filing with the department of human resources development. Report to the legislature by the governor. Requires all deputy director and special assistant positions not specifically authorized by statute to be abolished. -- SB3180 SD1

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to LAB then FIN (586-8505)

SB3182

RELATING TO THE STATE OF HAWAII.

Introduced by: Taniguchi B

Amends provision relating to deposit of state funds in treasury. -- SB3182

Current Status: Feb-24 04 Introduction/Passed First Reading - House
Feb-26 04 Single Referral to FIN (586-6200)

SB3185 SD1 (SSCR 2621)

RELATING TO INFORMATION PRACTICES.

Introduced by: Kim D, Slom S, Hanabusa C, Hemmings F

Establishes a provision relating to abuse of process. Authorizes the office of information practices to declare that a person is a vexatious requester if it determines that the person has established a pattern of conduct that amounts to an abuse of a process. Provides criteria.

SENATE BILLS WHICH PASSED THIRD READING

-- SB3185 SD1

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Single Referral to JUD (586-8480)

SB3186

RELATING TO UNAUTHORIZED EXPENDITURES OF PUBLIC FUNDS.

Introduced by: Kim D

Establishes provisions relating to attorney general review and approval. Provides that prior to the signing of any state contract that includes entrusting public moneys to a 3rd party or quasi public entity the contract shall be submitted to the attorney general for review and approval of the terms and conditions of the contract. Provides that a person commits theft if the person is entrusted with the expenditure of public moneys and expends those moneys without authorization from the State. -- SB3186

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to JUD then FIN (586-8480)

SB3189 SD2 (SSCR 2819)

RELATING TO WIRELESS ENHANCED 911 SERVICE.

Introduced by: Kawamoto C

Establishes the enhanced 911 services for mobile phones (cell phone, cellular phone, hand held phone) law. Provides that there is created within the department of accounting and general services a wireless enhanced 911 board. Establishes the wireless enhanced 911 fund to be administered by the wireless enhanced 911 board within the department to ensure adequate cost recovery to public safety answering points and providers for the deployment of phase I and phase II of the wireless enhanced 911 service in Hawaii. Establishes a monthly enhanced wireless 911 surcharge imposed upon each commercial mobile radio service connection. Requires all providers and resellers to bill and collect from each of their customers a monthly surcharge. Allows each provider or reseller to retain 2 per cent of the amount of surcharges collected to offset administrative expenses and remit the remainder to the fund. Provides that the wireless enhanced 911 board shall submit an annual report to the legislature. Provides that all proprietary information shall be retained in confidence.

-- SB3189 SD2

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to TRN then CPC then FIN (586-9444)

SB3190 SD1 (SSCR 2600)

RELATING TO THE PUBLIC UTILITIES COMMISSION.

Introduced by: Kawamoto C

Amends provisions relating to the motor carrier law. Requires the public utilities commission to revoke a certificate of convenience and necessity or contract carrier permit of a holder for knowingly and willfully engaging the services of a driver who does not have a commercial driver's license. Provides that the person shall not be eligible for certificate or permit for 5 years. -- SB3190 SD1

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to TRN then CPC (586-9444)

SB3193 SD2 (SSCR 2860)

RELATING TO CONSUMERS.

Introduced by: Menor R, Kim D, Espero W, Baker R, Kanno B, Tsutsui S, English J, Hooser G, Aduja M, Fukunaga C, Hanabusa C

Establishes provisions relating to maximum pre tax wholesale price for the sale of diesel, mid grade and premium gasoline. -- Requires a manufacturer, wholesaler or jobber to petition the public utilities commission to adjust the maximum pre tax wholesale price of diesel, mid grade and premium gasoline in the event of a change in the value of the baseline price for the location adjustment factor, the marketing margin factor, the neighbor island wholesale adjustment factor. Requires the petitioner to prove the need for and the amount of any adjustment. Requires the value of mid grade and premium adjustment factors to be adjusted by any increase in the mid grade and premium adjustment factors as published by the Means of Platt Singapore. Requires the department of business, economic development and tourism to gather, review, analyze and evaluate the feasibility of establishing a public fuel authority. Appropriations. (\$\$) -- SB3193 SD2

Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to EEP then CPC then FIN (586-8435)

SB3194 SD2 (SSCR 2526)

MAKING AN APPROPRIATION TO THE RX PROGRAM.

Introduced by: Menor R, Baker R, Chun Oakland S, Espero W, Aduja M, English J

Appropriation to be paid into the Rx special fund. Appropriation out of the Rx special fund to the department of human services to implement the Rx program. (\$\$) -- SB3194 SD2

Current Status: Mar-03 04 Introduction/Passed First Reading - House
Mar-04 04 Multiple Referral to HLT/ CPC/ then FIN (586-6050)

SENATE BILLS WHICH PASSED THIRD READING

- SB3198 SD1 (SSCR 2658) RELATING TO ELECTIONS.
Introduced by: Ihara L, Baker R, Espero W
Amends provisions relating to duties of the lieutenant governor. Repeals authorization to censure any candidate who fails to comply with the code of fair campaign practices. Amends campaign contributions by state contractors to include county contractors. Prohibits any person who enters into any contract or agreement with a government agency if payment for the performance of the contract or agreement is made in whole or in part from funds appropriated by the legislature or county councils during the prohibited period. Provides that this section does not prohibit or make unlawful contributions of 1000 dollars or less by individuals to a non candidate committee. -- SB3198 SD1
Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to JUD then FIN (586-8480)
- SB3204 RELATING TO ACTIVITY PROVIDERS AND ACTIVITY DESKS.
Introduced by: Tsutsui S (BR)
Amends provisions relating to client trust accounts; maintenance of and withdrawal from such accounts. Provides that failure to have in effect a client trust account shall result in automatic forfeiture of the registration and that for an activity desk whose registration is forfeited shall apply as a new applicant for registration. Repeals provisions relating to performance bond and irrevocable letter of credit as alternative to client trust fund account. -- SB3204
Current Status: Mar-04 04 Introduction/Passed First Reading - House
Mar-05 04 Single Referral to CPC (586-6180)
- SB3207 SD2 (SSCR 2644) RELATING TO ETHANOL TAX CREDIT.
Introduced by: Tsutsui S, English J, Baker R, Hooser G
Changes the ethanol investment tax credit by changing it to be the ethanol facility tax credit. Redefines investment to include development and construction of any qualifying ethanol production facility. Provides that in the case of a partnership, S corporation, estate, or trust, the tax credit allowable is for every qualifying ethanol production facility and that the cost upon which the tax is computed shall be determined at the entity level. -- SB3207 SD2
Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to EEP then FIN (586-8435)
- SB3222 SD2 (SSCR 2570) RELATING TO MOTOR VEHICLE INSURANCE.
Introduced by: Bunda R
Amends provisions relating to motor vehicle personal injury protection benefits by including naturopathist treatments limited to no more than 30 visits at no more than 75 dollars a visit. Provides that the combined total of chiropractic, acupuncture, and naturopathist visits may not exceed 30 visits. -- SB3222 SD2
Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to CPC then FIN (586-6180)
- SB3226 SD2 (SSCR 2699) RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM.
Introduced by: Kanno B
Establish provisions relating to reinstatement of benefits. Provides that a surviving spouse or surviving reciprocal beneficiary whose benefits arose from their spouse's or reciprocal beneficiary's membership through employment as a police officer, firefighter, deputy sheriff, or public safety officer; and pension or benefit was terminated by reason of remarriage, marriage, 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. Defines public safety officer to include any individual employed as a corrections officer, investigator of the department of the prosecuting attorney, investigator of the department of the attorney general, narcotics enforcement investigator, water safety officer, or public safety investigations staff investigator. -- SB3226 SD2
Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to LAB/ PSM/ then FIN (586-8505)
- SB3228 SD2 (SSCR 2859) RELATING TO EMERGENCY RELIEF FOR NATURAL DISASTERS.
Introduced by: Sakamoto N
Amends provisions relating to the Hawaii tobacco settlement moneys. Provides that upon declaration of an emergency by the governor due to a natural disaster, the governor may authorize the release of moneys from the fund to provide emergency assistance to policy holders. Report to the legislature if funds are released. Appropriation out of the emergency and budget reserve fund to the director of finance. (\$\$) -- SB3228 SD2
Current Status: Mar-11 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Referral to PSM then HLT then EDB then FIN

SENATE BILLS WHICH PASSED THIRD READING

(586-8470)

SB3230 SD2 (SSCR 2748)

RELATING TO EARLY CHILDHOOD CARE.

Introduced by: Sakamoto N

Appropriation to the department of human services for community based, collaborative, comprehensive early childhood care direct services for children under age 5 and their families, provided that any such findings be used for implementation of community based comprehensive direct service delivery systems, and not for planning, studies, or any other strategic functions. (\$\$) -- SB3230 SD2

Current Status: Mar-11 04 Introduction/Passed First Reading - House

Mar-11 04 Multiple Referral to HSH then EDN then FIN (586-8465)

SB3231 SD2 (SSCR 2782)

RELATING TO EDUCATION.

Introduced by: Sakamoto N

Establishes provisions relating to stipends for tutors, volunteers, and others who help schools. Authorizes schools to pay stipends for tutors, volunteers, and others who help schools before, during, and after school hours. Provides that the stipends shall not be considered income for income tax purposes. -- SB3231 SD2

Current Status: Mar-11 04 Introduction/Passed First Reading - House

Mar-11 04 Multiple Referral to EDN then FIN (586-6170)

SB3233 SD1 (SSCR 2524)

RELATING TO THE ILLEGAL USE OF CONTROLLED SUBSTANCES.

Introduced by: Hanabusa C, Aduja M, Kanno B, Kawamoto C, Espero W, Fukunaga C, Taniguchi B, Kokubun R, Sakamoto N, Kim D, Inouye L, Baker R, English J, Tsutsui S, Hooser G, Menor R, Ihara L, Ige D, Bunda R, Chun Oakland S

Establishes provisions relating to manufacturing a controlled substance with a child present. Provides that any person convicted of manufacturing a controlled substance knowing that a child under the age of 16 is present in the structure where the offense occurs, may be sentenced to an additional term of imprisonment. Provides that a person commits the offense of unlawful methamphetamine trafficking if the person knowingly manufactures, distributes, dispenses, or possesses with intent to manufacture, distribute or dispense 1 or more preparations, compounds, mixtures, or substances of methamphetamine, or any of its salts, isomers, and salts of isomers. Provides that a person age 18 or over commits the offense of promoting a controlled substance through a minor if the person knowingly employs, hires, uses, persuades, induces, entices, or coerces a minor to facilitate the illegal distribution of a controlled substance. Provides that a person commits the offense of promoting a controlled substance in, on, or near schools, school vehicles, or public parks if the person knowingly manufactures methamphetamines or any of its salts, isomers, and salts of isomers within 750 feet of the real property comprising a school or public park. Provides that if a first time violator of parole terms and conditions for possession or use of any dangerous drug, detrimental drug, harmful drug, intoxicating compound, marijuana, or marijuana concentrate, or involving possession or use of drug paraphernalia fails to complete a substance abuse treatment program and the Hawaii paroling authority determines that the paroled prisoner cannot benefit from any substance abuse program, the paroled prisoner shall be subject to revocation of parole and return to incarceration. -- Establishes drug dealer liability law. Allows a parent, legal guardian, child, spouse, or sibling of the individual drug user, an individual who was exposed to an illegal drug in utero, an employer of the individual drug user, a medical facility, insurer, governmental entity, employer, or other entity that funds a drug treatment program or employee assistance program for the individual drug user, or a person injured as a result of the intentional, knowing, reckless, or negligent actions of an individual drug user to bring action to recover damages caused by an individual's use of an illegal drug. -- Establishes provisions relating to substance abuse prevention education. Provides that an employer shall provide on an annual basis a mandatory substance abuse prevention education program for the employer's employees. Provides that prior to implementing any decision to exclude the child from attending school due to a possession, selling, consuming, or using intoxicating liquor or illegal drugs while attending school or department of education supervised activities shall be referred to and assessed by a certified substance abuse treatment counselor to determine whether the child needs treatment for substance abuse or dependency. Provides that services and benefits provided by health insurance plans including QUEST for drug and alcohol dependency shall be equal to and co extensive with health insurance coverage for physical disease and illness. Provides for civil commitment for substance abuse outpatient treatment. Allows family members to petition the family court for an order requiring a respondent to enter into an outpatient treatment program for substance abuse. Provides that a drug rehabilitation home shall be considered a residential use of property and shall be a permitted use in residentially designated zones. Provides that any citizen who brings a nuisance abatement suit against a place used for the

SENATE BILLS WHICH PASSED THIRD READING

purpose of committing drug offenses or who files a complaint with the local police or drug nuisance abatement unit of the department of the attorney general shall be entitled to the same rights and protections of victims and witnesses in criminal proceedings. Provides that the department of public safety shall coordinate drug abatement efforts of the communities with the State, counties, and community agencies. Annual report to the legislature. Act to be repealed on June 30, 2007 (sunset) except for insurance provisions which will be repealed on June 10, 2010. -- SB3233 SD1

Current Status: Mar-02 04 Introduction/Passed First Reading - House
Mar-03 04 Single Referral to JUD (586-8480)

SB3234 SD1 (SSCR 2529)

RELATING TO THE ILLEGAL USE OF CONTROLLED SUBSTANCES.

Introduced by: Hanabusa C, Aduja M, Kanno B, Kawamoto C, Espero W, Fukunaga C, Taniguchi B, Kokubun R, Sakamoto N, Bunda R, Chun Oakland S, Kim D, Inouye L, Tsutsui S, Baker R, English J, Hooser G, Menor R, Ihara L, Ige D

Appropriation to the department of health for school based treatment programs in high schools, middle schools, and intermediate schools; for substance abuse prevention; for adult treatment services; for a needs assessment for adult substance abuse treatment services or the implementation of the substance abuse treatment monitoring program; and for a study and analysis of the effects of clandestine methamphetamine laboratories on the environment (particularly ground water), disposal of toxic waste materials found at the site and disposal of the site itself, and recommendations for action. Appropriation to the department of public safety for the treatment of 1st time nonviolent drug offenders sentenced by the court; for the canine drug interdiction program. Appropriation to the judiciary for the drug courts to expand their programs, including circuit court judges, support staff, juvenile drug court costs, adult drug court costs, security and client services; and for the treatment of 1st time nonviolent drug offenders sentenced by the court. Appropriation as a grant in aid to the city and county of Honolulu, the county of Hawaii, the county of Kauai, and the county of Maui to fund grassroots community efforts to sustain their anti drug campaigns, provided that no single non profit entity to receive more than _____ dollars and provides that funds be matched by the respective counties' federal forfeiture funds. Appropriation to the department of labor and industrial relations for coordination of drug abatement efforts. Appropriation to the department of the attorney general for the expansion of the weed and seed program to other communities that meet federal guidelines for receiving federal funding. Appropriation to the department of education for non school hour programs for 6th through 8th graders. Appropriation to the department of human services for the office of children and youth for non school hour programs for children and youth enrolled in school. Appropriation to the department of parks and recreation in each county for a grant in aid to non school hour programs for children and youth enrolled in school. Annual report to the legislature by the office of youth services. -- Appropriation for a grant in aid to the being empowered and safe together reintegration program. -- Authorizes the issuance of general obligation bonds for appropriation to the department of accounting and general services for the renovation of old Hanapepe humane society site for an adolescent residential treatment facility and a state substance abuse facility. -- Provides a drug rehabilitation home income tax credit for leasing rental property to be used as a drug rehabilitation home. Provides a substance abuse prevention education and employment income tax credit for an employer who provides an educational and training program on substance abuse prevention without cost to employees. -- Establishes a substance abuse treatment monitoring program. Requires the department of health to establish the program to determine the effectiveness of substance abuse treatment services and maintain accurate numbers of individuals receiving publicly funded substance abuse treatment. Requires the office of youth services, the judiciary, and the department of public safety to collect the same information. Annual report to the legislature. -- Requires the department of health to annually report on the implementation of the statewide substance abuse plan. -- Requires the office of community services to be the lead agency to coordinate the efforts of the department of health, department of human services, department of the attorney general, the department of education, county police departments, county prosecutors, the judiciary, and community agencies to develop the drug endangered child protective program. Report to the legislature. Appropriation to the department of labor and industrial relations. -- Appropriation to the department of public safety for the expansion of the KASHBOX substance abuse treatment program at Waiawa correctional facility and for the establishment of offender transitional services centers. (\$\$) -- SB3234 SD1

Current Status: Mar-02 04 Introduction/Passed First Reading - House
Mar-03 04 Single Referral to FIN (586-6200)

SB3237 SD1 (SSCR 2514)

RELATING TO PRESCRIPTION DRUGS.

Introduced by: Menor R, Baker R, Chun Oakland S, Kim D, Tsutsui S, English J, Taniguchi B, Aduja M, Hooser G, Espero W, Fukunaga C, Ige D, Kokubun R, Inouye L, Hanabusa C,

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Ihara L, Sakamoto N, Bunda R, Kanno B, Kawamoto C

Amends provisions relating to the rx plus program. Requires the department of human services to establish a rx plus preferred drug list. Provides that the names of manufacturers who do and who do not enter into rebate agreements pursuant to the rx program are public information. Authorizes department to release this information to health care providers and the public on a regular basis and shall publicize participation by manufacturers that is of particular benefit to the public. Changes the name of the rx program to rx plus. -- SB3237 SD1

Current Status: Mar-03 04 Introduction/Passed First Reading - House
Mar-04 04 Multiple Referral to HLT/ CPC/ then FIN (586-6050)

SB3238 SD2 (SSCR 2537)

RELATING TO EDUCATION.

Introduced by: Sakamoto N, Aduja M, Hooser G, Kim D, Tsutsui S, English J, Kanno B, Baker R, Espero W, Fukunaga C

Establishes provisions relating to weighted student formula. Requires the department of education to implement a weighted student formula that takes into account the educational needs of each student in providing operating moneys to the schools. Provides that the principal shall be responsible for expending operating moneys provided to the school. Requires at least 93 1/2 per cent of moneys allotted to the department to be spent for schools and school complexes. -- Requires the department to establish the advisory group on weighted student funding to identify critical impediments to the successful implementation of weighted student funding, identify collective bargaining issues that must be resolved in order to implement weighted student funding, recommend the allocation of funds, and recommend approval or disapproval of the weighted student formula. Report to the legislature and the board of education. Provides that the advisory group shall cease to exist on June 30, 2006 (sunset). -- Establishes the committee on weights within the department to assist the department in determining specific student and school weights. -- Repeals and replaces the school community based management program with school community council. Requires the principal to collaborate with the principals in a school complex and forum, which shall be composed of all principals in the complex and facilitated by the high school principal to ensure that the goals and objectives of the complex are being met, the curriculum is aligned throughout the school complex, coordinate the use of school complex based personnel, coordinate the passage of students through the continuum of grades in a manner consistent with educational accountability, and receive and address community concerns related to the school complex. -- Provides that all decisions relating to contracts for professional services and health and human services shall be made jointly and by the majority vote of the principals in a school complex. -- Establishes the Hawaii principal academy placed within the department of education to support and train principals to become better school leaders and to provide training to school community councils. -- Establishes the teacher national board certification incentive program within the department to recognize teachers who have achieved national board certification from the national board for professional teaching standards. Gives a yearly bonus for each teacher who has current national board certification and a 1 time reimbursement for applicants who achieve national board certification. Requires the teacher to participate in the program on best practices in the building of capacity for teaching and learning by training and mentoring other teachers. -- Transfers certain rights, powers, functions, duties, and resources from the department of accounting and general services, department of budget and finance, department of health, department of human resources development, department of the attorney general, and department of human services to the department of education. Establishes the working group on interagency relations to develop comprehensive plans for the transfers. Report to the legislature and the board of education. Working group to cease to exist on June 30, 2006 (sunset). Exempts the department from the procurement code. Appropriation. -- Amends provisions relating to educational officers' salary schedules by changing it to educational officers. Provides that the salary schedules of high school principals shall be based on a 12 month term of service. Further provides that principals and vice principals who commit to and complete 5 consecutive years of service shall be paid a retention bonus in an amount set by the board of education. Appropriation to the department of education for the 2 additional months salary for high school principals who are presently 10 month employees. -- Appropriation to the university of Hawaii for the college of education to fund 23 full time equivalent (23.00 FTE) faculty positions. Requires 7.0 full time equivalent (7.00 FTE) positions to be for special education and 1.0 full time equivalent (1.00 FTE) position be for educational administration. -- Amends provisions relating to the educational accountability system. Adds that the goals shall include academic achievement, safety and well being, and civic responsibility. -- Appropriation to the department of education for 1 full time equivalent (1.00 FTE) educational officer position and 1 full time equivalent (1.00 FTE) clerk position to increase the professional development and educational research institute's capacity to recruit

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and train principals and other educational officers. -- Appropriation to the department of education to maintain a national board certification candidate support program for public school teachers to be implemented and administered by the Hawaii teacher standards board. Program to provide support by hiring permanent staff to plan and coordinate the program and to also establish release days, provide facilitator and trainer stipends, training and training materials, and payment of transportation expenses to enable neighbor island candidates to attend candidate support sessions and assessment center exercises on Oahu, and conduct candidate recognition initiatives. -- Appropriation to the department of education for parent community networking centers (PCNC) for 161 schools, for 22 schools that are currently funded, to establish a PCNC in 69 schools, for 10 additional elementary schools, to fund and pilot 7 middle schools and 7 high schools, to restore 2 full time resource teacher positions, to help establish 3 full time classified civil service PCNC assistants, and to develop research tools, collect data, and analyze the effectiveness of center programs. -- Appropriation to the department of education for full time student activities coordinators in all public high schools. -- Appropriation to the department of education to hire 1 permanent half time teacher or teacher's aide for each 3rd grade classroom. Requires the department to 1st attempt to fill these positions with half time teachers and, if none are available, a half time teacher's aide. -- Establishes the afterschool plus (A+, A-plus, A plus) program revolving fund administered by the department of education to pay the costs of administering and operating the program. Appropriation to the department for the fund and appropriation out of the fund to the department. -- Establishes provisions relating to department and board attorneys. Allows the department of education and the board of education to appoint or retain attorneys independent of the attorney general to provide legal services for the department and board. -- Amends provision relating to employment of attorneys. Exempts the department and board from the provision prohibiting departments other than the attorney general from employing attorneys by contract or otherwise. -- Requires the department of education, subject to the availability of funds appropriated by the legislature and allotted by the governor to reduce the ratio of students to teachers (class size) in kindergarten through the 3rd grade. Prohibits the department to include any students or teachers in categorical programs when computing the ratio. Allows the governor to reallocate the unexpendable operating funds to supplement capital investment funds if a school will not have enough classrooms. Report to the legislature. Appropriation. -- Appropriation to the department of education to conduct the functions of the Hawaii teacher standards board, including the conversion of not more than 2 existing positions to permanent status. Requires the departments of education, human resource development, and budget and finance to facilitate the conversion of position status. (\$\$) -- SB3238 SD2

Current Status: Mar-05 04 Introduction/Passed First Reading - House
Mar-11 04 Multiple Re referral to EDN/ LAB/ HED/ then JUD then FIN
(586-6170)

SENATE BILLS WHICH PASSED THIRD READING

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HOUSE BILLS WHICH PASSED THIRD READING

- HB0018 RELATING TO PHARMACEUTICAL BENEFIT MANAGEMENT COMPANIES.
Introduced by: Takumi R
Establishes provision relating to pharmaceutical benefit management companies. Establishes standards of conduct for pharmaceutical benefit management companies and other similar entities that administer or manage prescription drug coverage to discharge their obligations to their clients, including all private employee benefit plans, unions, 3rd party administrators, insurance companies, state or federal governments, and all covered entities' members and beneficiaries. -- HB0018
Current Status: Mar=06 03 Introduction/Passed First Reading - Senate
Mar=07 03 Single Referral to CPH (586-6740)
- HB0021 HD1 SD2 (SSCR 1326) RELATING TO CORPORATE DISCLOSURE.
Introduced by: Takumi R, Takamine D, Oshiro M, Oshiro B
Establishes corporate disclosure law. Provides that beginning July 1, 2004, and for each succeeding year, the department of taxation may provide a detailed tax expenditure budget (report) to the legislature, derived from state income tax filings for the previous calendar year. Requires the department of business, economic development, and tourism to adopt a standardized application form for on budget development assistance for use by all granting bodies, before October 2, 2003. Requires every granting body in the State, jointly with applicant corporations, to fill out the standardized application form each time a corporation applies for development assistance. Further requires all granting bodies to perform analyses concerning the projected wages and benefits in considering development assistance applications. Defines granting body to mean any public entity within the State, including the State, regional development organizations, state and local public corporations, state departments or agencies that provide development assistance, including the department of business, economic development, and tourism, the department of labor and industrial relations, the department of human resources development, workforce development board, economic development commissions, industrial development authorities, regional development authorities, and finance authorities. Excludes counties as a granting body. Appropriation to the department of taxation. (\$\$) -- HB0021 SD2
Current Status: Apr-10 03 House Disagrees to Senate amendments
Apr-14 03 Conference Committee: House Members: Schatz B, Oshiro M, Nakasone B -- Pendleton D
Apr=14 03 Conference Committee: Senate Members: Fukunaga C, Kawamoto C, Taniguchi B -- Aduja M, Ige D, Kokubun R, Whalen P
- HB0033 HD2 (HSCR 480-04) RELATING TO EDUCATION.
Introduced by: Takumi R
Proposes to amend the constitution. Provides that the superintendent of education shall have exclusive jurisdiction over the internal structure, management and operation of the public school system and the legislature shall have the power to enact laws of statewide concern. -- HB0033 HD2
Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate
- HB0043 HD2 (HSCR 796) RELATING TO INSURANCE FRAUD.
Introduced by: Hiraki K
Amends the accident and sickness insurance contracts law, benefit societies law, and the health maintenance organizations act (HMOs) to establish provisions relating to insurance fraud, immunities, and penalties. Provides that a person commits the offense of insurance fraud if the person acts or omits to act with intent to obtain benefits or recovery or compensation for services provided, or provides legal assistance or counsel with intent to obtain benefits or recovery. Provides that a person shall not be subject to civil liability for providing information to a court, the insurance commissioner, the insurance investigation unit, the National Association of Insurance Commissioners, any federal, state, or county law enforcement or regulatory agency, or another insurer, if the information is for preventing, investigating, or prosecuting insurance fraud. -- Amends provisions relating to motor vehicle insurance fraud to include knowingly presenting, or causing or permitting to be presented, with the intent to defraud, any false information on a claim. -- HB0043 HD2
Current Status: Mar=21 03 Passed Second Reading Senate
Mar=21 03 Referred to JHW (586-7793)
- HB0049 HD2 SD1 (SSCR 1084) RELATING TO TRAFFIC VIOLATIONS.
Introduced by: Souki J
Establishes provisions relating to use of cellular phones while driving. Prohibits a person to operate a motor vehicle while using a hand held cellular telephone to engage in a call while

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the vehicle is in motion. Provides that an operator of a motor vehicle who holds a cellular telephone to, or in the immediate proximity of the operator's ear while the vehicle is in motion shall be presumed to be engaged in a call. Provides exemptions and establishes a fine. Requires law enforcement officials to only enforce this section as a secondary offense when the operator of a motor vehicle has been detained for a separate violation of the law. Act to be repealed on January 1, 2006 (sunset). -- HB0049 SD1

Current Status: Mar=21 03 Passed Second Reading Senate as amended (SD1)
Mar=21 03 Referred to JHW (586-7793)

HB0050 HD2 SD1 (SSCR 1172) RELATING TO THE HAWAII PUBLIC EMPLOYEES HEALTH FUND.

Introduced by: Souki J

Amends provision relating to the Hawaii public employees health fund. Requires 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 1/2 of the retired employee's monthly medicare or nonmedicare premium for hospital, medical, and surgical benefits, prescription drug benefits, vision care benefits, and adult dental benefits of a health benefits plan for each of their respective employee beneficiaries or their spouses. Amends provision relating to the State and county contributions fund and retired employees with fewer than 10 years of service. Provides that the retired employee's monthly medicare and nonmedicare premiums shall be established annually by the board of trustees of the public employees health fund and shall be equal to the retired employee's medicare and nonmedicare premiums contracted by the fund with the largest enrollments. Amends provision relating to determination of health benefits plan and contract with carriers. Requires the health benefits plan or plans to provide, pay for, arrange for, or reimburse the cost of hospitalization, surgery, medical, dental treatment, and care, and may include prescribed drugs, medicines, prosthetic appliances, hospital in patient and out patient service benefits, vision treatment and care, medical, and dental benefits. Provides that the board may contract for certain health benefits plans provided that benefits provided under any respective plan shall be equally available to all employee beneficiaries and dependent beneficiaries selecting the plan regardless of age. Amends provision relating to supplemental plan to federal Medicare. Provides that the contribution for voluntary medical insurance coverage under federal Medicare shall be paid by the fund. Provides that if the amount reimbursed by the fund to the employee beneficiary and spouse is less than the actual cost of the federal medicare plan, due to an increase in the federal medicare plan rate, the fund shall reimburse the employee beneficiary and spouse for the cost increase within 30 days of the rate change. -- HB0050 SD1

Current Status: Apr-10 03 House Disagrees to Senate amendments
Apr-14 03 Conference Committee: House Members: Oshiro M, Nakasone B -- Bukoski K, Ito K
Apr=14 03 Conference Committee: Senate Members: Kanno B, Taniguchi B -- Hemmings F, Kawamoto C, Kokubun R, Tsutsui S

HB0052 HD2 SD1 (SSCR 1181) RELATING TO CHILD PASSENGER SAFETY.

Introduced by: Souki J, Hamakawa E

Amends provision relating to child passenger restraints (car seat). Provides 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 an exemption for a child who is under 8 years of age and who weighs over 40 pounds or is over 4 feet 9 inches tall, is traveling in a motor vehicle equipped only with lap belts in the rear seat, without shoulder straps, provided they are restrained by a seat belt. Establishes provisions for situations where the number of child passenger restraint systems or booster seats needed exceeds the capacity of the vehicle. -- HB0052 SD1

Current Status: Mar=21 03 Passed Second Reading Senate as amended (SD1)
Mar=21 03 Referred to JHW (586-7793)

HB0053 RELATING TO DEPARTMENT OF TRANSPORTATION'S MARITIME RELATED USES.

Introduced by: Souki J, Kanoho E

Amends provision relating to disposition by negotiation. Provides that dispositions of public lands for maritime related operations shall be negotiated without regard to limitations. Redefines maritime related as a purpose or activity that requires and is directly related to the loading, off loading, storage, or distribution of goods, and services of the maritime industry. -- HB0053

Current Status: Feb=28 03 Introduction/Passed First Reading - Senate
Mar=11 03 Multiple Re referral to WLA/ TMG/ then WAM (586-7335)

HB0073 SD1 (SSCR 1182) RELATING TO STATE GOVERNMENT.

HOUSE BILLS WHICH PASSED THIRD READING

Introduced by: Kahikina M, Arakaki D

Amends provision relating to rights and immunities. Provides that any law enforcement officer engaged in civil defense functions shall not be liable, civilly or criminally, for any act done or caused by them in pursuance of duty in such service. -- HB0073 SD1

Current Status: Apr-10 03 House Disagrees to Senate amendments

Apr-14 03 Conference Committee: House Members: Hamakawa E, Nishimoto S -- Karamatsu J, Moses M, Wakai G

Apr-14 03 Conference Committee: Senate Members: Kawamoto C, Hanabusa C -- Aduja M, Fukunaga C

HB0085 HD1 (HSCR 789)

RELATING TO ACCRETED LANDS.

Introduced by: Kanohe E, Thielen C, Oshiro B, Oshiro M

Requires the office of environmental quality control to inform the public of an application for the registration of land by accretion for any land accreted along the ocean. Provides that the person bringing the action shall comply with public notice requirements. -- HB0085 HD1

Current Status: Mar=06 03 Introduction/Passed First Reading - Senate

Mar=07 03 Multiple Referral to WLA/ ENE/ then JHW (586-7335)

HB0086 HD1 (HSCR 240)

RELATING TO LAND USE.

Introduced by: Kanohe E

Amends provision relating to the Hawaii community development authority. Provides that 7 members of the authority shall be appointed by the governor provided that 2 members shall be appointed at large; 2 members shall be selected, 1 each from a list of 3 prospective appointees submitted by the speaker of the house of representatives and by the president of the senate. Further provides that when vacancies occur in any of the positions for which the members were selected from lists, the governor shall fill the vacancy from a list of 3 prospective appointees submitted by either the speaker of the house of representatives or the president of the senate. -- HB0086 HD1

Current Status: Feb=28 03 Introduction/Passed First Reading - Senate

Mar=07 03 Single Referral to WLA (586-7335)

HB0087 HD2 (HSCR 648-04)

RELATING TO LAND USE.

Introduced by: Kanohe E

Authorizes the board of land natural resources to negotiate a direct lease for not less than 15 years, to the existing beach services permittee, C&K Beach Services, Inc., located at the Duke Kahanamoku beach in Waikiki, Oahu. Provides criteria for lease. -- HB0087 HD2

Current Status: Mar=11 04 Introduction/Passed First Reading - Senate

Mar=11 04 Deferred - Senate

HB0090 HD1 (HSCR 851)

RELATING TO LONG-TERM CARE.

Introduced by: Nakasone B

Provides a long term care insurance income tax credit of 2,500 dollars or 50 per cent of the premium payments made for long term care insurance. Credit to apply to taxable years beginning after December 31, 2002, and be repealed on January 1, 2007 (sunset). Requires the governor to issue a declaration allowing the credit. -- HB0090 HD1

Current Status: Mar=06 03 Introduction/Passed First Reading - Senate

Mar=11 03 Multiple Re referral to HTH/ HMS/ then WAM (586-6070)

HB0091 HD1 (HSCR 721)

RELATING TO GOVERNMENT SERVICES.

Introduced by: Nakasone B

Provides a general excise tax exemption for gross proceeds arising from the sale of goods or services to the State. -- Amends provisions relating to transfers from special funds for central service expenses. Amends the deduction of 5 per cent of all receipts to 5 per cent of all costs. Repeals the exemption of special funds from the pro rata share of administrative expenses incurred. -- HB0091 HD1

Current Status: Mar=21 03 Passed Second Reading Senate

Mar=21 03 Referred to WAM (586-6460)

HB0096 HD1 SD1 (SSCR 1398)

RELATING TO PUBLIC UTILITIES.

Introduced by: Hiraki K

Amends provisions relating to the regulation of public utility rates and ratemaking procedures. Provides that in the case of 2 or more organizations, the public utilities commission shall not use or impute telephone directory advertising revenues of 1 of the organizations, trades, or businesses, to determine or establish regulated rates or charges for a telecommunications carrier that is another of the organizations, trades, or businesses. -- HB0096 SD1

Current Status: Apr-10 03 House Disagrees to Senate amendments

HOUSE BILLS WHICH PASSED THIRD READING

Apr-14 03 Conference Committee: House Members: Hiraki K -- Caldwell K, Finnegan L, Herkes R

Apr=14 03 Conference Committee: Senate Members: Menor R -- Baker R, Espero W, Whalen P

HB0122 SD2 (SSCR 1360)

RELATING TO PRESUMPTIVE MEDICAID ELIGIBILITY FOR PREGNANT WOMEN.

Introduced by: Arakaki D, Kahikina M, Takai K, Shimabukuro M, Meyer C, Oshiro M, Magaoay M, Kanoho E, Lee M, Mindo R, Luke S, Morita H, Pendleton D, Finnegan L, Ching C, Hale H, Caldwell K, Sonson A, Abinsay F, Kawakami B

Requires the department of human services to presume that a pregnant woman applying for Medicaid or QUEST coverage for prenatal care or other medically indicated services relating to pregnancy to be eligible for coverage immediately upon application. Provides that the women shall be notified within 45 days of their eligibility for continuing coverage. Further provides that the infants of women shall also be deemed eligible for services and shall be processed for state children's health insurance program (SCHIP). Requires the department to disenroll the pregnant women and notify the plan of disenrollment via facsimile transmission or e mail if it is later determined that the pregnant woman is ineligible for Medicaid or QUEST. Further requires the department to reimburse the plan for the months the woman was enrolled. Department to report to the legislature upon termination of the presumptive Medicaid or QUEST eligibility. -- HB0122 SD2

Current Status: Apr-10 03 House Disagrees to Senate amendments

Apr-14 03 Conference Committee: House Members: Kahikina M, Arakaki D, Shimabukuro M -- Hale H, Meyer C

Apr=16 03 Conference Committee: Senate Members: Chun Oakland S, Baker R, Taniguchi B -- Aduja M, Inouye L

HB0129 HD1 SD1 (SSCR 1362)

RELATING TO BRIDGE TO HOPE.

Introduced by: Lee M, Arakaki D, Thielen C, Luke S, Morita H, Leong B, Shimabukuro M, Finnegan L, Kahikina M, Abinsay F, Kawakami B, Schatz B, Pendleton D, Ching C, Hale H Amends provision relating to bridge to hope program. Includes heads of households in temporary assistance to other needy families (TAONF) program in a post secondary education benefits program known as the bridge to hope program. Appropriation to the university of Hawaii for the program, including 1 position for outreach. (\$\$) -- HB0129 SD1

Current Status: Apr-10 03 House Disagrees to Senate amendments

Apr-14 03 Conference Committee: House Members: Kahikina M, Oshiro M, Takai K, Shimabukuro M -- Leong B

Apr=16 03 Conference Committee: Senate Members: Chun Oakland S, Sakamoto N, Taniguchi B -- Hogue B, Inouye L, Tsutsui S

HB0132 HD1 SD1 (SSCR 1096)

RELATING TO PUBLIC OFFICERS AND EMPLOYEES AND EMPLOYMENT PRACTICES.

Introduced by: Oshiro M, Morita H, Lee M, Kahikina M, Sonson A, Kawakami B, Arakaki D, Shimabukuro M, Karamatsu J, Hale H, Caldwell K, Abinsay F, Meyer C

Establishes provision relating to wage disclosure, recordkeeping and reporting requirements. Provides that the department of human resources development shall make and retain records that provide all positions held by regular civil service employees; all unencumbered positions that might be available; the wages paid to each employee holding each position; the bases used to establish, adjust, and determine the wage rates paid for each position; and the demographic characteristics (i.e., sex, race, and age) of each person employed in each position; provided that if this data is provided by existing records, no supplemental records need be maintained. Further provides that the department of human resources development shall conduct an examination of all current relevant data collected to determine whether there is a concentration of employees by gender in certain classes of employment as in relevant occupational categories. Provides that if the initial examination identifies a concentration by gender, the examination shall be extended to determine whether, to the extent the information is available, without making specific inquiry of any individual employee, there is discrimination by gender with regard to wages or access to such positions. Provides that if the initial examination indicates that there are unequal wages for males and females, the examination shall be extended to determine whether other gender neutral factors, such as length of service, skill, effort, or responsibility account for the differences or whether there is indication of gender bias classification. Report to the legislature. Establishes the temporary commission on pay equity within the governor's office to review studies on wage equity and job evaluation and reports submitted by the director. Report to legislature. -- HB0132 SD1

Current Status: Mar=21 03 Passed Second Reading Senate as amended (SD1)
Mar=21 03 Referred to WAM (586-6460)

HOUSE BILLS WHICH PASSED THIRD READING

- HB0140 HD1 SD1 (SSCR 1347) RELATING TO THE MOTOR VEHICLE RENTAL INDUSTRY.
Introduced by: Hiraki K
Amends provision relating to license and registration fees for the lessor of motor vehicles. Authorizes the lessor to visibly pass on to the lessee the county sales tax attributable to the transaction. -- HB0140 SD1
Current Status: Apr-10 03 House Disagrees to Senate amendments
Apr-14 03 Conference Committee: House Members: Hiraki K, Nakasone B -- Herkes R, Marumoto B
Apr=14 03 Conference Committee: Senate Members: Menor R, Kawamoto C -- Espero W, Whalen P
- HB0146 HD2 SD1 (SSCR 1153) RELATING TO ECONOMIC DEVELOPMENT.
Introduced by: Herkes R
Establishes the state renaissance zones law. Defines renaissance zone to mean a geographic area designated by the governor. Provides that renaissance zones may be designated in this State, subject to criteria. Establishes the renaissance zone review board within the department of business, economic development, and tourism to review applications for the designation of a district geographic area as a renaissance zone. Provides that the developer of a renaissance zone shall be exempt from up to 100 per cent of the taxes from the income derived by the developer from the renaissance zone. Act to be repealed on January 1, 2007 (sunset). -- HB0146 SD1
Current Status: Mar=21 03 Passed Second Reading Senate as amended (SD1)
Mar=21 03 Referred to WAM (586-6460)
- HB0150 HD2 (HSCR 742) RELATING TO THE LEGISLATURE.
Introduced by: Magaoay M, Kanoho E, Chang J, Mindo R
Transfers all rights, powers, functions, and duties of the state capitol tour service from the office of the governor to the state foundation on culture and the arts. Appropriation to the department of accounting and general services. (\$\$) -- HB0150 HD2
Current Status: Mar=21 03 Passed Second Reading Senate
Mar=21 03 Referred to WAM (586-6460)
- HB0155 HD2 SD2 (SSCR 1412) MAKING AN APPROPRIATION FOR PINEAPPLE RESEARCH.
Introduced by: Abinsay F, Halford C, Marumoto B, Oshiro B, Tamayo T, Chang J, Karamatsu J
Appropriation to the department of agriculture for pineapple research projects. (\$\$) -- HB0155 SD2
Current Status: Apr-10 03 House Disagrees to Senate amendments
Apr-14 03 Conference Committee: House Members: Abinsay F, Karamatsu J -- Halford C, Sonson A
Apr=14 03 Conference Committee: Senate Members: Inouye L, Espero W, Kokubun R -- English J, Taniguchi B, Whalen P
- HB0176 HD1 SD2 (SSCR 1368) RELATING TO THE WEED AND SEED PROGRAM.
Introduced by: Hiraki K, Saiki S, Arakaki D, Ching C, Abinsay F
Establishes a temporary interdepartmental council within the department of human services convened by the governor to contract with non profit corporations, coordinate policy, disburse public funds, and implement community plans related to implementing new weed and seed programs in interested communities. Appropriation to fund weed and seed programs and to fund grant writing services to pursue federal grants and other funding for substance abuse treatment services, homeless housing construction, employment and rehabilitative services, and neighborhood restoration. (\$\$) -- HB0176 SD2
Current Status: Apr-10 03 House Disagrees to Senate amendments
Apr-14 03 Conference Committee: House Members: Hamakawa E, Ito K, Mindo R -- Shimabukuro M, Thielen C
Apr=14 03 Conference Committee: Senate Members: Hanabusa C, Taniguchi B -- Fukunaga C, Hogue B, Kokubun R
- HB0179 HD1 (HSCR 34) MAKING AN APPROPRIATION FOR THE PURCHASE OF LAND IN NORTH KONA.
Introduced by: Evans C, Kahikina M
Appropriation to the department of land and natural resources to purchase land in north Kona, Hawaii, that forms a crucial link between Keolonahihi state park and the 16 acre Keakealaniwahine complex. (\$\$) -- HB0179 HD1
Current Status: Mar=21 03 Passed Second Reading Senate
Mar=21 03 Referred to WAM (586-6460)

HOUSE BILLS WHICH PASSED THIRD READING

- HB0182 RELATING TO BROWN TREE SNAKES.
Introduced by: Morita H, Thielen C, Kanoho E, Kaho'ohalahala S, Evans C
Amends provision relating to importation or possession prohibited of soil, plants, animals, etc. Provides that the department of agriculture may bring into and maintain in the State 4 live sterile brown tree snakes instead of 1. -- HB0182
Current Status: Feb=28 03 Introduction/Passed First Reading - Senate
Feb=28 03 Single Referral to WLA (586-7335)
- HB0189 HD2 SD1 (SSCR 1120) RELATING TO EMERGENCY CONTRACEPTIVES FOR SEX ASSAULT SURVIVORS IN EMERGENCY ROOMS.
Introduced by: Morita H, Thielen C, Kanoho E, Kaho'ohalahala S, Evans C, Lee M, Waters T, Ching C, Hale H, Oshiro B, Meyer C
Establishes provision relating to emergency contraceptives for sexual assault survivors. Requires hospitals that provide emergency care to sexual assault survivors to provide each sexual assault survivor with written and oral information about emergency contraception, inform each survivor of her option to receive emergency contraception at the hospital, and provide emergency contraception immediately at the hospital to each sexual assault survivor who requests it. Provides that the cost of the emergency contraception dispensed shall be paid by the department of health. Requires the hospital to ensure that each person is provided with accurate and unbiased information. Further requires the department to respond to complaints and to determine whether hospitals are complying with this provision. Provides that a religious hospital may request and the department may issue an exemption from these provisions for religious reasons. -- HB0189 SD1
Current Status: Mar=21 03 Passed Second Reading Senate as amended (SD1)
Mar=21 03 Referred to JHW (586-7793)
- HB0193 HD1 SD1 (SSCR 1142) RELATING TO LANDOWNERS' LIABILITY.
Introduced by: Morita H, Kanoho E, Thielen C, Bukoski K, Kaho'ohalahala S, Evans C, Waters T, Lee M
Establishes provision relating to landowner's liability; invasive species control; eradication programs. Provides that an owner of land owes no duty of care to keep the premises safe for entry or use by others for invasive species control or eradication programs, or to give any warning of a dangerous condition, use, structure, or activity on such premises to persons entering for such purposes, or to personnel or volunteer of an invasive species control or eradication program. Establishes limited liability of owner. Defines invasive species to mean any plant, plant pest, noxious weed, microorganism, biological control organism, or animal that can directly or indirectly injure or cause damage to the agriculture, horticulture, aquaculture, animal or public health, or the interests irrigation, navigation, natural resources of the State, of the environment. -- HB0193 SD1
Current Status: Mar=21 03 Passed Second Reading Senate as amended (SD1)
Mar=21 03 Referred to JHW (586-7793)
- HB0196 HD1 (HSCR 844) RELATING TO A GEOTHERMAL-TO-HYDROGEN TAX CREDIT.
Introduced by: Morita H, Kanoho E, Thielen C, Kaho'ohalahala S, Evans C, Waters T, Lee M
Provides a geothermal to hydrogen systems investment income tax credit for 20 per cent of the total cost of the system erected and placed in service after December 31, 2003, but before January 1, 2008 (sunset). -- HB0196 HD1
Current Status: Mar=20 03 Passed Second Reading Senate
Mar=20 03 Referred to WAM (586-6460)
- HB0218 RELATING TO TERMINABLE RENTAL ADJUSTMENT CLAUSE VEHICLE LEASES.
Introduced by: Chang J, Oshiro B, Ito K
Establishes provisions relating to terminable rental adjustment clause vehicle leases. Provides that a transaction does not create a sale or security interest merely because it provides that the rental price is permitted or required to be adjusted under the agreement by reference to the amount realized upon sale or other disposition of a motor vehicle or trailer. -- HB0218
Current Status: Feb=28 03 Introduction/Passed First Reading - Senate
Mar=07 03 Multiple Referral to TMG then CPH (586-6970)
- HB0248 HD1 SD1 (SSCR 1340) RELATING TO SMOKING IN PUBLIC SCHOOLS BY PUBLIC EMPLOYEES.
Introduced by: Arakaki D
Establish provisions prohibiting smoking. Prohibits any person including a public employee to smoke any tobacco product on the premises of any public school from kindergarten through grade 12 including the area within 25 feet of any entrance or fresh air intake for any

HOUSE BILLS WHICH PASSED THIRD READING

school building; while physically within a school bus or other vehicle owned, leased, or rented by a school for the transport of school children, school employees, or any other persons; and during any event or function that is sponsored by a school, regardless of whether the function is located on school premises. Requires the department of education to educate all school personnel, parents, students, and the school community and to cause signs prohibiting smoking to be displayed at all entrances to each school. -- HB0248 SD1

Current Status: Apr-10 03 House Disagrees to Senate amendments
Apr-14 03 Conference Committee: House Members: Takumi R, Arakaki D, Oshiro M -- Ching C
Apr=14 03 Conference Committee: Senate Members: Kanno B, Sakamoto N -- Chun Oakland S, Hooser G, Kawamoto C, Slom S, Taniguchi B

HB0267 HD2 (HSCR 755-04)

RELATING TO GOVERNMENT.

Introduced by: Arakaki D, Kahikina M, Takai K, Thielen C, Ching C, Leong B, Meyer C, Abinsay F, Kaho'ohalahala S, Magaoay M

Transfers the rights, powers, functions, and duties of the office of elections, the elections appointment and review panel, and the campaign spending commission from the department of accounting and general services to the judiciary. Changes composition of the judicial council. -- HB0267 HD2

Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate

HB0277 HD1 SD1 (SSCR 1191)

RELATING TO EDUCATION.

Introduced by: Shimabukuro M, Arakaki D, Thielen C, Finnegan L, Ching C, Takai K, Leong B, Magaoay M

Requires the board of education to conduct a study to determine the rate of truancy in the public schools and to adopt a statewide policy regarding attendance and truancy to provide for a system of rewards for exemplary attendance and sanctions for truancy. Report to the legislature. -- HB0277 SD1

Current Status: Mar=21 03 Passed Second Reading Senate as amended (SD1)
Mar=21 03 Referred to JHW (586-7793)

HB0284 HD1 (HSCR 716)

RELATING TO ELECTIONS.

Introduced by: Say C, Saiki S, Mindo R, Oshiro B, Chang J, Luke S, Lee M, Takumi R, Shimabukuro M, Souki J, Herkes R, Hale H, Caldwell K, Wakai G, Magaoay M, Abinsay F, Morita H, Evans C, Arakaki D, Takamine D, Oshiro M, Karamatsu J, Schatz B, Kanoho E, Tamayo T, Nishimoto S, Kaho'ohalahala S, Hamakawa E, Kawakami B, Waters T, Ito K, Kahikina M, Sonson A, Nakasone B

Establishes prohibition of fundraising on state or county property. Provides that it shall be unlawful for any person to solicit a donation of money or other thing of value in connection with an election campaign in a room, building, or other facility used in the discharge of official duties by an officer or employee of the state or county. Excludes any government facility, which is available for use as a rental or with a reservation to nongovernmental organizations. or receive any political contribution from any person in any state or county room or building occupied in the discharge of official duties. Provides that it shall be unlawful for any corporation, labor organization, membership organization, cooperative, or corporation without capital stock to make a contribution to or expenditure on behalf of any candidate, candidate's committee, or noncandidate committee. Provides that no officer or director of any corporation, labor organization, member organization, cooperative or corporation without capital stock shall consent to or authorize and contribution. Excludes those without capitol stock making contributions aggregating less than 6,000 dollars in an election period. Provides that no candidate, candidate's committee, or person shall knowingly accept or receive prohibited contributions. Provides that the use of funds for the establishment or administration of, or the solicitation of contributions to, any separate segregated fund by a corporation, labor organization, membership organization, cooperative, or corporation without capitol stock for the purpose of influencing the nomination for election, or election, of any candidate to political office shall not be prohibited. Provides that it shall be unlawful for the separate segregated fund to make contributions or expenditures from funds secured by physical force, job discrimination, financial reprisals; dues, fees, or other moneys required as a condition of membership in a labor organization or as a condition of employment; or moneys obtained in any commercial transaction; and solicit an employee for a contribution to such a fund without informing the employee at the time of such solicitation of the political purposes of the fund and of the employee's right to refuse to contribute without any reprisal. Prohibits the solicitation of contributions from any persons other than stockholders and their families for corporations, and from people other than members and their families for labor organizations. Provides that a corporation, financial institution, or labor organization (labor

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union) may establish a separate segregated fund to be used for political purposes. Amends provision relating to 200 foot radius and admission within polling place. Provides that any person who remains or loiters within any area of 200 feet from the perimeter of the polling place and its appurtenances for the purpose of campaigning, or any election official or watcher who uses or transmits on the day of the election, for partisan or campaign purposes, any information obtained in the course of performing their responsibilities as an election official or watcher shall be guilty of a misdemeanor. Amends provision relating to registration. Provides that each candidate, committee, or party shall register with the commission by filing an organizational report within 10 days of filing nomination papers for office with the chief election officer or county clerk or the date the candidate or candidate's committee receives any contributions or makes any expenditures the aggregate amount of which is more than 100 dollars, whichever occurs 1st. Provides that this requirement shall not apply to a candidate seeking reelection to the same office in successive election periods, provided that the candidate has not sought election to any other office. Amends provision related to campaign contributions and restrictions against transfer. Provides that a contribution shall not be converted by any person to personal use. Provides that a contribution or amount shall be considered to be converted to personal use if the contribution or amount is used to fulfill any commitment, obligation, or expense of a person, the primary purpose of which is noncampaign related and such expense exists without regard to the candidate's election campaign or individual duties as an officeholder, including a home mortgage, rent or utility payment; a noncampaign related automobile purchase; a noncampaign related clothing purchase; a country club membership; a vacation or other noncampaign related trip; a household item; a tuition payment; admission to a sporting event, concert, theater, or other form of entertainment not associated with an election campaign; and dues, fees, or other payments to a health club or recreational facility. Amends provision relating to campaign contributions and limits as to persons. Provides that no persons shall make contributions to a candidate, the candidate's committee or a noncandidate committee in an amount greater than the aggregate of 2000 dollars during the election period in which the candidate seeks office. Provides that no person shall make contributions to a party, which in the aggregate, exceeds 5,000 dollars in any calendar year. Provides that no individual shall make contributions aggregating more than 25,000 dollars in any election period. Provides that any excess contribution may be returned to the original donor within 30 days from receipt or submitted to the Hawaii election campaign fund. Provides that after 30 days from receipt, all excess contribution shall escheat to the Hawaii election campaign fund. Amends provision relating to campaign contributions by State contractors by changing it to campaign contributions by government contractors. Provides that it shall be unlawful for any government contractor to make a contribution to any candidate or candidate's committee at any time commencing with any procurement activity conducted by a purchasing agency or notice of appropriation and ending with 24 months after the either the termination of procurement activity or completion of any government contract. Provides that it shall be unlawful for any business against whom debarment or suspension proceedings are commenced to make a contribution to any candidate or candidate's committee at any time during the course of the proceedings, an administrative or judicial action and the period of debarment or suspension. Provides that it shall be unlawful for any person to knowingly solicit any contribution from any government contractor or business prohibited from making contributions. Provides that to make contributions from any individual who owes less than 25 per cent of the outstanding shares of a business that is a government contractor, provided that the contribution is from the individual's personal funds shall not be prohibited. -- HB0284 HD1

Current Status: Mar=07 03 Introduction/Passed First Reading - Senate
Mar=10 03 Single Referral to JHW/ TMG/ (586-7793)

HB0286

RELATING TO STANDARDS OF CONDUCT.

Introduced by: Say C, Saiki S, Mindo R, Oshiro B, Chang J, Takumi R, Takamine D, Oshiro M, Schatz B, Kanoho E, Tamayo T, Luke S, Magaoay M, Shimabukuro M, Arakaki D, Herkes R, Hale H, Karamatsu J, Caldwell K, Wakai G, Kaho'ohalahala S, Lee M, Morita H, Kahikina M, Kawakami B, Nishimoto S, Abinsay F, Evans C, Hamakawa E, Waters T, Ito K, Sonson A, Nakasone B

Amends provision relating to the reporting of gifts. Provides that every legislator and employee shall file a gifts disclosure statement with the state ethics commission on June 30 of each year if the legislator or employee, or spouse or dependent of the legislator, received directly or indirectly from 1 source any gift or gifts valued singly or in the aggregate in excess of 100 dollars during any regular or special session of the legislature. -- HB0286

Current Status: Feb=28 03 Introduction/Passed First Reading - Senate
Mar=07 03 Single Referral to TMG (586-6970)

HOUSE BILLS WHICH PASSED THIRD READING

- HB0288 HD2 SD1 (SSCR 1143) RELATING TO ENERGY CONSERVATION INITIATIVES.
Introduced by: Say C, Saiki S, Mindo R, Oshiro B, Chang J, Luke S, Lee M, Takumi R, Shimabukuro M, Oshiro M, Hale H, Karamatsu J, Caldwell K, Wakai G, Magaoay M, Abinsay F, Evans C, Morita H, Arakaki D, Takamine D, Herkes R, Schatz B, Kanoho E, Hiraki K, Tamayo T, Nishimoto S, Kaho'ohalahala S, Hamakawa E, Kawakami B, Waters T, Ito K, Kahikina M, Sonson A, Nakasone B
Authorizes the issuance of general obligation bonds for appropriation to the department of business, economic development, and tourism for sea water air conditioning (SWAC), wind energy system, solar thermal technologies system, photovoltaic system, and additional energy efficient measures. -- Amends provision relating to geothermal royalties. Provides that 100,000 dollar per year of the State's portion of the royalties from geothermal resources shall be allocated to the department of business, economic development, and tourism to fund hydrogen research and development as an alternative energy source. -- Requires the legislative auditor to contract with a consultant to conduct a statewide energy audit consisting of a comprehensive statewide review, examination, and analysis of Hawaii's existing energy situation in relation to the State's energy objectives. Requires all departments, agencies, and offices of the State and any private companies or agencies receiving state funds to cooperate with and provide assistance. Consultant to report to the legislature and the governor. Appropriation to the legislative auditor for the statewide energy audit. -- Requires the department of health to convene an emissions task force to measure the State's overall emissions from motor vehicles and power plants, and to propose strategies and legislation to reduce emissions. Report to the legislature. -- Authorizes the Kahoolawe island reserve commission to develop and implement a strategy for the use of alternative energy resources to address the current and future energy needs of the island of Kahoolawe. (\$\$) -- HB0288 SD1
Current Status: Mar=21 03 Passed Second Reading Senate as amended (SD1)
Mar=21 03 Referred to WAM (586-6460)
- HB0291 HD2 SD1 (SSCR 1164) RELATING TO THE JOB CREATION INCOME TAX CREDIT.
Introduced by: Say C, Saiki S, Mindo R, Chang J, Takumi R, Takamine D, Hale H, Oshiro B, Schatz B, Luke S, Lee M, Shimabukuro M, Souki J, Arakaki D, Herkes R, Oshiro M, Karamatsu J, Caldwell K, Wakai G, Magaoay M, Abinsay F, Evans C, Morita H, Ito K, Kahikina M, Nakasone B, Kanoho E, Hiraki K, Tamayo T, Nishimoto S, Kaho'ohalahala S, Hamakawa E, Waters T, Sonson A, Kawakami B
Provides a job creation income tax credit of 10 per cent for a taxpayer who is a qualified high technology business or a small business that has less than 25 full time employees after hiring full time employees qualifying for the credit and a gross annual income of 5 million dollars or less. Requires the taxpayer to have at least 3 full time employees and to hire an additional full time employee after June 30, 2003, and before July 1, 2008 (sunset) for a position that pays at least 30 per cent above the state average wage. -- HB0291 SD1
Current Status: Mar=21 03 Passed Second Reading Senate as amended (SD1)
Mar=21 03 Referred to WAM (586-6460)
- HB0292 HD2 SD2 (SSCR 1331) RELATING TO THE SCHOOL PRIORITY FUND.
Introduced by: Say C, Saiki S, Mindo R, Oshiro B, Chang J, Takumi R, Takamine D, Hale H, Karamatsu J, Schatz B, Hiraki K, Tamayo T, Luke S, Lee M, Shimabukuro M, Souki J, Arakaki D, Herkes R, Oshiro M, Caldwell K, Kanoho E, Nishimoto S, Magaoay M, Abinsay F, Hamakawa E, Ito K, Kahikina M, Kawakami B, Kaho'ohalahala S, Evans C, Morita H, Waters T, Sonson A, Nakasone B
Appropriation to the department of education to provide discretionary funds to school complexes to purchase supplies, textbooks, and equipment under the school priority program. (\$\$) -- HB0292 SD2
Current Status: Apr-10 03 House Disagrees to Senate amendments
Apr-14 03 Conference Committee: House Members: Takumi R, Shimabukuro M -- Evans C, Leong B
Apr=14 03 Conference Committee: Senate Members: Sakamoto N, Taniguchi B -- Hogue B, Hooser G, Kawamoto C
- HB0294 SD1 (SSCR 1382) RELATING TO TEMPORARY HEALTH INSURANCE FOR UNEMPLOYED PERSONS.
Introduced by: Say C, Saiki S, Mindo R, Oshiro B, Chang J, Takumi R, Arakaki D, Luke S, Lee M, Takamine D, Shimabukuro M, Souki J, Hale H, Oshiro M, Caldwell K, Nishimoto S, Magaoay M, Abinsay F, Evans C, Morita H, Ito K, Kahikina M, Herkes R, Karamatsu J, Schatz B, Kanoho E, Hiraki K, Tamayo T, Kaho'ohalahala S, Hamakawa E, Waters T, Sonson A, Kawakami B, Nakasone B
Establishes the temporary health insurance for unemployed persons program administered by the department of human services to provide temporary health care coverage for persons

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who have lost employment on or after September 11, 2001. Appropriation. (\$\$) -- HB0294 SD1

Current Status: Apr-10 03 House Disagrees to Senate amendments
Apr-14 03 Conference Committee: House Members: Oshiro M, Nakasone B -- Ito K, Meyer C
Apr=14 03 Conference Committee: Senate Members: Kanno B, Taniguchi B -- Kawamoto C, Kokubun R, Tsutsui S

HB0295 HD1 SD2 (SSCR 1369) RELATING TO THE PUBLIC LAND TRUST.
Introduced by: Say C, Saiki S, Mindo R, Oshiro B, Chang J, Takumi R, Shimabukuro M, Luke S, Lee M, Arakaki D, Herkes R, Takamine D, Souki J, Karamatsu J, Caldwell K, Tamayo T, Nishimoto S, Evans C, Abinsay F, Magaoay M, Ito K, Kahikina M, Oshiro M, Hale H, Schatz B, Kanoho E, Hiraki K, Kaho'ohalahala S, Morita H, Hamakawa E, Waters T, Sonson A, Kawakami B, Nakasone B
Establishes an advisory legislative task force to be known as the public lands resolution advisory task force attached to the office of the auditor. Requires the task force and the office of Hawaiian affairs to collaborate to determine presentation content and means of delivery at community forums and continue to address and resolve the matter of just payment, with special focus on the rationale in enacting the use of public land trust conveyed for the development of housing projects; the need to update the ceded lands inventory or its applicability in determining a resolution, given the accuracy of land valuation figures, as well as lease rents based at times on overall economic incentives rather than actual land value and percentage of gross receipts and the prohibitive costs; exempting from payment, ceded land used for public schools, including the university of Hawaii, state hospitals, and public rental housing projects; and a 1 time settlement of lands and money with federal government participation, together with an examination of the federal government's responsibilities. Report to the legislature. Provides that the Task force shall cease to exist on June 30, 2004 (sunset). -- HB0295 SD2
Current Status: Apr-10 03 House Disagrees to Senate amendments
Apr-14 03 Conference Committee: House Members: Kanoho E, Kaho'ohalahala S -- Bukoski K, Mindo R
Apr=14 03 Conference Committee: Senate Members: Hanabusa C, Kokubun R -- English J, Hogue B, Taniguchi B

HB0314 HD1 SD2 (SSCR 1332) MAKING AN APPROPRIATION FOR SCHOOL SECURITY GUARDS.
Introduced by: Takai K, Tamayo T, Arakaki D, Kahikina M, Shimabukuro M, Thielen C, Leong B
Appropriation to the department of education to establish a mandatory basic training program for school security guards to be added to the base budget request. (\$\$) -- HB0314 SD2
Current Status: Apr-10 03 House Disagrees to Senate amendments
Apr-14 03 Conference Committee: House Members: Takumi R, Waters T -- Blundell B, Evans C
Apr=14 03 Conference Committee: Senate Members: Sakamoto N, Taniguchi B -- Hogue B, Kawamoto C, Menor R

HB0316 HD2 SD1 (SSCR 1136) RELATING TO UNIVERSITY PROJECTS AND PURPOSES.
Introduced by: Takai K, Arakaki D, Kahikina M, Ching C, Tamayo T, Thielen C
Repeals the university projects law and establishes the university projects and purposes law. Authorizes the board of regents of the university of Hawaii to designate any undertaking, improvement, university purpose, or facility, on any 1 or more areas of any 1 or more of the educational institutions under control of the board as a university project. Further authorizes the board to construct and maintain university projects and to issue revenue bonds with legislative authorization. Establishes the university revenue undertaking special fund into which shall be deposited all revenue of the university. Allows the establishment of accounts in the fund as required by resolution authorizing revenue bonds and at the direction of the board. Provides a tax exemption for any revenue of the university and property of any university project, university system, or network from any State or county tax. -- HB0316 SD1
Current Status: Mar=21 03 Passed Second Reading Senate as amended (SD1)
Mar=21 03 Referred to WAM (586-6460)

HB0339 HD2 (HSCR 843) RELATING TO A COLLEGE SAVINGS PROGRAM TAX CREDIT.
Introduced by: Takai K, Takumi R, Arakaki D, Oshiro M, Luke S, Shimabukuro M, Wakai G, Marumoto B, Thielen C, Leong B
Provides a college savings program income tax credit for contributions made to the account between January 1, 2006, and January 1, 2011 (sunset). -- HB0339 HD2
Current Status: Mar=21 03 Passed Second Reading Senate

HOUSE BILLS WHICH PASSED THIRD READING

Mar=21 03 Referred to WAM (586-6460)

- HB0385 HD2 SD2 (SSCR 1227) RELATING TO THE PREVENTION OF WORKPLACE VIOLENCE.
Introduced by: Oshiro M
Amends provision relating to power to enjoin and temporarily restrain harassment. Provides that any employer whose employee has been subjected to harassment from any individual that can reasonably be construed to be carried out, or to have been carried out at the worksite, may petition the district court for a temporary restraining order and an injunction from further harassment at the worksite. Further provides that an employee who is a target of threats or harassment who is unwilling to participate in this process shall not face disciplinary action based on the employee's level of participation or cooperation with this process. Provides that if the defendant is a current employee of the petitioner, the judge shall receive evidence concerning the employer's decision to retain, terminate, or otherwise discipline the defendant. -- HB0385 SD2
Current Status: Apr-04 03 House Disagrees to Senate amendments
Apr-14 03 Conference Committee: House Members: Oshiro M, Oshiro B
-- Blundell B, Lee M
Apr=14 03 Conference Committee: Senate Members: Kanno B, Hanabusa C -- Kawamoto C, Slom S, Taniguchi B
- HB0391 HD2 SD2 (SSCR 1425) RELATING TO COLLECTIVE BARGAINING.
Introduced by: Oshiro M, Lee M
Amends Act 90, session laws of 2001, relating to government, by repealing provisions relating to privatization. -- HB0391 SD2
Current Status: Apr-10 03 House Disagrees to Senate amendments
Apr-14 03 Conference Committee: House Members: Oshiro M, Takamine D -- Bukoski K, Ito K
Apr=22 03 Conference Committee: Senate Members: Kawamoto C, Kanno B, Taniguchi B, Espero W -- Aduja M, Kokubun R
- HB0403 HD1 (HSCR 761) RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM.
Introduced by: Saiki S
Amends provision relating to the allowance on service retirement and the employees' retirement system. Provides that the retirement allowance of legislative officers, if 1st appointed after June 30, 2003, shall be 2 per cent and 3 1/2 per cent if appointed prior to July 1, 2003, of the member's average final compensation multiplied by the total number of years of the member's credited service. Provides computation of legislative officers' retirement allowance. -- HB0403 HD1
Current Status: Mar=21 03 Passed Second Reading Senate
Mar=21 03 Referred to WAM (586-6460)
- HB0405 RELATING TO UTILIZATION OF FEDERAL FUNDS.
Introduced by: Saiki S
Establishes provision relating to federal grants in aid; governor and director of finance not to restrict. Prohibits the governor and the director of finance from restricting any state agency's ability to expend federal grant moneys if the granting federal agency has already approved the expenditure of funds as provided in the state agency's grant application. Provides that any modification of the amount expended by the state agency of federally granted funds to be agreed to by the granting federal agency and the state agency authorized under the grant to expend the funds shall not require the governor's or director of finance's approval. -- HB0405
Current Status: Mar=06 03 Introduction/Passed First Reading - Senate
Mar=12 03 Multiple Re referral to TMG then WAM (586-6970)
- HB0418 HD1 SD2 (SSCR 1334) MAKING AN APPROPRIATION FOR THE UNIVERSITY OF HAWAII.
Introduced by: Takai K, Tamayo T
Appropriation to the university of Hawaii to hire 34.5 full time equivalent (34.50 FTE) instructional faculty positions within the university system for the college of education to provide teacher preparation and training. (\$\$) -- HB0418 SD2
Current Status: Apr-10 03 House Disagrees to Senate amendments
Apr-14 03 Conference Committee: House Members: Takai K, Karamatsu J -- Leong B, Tamayo T
Apr=14 03 Conference Committee: Senate Members: Sakamoto N, Taniguchi B -- Hogue B, Hooser G, Tsutsui S
- HB0432 HD1 (HSCR 664-04) RELATING TO STREAM EROSION.

HOUSE BILLS WHICH PASSED THIRD READING

Introduced by: Ito K, Morita H, Waters T
Appropriation to the department of land and natural resources to conduct an erosion control study of Kawa, Heeia, Keaahala / Keolaa, and Kaneohe streams to prevent further erosion. Report to the legislature. (\$\$) -- HB0432 HD1
Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate

HB0433 SD1 (SSCR 1420)

RELATING TO STATE BONDS.

Introduced by: Takamine D

Establishes debt limit on general obligation bonds. Authorizes the issuance of general obligation bonds for appropriation to finance projects authorized in the general appropriations Act of 2003 (state budget) and the judiciary appropriations Act of 2003 (judiciary budget), and that are designated to be financed from the general obligation bond fund and from the general obligation bond fund with debt service cost to be paid from special funds. Authorizes the issuance of general obligation bonds to refund any general obligation bonds. (\$\$) -- HB0433 SD1

Current Status: Apr-10 03 House Disagrees to Senate amendments
Apr-14 03 Conference Committee: House Members: Takamine D -- Bukoski K, Jernigan M, Kaho'ohalahala S, Karamatsu J, Kawakami B, Magaoay M, Meyer C, Mindo R, Moses M, Nakasone B, Nishimoto S, Shimabukuro M, Wakai G, Waters T
Apr=14 03 Conference Committee: Senate Members: Taniguchi B -- Hemmings F, Kokubun R, Tsutsui S

HB0436

MAKING AN APPROPRIATION TO FUND A SECOND AMBULANCE TO SERVE THE WAIANAE COAST.

Introduced by: Shimabukuro M, Tamayo T, Kahikina M

Appropriation to the department of health to fund a 2nd ambulance to serve the Waianae coast area. (\$\$) -- HB0436

Current Status: Feb=28 03 Introduction/Passed First Reading - Senate
Mar=07 03 Multiple Referral to HTH then WAM (586-6070)

HB0473 HD2 SD2 (SSCR 1319)

RELATING TO THE PUBLIC UTILITIES COMMISSION.

Introduced by: Morita H, Oshiro B, Kaho'ohalahala S, Magaoay M, Bukoski K, Wakai G, Thielen C

Establishes that the public utilities commission shall maintain a web site that includes all decisions and orders issued by the commission, a list of all open dockets, a list of all upcoming commission meetings, and a list of all pending deadlines. Requires application forms filed with the commission to be submitted via electronic mail (e mail), on compact disc in portable document format (PDF), or in any other electronic format prescribed by the commission. Appropriation out of the public utilities commission special fund. (\$\$) -- HB0473 SD2

Current Status: Apr-10 03 House Disagrees to Senate amendments
Apr-14 03 Conference Committee: House Members: Morita H, Hiraki K, Kaho'ohalahala S -- Thielen C
Apr=17 03 Conference Committee: Senate Members: Menor R, Ige D, Taniguchi B -- Kim D, Whalen P

HB0500 HD1 SD1 (SSCR 1178)

RELATING TO FAMILY COURTS.

Introduced by: Evans C

Amends provision relating to decree, if informal adjustment or diversion to a private or community agency or program has not been effected. Provides if the minor is adjudicated to have committed an act that would constitute a violation of promoting a dangerous, harmful, or detrimental drug, or of any other controlled substance, or a violation of promoting a detrimental drug in the 3rd degree, the court may commit the minor for incarceration in a youth correctional facility for a specified imprisonment of which, at least a specified number of hours shall be served consecutively without possibility of probation or suspension of sentence; and shall require the minor and the minor's parents, guardians, or legal custodians to attend a ____ hour minimum substance abuse education and counseling program, or other comparable family education and counseling program deemed appropriate by the court. Appropriation to the judiciary (\$\$). -- HB0500 SD1

Current Status: Apr-10 03 House Disagrees to Senate amendments
Apr-14 03 Conference Committee: House Members: Hamakawa E, Magaoay M -- Oshiro B, Pendleton D
Apr=14 03 Conference Committee: Senate Members: Hanabusa C, Kokubun R -- English J, Hogue B, Taniguchi B

HOUSE BILLS WHICH PASSED THIRD READING

- HB0504 HD1 (HSCR 616) RELATING TO FORCE-PLACED INSURANCE.
Introduced by: Halford C, Hiraki K
Establishes provisions relating to automobile loan force placed insurance. Provides that for an automobile loan in which the insurance is force placed by the lender, the rates charged to the buyer for the forced placed policy by the lender shall not exceed the lesser of 100 per cent of the rate the buyer can obtain for the coverage or the rates allowed by the insurance commissioner. -- HB0504 HD1
Current Status: Mar=06 03 Introduction/Passed First Reading - Senate
Mar=07 03 Single Referral to CPH (586-6740)
- HB0509 HD1 SD1 (SSCR 1175) RELATING TO COLLECTIVE BARGAINING IN PUBLIC EMPLOYMENT.
Introduced by: Oshiro M (BR)
Provides that substitute teachers of the department of education, including part time employees working less than 1/2 of a full time equivalent shall constitute an appropriate bargaining unit (14). Excludes substitute teachers working less than ____ days per calendar month. -- HB0509 SD1
Current Status: Mar=21 03 Passed Second Reading Senate as amended (SD1)
Mar=21 03 Referred to WAM (586-6460)
- HB0510 HD2 SD2 (SSCR 1426) RELATING TO GOVERNMENT.
Introduced by: Oshiro M
Provides a food income tax credit. Increases the general excise tax and use tax from 4 per cent to 4 1/2 per cent. Provides that 120 million dollars shall be deposited into the education special fund each year. Establishes the education special fund into which shall be deposited the 120 million dollars and which shall be used solely for the support of public schools and the university of Hawaii. Provides that 90 per cent shall go to the department of education and 10 per cent to the university. Provides that for public schools the funding shall be used for each of the 42 school complexes on a per pupil basis, for repair and maintenance for each school, and other funding for the schools as the legislature deems appropriate. Appropriation out of the special fund. Act to be repealed on December 31, 2013 (sunset). (\$\$) -- HB0510 SD2
Current Status: Apr-10 03 House Disagrees to Senate amendments
- HB0519 HD1 (HSCR 791) RELATING TO THE ELDER JUSTICE ACT.
Introduced by: Arakaki D, Abinsay F, Kahikina M, Lee M, Fox G, Shimabukuro M, Magaoay M, Nishimoto S, Luke S
Establishes provision relating to the elder justice Act. Defines a dependent elder to mean any person 60 years of age or older who, because of mental or physical impairment, is dependent upon another person, a care organization or facility for personal health, safety and welfare. Provides that the attorney general may bring an action on behalf of the state or any county against any person who engages in the abuse, neglect, or economic exploitation of an elder. Establishes provision for fines. Further provides that if a dependent elder suffers personal injury, death or loss of money or property, determined by the trier of fact to be caused by abuse or neglect, the person at fault is liable to the dependent elder or the dependent elder's estate for 3 times the damages sustained including attorney's fees and costs. -- HB0519 HD1
Current Status: Mar=06 03 Introduction/Passed First Reading - Senate
Apr=02 03 Single Re referral to HMS/ JHW/ (586-6130)
- HB0523 HD2 (HSCR 755) RELATING TO AGRICULTURAL TOURISM.
Introduced by: Chang J, Herkes R, Evans C, Jernigan M, Magaoay M, Hiraki K, Hale H
Amends provision relating to agricultural tourism. Provides agricultural tourism with its accessory uses and services conducted on an existing working farm or an existing farming operation for the enjoyment, education, and involvement of visitors shall be included as agricultural districts provided that the agricultural tourism activity is accessory and secondary to the principal agricultural use and does not interfere with surrounding farm operations. -- HB0523 HD2
Current Status: Mar=06 03 Introduction/Passed First Reading - Senate
Mar=07 03 Single Referral to TSM/ WLA/ (587-7200)
- HB0529 HD1 SD1 (SSCR 1171) RELATING TO CAVE PROTECTION.
Introduced by: Chang J, Hale H, Hiraki K
Amends provision relating to cave protection. Provides that written permission is not required for entry into caves that are designated as part of a state or county park where permission to enter is posted. -- HB0529 SD1
Current Status: Mar=21 03 Passed Second Reading Senate as amended (SD1)

HOUSE BILLS WHICH PASSED THIRD READING

Mar=21 03 Referred to JHW (586-7793)

- HB0533 HD1 (HSCR 592) RELATING TO GOVERNMENT ETHICS.
Introduced by: Schatz B, Oshiro B, Lee M, Caldwell K, Kanoho E, Sonson A, Waters T, Nishimoto S, Shimabukuro M, Wakai G, Ito K
Amends provision relating to requirements of disclosure for candidates for state elective offices. Provides that all disclosures shall include the street address and, if available, the tax map key number, and the value of any real property in which the person holds an interest whose value is 10,000 dollars or more. -- HB0533 HD1
Current Status: Mar=04 03 Introduction/Passed First Reading - Senate
Mar=07 03 Multiple Referral to TMG then JHW (586-6970)
- HB0537 HD1 (HSCR 658-04) RELATING TO CIVIL RIGHTS.
Introduced by: Schatz B, Oshiro B
Amends provision relating to civil rights. Defines sexual orientation to mean having a preference for heterosexuality, homosexuality, or bisexuality, having a history of any 1 or more of these preferences, or being identified with any 1 or more of these preferences. Provides that these provisions do not apply to the housing accommodations located on property used for church purposes. -- Amends provision relating to discriminatory practices in real property transactions to include sexual orientation. Amends provision relating to blockbusting to include sexual orientation and familial status. -- HB0537 HD1
Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate
- HB0550 HD1 (HSCR 491) RELATING TO THE DEVELOPMENT OF MEDICAL FACILITIES.
Introduced by: Oshiro M
Provides that all projects to develop a master planned health care center and retirement community that generally includes such facilities as a medical mall, medical technology park, medical related residential areas, and general residential and commercial areas situated on the parcel of land identified by tax map key 9-4-6:01 (Pacific Health Community, Wahiawa) shall be exempt from all statutes, ordinances, charter provisions, and rules of any governmental agency relating to planning, zoning, construction standards for subdivision, development and improvement of land, and the construction of units thereon. Amends Act 179, session laws of 1999, Act 180, session laws of 1999, Act 181, session laws of 1999, Act 279, session laws of 1999, Act 281, session laws of 1999, Act 291, session laws of 1999, Act 292, session laws of 1999, and Act 293, session laws of 1999, by changing the lapse date to June 30, 2008 (sunset). -- HB0550 HD1
Current Status: Mar=06 03 Introduction/Passed First Reading - Senate
Mar=07 03 Multiple Referral to TMG then WAM (586-6970)
- HB0551 HD2 (HSCR 832) RELATED TO THE STATE HEALTH PLANNING AND DEVELOPMENT AGENCY.
Introduced by: Oshiro M
Amends provision relating to exemptions from certificate of need requirements by including the exemption of any master planned health care center and retirement community that generally includes such facilities as a medical mall, medical technology park, medical related residential areas, and general residential and commercial areas situated on the parcel of land identified by tax map key 9-4-6:01 (Pacific Health Community, Wahiawa). -- HB0551 HD2
Current Status: Mar=06 03 Introduction/Passed First Reading - Senate
Mar=12 03 Multiple Re referral to HTH/ TMG/ then CPH (586-6070)
- HB0553 HD2 (HSCR 766) RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM.
Introduced by: Oshiro M
Amends provision relating to payment on death of pensioner. Provides that whenever a person receiving a pension from the State or county dies, the amount next payable shall be prorated from the last payment date up to and including the date of death and such prorated amount shall be paid to such persons as may have been designated by the pensioner during the pensioner's lifetime in a statement filed with the officer charged with payment of the pension or if no such designation has been made and filed, the personal representative of the estate of the pensioner. Further provides that effective July 1, 2003, whenever a person receiving a pension from the system dies, the full monthly pension for the month in which the pensioner died shall be payable to the pensioner. Amends provision relating to service retirement. Provides that upon leaving active service, the elective officer or judge shall receive the retirement allowance together with the post retirement allowance, effective on the 1st day of a month except the month of December when retirement benefits shall be effective on the 1st or last day of the month. Amends provision relating to average final

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compensation. Provides that the average final compensation of all members shall be calculated for employees who became members before or after January 1, 1971. Repeals the provision relating to the average final compensation of members retiring after December 31, 2002. -- HB0553 HD2

Current Status: Mar=06 03 Introduction/Passed First Reading - Senate
Mar=07 03 Multiple Referral to LBR then WAM (586-6830)

HB0554 HD2 (HSCR 762)

RELATING TO GOVERNMENT.

Introduced by: Oshiro M, Shimabukuro M

Amends provision relating to experimental modernization projects for county boards of water supply. Provides that with or without approval from the chief executive, the director of any qualifying board of water supply may conduct an experimental modernization project to determine whether specific changes in its human resource program would result in a more desirable program for the jurisdiction. Provides that prior to the implementation of any experimental modernization project, the director of any qualifying board of water supply shall develop a plan identifying the purpose of the project and the methodology to be used, the duration of the project and the criteria for evaluation and cost of the project. Further provides that if modification or waiver of any provision in a collective bargaining agreement is necessary to conduct a project under this provision, the representatives of the qualifying board of water supply and the exclusive representative must agree in writing to the modification, waiver or new provision before the project is implemented. Provides that while the board of water supply project is in progress, it shall not be limited by state or local personnel laws and rules, but shall be in compliance with all equal employment opportunity laws, laws prohibiting discrimination and collective bargaining. -- HB0554 HD2

Current Status: Mar=06 03 Introduction/Passed First Reading - Senate
Mar=07 03 Multiple Referral to LBR then TMG (586-6830)

HB0581 HD1 (HSCR 733)

RELATING TO SHARK FEEDING.

Introduced by: Tamayo T

Establishes penalties for violating the ban against shark feeding. Provides that any person violating the ban against shark feeding shall be guilty of a misdemeanor and, upon conviction thereof, shall be fined not less than 500 dollars. -- HB0581 HD1

Current Status: Mar=06 03 Introduction/Passed First Reading - Senate
Mar=07 03 Multiple Referral to WLA then JHW (586-7335)

HB0593 HD1 (HSCR 612)

RELATING TO REAL ESTATE.

Introduced by: Hiraki K

Amends provision relating to real estate. Provides that property owned or leased in common by members of an owner's association but not used as commercial property, industrial property, multi unit residential property, other residential property, agricultural property or rural property shall be subject to de minimis structure position discrepancy tolerance of the abutting property on which the improvement is situated in part. -- HB0593 HD1

Current Status: Mar=06 03 Introduction/Passed First Reading - Senate
Mar=07 03 Single Referral to CPH (586-6740)

HB0604

RELATING TO LAND USE.

Introduced by: Takamine D, Evans C, Herkes R

Provides that counties shall permit solar energy facilities in agricultural districts. -- HB0604

Current Status: Mar=21 03 Passed Second Reading Senate
Mar=21 03 Referred to TMG (586-6970)

HB0620 HD1 SD1 (SSCR 1335)

RELATING TO THE JUNIOR RESERVE OFFICERS' TRAINING CORPS.

Introduced by: Evans C, Jernigan M

Appropriation to the department of education for the Junior Reserve Officers' Training Corps (JROTC) programs at Kealakehe high school. Requires matching federal funds. (\$\$) -- HB0620 SD1

Current Status: Apr-10 03 House Disagrees to Senate amendments
Apr=14 03 Conference Committee: Senate Members: Sakamoto N, Kawamoto C, Taniguchi B -- Hogue B, Kokubun R
Apr-16 03 Conference Committee: House Members: Evans C, Takamine D -- Mindo R, Ontai G

HB0626 HD1 (HSCR 704)

RELATING TO INDIVIDUAL DEVELOPMENT ACCOUNT CONTRIBUTION TAX CREDIT.

Introduced by: Kahikina M, Arakaki D

Increases the individual development account contribution income tax credit from 50 per cent to 75 per cent of the amount contributed by the taxpayer to a fiduciary organization. --

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HB0626 HD1

Current Status: Mar=06 03 Introduction/Passed First Reading - Senate
Mar=07 03 Single Referral to WAM (586-6460)

HB0631

MAKING AN APPROPRIATION FOR THE HAWAIIAN IMMERSION PROGRAM.

Introduced by: Kahikina M, Kawakami B, Arakaki D, Bukoski K, Morita H
Appropriation to the department of education for the Hawaiian immersion program. (\$\$) --
HB0631

Current Status: Mar=20 03 Passed Second Reading Senate
Mar=20 03 Referred to WAM (586-6460)

HB0634

MAKING AN APPROPRIATION FOR THE WAIANAE COAST COMPREHENSIVE HEALTH CENTER.

Introduced by: Kahikina M, Shimabukuro M, Kawakami B, Arakaki D
Appropriation to the department of health for emergency services at the Waianae coast comprehensive health center. (\$\$) -- HB0634

Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate

HB0641 HD3 (HSCR 842)

RELATING TO CRIMINAL HISTORY RECORD CHECKS.

Introduced by: Say C (BR)

Amends provisions relating to criminal history record checks. Provides that agencies and other entities authorized to conduct criminal history checks are the county liquor commissions on liquor license applicants; the department of education including the Hawaii state library system for people employed, seeking employment, or seeking to serve as a teacher trainee or in the library system; the department of health for persons seeking employment or seeking to serve as providers or subcontractors in positions that place them in direct contact with clients when providing non witnessed direct mental health services on behalf of the child and adolescent mental health division of the department; the board of directors of cooperative housing corporation or the manager of a cooperative housing project on applicants for employment as a security guard or manager or for a position that would allow the employee assess to the keys of or entry into the units in the project or access to corporation funds; the department of health on operators of adult foster homes or developmental disabilities domiciliary homes and their employees; the counties on employees and prospective employees who may be in positions which place them in close proximity to children in recreation or child care programs and services; the department of human services on operators and employees of child caring institutions, child placing organizations, and foster boarding homes; the department of human services on prospective adoptive parents; the department of human services on applicants to operate child care facilities, prospective employees of the applicant, and new employees of the provider after registration or licensure; the department of human services on persons exempt to be eligible to provide child care and receive child care subsidies; the department of human services on operators and employees of home and community based case management agencies and operators and other adults; the department of human services on staff members of the Hawaii youth correctional facility; the judiciary on employees and applicants at detention and shelter facilities; the department of public safety on employees and prospective employees who are directly involved with the treatment and care of persons committed to a correctional facility or who possess police powers including the power of arrest; the department of commerce and consumer affairs on applicants for private detective or private guard licensure; private schools and designated organizations on employees and prospective employees who may be in positions that necessitate close proximity to children; and the State or any of its branches, political subdivisions, or agencies on applicants and employees whose duty location, work site, or assignment places that person in close proximity to other positions in a department or agency which is authorized by law to conduct criminal history record checks for its employees who work there. Amends Act 273, session laws of 2001. Repeals provisions relating to background checks. -- HB0641 HD3

Current Status: Mar=06 03 Introduction/Passed First Reading - Senate
Mar=07 03 Single Referral to JHW (586-7793)

HB0657 HD1 (HSCR 245)

MAKING AN APPROPRIATION FOR THE FIFTIETH ANNIVERSARY COMMEMORATION OF THE KOREAN WAR COMMISSION.

Introduced by: Ito K, Wakai G

Appropriation to the department of defense to assist the 50th anniversary commemoration of the Korean war commission in commemorating the 50th anniversary of the end of the Korean war. (\$\$) -- HB0657 HD1

Current Status: Feb=28 03 Introduction/Passed First Reading - Senate

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Mar=07 03 Multiple Referral to TMG then WAM (586-6970)

HB0668 SD2 (SSCR 1364)

RELATING TO HUMAN SERVICES.

Introduced by: Kahikina M, Kawakami B, Arakaki D

Appropriation to the department of human services to undertake outreach and application assistance, improve the readability of materials, improve internal processes, and comply with federal requirement for matching funds to enroll eligible families in medical assistance programs. Appropriation out of the emergency and budget reserve fund (rainy day fund) to the department of human services as a grant to Hale Mahaolu for the personal care program for disabled or chronically ill frail adults and elders residing in Maui county; for forensic medical examinations of children in foster custody placements; as a grant to the Hawaii Youth Services Network for its Transitional Living Program for Unserviced Street Youth; for the residential alternative community care program; for the chore services program; as a grant to fund the continuation of the Kaneohe Community Family Center's core services, particularly families that are low income, unemployed or underemployed, and families of at risk youths; as a grant to fund the continuation of the Kuhio Park Terrace Family Center's core services to low income individuals and families residing in Kuhio Park Terrace and Kuhio Homes; as a grant for the Good Beginnings Alliance to carry out its statutory responsibilities; and for the delivery of diversion services and child protective services to target families, including the establishment of additional sites for neighborhood places; to the judiciary as a grant to provide treatment services for child victims of intrafamilial sexual abuse, including psychological treatment and case management services for child victims and their families who are not covered under the child protective services system of the department of human services; to the department of health for substance abuse services for youth and adolescents, including but not limited to, preventive services, school education programs, counseling, evaluation, treatment, therapy, family services, case management, recovery services, and residential substance abuse treatment services, and the coordination of such services; and as a grant for the operation of the Waipahu Community Adult Day Health Center and Youth Day Care Center pilot project; to the university of Hawaii as a grant for the bridge to hope program, including 1 position for outreach, provided that if federal funds are made available the sum appropriated be reduced by the amount received; and to the department of labor and industrial relations to fund legal services to children. (\$\$) -- HB0668 SD2

Current Status: Apr-10 03 House Disagrees to Senate amendments
Apr=16 03 Conference Committee: Senate Members: Chun Oakland S,
Taniguchi B -- Fukunaga C, Hemmings F, Hooser G, Ige D, Inouye L,
Kokubun R, Tsutsui S

HB0680 HD2 (HSCR 696-04)

RELATING TO ETHICS.

Introduced by: Karamatsu J, Shimabukuro M, Tamayo T, Lee M, Oshiro M, Hale H, Nishimoto S, Ito K, Oshiro B

Establishes provision relating to mandatory ethics training program. Provides that all legislators, elected members of the board of education, trustees of the office of Hawaiian affairs, governor, lieutenant governor, and executive department heads and deputies shall take ethics training courses administered by the state ethics commission. Excludes any other officer or employee of the state. Requires the commission to design, supervise, and conduct a program of ethics training. Provides criteria. -- HB0680 HD2

Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate

HB0685 HD2 SD1 (SSCR 1169)

RELATING TO ENTERPRISE ZONE.

Introduced by: Karamatsu J, Shimabukuro M, Oshiro M, Waters T

Defines service business to include retail establishments other than food service establishments in areas designated as tier 2 enterprise zones. Amends provision relating to enterprise zone designation. Provides that each county may nominate up to 6 additional tier 2 enterprise zones for approval by the governor for a period ending June 30, 2008 (sunset). Requires any such area to be located in 1 US census tract or 2 or more contiguous US census tracts in accordance with the most recent decennial US Census. Provides that the census tract or tracts within each enterprise zone shall meet at least 1 of the following criteria, ____ per cent or more of the population have incomes below 80 per cent of the median family income of the country; or the unemployment rate is ____ times the state average. Requires all qualified businesses which are located in a tier 2 enterprise zone to be subject to hiring requirements, even if the qualified business begins operations in an area included in a tier 2 enterprise zone before the area is so designated. Provides that all areas designated as tier 2 enterprise zones shall remain in effect until June 30, 2008. (sunset) -- HB0685 SD1

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Current Status: Mar=21 03 Passed Second Reading Senate as amended (SD1)
Mar=21 03 Referred to WAM (586-6460)

HB0691

RELATING TO THE PUBLIC PROCUREMENT CODE.

Introduced by: Karamatsu J, Magaoay M, Shimabukuro M, Oshiro M, Sonson A
Amends provision relating to preference to bidders on state agency contracts. Provides that in any competitive sealed bidding or competitive sealed proposal contracts for a public works project, a joint venture of 2 or more contractors shall qualify for the preference provided by these provisions if all joint venture contractors comprising the joint venture meet the requirements. -- HB0691

Current Status: Mar=04 03 Introduction/Passed First Reading - Senate
Mar=07 03 Multiple Referral to TMG then WAM (586-6970)

HB0698 HD1 (HSCR 659-04)

RELATING TO CRIMINAL TRESPASS.

Introduced by: Magaoay M, Finnegan L, Ito K, Sonson A, Chang J, Kanoho E
Amends provision relating to criminal trespass in the 2nd degree. Provides that a person commits the offense of criminal trespass in the 2nd degree if they enter or remain unlawfully in or upon commercial premises or public property after a reasonable warning or request to leave by the owner or lessee of the commercial premises or public property, their authorized agent or a police officer. -- HB0698 HD1

Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate

HB0704 HD1 SD2 (SSCR 1406)

RELATING TO PROCUREMENT CODE.

Introduced by: Magaoay M, Chang J, Karamatsu J, Abinsay F, Schatz B, Luke S, Oshiro B
Establishes provision relating to pre bid conference. Provides that 15 days prior to receiving any bids or proposals for construction or design build projects with a total estimated contract value of 100,000 dollars or more, the head of the purchasing agency shall hold a pre bid conference to be attended by all responsive bidders. Amends provision relating to additional duties of the administrator of the procurement office to provide that the administrator shall also establish and maintain a Hawaii procurement institute, in cooperation with the William S. Richardson School of Law and other public and private entities or persons, to promote and develop a professional acquisition workforce and to improve and enhance the State of Hawaii's contractor industrial base through education and training. Amends provision relating to procurement of professional services. Provides that in designating the members of the review committee, the head of the purchasing agency shall ensure the impartiality and independence of committee members and that the names of the review committee members shall be placed in the contract file. Provides that the selection criteria employed in descending order of importance shall be experience and qualifications relevant to the project type; past performance on projects of similar scope for public agencies or private industry including responses and corrective actions to notices of deficiencies; and any additional criteria determined in writing by the selection committee to be relevant to the purchasing agency's needs or necessary and appropriate to ensure full, open, and fair competition for professional services contracts. Provides that in conducting discussions, there shall be no disclosure of any information derived from the competing professional service offerors and that the selection committee shall rank a minimum of 3 persons based on the selection criteria and send the ranking to the head of the purchasing agency. Provides that if more than 1 person holds the same qualifications, the selection committee shall rank the persons in a manner that ensures equal distribution of contracts among the persons holding the same qualifications. Provides that contracts awarded in excess of the limits of small purchases shall be posted electronically within 7 days of the contract award and shall remain posted for at least 1 year. Provides that contracts for professional services less than the limits of small purchases may be negotiated. Repeals provisions relating to preference to bidders on state contracts. -- HB0704 SD2

Current Status: Apr-10 03 House Disagrees to Senate amendments
Apr-14 03 Conference Committee: House Members: Schatz B, Magaoay M -- Ontai G, Wakai G
Apr=14 03 Conference Committee: Senate Members: Kawamoto C, Taniguchi B -- Aduja M, Espero W, Kokubun R, Sakamoto N

HB0706 HD1 (HSCR 702-04)

RELATING TO OFFENSES AGAINST THE PERSON.

Introduced by: Lee M

Amends provision relating to assault in the 2nd degree. Provides that a person commits the offense of assault in the 2nd degree if the person intentionally or knowingly causes bodily injury to a health care professional who is engaged in the performance of a duty or is within a mental health care facility for involuntary hospitalization. Provides that health care

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professional includes their employees, agents, and volunteers; and an employee, agent, or volunteer of any program, institution, or agency, whether for profit or nonprofit, that is used, operated or designed to provide medical diagnosis, treatment, nursing, social services, or rehabilitative or preventive care to any person. Provides that a person commits the offense of terroristic threatening in the 1st degree if the person commits terroristic threatening against a public servant as defined in assault in the 1st degree or against a health care professional. -- HB0706 HD1

Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate

HB0712

RELATING TO THE STATE EDUCATIONAL FACILITIES IMPROVEMENT SPECIAL FUND.
Introduced by: Nakasone B

Amends provisions which provides that the sum from all general excise tax revenues deposited to the credit of the state educational facilities improvement special fund shall be 45 million dollars minus the proceeds from the sale of any general obligation bonds for the state educational facilities improvement special fund, by also subtracting certificates of participation from the 45 million dollars. -- HB0712

Current Status: Mar=19 03 Passed Second Reading Senate
Mar=19 03 Referred to WAM (586-6460)

HB0714 HD1 SD2 (SSCR 1314)

RELATING TO EDUCATION.

Introduced by: Nakasone B, Saiki S

Proposes to amend the constitution. Changes the power of the board of education to public school governance. Empowers the board to appoint the state superintendent of education. Authorizes the legislature to establish regional boards of education who shall formulate regional educational policy and who shall appoint regional superintendents of education as the chief administrative officers of their respective regions. Establishes the education restructuring and transition advisory committee attached to the department of accounting and general services to review the structure of the department of education including the state library system and related government functions and make recommendations to the legislature and governor. Reports to the legislature, governor, and the board of education. Requires the legislative reference bureau to assist the committee. -- HB0714 SD2

Current Status: Apr-10 03 House Disagrees to Senate amendments
Apr=14 03 Conference Committee: Senate Members: Sakamoto N, Hanabusa C, Taniguchi B -- Hogue B, Hooser G, Kawamoto C
Apr-16 03 Conference Committee: House Members: Takumi R, Hamakawa E, Takamine D -- Meyer C

HB0735 HD1 SD2 (SSCR 1356)

MAKING AN APPROPRIATION FOR SEXUAL ASSAULT SERVICES.

Introduced by: Kawakami B, Arakaki D

Appropriation to the department of health for sexual assault services. (\$\$) -- HB0735 SD2

Current Status: Apr-10 03 House Disagrees to Senate amendments
Apr-14 03 Conference Committee: House Members: Arakaki D, Kahikina M, Shimabukuro M -- Jernigan M
Apr=16 03 Conference Committee: Senate Members: Baker R, Taniguchi B -- Chun Oakland S, Hogue B, Inouye L, Kokubun R

HB0740 HD1 (HSCR 587)

RELATING TO CRIMINAL LITTERING.

Introduced by: Waters T, Wakai G, Ito K, Thielen C, Pendleton D

Amends provision relating to criminal littering. Redefines litter to include an automobile, van, truck, or large appliance or piece of furniture, including a dishwasher, stove, oven, refrigerator, freezer, hot water tank, sofa, couch, or bed. Provides that the court shall sentence the person convicted of committing the offense of criminal littering to a minimum of 24 hours of community service work if the criminal littering included an automobile, van, truck, dishwasher, stove, oven, refrigerator, freezer, hot water tank, sofa, couch, or bed. -- HB0740 HD1

Current Status: Mar=04 03 Introduction/Passed First Reading - Senate
Mar=07 03 Multiple Referral to ENE then JHW (587-7225)

HB0744 HD1 (HSCR 181)

RELATING TO FUEL.

Introduced by: Waters T, Shimabukuro M, Thielen C

Provides that methyl tertiary butyl ether shall not be intentionally added to any gasoline, motor fuel, or clean fuel produced for sale or use in this State after December 31, 2003 and shall not exceed trace amounts of 0.05 per cent by volume. Defines trace amounts to mean the inadvertent presence of methyl tertiary butyl ether whether resulting from the transportation of gasoline in vessels previously containing methyl tertiary ether. -- HB0744 HD1

HOUSE BILLS WHICH PASSED THIRD READING

Current Status: Feb=28 03 Introduction/Passed First Reading - Senate
Mar=12 03 Multiple Re referral to ENE/ WLA/ then WAM (587-7225)

HB0756 HD2 SD2 (SSCR 1370)

RELATING TO ELECTIONS.

Introduced by: Say C (BR)

Establishes provisions relating to automatic recount for small vote differences. If the difference in the votes cast for the winning and losing candidates appears to be 1/8 of 1 per cent or less of the total ballots cast for that office, then the chief election officer or county clerk, in the case of a county election, shall order a recount of all ballots cast for the office where the small vote difference exists. Provides that in the case where several candidates are to be elected to an office with more than 1 seat, and the percentage difference contained appears between the votes received by the lowest among the winning candidates and those received by the highest among the losing candidates, the chief election officer or county clerk, in the case of a county election, shall order a recount of the questioned ballots for that contest. Provides that the ballots shall be recounted by machine count no later than 7 days after the election. Amends provisions relating to contests for cause in primary, special primary elections, and county elections held concurrently with a regularly scheduled primary or special primary election. Provides that in the event of an automatic recount for small vote differences, the complaint shall be filed in the office of the clerk of the supreme court not later than 4:30 p.m. on the 6th day after completion of the recount. Amends provision relating to contest for cause in general, special general, special and runoff elections. Provides that in the event of an automatic recount for small vote differences, the complaint shall be filed in the office of the clerk of the supreme court not later than 4:30 p.m. on the 20th day after completion of the recount. Amends provision relating to primary held when; candidates only those nominated. Provides that the primary shall be held at the polling place for each precinct on the 2nd Saturday in August in every even numbered year. -- HB0756 SD2

Current Status: Mar=20 03 Passed Second Reading Senate as amended (SD1)
Apr=08 03 Re Committed to WAM (586-6460)

HB0757 HD1 (HSCR 598)

RELATING TO CAMPAIGN SPENDING RECORDS.

Introduced by: Say C (BR)

Amends provision relating to the filing of reports. Provides that all reports filed within the county clerk's office for an election period may be discarded by that office upon the filing of the final report for that election period; provided that the county clerk has electronically transmitted a true and correct copy or sent the original and 1 copy, of all reports for that election period to the campaign spending commission. -- HB0757 HD1

Current Status: Mar=04 03 Introduction/Passed First Reading - Senate
Mar=07 03 Multiple Referral to TMG then JHW (586-6970)

HB0762 HD1 (HSCR 573)

RELATING TO ELECTION HEARINGS.

Introduced by: Say C (BR)

Amends provision relating to the duties of the chief election officer. Provides that the chief election officer may establish procedures for receiving and processing complaints and conducting investigations in State elections. Provides that the chief election officer, subject to the privileges that witnesses have in the courts of this State, may compel at a specified time and place, by a subpoena, the appearance and sworn testimony of any person who the chief election officer reasonably believes may be able to give information relating to a matter under investigation and compel any person to produce any books, papers, documents, or other objects designated therein or any other records maintained, including those electronically stored, that the chief election officer reasonably believes may relate to a matter under investigation. Provides that the chief election officer may bring suit in an appropriate state court to enforce these powers. -- HB0762 HD1

Current Status: Feb=28 03 Introduction/Passed First Reading - Senate
Mar=07 03 Single Referral to JHW (586-7793)

HB0802 HD1 (HSCR 580)

RELATING TO CHAPTER 711, HAWAII REVISED STATUTES.

Introduced by: Say C (BR)

Amends provision relating to offenses against public order. Defines record to mean to videotape, film, photograph, or record electronically. Defines recording to mean a videotape, film, photograph, or electronic recording. Provides that a person commits the offense of disorderly conduct, with intent to cause physical inconveniences or alarm by a member or members of the public, or recklessly creating a risk thereof, if the person subjects another person to offensively coarse behavior or abusive language which is likely to provoke a violent response. Provides that the court may order the destruction of any recording made in violation of privacy in the 1st degree. Provides that a person commits the offense of violation of privacy in the 2nd degree if the person intentionally records or broadcasts an image of

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another person's intimate area underneath clothing, and such image is taken while that person is in a public place and without that person's consent. -- HB0802 HD1
Current Status: Feb=28 03 Introduction/Passed First Reading - Senate
Mar=07 03 Single Referral to JHW (586-7793)

HB0813 RELATING TO FAMILY COURTS.
Introduced by: Say C (BR)
Amends provision relating to appointment of counsel and guardian ad litem; compensation by providing that nothing in these provisions shall preclude the judiciary from contracting these professional services based on reasonable rates of compensation. -- HB0813
Current Status: Feb=28 03 Introduction/Passed First Reading - Senate
Mar=07 03 Single Referral to JHW (586-7793)

HB0851 HD1 SD1 (SSCR 1027) RELATING TO TAXATION APPEALS.
Introduced by: Luke S, Takai K
Amends tax appeals, income tax, estate and transfer tax, general excise tax, transient accommodations tax, use tax, fuel tax, liquor tax, cigarette and tobacco tax, conveyance tax, rented motor vehicle and tour vehicle surcharge tax, nursing facility tax, and insurance tax provisions requiring the respective tax to be paid for appeals other than to the district board of review to provide that only 1st appeals to either the district board of review or the tax appeal court shall be made without payment of the tax so assessed. Requires for appeals by the taxpayer or the assessor to the tax appeal court from a decision by the board or to an appellate court from a decision by the tax court the taxpayer shall pay the tax and plus interest. -- HB0851 SD1
Current Status: Apr=29 03 Reconsideration of action to Disagree

HB0865 HD2 (HSCR 734) RELATING TO CONFLICTS OF INTERESTS.
Introduced by: Oshiro B, Schatz B, Saiki S, Luke S
Amends provision relating to conflicts of interests by public officers and employees. Prohibits an employee from taking any official action directly affecting a business or undertaking in which the employee knows or has reason to know that a brother, a sister, a parent, an emancipated child, or a household member has a substantial financial interest. Amends provision relating to requirements of disclosure. Provides that the financial disclosure statements of the members of the board of regents, the board of land and natural resources, the board of agriculture, the Hawaiian homes commission, the stadium authority, the Hawaii community development authority, the Hawaii tourism authority, the natural energy laboratory of Hawaii authority, and the Hawaii paroling authority shall be public records and available for inspection and duplication. Provides that members of the board of regents, the board of land and natural resources, the board of agriculture, and the Hawaiian homes commission who file public financial disclosure statements need not report, where an amount is required to be reported, the actual dollar value of the financial interest or the dollar range of value. Defines an official act directly affecting a financial interest to mean that it is reasonably foreseeable that the act will have a material financial effect, distinguishable from its effect on the public generally, on the individual or a member of the individual's immediate family. -- HB0865 HD2
Current Status: Mar=06 03 Introduction/Passed First Reading - Senate
Mar=07 03 Multiple Referral to TMG then JHW (586-6970)

HB0884 RELATING TO WORKERS' COMPENSATION.
Introduced by: Oshiro B
Amends provision relating to fraud violations and penalties within the workers' compensation law. Provides that the petitioner shall have the burden to prove by a preponderance of the evidence that the violation occurred. Authorizes the director of labor and industrial relations or the labor and industrial relations appeals board to consider evidence of similar conduct from any other instances that demonstrated a pattern in rendering a decision. -- HB0884
Current Status: Feb=28 03 Introduction/Passed First Reading - Senate
Mar=07 03 Multiple Referral to LBR then JHW (586-6830)

HB0887 HD1 (HSCR 599) CORPORATE DISCLOSURE FOR CAMPAIGN SPENDING.
Introduced by: Oshiro B
Establishes provision relating to organizational report, reporting corporation. Provides that the organizational report of a reporting corporation shall include the full name of the corporation, street and mailing address, and telephone number of the corporate headquarters and, if different, the street and mailing address and telephone number of the principal business office located within the State; a list of the corporate officers and directors, stating the full name, mailing address, and telephone number of each officer and director;

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a description of the nature of the business; the full name, title, mailing address, and telephone number of the corporate officer or officers authorized to sign the required reports; the custodian of the reporting corporation's books and accounts, if different from the corporate officer(s) authorized to sign the reports; and the election period for which the report is being filed. Provides that any change in information submitted in the organizational report shall be reported no later than 4:30 p.m. on the 10th calendar day after such a change is made. Establishes preliminary reports, reporting corporation. Provides that the reporting corporation shall file a preliminary report with the campaign spending commission on forms provided by the commission no later than 4:30 p.m. 10 calendar days prior to each election. Provides that each report shall be certified and shall contain the following information which shall be current through the 5th calendar day prior to the filing of report including the aggregate sum of all contributions made to all candidates, committees, or parties within the election period; the aggregate sum of all expenditures made in support of or in opposition to any candidate, committee, or party, and the amount and date of each disbursement or contribution made to a candidate, party, or committee, including the name and address of each payee. Provides that for expenditures, identify the candidate, party, or committee on whose behalf the expenditure was made. Provides that the reporting corporation shall file a supplemental report to the filed report no later than 4:30 p.m. 3 calendar days prior to the election for any contributions or expenditures to a single candidate, committee, or party aggregating to more than 500 dollars. Establishes provision relating to the reporting corporation and final report. Provides that a reporting corporation shall file a final report certified with the commission on forms provided by the commission no later than 4:30 p.m. on the 20th calendar day after an election period. Provides that the report shall include the following information which shall be current through the end of the election period including, a statement of the aggregate sum of all contributions made to all candidates, committees, or parties within the election period; a statement of the aggregate sum of all expenditures made in support of or in opposition to any candidate, committee, or party within the election period; and the amount and date of each disbursement or contribution made to a candidate, party, or committee, including the name and address of each payee, that was not previously reported. Provides that for expenditures, identify the candidate, party, or committee on whose behalf the expenditure was made. Defines corporation to mean any business entity authorized to transact business within the State or subject to the laws of the State. Defines reporting corporation to mean any corporation that contributes or expends an aggregate of 10,000 dollars or more from its own funds to candidates, committees, or parties within an election period and has not filed reports as a noncandidate committee. Provides that a reporting corporation shall file an organizational report no later than 4:30 p.m. of the 15th calendar day prior to any election when the aggregate contributions or expenditures exceed 10,000 dollars. -- HB0887 HD1

Current Status: Mar=21 03 Passed Second Reading Senate
Mar=21 03 Referred to JHW (586-7793)

HB0899 SD1 (SSCR 1090)

RELATING TO FIREWORKS.

Introduced by: Chang J

Amends provision relating to permissible uses of non aerial common fireworks by providing that not more than 20 dollars worth of non aerial common fireworks shall be allowed under each permit. Amends provision relating to permits. Provides that only 1 permit may be issued per household for purchase of non aerial common fireworks for use in each of the time periods specified in permissible uses of non aerial common fireworks. -- HB0899 SD1

Current Status: Mar=21 03 Passed Second Reading Senate as amended (SD1)
Mar=21 03 Referred to JHW (586-7793)

HB0907 HD2 (HSCR 829)

RELATING TO ADULT RESIDENTIAL CARE HOMES.

Introduced by: Arakaki D, Karamatsu J, Hamakawa E, Nishimoto S, Kawakami B, Tamayo T

Amends Act 273, session laws of 2001, relating to the home and community based case management agencies and community care foster family homes within the department of human services by extending the sunset date to June 30, 2005. Department to report to the legislature on the cost effectiveness and administration of the certification process of community care foster family homes, as well as the possibility of integrating or consolidating the classification of community care foster family homes with adult residential care homes (ARCH). -- HB0907 HD2

Current Status: Mar=06 03 Introduction/Passed First Reading - Senate
Mar=07 03 Multiple Referral to HMS/ HTH/ then WAM (586-6130)

HB0925 HD3 (HSCR 782)

RELATING TO ELDER ABUSE.

Introduced by: Arakaki D, Pendleton D, Magaoay M

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Requires the department of health to adopt rules to assure the reputable and responsible character of operators and employees of a skilled nursing facility, intermediate care facility, adult residential care home (ARCH), and assisted living facility. Provides that operators, employees, and prospective employees shall provide consent to the department to conduct criminal history record check, and be fingerprinted for the purpose of the Federal Bureau of Investigation and state criminal history record check. -- Requires the department of human services to adopt rules to ensure the reputable and responsible character of licensed adult day care center operators, employees, and adult volunteers; purchase of service contracted service providers; senior companion program, and respite companion program participants; and Medicaid waiver program contracted service providers. Provides that individuals shall be subjected to criminal history record checks and adult abuse perpetrator checks; provide consent to the department to conduct record checks; provide a sworn statement indicating whether the person was ever convicted of a crime or determined to be a perpetrator; and provide permission to be fingerprinted for the purpose of the Federal Bureau of Investigation (FBI) and state criminal history record check. Authorizes the department to implement appropriate action if the person identified has a conviction for a crime or is a perpetrator of adult abuse that the department determines will pose a risk to the health, safety, or well being of service recipients. Appropriation out of the state criminal history record improvement revolving fund to the department of the attorney general. (\$\$) -- HB0925 HD3
Current Status: Mar=06 03 Introduction/Passed First Reading - Senate
Mar=07 03 Multiple Referral to HMS then JHW (586-6130)

- HB0948 HD3 (HSCR 801) RELATING TO EARNED INCOME DEDUCTION FOR PUBLIC HOUSING RENT CALCULATION.
Introduced by: Takumi R
Provides that the housing and community development corporation of Hawaii shall deduct 25 per cent of a family's earned income that would otherwise be counted in its adjusted annual income when figuring its rate of rent for dwelling accommodations in the housing projects provided for by the development corporation, as long as such deductions are allowed by federal law. -- HB0948 HD3
Current Status: Mar=06 03 Introduction/Passed First Reading - Senate
Mar=07 03 Multiple Referral to CPH then WAM (586-6740)
- HB0969 HD1 (HSCR 148) RELATING TO COLLECTIVE BARGAINING.
Introduced by: Oshiro M
Establishes provision exempting public employees from portions of the uniform arbitration act. -- HB0969 HD1
Current Status: Mar=04 03 Introduction/Passed First Reading - Senate
Mar=07 03 Multiple Referral to LBR then WAM (586-6830)
- HB0981 HD1 (HSCR 588) RELATING TO COURTS.
Introduced by: Hamakawa E, Chang J, Herkes R, Hale H, Evans C
Amends provision relating to exempt when. Repeals the provision that no person shall be authorized to claim an exemption from service as a juror (jury duty) in the courts of the 1st circuit from January 1, 1989 through December 31, 1990, and in the courts of all circuits, other than the 1st circuit from January 1, 1990 through December 31, 1991; and from January 1, 1991 for the courts of the 1st circuit, and from January 1, 1992, for all other circuits of the state. Establishes that a person may claim exemption from service as a juror only if the person has served as a juror within 1 year preceding the time if filling out the juror qualification form; if the person lives more than 70 miles from the court for which the jury service is required; is an elected legislative official, provided that the exemption may be claimed only when the legislative body is in session; or is 80 years of age or older. -- HB0981 HD1
Current Status: Mar=04 03 Introduction/Passed First Reading - Senate
Mar=07 03 Single Referral to JHW (586-7793)
- HB0986 HD2 SD2 (SSCR 1387) RELATING TO DEATH BENEFITS OF SURVIVING CHILDREN OF PUBLIC EMPLOYEES.
Introduced by: Hamakawa E
Amends provision relating to the death benefits of surviving children of public employees. Provides that if there is no surviving spouse or reciprocal beneficiary, an equally divided benefit shall be payable to the deceased member's dependent child who is age 18 or over but younger than 24, who is a full time student. Provides that the survivor pension may continue for each dependent child age 18 or over and is or becomes a full time student, and shall continue so long as the child is a full time student, until the age of 24. -- HB0986 SD2
Current Status: Apr-10 03 House Disagrees to Senate amendments
Apr-14 03 Conference Committee: House Members: Oshiro M, Mindo R

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-- Bukoski K, Caldwell K
Apr=14 03 Conference Committee: Senate Members: Kanno B, Taniguchi
B -- Kawamoto C, Kokubun R, Tsutsui S

- HB0991 RELATING TO FIREARMS.
Introduced by: Hamakawa E
Amends provision relating to firearms. Provides that unless pardoned for the offense, no person shall own, possess, or control a firearm or ammunition if they are under indictment, or have waived indictment for, or been bound over to the circuit court for, or has been convicted of committing a felony or any crime of violence, or an illegal sale of any drug. -- HB0991
Current Status: Feb=28 03 Introduction/Passed First Reading - Senate
Feb=28 03 Single Referral to JHW (586-7793)
- HB0997 HD1 (HSCR 756) RELATING TO LEGISLATIVE INFORMATION.
Introduced by: Hamakawa E
Amends the access / legislative information services law by changing it to legislative information services law. Establishes access/legislative information service. Establishes legislative subscription services. Provides that each house of the legislature may establish policies, procedures, and fees for legislative subscription services. Defines subscription service to mean a service by which a member of the public is provided with printed set of bills, resolutions, committee reports, hearing notices, orders of the day, referral sheets, and other printed documents and records of the legislature. -- HB0997 HD1
Current Status: Mar=06 03 Introduction/Passed First Reading - Senate
Mar=07 03 Multiple Referral to JHW then WAM (586-7793)
- HB1004 HD1 (HSCR 713) RELATING TO DISPOSITION OF CONVICTED DEFENDANTS.
Introduced by: Hamakawa E
Repeals provisions relating to the interstate parole and probation compact. -- HB1004 HD1
Current Status: Mar=19 03 Passed Second Reading Senate
Mar=21 03 Re Committed to JHW (586-7793)
- HB1021 HD1 SD2 (SSCR 1344) RELATING TO EDUCATION.
Introduced by: Hamakawa E
Establishes provisions relating to the operation of new century charter schools, laboratory program by the board of regents of the university of Hawaii. Allows the board to operate schools that use the Hawaiian language as their primary medium of education and establish the basis for a laboratory school program in the college of Hawaiian language to train prospective public school teachers and administrators in the Hawaiian language; Hawaiian immersion; and Hawaiian studies. Exempts the teachers and other personnel of the college of Hawaiian language laboratory school program at the university of Hawaii at Hilo from the Hawaii teacher standards board. Requires the board of education to negotiate to provide licensed, tenured, and probationary teachers and educational officer who transfer to new century charter schools with benefits. -- Requires the attorney general to prepare recommended legislation to designate the university of Hawaii as a local educational agency to establish the basis for a laboratory school program in the college of Hawaiian language at the university of Hawaii at Hilo. Report to the legislature. Appropriation to the university. (\$\$) -- HB1021 SD2
Current Status: Apr=10 03 House Disagrees to Senate amendments
Apr=14 03 Conference Committee: Senate Members: Sakamoto N, Hanabusa C, Kokubun R -- Hemmings F, Hooser G
Apr=16 03 Conference Committee: House Members: Takai K, Takumi R, Kaho'ohalahala S -- Leong B
- HB1029 HD1 (HSCR 743) RELATING TO PERMIT APPROVALS.
Introduced by: Kaho'ohalahala S
Repeal the provision relating to the maximum time period for business or development related permits, licenses, or approvals, automatic approval and extensions. -- HB1029 HD1
Current Status: Mar=19 03 Passed Second Reading Senate
Mar=19 03 Referred to TMG/ WAM/ (586-6970)
- HB1041 SD1 (SSCR 1389) RELATING TO STATE OFFICERS AND EMPLOYEES EXCLUDED FROM COLLECTIVE BARGAINING AND MAKING APPROPRIATIONS AND OTHER ADJUSTMENTS.
Introduced by: Oshiro M, Saiki S
Appropriation to respective heads of the legislative agencies for salary increases and other cost adjustments for the office of the auditor, ethics commission, office of the legislative

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reference bureau, and office of the ombudsman, for officers and employees of these agencies excluded from collective bargaining. (\$\$) -- HB1041 SD1

Current Status: Apr-10 03 House Disagrees to Senate amendments
Apr-14 03 Conference Committee: House Members: Takamine D --
Jernigan M, Kawakami B, Magaoay M
Apr=14 03 Conference Committee: Senate Members: Kanno B, Taniguchi
B -- Kawamoto C, Kokubun R, Tsutsui S

HB1042 SD1 (SSCR 1390)

MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS.

Introduced by: Oshiro M, Saiki S

Appropriation to the director of finance and chief justice for salary increases and other cost adjustments for negotiated collective bargaining cost items for public employees in collective bargaining unit 1 (nonsupervisory blue collar employees), for state officers and employees excluded from collective bargaining, and for state employees in unit 1 assigned to the Hawaii health systems corporation. (\$\$) -- HB1042 SD1

Current Status: Apr-10 03 House Disagrees to Senate amendments
Apr-14 03 Conference Committee: House Members: Oshiro M, Takamine
D -- Bukoski K, Mindo R
Apr=14 03 Conference Committee: Senate Members: Kanno B, Taniguchi
B -- Kawamoto C, Kokubun R, Tsutsui S

HB1043 SD1 (SSCR 1391)

MAKING APPROPRIATIONS FOR SALARY INCREASES FOR PUBLIC EMPLOYEES.

Introduced by: Oshiro M, Saiki S

Appropriation to the director of finance for Hawaii employer union health benefits trust fund costs for negotiated collective bargaining cost items for public employees in collective bargaining unit 2 (supervisory blue collar employees), unit 3 (nonsupervisory white collar employees), unit 4 (supervisory white collar employees), unit 6 (educational officers and other personnel of the department of education), unit 8 (personnel of the university of Hawaii and community college system), unit 9 (registered professional nurses), and unit 13 (other professional and scientific employees), for state officers and employees excluded from collective bargaining units 2, 3, 4, 6, 8, 9, and 13. (\$\$) -- HB1043 SD1

Current Status: Apr-10 03 House Disagrees to Senate amendments
Apr-14 03 Conference Committee: House Members: Oshiro M, Takamine
D -- Jernigan M, Mindo R
Apr=14 03 Conference Committee: Senate Members: Kanno B, Taniguchi
B -- Kawamoto C, Kokubun R, Tsutsui S

HB1044 SD1 (SSCR 1392)

RELATING TO COLLECTIVE BARGAINING COST ITEMS.

Introduced by: Oshiro M, Saiki S

Appropriation to the director of finance for salary increases and other cost adjustments 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 state officers and employees in the department of education excluded from collective bargaining. (\$\$) -- HB1044 SD1

Current Status: Apr-10 03 House Disagrees to Senate amendments
Apr-14 03 Conference Committee: House Members: Oshiro M, Takamine
D -- Meyer C, Mindo R
Apr=14 03 Conference Committee: Senate Members: Kanno B, Taniguchi
B -- Kawamoto C, Kokubun R, Tsutsui S

HB1045 SD1 (SSCR 1393)

MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS.

Introduced by: Oshiro M, Saiki S

Appropriation to the director of finance for salary increases and other cost adjustments for negotiated collective bargaining cost items for public employees in 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. (\$\$) -- HB1045 SD1

Current Status: Apr-10 03 House Disagrees to Senate amendments
Apr-14 03 Conference Committee: House Members: Oshiro M, Takamine
D -- Mindo R, Moses M
Apr=14 03 Conference Committee: Senate Members: Kanno B, Taniguchi
B -- Kawamoto C, Kokubun R, Tsutsui S

HB1046 SD1 (SSCR 1394)

MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS.

Introduced by: Oshiro M, Saiki S

Appropriation to the director of finance and chief justice for salary increases and other cost adjustments for negotiated collective bargaining cost items for public employees in collective

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bargaining unit 10 (nonprofessional hospital and institutional workers), for state officers and employees excluded from collective bargaining, and for state employees in unit 10 assigned to the Hawaii health systems corporation. (\$\$) -- HB1046 SD1

Current Status: Apr-10 03 House Disagrees to Senate amendments
Apr-14 03 Conference Committee: House Members: Oshiro M, Takamine D -- Bukoski K, Mindo R
Apr=14 03 Conference Committee: Senate Members: Kanno B, Taniguchi B -- Kawamoto C, Kokubun R, Tsutsui S

HB1047 SD1 (SSCR 1395)

MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS.

Introduced by: Oshiro M, Saiki S

Appropriation to the director of finance for salary increases and other cost adjustments 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. (\$\$) -- HB1047 SD1

Current Status: Apr-10 03 House Disagrees to Senate amendments
Apr-14 03 Conference Committee: House Members: Oshiro M, Takamine D -- Jernigan M, Mindo R
Apr=14 03 Conference Committee: Senate Members: Kanno B, Taniguchi B -- Kawamoto C, Kokubun R, Tsutsui S

HB1053 SD1 (SSCR 1151)

RELATING TO CONSERVATION.

Introduced by: Mindo R, Kanoho E

Establishes provision relating to citizen suits. Amends provision relating to conservation of aquatic life, wildlife and land plants. Redefines landowner as an owner of land or any estate or interest in that land when acting with the consent of the fee owner. In the case of government owned lands, the consent shall be required of any government department or agency to which management or control of that land has been assigned. Amends provision relating to habitat conservation plans and safe harbor agreements. Provides that in the event the board of land and natural resources votes to enter into a habitat conservation plan or safe harbor agreements for which the majority of the endangered species recovery committee recommended disapproval, the board may not enter into the plan or agreement unless the plan is approved by a 2/3 majority vote of both houses of the legislature. Requires that a safe harbor agreement shall be approved if the agreement proposes to create, restore, maintain, or improve significant amounts of habitat for a minimum of 5 years for private lands and for a minimum of 15 years for public lands. Provides confidentiality of the precise locations for habitat conservation plans or safe harbor agreements for private lands. Provides that the board shall suspend or revoke the approval of any habitat conservation plan or any safe harbor agreement approved if continuation of the permitted activity would appreciably reduce the likelihood of survival or recovery of any threatened or endangered species in the wild. Provides that the endangered species recovery committee shall visit each property that is the subject of a habitat conservation plan or safe harbor agreement at least 1 time per year. -- HB1053 SD1

Current Status: Mar=21 03 Passed Second Reading Senate as amended (SD1)
Mar=21 03 Referred to WAM (586-6460)

HB1064 SD1 (SSCR 1186)

RELATING TO TRANSPORTATION.

Introduced by: Mindo R

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. (\$\$) -- HB1064 SD1

Current Status: Mar=21 03 Passed Second Reading Senate as amended (SD1)
Mar=21 03 Referred to WAM (586-6460)

HB1071 HD2 (HSCR 741-04)

RELATING TO THE PUBLIC UTILITIES COMMISSION.

Introduced by: Caldwell K, Kanoho E, Lee M, Evans C, Saiki S, Oshiro M, Oshiro B

Requires the director of taxation to allow taxpayers to designate and pay a voluntary contribution to the underground conversion fund on their annual income tax return. -- Establishes the underground conversion fund administered by the public utilities commission into which shall be deposited voluntary contributions (round up program) including contributions paid along with the state income tax. -- HB1071 HD2

Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate

HB1075 HD1 (HSCR 105)

RELATING TO IMPLEMENTATION OF A FIXED RAIL TRANSIT SYSTEM.

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Introduced by: Caldwell K, Moses M, Oshiro B, Oshiro M
Requires the department of transportation in conjunction with the Oahu Metropolitan Planning Organization and the city and county of Honolulu to develop an action plan for the implementation of a fixed rail transit system for Oahu. Report to the legislature. -- HB1075 HD1

Current Status: Mar=06 03 Introduction/Passed First Reading - Senate
Mar=07 03 Multiple Referral to TMG then WAM (586-6970)

HB1081

RELATING TO THE STATE INTERNET PORTAL.

Introduced by: Say C (BR)

Amends Act 292, session laws of 2000, by extending the sunset date for the access Hawaii committee within the office of the governor to June 30, 2005. -- HB1081

Current Status: Mar=04 03 Introduction/Passed First Reading - Senate
Mar=07 03 Single Referral to SAT (586-6230)

HB1103 HD2 (HSCR 756-04)

RELATING TO PROCUREMENT

Introduced by: Say C (BR)

Establishes provisions relating to preference for small businesses; set asides; utilization as subcontractors. Provides that policy boards shall adopt rules to promote the growth and development of small businesses. -- HB1103 HD2

Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate

HB1113

RELATING TO DRIVERS' LICENSES.

Introduced by: Say C (BR)

Amends provision relating to unlawful use of motor vehicle driver's license. Prohibits a person having in the person's possession any fictitious or fraudulently altered driver's license; or to use a false or fictitious name, knowingly make a false statement or knowingly conceal a material fact or otherwise commit a fraud in any driver's license application. -- HB1113

Current Status: Mar=09 04 Passed Third Reading Senate

HB1114 HD1 (HSCR 790)

RELATING TO TOBACCO.

Introduced by: Say C (BR)

Amends the cigarette and tobacco tax law to establish provisions to prohibit against the stamping or sale of cigarettes not listed in the attorney general's directory listing all participating tobacco product manufacturers and their brand families. -- Amends the tobacco products reporting law to require tobacco product manufacturers to execute and deliver a certification that they are a participating manufacturer (tobacco liability law) to the attorney general and for the attorney general to create the directory. -- HB1114 HD1

Current Status: Mar=06 03 Introduction/Passed First Reading - Senate
Mar=07 03 Single Referral to JHW (586-7793)

HB1117 HD1 (HSCR 607)

RELATING TO ANTITRUST.

Introduced by: Say C (BR)

Provides that actions brought under unfair competition, practices, declared unlawful, shall be brought as parens patriae on behalf of natural persons residing in the State, to secure threefold damages for injuries sustained by such natural persons to their property by reason of any business enterprise or trade violation. -- HB1117 HD1

Current Status: Mar=06 03 Introduction/Passed First Reading - Senate
Mar=07 03 Single Referral to CPH/ JHW/ (586-6740)

HB1127 HD2 (HSCR 820)

RELATING TO ENERGY RESOURCES.

Introduced by: Say C (BR)

Amends Act 77, session laws of 2002, relating to maximum pretax gasoline prices. Provides that the department of business, economic development and tourism shall submit an interim report to the legislature before the convening of the regular session of 2003 and submit a final report of findings and recommendations to the legislature before the convening of the regular session of 2004. -- HB1127 HD2

Current Status: Mar=06 03 Introduction/Passed First Reading - Senate
Mar=07 03 Multiple Referral to CPH/ TMG/ then WAM (586-6740)

HB1153 HD1 (HSCR 481)

RELATING TO TELECOMMUNICATIONS RELAY SERVICES.

Introduced by: Say C (BR)

Amends provisions relating to relay services for the deaf, hearing impaired, and speech impaired by changing it to telecommunications relay services for the deaf, persons with hearing disabilities, and persons with speech disabilities. Provides that the public utilities

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commission may require every intrastate telecommunications carrier to contract with a provider or providers for the provision of telecommunications relay service. Authorizes the commission to establish a surcharge to collect customer contributions for telecommunications relay services. Repeals telecommunications expedition of ratemaking procedures. -- HB1153 HD1

Current Status: Mar=06 03 Introduction/Passed First Reading - Senate
Mar=13 03 Single Re referral to CPH (586-6740)

HB1159 HD1 (HSCR 747)

RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM.

Introduced by: Say C (BR)

Establishes the finalization of pensions within 6 calendar months following the month of the employee's retirement. Provides that for pensions finalized after the 6th calendar month, an interest payment amounting to 4 1/2 per cent per annum shall be paid to the retiree. Provides that beginning January 1, 2004 interest payments calculated as simple interest shall be prorated up to the date payment is made and the employee's retirement system shall assess 10 dollars for each month or fraction thereof that the department or agency fails to provide the system with the requested information for each retiree and all assessments collected shall be deposited to the pension accumulation fund. Appropriation out of the employees' retirement system's investment earnings. (\$\$) -- HB1159 HD1

Current Status: Mar=06 03 Introduction/Passed First Reading - Senate
Mar=07 03 Multiple Referral to LBR then WAM (586-6830)

HB1176 HD1 SD1 (SSCR 1336)

RELATING TO EDUCATION.

Introduced by: Say C (BR)

Authorizes the issuance of general obligation bonds for appropriation to the department of education for statewide projects under the qualified zone academy bond program. (\$\$) -- HB1176 SD1

Current Status: Apr-10 03 House Disagrees to Senate amendments
Apr-14 03 Conference Committee: House Members: Takumi R, Karamatsu J -- Evans C, Leong B
Apr=14 03 Conference Committee: Senate Members: Sakamoto N, Taniguchi B -- Hemmings F, Hooser G, Kawamoto C

HB1181 HD1 SD2 (SSCR 1357)

MAKING AN EMERGENCY APPROPRIATION FOR THE HAWAII HEALTH SYSTEMS CORPORATION.

Introduced by: Say C (BR)

Appropriation to the Hawaii health systems corporation for employer contributions of the corporation to the employees' retirement system and the public employees' health fund. (\$\$) -- HB1181 SD2

Current Status: Apr-10 03 House Disagrees to Senate amendments
Apr-14 03 Conference Committee: House Members: Takamine D -- Kawakami B, Moses M, Nakasone B
Apr=16 03 Conference Committee: Senate Members: Baker R, Taniguchi B -- Inouye L, Kanno B, Kokubun R, Trimble G, Tsutsui S

HB1182 HD2 SD2 (SSCR 1428)

RELATING TO EMERGENCY MEDICAL SERVICES.

Introduced by: Say C (BR)

Establishes the emergency medical services special fund to be administered by the department of health for operating the state comprehensive emergency medical services system. Annual report to the legislature. Establishes an additional fee for each certificate of registration for a U drive motor vehicle and all other motor vehicles to be deposited into the emergency medical services special fund and the counties for providing emergency aeromedical services. Requires the department to establish, administer, and maintain an aeromedical emergency medical services system designed to collect and analyze data to measure the efficiency and effectiveness of each phase of an aeromedical program. Defines emergency aeromedical services to mean a secondary response system which provides immediate critical care and transport by rotary wing aircraft of a patient to a facility that provides specialized medical care. Provides that the aeromedical emergency medical services system shall serve the emergency health needs of the people of the State by identifying system strengths and weaknesses, the allocation of resources, and the development of aeromedical service standards. Requires the department to use an emergency aeromedical services quality improvement committee to analyze information collected from the aeromedical quality improvement performance measures and to recommend system standards and resources to improve the Hawaii emergency aeromedical services system. Appropriation to the department through its emergency medical service system to fund an emergency helicopter aeromedical service for the county of Maui.

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Requires the emergency helicopter aeromedical services to use triage protocols and be based on national aeromedical, triage, and transport guidelines. Encourages the department to partner with the county of Maui, health care providers, and the private sector to ensure that this necessary service is provided in the most cost efficient manner, utilizing all available resources. Appropriation out of the emergency medical services special fund to the department for emergency medical services at the Waianae Coast Comprehensive Health Center, including ambulance services, to provide sufficient 24 hour advanced life support ambulance services for the Kihei / Wailea region of Maui, and to provide emergency advanced life support ambulance service to the residents of Hawaiian Ocean View Estates on the island of Hawaii. Requires the ambulance and its crew to be based at the fire station constructed by volunteer fire department in Hawaiian Ocean View Estates. (\$\$) -- HB1182 SD2

Current Status: Apr-10 03 House Disagrees to Senate amendments
Apr=21 03 Conference Committee: Senate Members: Baker R, Kokubun R, Chun Oakland S -- English J, Espero W, Taniguchi B, Tsutsui S

HB1223 HD2 (HSCR 703)

RELATING TO CONFORMITY OF THE HAWAII INCOME TAX LAW TO THE INTERNAL REVENUE CODE.

Introduced by: Say C (BR)

Amends provisions conforming to the Federal Internal Revenue Code for apply to taxable years beginning after December 31, 2002. Provides that section 62(a)(2)(D) (with respect to certain expenses of elementary and secondary school teachers) and section 114 (with respect to extraterritorial income) shall not be operative. Provides that section 168 (with respect to accelerated cost recovery system) shall be operative. Provides that the 5 year carryback period for net operating losses for any taxable year ending during 2001 and 2002 in section 172(b)(1)(H) shall not be operative. -- HB1223 HD2

Current Status: Mar=06 03 Introduction/Passed First Reading - Senate
Mar=07 03 Single Referral to WAM (586-6460)

HB1224 HD1 (HSCR 718)

RELATING TO THE AMENDMENT OR REPEAL OF OBSOLETE TAX LAWS.

Introduced by: Say C (BR)

Changes the tax reserve fund from a special fund to a trust fund. -- Amends the provisions relating to general excise taxes. Defines manufacturer to mean every person engaging in or continuing within the State the business of manufacturing, including compounding, canning, preserving, packing, printing, publishing, milling, processing, refining, or preparing for sale, profit, or commercial use, either directly or through the activity of others, in whole or in part, any article or articles, substance or substances, or commodity or commodities and repeals provisions relating to tax on manufacturers and producers. Defines retailing to include the sale of tangible personal property for consumption or use by the purchaser and not for resale, the renting of tangible personal property, and the rendering of services by one engaged in a service business or calling to a person who is not purchasing the services for resale and repeals the provisions relating to tax on certain retailing. Repeals the general excise tax exemption for agricultural meat or fish products grown, raised, or caught in Hawaii and provides the exemption to sale of products to any person or common carrier in interstate or foreign commerce. Repeals the general excise tax exemption of producers of motion pictures or television films. Repeals provisions relating to county general excise tax and use tax surcharge. -- HB1224 HD1

Current Status: Mar=06 03 Introduction/Passed First Reading - Senate
Mar=07 03 Single Referral to WAM (586-6460)

HB1225 SD2
(FLOOR AMENDMENT 9)

RELATING TO THE ADMINISTRATION OF TAXES.

Introduced by: Say C (BR)

Amends provisions relating to estimated tax payments by redefining tax to include estimated tax payments or payments remitted with extension requests. Provides that payment for estimated tax shall be 100 per cent of the tax shown for the preceding taxable year. Amends provisions relating to the department of taxation's authority to grant tax filing extensions. -- Amends provisions relating to the estate and transfer tax. Defines Internal Revenue Code as the Federal Internal Revenue Code of 1986, as amended and renumbered, except sections 2011 and 2604 of the Internal Revenue Code as they existed on December 31, 2001, and conforms the tax codes to the appropriate federal sections. -- Changes the income tax credit for research activities to an income tax credit for increasing research activities. Changes the refund of any excess of the tax credit over payments due to be a credit against the taxpayer's income tax liability in subsequent years. -- Amends Act 221, session laws of 2001, and Act 297, session laws of 2000, relating to income tax exemptions for royalties and stock options from qualified high technology businesses and high technology business investment tax credits and research activity tax credits by adding to the intent of the Acts.

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Authorizes the department of taxation to prescribe rules to prevent the abuse and promote efficient administration of these tax exemptions and credits. -- HB1225 SD2
Current Status: Apr-10 03 House Disagrees to Senate amendments
Apr=14 03 Conference Committee: Senate Members: Taniguchi B --
Hanabusa C, Hemmings F, Kawamoto C, Kim D, Kokubun R

- HB1234 RELATING TO COMMERCIAL DRIVER LICENSING.
Introduced by: Say C (BR)
Amends provisions relating to commercial motor vehicle driver's license. Prohibits a license to be issued to someone not domiciled in the State. Requires the applicant to show proof of residency. -- HB1234
Current Status: Mar=06 03 Introduction/Passed First Reading - Senate
Mar=07 03 Single Referral to TMG (586-6970)
- HB1235 RELATING TO COMMERCIAL DRIVER LICENSING.
Introduced by: Say C (BR)
Amends provision relating to the issuance of commercial drivers licenses. Provides that a license shall display the commercial driver's license number and not the licensee's social security number. -- HB1235
Current Status: Mar=06 03 Introduction/Passed First Reading - Senate
Mar=07 03 Single Referral to TMG (586-6970)
- HB1236 RELATING TO COMMERCIAL DRIVER LICENSING.
Introduced by: Say C (BR)
Amends provisions relating to commercial motor vehicle driver's license. Authorizes the examiner of drivers to waive the knowledge and skills test for any person who is at least 21 years of age and who possesses a valid commercial driver's license issued by any other state of the US or province of Canada. -- HB1236
Current Status: Mar=06 03 Introduction/Passed First Reading - Senate
Mar=07 03 Single Referral to TMG (586-6970)
- HB1247 SD1 (SSCR 1091) MAKING AN APPROPRIATION FOR THE ESTABLISHMENT OF A CONTRAFLOW LANE ON FARRINGTON HIGHWAY ALONG THE WAIANAE COAST FROM MOHIHI STREET TO PILIOKAHI AVENUE.
Introduced by: Shimabukuro M
Appropriation to the department of transportation to establish a contraflow lane or other traffic easing measures on Farrington highway during morning and evening rush hours. (\$\$) -- HB1247 SD1
Current Status: Apr-10 03 House Disagrees to Senate amendments
Apr-14 03 Conference Committee: House Members: Souki J, Kawakami B -- Caldwell K, Moses M
Apr=14 03 Conference Committee: Senate Members: Kawamoto C, Taniguchi B -- Espero W, Hanabusa C
- HB1253 HD1 SD1 (SSCR 1317) RELATING TO PROCUREMENT.
Introduced by: Saiki S (BR)
Establishes provision relating to evaluation of bids and offers for contracts valued at less than 25,000 dollars; state resident contractors; inclusion of applicable taxes; not considered. Provides that in addition to the procedures established pursuant to small purchases and not withstanding taxpayer preference, in evaluating bids or offers on contracts valued at less than 25,000 dollars, to determine the cost aspect of a bid or offer, the purchasing agency shall not consider as part of the bid or offer, the inclusion of general excise tax or any applicable use tax by a bidder or offeror that is a state resident vendor or contractor. -- HB1253 SD1
Current Status: Apr-10 03 House Disagrees to Senate amendments
Apr-14 03 Conference Committee: House Members: Takamine D -- Jernigan M, Magaoay M, Wakai G, Waters T
Apr=14 03 Conference Committee: Senate Members: Kawamoto C -- Aduja M, Espero W, Whalen P
- HB1258 HD1 (HSCR 608) RELATING TO MOTOR VEHICLE FRANCHISES.
Introduced by: Hiraki K
Amends the motor vehicle industry licensing act. Provides that any condition, stipulation, or provision purporting to bind any person acquiring any franchise to waive compliance with any provision of this law or any other state law shall be void. Provides that the motor vehicle industry licensing board shall be authorized to suspend, revoke, or deny the renewal of any license for any manufacturers or distributor to coerce any dealer to enter into any agreement

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to perform or not to perform any act contrary to the franchise agreement with the dealer; cancel or fail to renew the franchise agreement of any dealer without good faith; delay delivery of or refuse to deliver without cause, any new motor vehicle to a dealer; discriminate against any dealer by directly or indirectly charging more for new motor vehicles or services; or wilfully fail to affix, deface, or remove the vehicle bumper impact notice. Further provides that the board shall be authorized to suspend, revoke, or deny the renewal of any license for any motor vehicle auctioneer who does not intend to be employed as such by a licensed auction. -- HB1258 HD1

Current Status: Mar=06 03 Introduction/Passed First Reading - Senate
Mar=12 03 Multiple Re referral to TMG then CPH (586-6970)

HB1259 HD1 (HSCR 650-04)

RELATING TO THE UNIFORM COMMERCIAL CODE.

Introduced by: Hiraki K

Repeals and replaces the general provisions of the uniform commercial code. -- HB1259 HD1

Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate

HB1261 HD2 (HSCR 735)

RELATING TO PUBLIC SAFETY.

Introduced by: Ito K

Amends provision relating to general powers and limitations of the counties. Provides that each county shall have the power to enact ordinances deemed necessary to protect health, life, and property, and may enact ordinances that impose an actionable duty on owners of private property situated within that county, on which there is a potential danger of falling rocks, to inspect and remove those rocks or otherwise mitigate any unreasonable danger to persons or property. -- HB1261 HD2

Current Status: Mar=06 03 Introduction/Passed First Reading - Senate
Mar=12 03 Multiple Re referral to TMG/ WLA/ then JHW (586-6970)

HB1272 HD2 SD1 (SSCR 1193)

RELATING TO ADVOCACY FOR HUMAN SERVICES.

Introduced by: Oshiro B, Shimabukuro M

Requires the department of human services to make available to a nonprofit legal services provider all information required to adequately identify claims for dually eligible Medicare and Medicaid recipients. Further requires the department to contract with a qualified nonprofit organization to maximize Medicare collections and cost avoidance by assisting dually eligible individuals during the application and if needed, the appeal process, in order to obtain medical coverage under both Medicare and Medicaid. Provides that payment to the contractor shall be on a contingency fee basis 1/3 of the funds received by the department from the Medicare program as a result of the contract. -- HB1272 SD1

Current Status: Mar=21 03 Passed Second Reading Senate as amended (SD1)
Mar=21 03 Referred to WAM (586-6460)

HB1275 HD1 (HSCR 686)

RELATING TO THE SHORELINE.

Introduced by: Kanohe E, Morita H, Waters T

Redefines shoreline to mean the uppermost reach of annually recurring highest seasonal surf evidenced by the resultant debris line or the 1st stable vegetation, whichever is furthest mauka or inland; provided that the vegetation is not influenced or modified by human intervention. Establishes provision relating to notice of shoreline certification. Provides that an applicant for shoreline certification shall provide a copy of the application for shoreline certification, including the proposed map and photographs, by certified mail to all abutting shoreline property owners, the office of environmental quality control for publication in its periodic bulletin and the county planning agency. Provides that the notification may be made to the respective homeowners' board or association of the affected condominium property regime or cooperative housing corporation in lieu of individual owners. Provides that the applicant shall further provide to the chairperson of the board of land and natural resources a certificate of service with respect to the property owners and the county planning agency who have been served. Amends provision relating to the determination of the shoreline. Provides that the state land surveyor may review any shoreline certification during its 12 month validity period and rescind the certification if there is a substantial misrepresentation of material fact in the original application, whether intentional or unintentional. -- HB1275 HD1

Current Status: Mar=06 03 Introduction/Passed First Reading - Senate
Mar=07 03 Multiple Referral to WLA then JHW (586-7335)

HB1277

PROPOSING AN AMENDMENT TO ARTICLE III, SECTION 16, OF THE CONSTITUTION OF THE STATE OF HAWAII, TO PROVIDE THE LEGISLATURE WITH THE POWER TO

HOUSE BILLS WHICH PASSED THIRD READING

RECALL A BILL PRESENTED TO THE GOVERNOR.

Introduced by: Say C, Hamakawa E, Oshiro B

Proposes to amend the constitution. Provides that a bill under consideration by the governor may be recalled to the legislature by concurrent resolution. Further provides that before the recalled bill is presented again to the governor, it shall pass 1 additional reading in each house during the session in which it was recalled. -- HB1277

Current Status: Feb=28 03 Introduction/Passed First Reading - Senate
Mar=07 03 Single Referral to JHW (586-7793)

HB1294 SD1 (SSCR 1349)

RELATING TO ENVIRONMENTAL IMPACT STATEMENTS.

Introduced by: Nakasone B

Amends provision relating to applicability and requirements within the environmental impact statement law. Provides that an environmental assessment shall be required for actions which propose any wastewater facility, waste to energy facility, landfill, oil refinery, or power generating facility. Defines power generating facility to mean a new electricity generating facility or an expansion in generating capacity of an existing electricity generating facility where the incremental electrical output rating of the new equipment exceeds 5.0 megawatts. Provides that when a conflict of interest exists because the proposing agency and the agency making the determination are the same, the office of environmental quality control may review the agency's determination, consult the agency, and make a final determination. Provides that the final decision making body or approving agency for the request for approval is not required to be the accepting authority. Requires the planning department for the county in which the action will occur to be a permissible accepting authority for the final statement. Provides that in the event that an agency desires to be the accepting authority and a dispute arises, the office of environmental quality control shall determine which agency shall be authorized to prepare the assessment and accept the final statement. -- HB1294 SD1

Current Status: Apr-10 03 House Disagrees to Senate amendments
Apr-14 03 Conference Committee: House Members: Morita H, Nakasone B -- Bukoski K, Evans C
Apr=14 03 Conference Committee: Senate Members: English J, Hooser G -- Baker R

HB1309 HD1 (HSCR 715)

RELATING TO EVIDENCE.

Introduced by: Mindo R, Morita H, Hiraki K, Kaho'ohalahala S, Lee M, Karamatsu J, Kanoho E

Amends provision relating to evidence by redefining photographs to include electronic pictures including digital pictures. Requires the supreme court to establish procedures governing police use of electronic pictures recorded by a video or digital camera for the reconstruction of traffic accidents. Provides that measurement of the location, orientation, dimensions, and distances between physical evidence derived by photometric analysis of electronic pictures in accord with these procedures shall be admissible as prima facie evidence. -- HB1309 HD1

Current Status: Mar=06 03 Introduction/Passed First Reading - Senate
Mar=07 03 Single Referral to JHW (586-7793)

HB1335 HD3 (HSCR 712-04)

RELATING TO TUITION WAIVERS.

Introduced by: Waters T, Saiki S, Kaho'ohalahala S, Morita H, Kanoho E, Shimabukuro M, Kahikina M

Establishes provisions relating to Hawaiian tuition waivers. Requires the university of Hawaii to waive 50 per cent of tuition fees for all native Hawaiian and Hawaiian students. -- HB1335 HD3

Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate

HB1339 HD1 (HSCR 610)

RELATING TO CONDOMINIUM PROPERTY REGIMES.

Introduced by: Takai K

Amends Act 39, session laws of 2000, relating to condominiums property regimes, by changing the sunset date to December 31, 2007. Amends provision relating to priority of lien by providing that the person who subsequently purchases the delinquent apartment shall be obliged to make, and shall be liable for, payment of the special assessment provided that a mortgagee or subsequent purchaser may require the association of apartment owners to provide at no charge a notice of the association's intention to claim a lien against the delinquent apartment for the amount of the special assessment. Further provides that the notice shall state the amount of the special assessment, how the amount was calculated, and the legal description of the apartment. -- HB1339 HD1

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Current Status: Mar=06 03 Introduction/Passed First Reading - Senate
Mar=07 03 Single Referral to CPH (586-6740)

- HB1342 HD1 SD1 (SSCR 1363) MAKING AN APPROPRIATION FOR YOUTH SERVICES.
Introduced by: Kahikina M
Appropriation to the office of youth services for youth service centers. (\$\$) -- HB1342 SD1
Current Status: Apr-10 03 House Disagrees to Senate amendments
Apr-14 03 Conference Committee: House Members: Kahikina M, Shimabukuro M -- Ching C, Hale H
Apr=16 03 Conference Committee: Senate Members: Chun Oakland S, Taniguchi B -- Hooser G, Ige D, Sakamoto N, Trimble G, Tsutsui S
- HB1363 HD1 SD2 (SSCR 1409) MAKING AN APPROPRIATION FOR A GRANT-IN-AID TO THE CITY AND COUNTY OF HONOLULU TO CLEAN SALT LAKE WATERWAY.
Introduced by: Wakai G, Oshiro B, Schatz B, Karamatsu J, Mindo R
Appropriation to the city and county of Honolulu for a grant in aid for the cleaning of the Salt Lake waterway. Requires dollar for dollar match by the city and county of Honolulu. (\$\$) -- HB1363 SD2
Current Status: Apr-10 03 House Disagrees to Senate amendments
Apr-14 03 Conference Committee: House Members: Wakai G -- Karamatsu J, Meyer C, Nakasone B
Apr=14 03 Conference Committee: Senate Members: Kawamoto C, Taniguchi B -- Espero W, Kokubun R, Sakamoto N, Whalen P
- HB1373 SD1 (SSCR 1113) RELATING TO PUBLIC EMPLOYEES.
Introduced by: Oshiro M
Establishes provision relating to leaves of absence for individuals, hired prior to July 1, 2003, who are permanent full time employees of the State or 1 of its political subdivisions, exempt from civil service and collective bargaining laws, and not considered to be an excluded employee. Establishes provisions for vacation, sick leave, family leave, funeral leave, leave for employee summoned as witness, credits for receiving workers' compensation benefits, pay of employees on active military service, and leave for pre induction examination. Establishes provision relating to leave for employees hired after June 30, 2003. Provides that employees hired after June 30, 2003, shall be entitled to and granted any leave granted to employees by this part at the same rate provided to employees occupying the same or similar positions that are subject to a collective bargaining agreement. -- HB1373 SD1
Current Status: Mar=21 03 Passed Second Reading Senate as amended (SD1)
Mar=21 03 Referred to WAM (586-6460)
- HB1374 HD2 (HSCR 764-04) RELATING TO WORKERS' COMPENSATION.
Introduced by: Oshiro M (BR)
Amends provision relating to fraud violations and penalties within the workers' compensation law. Provides that in cases where any party successfully investigates and a determination is made that fraud has occurred, the successful party shall be entitled to the administrative penalties and 50 per cent of the administrative penalty award. Further provides that in cases where a determination is made that fraud has not occurred, the person charged shall be entitled to reimbursement of attorney's fees and costs payable by the person or persons who initiated the charge and prosecuted the action. -- Amends provisions relating to insurance fraud investigations unit. Authorizes the unit to investigate and prosecute actions on workers' compensation fraud relating to self insured employers. -- HB1374 HD2
Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate
- HB1394 HD2 SD1 (SSCR 1165) RELATING TO TAXATION TO STIMULATE THE ECONOMY.
Introduced by: Schatz B, Wakai G, Oshiro B, Herkes R, Magaoay M, Sonson A
Provides a qualified project construction income tax credit. Defines qualified project construction costs to mean any costs incurred after June 30, 2003, and before January 1, 2006 (sunset), for plans, design, construction, infrastructure, amenities, equipment, alterations, modifications, telecommunications, and information technology infrastructure. Requires the governor to issue a declaration allowing the credit. -- HB1394 SD1
Current Status: Mar=21 03 Passed Second Reading Senate as amended (SD1)
Mar=21 03 Referred to WAM (586-6460)
- HB1395 HD1 (HSCR 757) RELATING TO SPECIAL FACILITY PROJECTS.
Introduced by: Caldwell K, Chang J, Saiki S, Oshiro B, Oshiro M, Waters T, Kaho'ohalahala S

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Amends Act 180 session laws of, 2001 relating to special facility projects by providing that special facility revenue bonds may be issued but shall not exceed 40 million dollars rather than 20 million dollars in amount. Amends provision relating to Hawaii community development authority by redefining special facility to mean 1 or more buildings or structures and the land thereof for the construction of facilities that provides benefits to the community at large including, without limitation, an ocean science center that incorporates research, education and training programs and which is the subject of a special facility lease. -- HB1395 HD1

Current Status: Mar=06 03 Introduction/Passed First Reading - Senate
Mar=07 03 Multiple Referral to WLA/ TSM/ then WAM (586-7335)

HB1405 HD1 SD2 (SSCR 1350)

RELATING TO BIOFUEL.

Introduced by: Morita H, Oshiro B, Hale H, Kaho'ohalahala S, Schatz B, Thielen C, Lee M
Establishes provision relating to biofuel preference. Provides 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 biofuel. Provides that when purchasing diesel fuel for transportation, state agencies shall, and county agencies may, give preference to biofuel to assist in the diversion of cooking oil wastes from the waste stream. Provides that when purchasing low grade fuel for power generation state agencies shall, and county agencies may give preference to bidders using biofuel. Defines biofuel to mean biodiesel fuel produced from recycled or recyclable cooking oil, fats, and greases, which meet the American Society of Testing and Materials Specification for Biodiesel Fuel (B100) Blend Stock for Distillate Fuels, as amended and fuel produced from waste cooking oils, fats, or greases, including grease trap waste, that can be used for power generation. -- HB1405 SD2

Current Status: Apr-10 03 House Disagrees to Senate amendments
Apr-14 03 Conference Committee: House Members: Morita H, Kawakami B -- Magaoay M, Thielen C
Apr=14 03 Conference Committee: Senate Members: English J, Kokubun R -- Hemmings F, Kim D

HB1412 HD2 SD2 CD1 (CCR 134)

RELATING TO PROFESSIONAL COUNSELORS.

Introduced by: Luke S, Takai K, Arakaki D, Karamatsu J
Establishes professional counselors 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 licensed professional counselor; administer, coordinate, and enforce the licensing program; discipline any counselor for violation of rules or failure to meet the licensing requirements; and appoint an advisory committee. Requires fees acquired through the program to defray costs. Prohibits any individual from improper use of the title licensed professional. 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 application for licensure as a professional counselor. Allows license to be valid for 3 years and be renewed triennially. Authorizes the department to appoint an administrative assistant and secretary, exempt from civil service, to assist with the program. Upon the issuance of a new license and at each renewal, each licensed professional counselor shall pay an additional 75 dollars which shall be maintained in a separate account within the compliance resolution fund. Requires moneys to be transferred to the general fund at the end of each quarter until the amount equals to the amount appropriated for the program. Appropriation. (\$\$) -- HB1412 CD1

Current Status: Apr=29 03 Passed Senate Final Reading
Apr-29 03 Re Committed to Conference Committee House

HB1429 HD2 SD1 (SSCR 1083)

RELATING TO A COMMISSION ON FATHERHOOD.

Introduced by: Arakaki D
Establishes the state commission on fatherhood within the department of health to make recommendations and oversee policies to create programs, services, and contracts that promote healthy family relationships between parents and children and that are father friendly and inclusive. Annual report to the legislature and the governor. Requires each state department, board, commission, authority, or body within the executive branch that provides services to children and families to plan collaboratively with the commission for services to fathers. Further requires each body to report to the commission. -- HB1429 SD1

Current Status: Mar=21 03 Passed Second Reading Senate as amended (SD1)
Mar=21 03 Referred to WAM (586-6460)

HB1430 HD2 SD2 (SSCR 1358)

RELATING TO COMMUNITY ORAL HEALTH.

Introduced by: Arakaki D
Provides that licensed dental hygienists employed or contracted by the department of health

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shall offer comprehensive oral health services to children in public school or in appropriate community health facilities, and to public schools in underserved areas, including topical fluoride application; oral health screening; dental sealant application; educational presentations to students, teachers, parents, caregivers, and community groups; and case management and consultation for special cases. Authorizes the dental hygienists to provide services to any preschool, private school, and community groups within the area of the complex. Appropriation out of the emergency and budget reserve fund (rainy day fund) to the department of health. (\$\$) -- HB1430 SD2

Current Status: Apr-10 03 House Disagrees to Senate amendments
Apr-14 03 Conference Committee: House Members: Arakaki D, Nishimoto S -- Ching C, Hale H
Apr-16 03 Conference Committee: Senate Members: Baker R, Chun Oakland S, Kokubun R -- Hogue B, Inouye L, Taniguchi B

- HB1434 HD2 SD1 (SSCR 1152) MAKING AN APPROPRIATION FOR AGRICULTURAL RESEARCH AND DEVELOPMENT. Introduced by: Abinsay F, Chang J, Schatz B, Sonson A, Magaoay M, Halford C, Morita H, Kaho'ohalahala S
Appropriation to the department of agriculture for the Hawaii farm bureau federation to pursue efforts in agricultural research and market development. (\$\$) -- HB1434 SD1
Current Status: Mar-21 03 Passed Second Reading Senate as amended (SD1)
Mar-21 03 Referred to WAM (586-6460)
- HB1438 HD2 SD1 (SSCR 1199) RELATING TO HOME LOAN PROTECTION. Introduced by: Takamine D, Nishimoto S, Waters T, Karamatsu J, Chang J, Hale H, Wakai G, Sonson A, Shimabukuro M
Amends provision relating to written agreements between a mortgage broker or a mortgage solicitor and a borrower. Establishes restrictions for brokers or solicitors in a high cost home loans. -- HB1438 SD1
Current Status: Mar-21 03 Passed Second Reading Senate as amended (SD1)
Mar-21 03 Referred to JHW (586-7793)
- HB1470 HD1 (HSCR 617) RELATING TO TIME SHARING. Introduced by: Say C (BR)
Amends provision relating to prohibited practices of time share plans. Provides that it is a violation of law for any sales agent or acquisition agent of time share units or plans to use any unregistered time share booth, or fail to display at all times a conspicuous, clear and unobstructed sign of a permanent nature that contains the words time share, time sharing; and to receive from any prospective purchaser any money, property or other valuable consideration prior to signing a contract or reservation agreement for the purchase of a time share plan or unit; provided that this paragraph shall not apply to sums paid for a tourist activity or other product or service offered to a purchaser or prospective purchaser to induce attendance at a time share sales presentation. Further provides that no developer, sales agent, or acquisition agent shall post anything on or adjacent to the sign that indicates that the booth is not being used for time share solicitation purposes. Repeals provisions relating to signs containing no artwork or text. -- HB1470 HD1
Current Status: Mar-06 03 Introduction/Passed First Reading - Senate
Mar-07 03 Multiple Referral to TSM then CPH (587-7200)
- HB1471 HD1 SD1 (SSCR 1202) RELATING TO LAND COURT. Introduced by: Say C (BR)
Establishes provision relating to fee time share plans. Establishes voluntary deregistration of new fee time share plan, and voluntary deregistration of existing undivided interest (UDI) time share plan and existing condominium. Provides that a petitioner for voluntary deregistration shall file a single petition covering all registered land that is the subject of a UDI time share plan and that the court shall issue a single order deregistering all registered land subject to a UDI time share plan. Establishes the effects of deregistration. Provides that a certificate of title listed in a recorded order of deregistration shall constitute a new chain of record title in the registered owner of any estate or interest as shown on the certificate of title. Establishes criteria. Amends provision relating to land court registration. Defines deregistered land to mean land that is the subject of a certificate of title recorded pursuant to these provisions. Defines fee time share interest to mean a time share interest, other than a leasehold time share interest, in a UDI time share plan or a condominium time share plan. Establishes provision relating to deregistered land. Provides that in no event shall the period of limitations begin with respect to land that was registered under the land court registration law, but that has been deregistered pursuant to deregistration of fee time share interests prior to the recordation of the certificate of title for the land pursuant to

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deregistration of fee time share interests. Further provides that deregistration pursuant to these provisions shall not alter or revoke the conclusive nature or effect of a decree of registration, which shall continue to quiet the title to the deregistered land as to all claims arising prior to the recording of the certificate of title, except claims that would not otherwise be barred under this law if the lands were not deregistered. -- HB1471 SD1

Current Status: Mar=21 03 Passed Second Reading Senate as amended (SD1)
Mar=21 03 Referred to JHW (586-7793)

HB1472 HD1 (HSCR 651-04)

RELATING TO TIME SHARES.

Introduced by: Say C (BR)

Amends provisions relating to registration required; developer, acquisition agent, plan manager, and exchange agent. Provides that a developer may offer or dispose of a time share unit or a time share interest in a registered or previously registered time share plan that is being resold provided that the developer did not create or register the time share plan; the developer did not purchase the time share unit or time share interest from another developer; the director of commerce and consumer affairs has previously accepted for registration another time share plan from the developer; and the developer complies with any and all resale disclosure requirements. -- HB1472 HD1

Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate

HB1479 HD1 (HSCR 413)

MAKING AN APPROPRIATION FOR A NATIONAL KOREAN WAR MUSEUM IN HAWAII.

Introduced by: Ito K, Mindo R, Moses M, Herkes R, Caldwell K, Chang J, Sonson A, Abinsay F, Oshiro M, Oshiro B, Schatz B, Ontai G, Wakai G, Karamatsu J, Arakaki D, Kahikina M, Souki J, Nishimoto S, Kaho'ohalahala, Kanoho E, Saiki S, Kawakami B, Luke S, Lee M, Nakasone B, Waters T, Morita H, Bukoski K, Ching C, Takai K, Evans C, Hiraki K, Magaoay M, Hamakawa E

Appropriation to the department of business, economic development, and tourism for the establishment of the national Korean war museum in Hawaii. Requires 2 to 1 match from a combination of the US and Korean governments, US and Korean corporations, and US citizens. (\$\$) -- HB1479 HD1

Current Status: Feb=28 03 Introduction/Passed First Reading - Senate
Mar=07 03 Multiple Referral to TMG then WAM (586-6970)

HB1492 HD2 SD1 (SSCR 1140)

RELATING TO NET ENERGY METERING.

Introduced by: Morita H, Oshiro B, Waters T, Kaho'ohalahala S, Lee M

Amends provisions relating to net energy metering. Redefines eligible customer generator by changing metered residential or commercial customer to metered customer and by repealing the 10 kilowatt limitation. Increases the percentage of generating capacity that may be produced by eligible customer generators to 1 per cent in 2004, and increases it .5 per cent every year until it reaches 5 per cent in 2020. -- HB1492 SD1

Current Status: Mar=21 03 Passed Second Reading Senate as amended (SD1)
Mar=21 03 Referred to CPH (586-6740)

HB1495 HD1 (HSCR 521)

RELATING TO CREMATION.

Introduced by: Takai K, Oshiro B, Takamine D, Arakaki D, Hiraki K

Establishes the cremation and crematory regulation law. Authorizes any person or legal entity doing business in this State, or any cemetery, funeral establishment, corporation, partnership, joint venture, voluntary organization, or any other entity, to erect, maintain, and operate a crematory in this State and provide the necessary equipment and facilities for the cremation of human remains. Requires the crematory to be subject to all local, State, and federal health and environmental protection requirements and to obtain all necessary licenses and permits from the department of commerce and consumer affairs and the department of health, the federal Department of Health and Human Services, and the federal Environmental Protection Agency. Provides that an authorizing agent shall assume full responsibility and liability for the identification of the human remains. Defines authorizing agent to mean a person legally entitled to order and direct the cremation and final disposition of specific human remains. Prohibits a crematory authority to cremate until it has received a cremation authorization form signed by an authorizing agent and a completed and executed burial transit permit. Establishes provisions for cremation containers, cremation procedures, and pre need cremation arrangements. -- HB1495 HD1

Current Status: Feb=28 03 Introduction/Passed First Reading - Senate
Mar=12 03 Multiple Re referral to CPH/ JHW/ then WAM (586-6740)

HB1498 HD1 (HSCR 823)

MAKING AN APPROPRIATION FOR EMERGENCY MEDICAL AIR TRANSPORT SERVICES FOR THE COUNTY OF MAUI.

HOUSE BILLS WHICH PASSED THIRD READING

Introduced by: Souki J, Nakasone B, Caldwell K, Kaho'ohalahala S
Appropriation to the department of health for intra county emergency medical air helicopter trauma services to the residents of the county of Maui. Requires the services to offer transportation service only in geographic locations and emergency situations where Hawaii's current fixed wing operations are unable to provide appropriate service; services and crew to be based at the Maui memorial medical center; and the county of Maui appropriate an equal or greater amount to share in the cost of providing the services. (\$\$) --HB1498 HD1
Current Status: Mar=06 03 Introduction/Passed First Reading - Senate
Mar=07 03 Multiple Referral to HTH then WAM (586-6070)

HB1506 HD1 SD1 (SSCR 1338) MAKING AN APPROPRIATION FOR ISPED CLERK TYPISTS.
Introduced by: Evans C
Appropriation to the department of education for 313 integrated special education database (ISPED) educational support personnel. (\$\$) -- HB1506 SD1
Current Status: Apr=10 03 House Disagrees to Senate amendments
Apr=14 03 Conference Committee: House Members: Takumi R, Kawakami B -- Evans C, Leong B
Apr=16 03 Conference Committee: Senate Members: Sakamoto N, Taniguchi B -- Hooser G, Kawamoto C, Tsutsui S

HB1510 HD1 SD1 (SSCR 1177) RELATING TO CHIROPRACTIC.
Introduced by: Oshiro B, Hiraki K, Hamakawa E
Amends provisions relating to chiropractic defined. Redefines chiropractic as the science of palpating and adjusting the articulations and adjacent tissues of the human body and limited to the spinal column, head, lower and upper extremities, and rib cage; provided that the practice includes chiropractic spinal and extraspinal manipulative treatment and evaluation, and referral for laboratory examination of a specimen. Excludes any chiropractic extraspinal manipulative treatment that is not based on generally accepted professional chiropractic standards and included in the curriculum of programs accredited by an accrediting agency recognized by the US Department of Education from the practice of chiropractic. Amends provision relating to violations and penalty. Adds that any person who attempts to practice chiropractic; buys, sells, or fraudulently obtains a diploma; or uses the title of doctor of chiropractic or chiropractic physician without a license shall be in violation of this law. -- Provides that reimbursement for chiropractic treatment for work related injury under workers' compensation law to be limited to treatment to the human spinal column. -- HB1510 SD1
Current Status: Mar=21 03 Passed Second Reading Senate as amended (SD1)
Mar=21 03 Referred to CPH (586-6740)

HB1511 HD1 SD1 (SSCR 1068) RELATING TO CONDOMINIUM PROPERTY REGIMES.
Introduced by: Oshiro B
Amends provision relating to condominium property regimes. Provides that no purchase or conveyance of the leased fee interest or allocation of costs made prior to June 25, 2002, to or by an association of apartment owners in a good faith belief that the purchase, conveyance or allocation was valid, and no assessment, borrowing, mortgage or pledge by an association of apartment owners in connection therewith, shall be invalid because the association was without capacity or power to undertake the act or to make or receive the allocation, conveyance, transfer or loan. Provides that no purchase or conveyance of the leased fee interest or allocation of costs made to or by an association of apartment owners in a good faith belief that the purchase, conveyance or allocation was in compliance with these provisions. Further provides that no assessment, borrowing, mortgage, or pledge by an association of apartment in connection therewith shall be void or voidable. -- HB1511 SD1
Current Status: Mar=20 03 Passed Second Reading Senate as amended (SD1)
Mar=20 03 Referred to JHW (586-7793)

HB1532 HD2 SD2 (SSCR 1403) MAKING AN APPROPRIATION FOR THE CELEBRATION OF MARTIN LUTHER KING, JR. DAY.
Introduced by: Hale H
Appropriation to the department of labor and industrial relations for the annual celebration of Martin Luther King, Jr. day. (\$\$) -- HB1532 SD2
Current Status: Apr=10 03 House Disagrees to Senate amendments
Apr=14 03 Conference Committee: Senate Members: Ige D, Taniguchi B -- Aduja M, Hemmings F, Kokubun R
Apr=17 03 Conference Committee: House Members: Chang J, Karamatsu J -- Jernigan M, Tamayo T

HOUSE BILLS WHICH PASSED THIRD READING

HB1547 HD2 (HSCR 759)

RELATING TO ELECTIONS.

Introduced by: Saiki S, Luke S, Lee M

Establishes provision relating public funding for state legislature offices elections. Establishes an alternative public funding program for candidates seeking election to state senator and state representative offices who voluntarily agree to abide by campaign contributions and expenditure limits and meet other criteria herein. Establishes sufficiency of funding for public funding for state legislature offices elections. Provides that on September 1 of each odd numbered year before a general election the campaign spending commission shall determine the amount of funding required to finance the public funding of 1 candidate for each contest in the legislature for the next general election year; and whether there are sufficient funds in the Hawaii election campaign fund to finance the public funding of 1 candidate for each contest in the legislature. Provides that if there is sufficient funding, the provisions shall become operative for the next election period in which the primary election is at least 6 months away. Further provides that if there is not sufficient funding, then the provisions shall be inoperative until September 1 of the next odd numbered year. Establishes qualifications for public funding. Establishes seed money contributions and limitations on use of seed money. Defines seed money to mean contributions made leading up to and during the qualifying period that may be expended solely for determining campaign viability purposes. Establishes restriction on use of surplus campaign funds. Establishes qualifying contributions. Establishes certification of qualification for public funds and provisions relating to publicly funded candidates, contributions and expenditures. Establishes distribution from election campaign fund and penalty for excess expenditures. Establishes deposit of money into the Hawaii election campaign fund. Amends provision relating to candidate funding; amounts available by changing it to matching public funding program; maximum allowed. Provides that public funds from the Hawaii election campaign fund shall be available to fund eligible candidates under the matching public funding program for all candidates except candidates certified for public funding under the public funding for state legislature offices elections program. Amends provision relating to qualifying campaign contributions; amounts by changing it to qualifying campaign contributions for matching public funding program; amounts. Appropriation out of the Hawaii election campaign fund to the campaign spending commission to provide staff positions to support publicly funded elections for the state legislature, including 2 staff positions for computer analysis of campaign contributions and 1 staff position for auditing and monitoring. Requires the campaign spending commission, in cooperation with the League of Women Voters, Common Cause Hawaii, and other relevant stakeholders, to conduct a comprehensive study of the campaign financing system in Hawaii. Report to the legislature. Requires the legislative reference bureau to assist the campaign spending commission in drafting any proposed amendments. (\$\$) -- HB1547 HD2

Current Status: Mar=06 03 Introduction/Passed First Reading - Senate
Mar=07 03 Multiple Referral to TMG/ JHW/ then WAM (586-6970)

HB1548 HD1 (HSCR 701)

MAKING AN APPROPRIATION FOR PUBLIC SCHOOL IMPROVEMENTS.

Introduced by: Say C, Saiki S, Souki J, Arakaki D, Abinsay F, Hale H, Morita H, Tamayo T, Mindo R, Luke S, Lee M, Oshiro M, Nakasone B, Herkes R, Ito K, Takumi R, Sonson A, Kawakami B, Magaoay M, Hamakawa E, Hiraki K, Wakai G, Shimabukuro M, Takamine D, Kahikina M, Schatz B, Chang J, Kanoho E, Kaho'ohalahala S, Caldwell K, Waters T, Karamatsu J, Oshiro B, Nishimoto S, Takai K

Authorizes the issuance of general obligation bonds for appropriation to the department of accounting and general services for repair and maintenance, replacing playground equipment, eliminating cesspools, making playgrounds handicapped accessible, upgrading electrical service, asbestos remediation, heat abatement, upgrading telecommunications service, lead removal, architectural barrier removal, and minor capital improvement projects. Appropriation out of the state educational facilities improvement special fund to the department of accounting and general services for repair and maintenance, replacing playground equipment, eliminating cesspools, making playgrounds handicapped accessible, upgrading electrical service, asbestos remediation, heat abatement, upgrading telecommunications service, lead removal, architectural barrier removal, and minor capital improvement projects. (\$\$) -- HB1548 HD1

Current Status: Mar=19 03 Passed Second Reading Senate
Mar=19 03 Referred to WAM (586-6460)

HB1554 HD1 SD2 (SSCR 1410)

RELATING TO COUNTY TAXES.

Introduced by: Nakasone B

Establishes provisions relating to retail sales tax. Authorizes each county to establish a retail sales tax of 1 per cent. Changes the distribution of proceeds from the transient accommodation tax for counties that establish the sales tax. -- HB1554 SD2

HOUSE BILLS WHICH PASSED THIRD READING

Current Status: Apr-10 03 House Disagrees to Senate amendments
Apr=14 03 Conference Committee: Senate Members: Kawamoto C, Kim D, Taniguchi B -- Baker R, Kokubun R

HB1560 HD1 (HSCR 748)

RELATING TO DISPOSITION OF VESSELS BY THE DEPARTMENT OF LAND AND NATURAL RESOURCES.

Introduced by: Kanoho E

Amends provision relating to the disposition of vessels by the department of land and natural resources. Provides that within 72 hours of impoundment the department of land and natural resources shall send by certified mail, return receipt requested, 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 or the US Coast Guard. Provides that if the vessel's appraised value is less than 5,000 dollars, the department, after giving public notice of intended disposition if not previously included in a public auction notice, may sell the vessel, retain and use it, donate it to another governmental agency, or dispose of it as junk. Provides that such owner, operator or lien holder of the vessel shall have 10 days after receipt of the notice to request in writing an administrative hearing. Adds that this administrative hearing is solely for the purpose of allowing the owner, operator or lien holder of an impounded vehicle to contest the basis given by the department for the impoundment of the vessel. Further provides that the hearing must be held within 5 working days of the department's receipt of written request. -- HB1560 HD1

Current Status: Mar=06 03 Introduction/Passed First Reading - Senate
Mar=07 03 Multiple Referral to WLA/ TMG/ then WAM (586-7335)

HB1590 HD2 (HSCR 797)

RELATING TO VETERANS' RIGHTS AND BENEFITS.

Introduced by: Abinsay F, Pendleton D, Oshiro M, Karamatsu J, Ito K, Magaoay M, Moses M, Sonson A, Mindo R, Chang J, Arakaki D, Tamayo T

Establishes provisions relating to disbursement of world war II Filipino American veterans burial grant funds. Requires the director of the office of veterans' services to make payment at the request of a deceased Filipino American veteran's survivor or an interested party, for funeral and burial services for deceased veterans, and for transporting the remains to the Philippines. Requires the office of veterans services to establish the maximum amount of burial grant funds to be distributed and not expend more than the amount appropriated for the fiscal year. Provides that payment shall be made by the director upon the submission of a contract for services and an unpaid invoice to the office. Requires the veteran to have been a resident of Hawaii at the time of death. Appropriation to the department of defense. (\$\$) -- HB1590 HD2

Current Status: Mar=06 03 Introduction/Passed First Reading - Senate
Mar=07 03 Multiple Referral to TMG then WAM (586-6970)

HB1616 HD1 SD2 (SSCR 1359)

RELATING TO LONG-TERM CARE.

Introduced by: Say C, Abinsay F, Oshiro M, Saiki S, Shimabukuro M, Arakaki D, Lee M
Establishes a long term care income tax. Provides that the tax shall go to the long term care benefits fund. Provides that long term care benefits paid shall be excluded from income tax. Provides a long term care income tax credit to a taxpayer who has paid the long term care income tax and has made premium payments for a long term care insurance policy from December 31, 2003, before January 1, 2014 (sunset). Requires the board of trustees of the long term care financing program to prepare an actuarial report and opinion and report to the legislature and governor. Exempts the benefits fund from contributing to the central service and administrative expenses of the government. Amends provisions relating to the long term care financing program investments. Authorizes the board of trustees of the long term care financing program to make investments with sufficient liquidity to allow market transactions to meet expected payout requirements without substantial loss in value or unreasonable delay. Amends Act 245, session laws of 2002, relating to the Hawaii long term care financing program law by making the temporary board of trustees permanent. Requires the long term care benefits fund to reimburse the general fund after a 5 year period from July 1, 2005. Appropriation to the department of taxation for start up costs to collect the tax. Appropriation to the department of budget and finance for start up costs to administer the tax. (\$\$) -- HB1616 SD2

Current Status: Apr-10 03 House Disagrees to Senate amendments
Apr-14 03 Conference Committee: House Members: Arakaki D, Kahikina M, Takamine D -- Ching C
Apr=16 03 Conference Committee: Senate Members: Baker R, Chun Oakland S, Kokubun R -- Taniguchi B, Tsutsui S

HB1628 HD1 SD2 (SSCR 1328) RELATING TO EDUCATIONAL LOANS.

HOUSE BILLS WHICH PASSED THIRD READING

Introduced by: Kawakami B

Provides an income tax deduction for interest paid on educational loans if the taxpayer is a primary health care provider; is not a qualified business under enterprise zone law; and has established a new practice as a health care provider in a state enterprise zone on Hawaii, Kauai or Maui counties; the north shore of Oahu, Koolauloa; or the leeward coast of Oahu in Makaha, Waianae, Maili, or Nanakuli. Provides that the deduction shall apply to taxable years beginning after December 31, 2002, and ending before January 1, 2008 (sunset). -- HB1628 SD2

Current Status: Apr-10 03 House Disagrees to Senate amendments
Apr=14 03 Conference Committee: Senate Members: Fukunaga C, Kawamoto C -- Aduja M, Hemmings F, Ige D, Kokubun R, Sakamoto N

HB1630 HD1 (HSCR 234)

MAKING AN APPROPRIATION FOR VETERANS CEMETERIES.

Introduced by: Chang J, Ito K, Herkes R, Ontai G, Hamakawa E, Morita H, Kanoho E, Oshiro B

Appropriation to the department of defense for the maintenance of state veterans cemeteries in the counties of Hawaii, Kauai, Maui, and city and county of Honolulu. (\$\$) -- HB1630 HD1

Current Status: Feb=28 03 Introduction/Passed First Reading - Senate
Mar=07 03 Multiple Referral to TMG then WAM (586-6970)

HB1634 HD1 (HSCR 763-04)

RELATING TO SPECIAL PURPOSE REVENUE BONDS.

Introduced by: Kahikina M

Authorizes the issuance of special purpose revenue bonds to assist Jacoby Development, Inc., a Georgia corporation, with the planning, design, construction, and equipping of, and the acquisition of lands for, a plasma municipal solid waste processing system to convert solid wastes into electricity, and chemically and biologically inert slag, on the island of Oahu. Authorizes the issuance of refunding special purpose revenue bonds to refund the special purpose revenue bonds. (\$\$) -- HB1634 HD1

Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate

HB1660 HD1 (HSCR 600)

RELATING TO ELECTIONS.

Introduced by: Hamakawa E

Amends provision relating to the campaign spending commission. Provides that if a candidate, committee, or party fails to file a report, or files a substantially defective or deficient report, the commission shall notify the candidate, committee, or party of its failure to file a report or the filing of a substantially defective or deficient report and require the submission of an explanation for the reasons why the candidate, committee, or party should not be fined. Provides that notification to the address of record shall be sent within 3 working days excluding Saturdays, Sundays, and holidays, after the date of the applicable filing deadline by certified mail, registered mail, or 1st class mail with a certificate of mailing obtained as evidence of service to the candidate. Provides that a candidate, committee, or party that fails to comply with the filing requirements shall be fined. Provides that if after reviewing any explanation offered by the candidate, committee, or party for the candidate's, committee's or party's failure to file a timely or correct report, the commission determines that good faith efforts were made by the candidate, committee, or party to meet the requirements and that the reason for failing to file or filing a defective or deficient report was caused by unforeseen circumstances beyond the person's control, the commission may waive any amount of the fine in excess of 50 dollars upon receipt of the report or correction. Provides that in no event shall the candidate, committee, or party be excused from filing the reports required. Provides that any candidate, committee, or party adversely affected by a decision rendered by the commission may contest the decision. -- HB1660 HD1

Current Status: Mar=04 03 Introduction/Passed First Reading - Senate
Mar=07 03 Single Referral to JHW/ TMG/ (586-7793)

HB1710 HD2 (HSCR 747-04)

RELATING TO THE UNIVERSITY OF HAWAII.

Introduced by: Takai K, Tamayo T

Establishes a university of Hawaii student scholarship and assistance special fund administered by the university of Hawaii to provide financial assistance to qualified students. Appropriation out of the fund. (\$\$) -- HB1710 HD2

Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate

HB1712

RELATING TO WITHHOLDING TAX.

Introduced by: Nakasone B

Amends provisions relating to withholding of income tax on wages to change the maximum

HOUSE BILLS WHICH PASSED THIRD READING

amount that may be withheld. -- HB1712

Current Status: Mar=05 04 Introduction/Passed First Reading - Senate
Mar=09 04 Single Referral to WAM (586-6460)

HB1713 HD2 (HSCR 540-04)

RELATING TO KAHULUI HARBOR.

Introduced by: Nakasone B

Amends provisions relating to restricted fishing in Honolulu harbor, Hilo harbor, by adding Kahului harbor. Prohibits the use of nets to take or kill fish in the harbor of Kahului. Act to be repealed as of the effective date of adoption by the department of land and natural resources of regulations governing lay nets. -- HB1713 HD2

Current Status: Mar=05 04 Introduction/Passed First Reading - Senate
Mar=09 04 Single Referral to WLA/ TMG/ (586-7335)

HB1717 HD2 (HSCR 736-04)

RELATING TO MOTOR VEHICLE INSURANCE.

Introduced by: Souki J

Amends provisions relating to motor vehicle personal injury protection benefits by including naturopathic treatments limited to no more than 30 visits at no more than 75 dollars a visit. Provides that the combined total of naturopathic, chiropractic, and acupuncture treatments may not exceed 30 visits. -- HB1717 HD2

Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate

HB1727 HD1 (HSCR 524-04)

RELATING TO INSURANCE FRAUD.

Introduced by: Hiraki K

Establishes provisions relating to immunity from liability for disclosure of fraud. Provides that a person acting without malice shall not be subject to civil liability for providing information, documents, or giving testimony concerning suspected, anticipated, or completed public or private insurance fraud to a court, the commissioner, the insurance fraud investigation unit, the National Association of Insurance Commissioners, the National Insurance Crime Bureau, any federal, state, or county law enforcement or regulatory agency, or another insurer if the information is provided for the purpose of preventing, investigating, or prosecuting insurance fraud. -- HB1727 HD1

Current Status: Mar=04 04 Introduction/Passed First Reading - Senate
Mar=09 04 Multiple Referral to CPH then JHW (586-6740)

HB1729 HD1 (HSCR 634-04)

RELATING TO CONDOMINIUM PROPERTY REGIMES.

Introduced by: Hiraki K

Amends provisions relating to common elements. Provides that the common interest appurtenant to each apartment as expressed in a declaration shall not be altered without the consent of all of the apartment owners affected with exceptions for any leases, licenses, or other agreements entered into for telecommunications equipment. -- HB1729 HD1

Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate

HB1737 HD1 (HSCR 514-04)

RELATING TO MORTGAGE BROKERS AND SOLICITORS.

Introduced by: Hiraki K

Amends provision relating to licensing, requirements and application. Requires the commissioner (director of commerce and consumer affairs) to consider as equivalent experience, 2 years of experience as a licensed insurance producer. -- HB1737 HD1

Current Status: Mar=02 04 Introduction/Passed First Reading - Senate
Mar=05 04 Single Referral to CPH (586-6740)

HB1743 HD2 (HSCR 753-04)

RELATING TO LIGHT POLLUTION.

Introduced by: Ito K

Establishes provision relating to light pollution on ocean waters. Prohibits artificial light to be positioned toward or directed to illuminate any shoreline, near shore, or ocean waters, unless such light is required for public safety or safe ocean navigation. -- Prohibits special management area permits to be granted for structures that allow artificial light to be positioned toward or directly illuminate shoreline, near shore, or ocean waters, unless such light is authorized and required for public safety or safe ocean navigation. -- HB1743 HD2

Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate

HB1747 HD2 (HSCR 600-04)

RELATING TO UNIVERSITY PROJECTS AND PURPOSES.

Introduced by: Takai K, Tamayo T

Repeals the university projects law and establishes the university projects and purposes law.

HOUSE BILLS WHICH PASSED THIRD READING

Authorizes the board of regents of the university of Hawaii to designate any undertaking, improvement, university purpose, or facility, on any 1 or more areas of any 1 or more of the educational institutions under control of the board as a university project. Further authorizes the board to construct and maintain university projects and to issue revenue bonds. Establishes the university revenue undertaking special fund into which shall be deposited all revenue of the university. Allows the establishment of accounts in the fund as required by resolution authorizing revenue bonds and at the direction of the board. Provides a tax exemption for any property and the revenue of any university project, university system, or network from any State or county tax. -- HB1747 HD2

Current Status: Mar=09 04 Introduction/Passed First Reading - Senate
Mar=11 04 Multiple Referral to EDU then WAM (586-8585)

HB1756 HD2 (HSCR 603-04)

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

Introduced by: Tamayo T, Schatz B, Chang J, Moses M

Authorizes the issuance of special purpose revenue bonds to assist the Hawaii operations of Electricore, Inc., in the planning, design, construction, and operation of facilities for the development and production of unmanned vehicle systems and unmanned aerial vehicles and the technologies associated with integrated multi use unmanned systems. Authorizes the issuance of refunding special purpose revenue bonds to refund the special purpose revenue bonds. (\$\$) -- HB1756 HD2

Current Status: Mar=09 04 Introduction/Passed First Reading - Senate
Mar=11 04 Multiple Referral to SAT then WAM (586-6230)

HB1758 HD2 (HSCR 768-04)

RELATING TO HOUSING PROJECTS.

Introduced by: Nakasone B

Amends provision relating to housing development. Authorizes the housing and community development corporation of Hawaii to develop housing projects that shall conform to the general plan of the county in which the project is to be situated. Authorizes the legislature to approve or disapprove the project by resolution within 75 days. -- HB1758 HD2

Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate

HB1762 HD1 (HSCR 635-04)

RELATING TO INSURANCE.

Introduced by: Herkes R

Amends provisions relating to casualty, surety, property, marine, and transportation and health insurance rate regulations. Provides that any insurance rate that constitutes a reduction in a rate shall become effective when filed and approved by the insurance commissioner. -- HB1762 HD1

Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate

HB1765 HD1 (HSCR 644-04)

RELATING TO GOVERNMENT BOARDS, COMMISSIONS, AND AGENCIES.

Introduced by: Herkes R

Establishes provision relating to nonattendance of board members. Requires the term of a member of a board to expire upon the failure of the member, without valid excuse, to attend 2 consecutive meetings duly noticed to all members of the board where the board failed to constitute quorum necessary to transact board business. Exempts ex officio members of a board and any board, commission, agency, authority, committee of any political subdivision of the State, or any board whose authority is strictly advisory in nature. -- HB1765 HD1

Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate

HB1769 HD1 (HSCR 698-04)

RELATING TO EMPLOYMENT CONTRACTS FOR BROADCAST INDUSTRY EMPLOYEES.

Introduced by: Wakai G, Mindo R, Lee M, Waters T, Shimabukuro M, Oshiro B

Establishes provisions relating to the broadcast industry employment contracts. Prohibits a broadcast employer to include in any employment contract with a broadcast employee any restriction that prohibits a broadcast employee from accepting and commencing employment with another broadcast employer at any time after the termination of employment with the broadcast employer. -- HB1769 HD1

Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate

HB1770 HD1 (HSCR 543-04)

RELATING TO MOTOR VEHICLES.

Introduced by: Wakai G, Schatz B, Caldwell K, Lee M, Shimabukuro M, Nishimoto S, Luke S

HOUSE BILLS WHICH PASSED THIRD READING

Amends provisions relating to motor vehicle alarm systems. Adds increasing penalties for 4th, 5th, and 6th or subsequent violations. Provides that an offense shall be a violation for which a police issues a summons or citation to the registered owner. -- HB1770 HD1
Current Status: Mar=05 04 Introduction/Passed First Reading - Senate
Mar=09 04 Multiple Referral to TMG then JHW (586-6970)

HB1773 HD1 (HSCR 526-04) RELATING TO GARNISHMENT.
Introduced by: Ito K, Lee M, Karamatsu J, Abinsay F, Mindo R
Establishes provisions related to administrative fee. Provides that for the purpose of garnishment, an employer may deduct and retain an additional administrative fee of 2 dollars for each payment sequestered and delivered. -- HB1773 HD1
Current Status: Mar=04 04 Introduction/Passed First Reading - Senate
Mar=09 04 Multiple Referral to LBR then JHW (586-6830)

HB1774 HD2 (HSCR 729-04) RELATING TO UNEMPLOYMENT BENEFITS.
Introduced by: Oshiro M
Amends provisions relating to employment security. Beginning January 1, 2004 and thereafter, each eligible individual who is unemployed in any week shall be paid with respect to that week a benefit in an amount equal to the individual's weekly benefit amount. Provides that the funds payable shall be withdrawn from the unemployment compensation trust fund and if necessary, additional moneys may be allocated from the federal Reed Act funds and used for the payment of expenses incurred for the administration of unemployment compensation benefits. -- HB1774 HD2
Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate

HB1778 HD2 (HSCR 604-04) RELATING TO WAGES.
Introduced by: Oshiro M
Amends provision relating to the wage and hour law and payment of wages and other compensation. Provides that every employer shall furnish each employee at every payday a legible printed, typewritten, or handwritten record showing the employee's total gross compensation, the amount and purpose of each deduction, total net compensation, date of payment, and pay period covered; and maintain and preserve a copy of such record or its equivalent for a period of at least 6 years; provided that in lieu of the printed, typewritten, or handwritten record required by this paragraph and upon receipt of authorization from the employee, the employer may make available an electronic record that may be electronically accessed by the employee. -- HB1778 HD2
Current Status: Mar=09 04 Introduction/Passed First Reading - Senate
Mar=11 04 Multiple Referral to LBR then WAM (586-6830)

HB1780 HD1 (HSCR 705-04) RELATING TO EMPLOYMENT.
Introduced by: Oshiro M
Amends provision relating to paid leave and education of children. Requires employees to be eligible for up to 2 hours of paid leave during normal business hours to attend either parent teacher conferences or parent caregiver conferences. -- HB1780 HD1
Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate

HB1784 HD1 (HSCR 588-04) RELATING TO INCOME TAX.
Introduced by: Nakasone B
Changes the standard deduction for income tax purposes as provided by section 63 (with respect to taxable income defined) of the Federal Internal Revenue Code to ____ per cent of the federal amount for tax year ending December 31, 2004, ____ per cent of the federal amount for tax year ending December 31, 2005, and ____ per cent of the federal amount for tax year ending December 31, 2006 and thereafter. -- Changes the income tax exemptions to ____ per cent of the federal amount for tax year ending December 31, 2004, ____ per cent of the federal amount for tax year ending December 31, 2005, and ____ per cent of the federal amount for tax year ending December 31, 2006 and thereafter. -- HB1784 HD1
Current Status: Mar=09 04 Introduction/Passed First Reading - Senate
Mar=11 04 Single Referral to WAM (586-6460)

HB1786 HD1 (HSCR 312-04) RELATING TO EXEMPT EMPLOYEES.
Introduced by: Oshiro M
Amends provision relating to civil service and exemptions. Requires employees in exempt positions who have performed work satisfactorily for 5 or more consecutive years to be eligible to apply for intra departmental and inter departmental transfers and promotional

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exams for which they meet the minimum qualifications. Prohibits the total number of exempt positions to exceed ____ per cent of the number of full time equivalent civil service positions, effective July 1, 2006. Requires the legislative reference bureau to compile a list of all statutory references to positions exempted from the civil service and report to the legislature. Requires the department of human resources development to complete its review of all positions exempted from the civil service and report to the legislature. -- HB1786 HD1
Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate

HB1792 HD2 (HSCR 748-04)

RELATING TO LABOR.

Introduced by: Oshiro M

Amends provision relating to employment security. Provides 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, except that moneys credited in calendar year 2002 pursuant to P.L. 107-147 shall not be subject to the conditions of this provision or the 2 year limitation requirement. Amends Act 200, session laws of 2003, relating to the state budget. Provides that of the federal fund appropriations for unemployment compensation (LBR171), the sum of ____ shall be expended for fiscal year 2003-2004 from moneys credited in calendar year 2002 pursuant to P.L. 107-147, and ____ shall be expended for general administration (LBR902) for fiscal year 2003-2004; provided that for general administration (LBR902), the general fund appropriation for fiscal year 2003-2004 shall be reduced by ____ . (\$\$) -- HB1792 HD2

Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate

HB1793 HD2 (HSCR 606-04)

RELATING TO LAND EXCHANGE.

Introduced by: Oshiro M, Magaoay M

Requires the board of land and natural resources to enter into negotiations for a land exchange with the George Galbraith Estate involving private lands north of Wahiawa, Oahu, in exchange for conveying public lands. Report to the legislature. -- HB1793 HD2

Current Status: Mar=09 04 Introduction/Passed First Reading - Senate
Mar=11 04 Multiple Referral to WLA then WAM (586-7335)

HB1796 HD1 (HSCR 649-04)

RELATING TO PRIVACY.

Introduced by: Takai K, Nishimoto S

Amends provisions relating to violation of privacy in the 1st degree. Makes intentionally or knowingly installing, using, or both any device for observing, recording, amplifying, or broadcasting another person in a stage of undress or sexual activity in any private place without consent an offense of violation of privacy in the 1st degree. -- Amends provisions relating to violation of privacy in the 2nd degree. Makes intentionally installing, using or both any device for observing, recording, amplifying, or broadcasting another person in a stage of undress or sexual activity in any private place without consent an offense of violation of privacy in the 2nd degree. Makes intercepting without the consent of the sender or receiver, a photographic image by telephone, telegraph, letter, electronic transmission, or other means of communicating privately a violation of privacy in the 2nd degree. Makes divulging without the consent of the sender or receiver the existence or contents of a photographic image by telephone, telegraph, letter, electronic transmission, or other means of communicating privately if the accused knows that the photographic image was unlawfully intercepted, or if the accused learned of the photographic image in the course of employment with an agency engaged in transmitting it a violation of privacy in the 2nd degree. -- HB1796 HD1

Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate

HB1797

RELATING TO OPTOMETRY.

Introduced by: Takai K, Schatz B, Herkes R, Lee M, Chang J, Takumi R, Karamatsu J, Ito K, Arakaki D, Tamayo T, Souki J, Kahikina M, Oshiro B, Saiki S

Amends provisions relating to the practice of optometry. Authorizes a therapeutically certified optometrist to use or prescribe steroidal agents. Prohibits a therapeutically certified optometrist from administering injectable agents except for anaphylaxis. Repeals restrictions on the use of topical steroidal agents and topical anti viral agents. -- HB1797

Current Status: Mar=09 04 Passed Second Reading Senate
Mar=09 04 Referred to CPH (586-6740)

HB1800 HD1 (HSCR 774-04)

RELATING TO THE STATE BUDGET.

Introduced by: Say C (BR)

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Supplemental Appropriations Act of 2004 (executive budget). Amends Act 200, session laws of 2003, relating to the state budget. (\$\$) -- HB1800 HD1
Current Status: Mar-11 04 Passed Third Reading House

HB1805 HD3 (HSCR 717-04) RELATING TO THE STATE PLAN.
Introduced by: Oshiro M, Lee M, Kawakami B, Ito K, Magaoay M, Ontai G
Amends provision relating to the office of planning. Recognizes the military presence in the State as an area of critical state concern. -- Requires supporting a military presence in Hawaii consistent with the military's mission, plans, and policies, and consistent with Hawaii's social, environmental, and cultural goals. -- HB1805 HD3
Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate

HB1806 HD2 (HSCR 718-04) RELATING TO MILITARY INSTALLATIONS.
Introduced by: Oshiro M, Lee M, Kawakami B, Ito K, Shimabukuro M, Magaoay M, Ontai G
Establishes provision relating to notices of zoning change applications within 3,000 feet or 2 miles of any military installations. Requires any county planning department that processes a zoning change application to notify the authorities of any military installation within 3,000 feet for counties with a population of 500,000 or more residents, or 2 miles for counties with a population of fewer than 500,000 residents of any land that is the subject of the application of the proposed zoning change application, in accordance with the county's rules for public hearings. Requires a copy of the notification to be forwarded to the office of the governor. Requires the county planning department to request from the commander of the military installation written comments and supporting facts relating to the use of the land being considered. -- Establishes provision relating to notice of petition for district boundary amendment for lands within 3,000 feet or 2 miles of any military installations under land use commission provisions. Requires a copy of any petition for district boundary amendment of any lands within 3,000 feet for counties with a population of 500,000 or more residents or within 2 miles for counties with a population of fewer than 500,000 residents of any military installation to be served upon the appropriate military installation commanding officer. Requires the copy of the petition to be accompanied by a notice of any scheduled hearing on the petition, along with affording the military installation commanding officer or its representative an opportunity to file a timely application for intervention as a party in the proceedings. -- HB1806 HD2
Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate

HB1818 HD1 (HSCR 525-04) RELATING TO THE LANDLORD TENANT CODE.
Introduced by: Hiraki K, Herkes R, Caldwell K, Oshiro M, Souki J, Chang J, Leong B, Saiki S, Marumoto B
Amends provisions relating to tenant to use properly. Provides that within the dwelling unit, a tenant shall not unlawfully possess, nor shall a tenant permit a guest or visitor to unlawfully possess, any dangerous drug, harmful drug, or detrimental drug. Provides that if a tenant unlawfully possess or permits a guest or visitor to unlawfully possess any dangerous drug, harmful drug, or detrimental drug within the dwelling unit the landlord may immediately bring a summary proceeding for possession. -- HB1818 HD1
Current Status: Mar=04 04 Introduction/Passed First Reading - Senate
Mar=09 04 Multiple Referral to CPH then JHW (586-6740)

HB1819 RELATING TO MOTOR VEHICLE INSURANCE.
Introduced by: Hiraki K
Amends provisions relating to motor vehicle insurance. Requires a member owned reciprocal insurer and its wholly owned insurer subsidiaries to make satisfactory arrangements for claims service and adjustment and for policy service of all policies sold or issued to consumers in this State if a majority of its members are members of the US military services, veterans of the US military services, current or former spouses or dependents of these persons and the primary purpose of the insurer is to serve these persons. -- HB1819
Current Status: Feb=11 04 Introduction/Passed First Reading - Senate
Feb=17 04 Single Referral to CPH/ TMG/ (586-6740)

HB1820 HD1 (HSCR 496-04) RELATING TO MOTOR VEHICLE INSURANCE.
Introduced by: Hiraki K
Amends provisions relating to cancellation or nonrenewal and notice of cancellation or nonrenewal of motor vehicle insurance policies. Allows an insurer to cancel or refuse to renew a policy that has been in effect for 60 days or less. Provides that for the cancellation of insurance for nonpayment of premium, the insurer shall mail a written notice of prospective

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cancellation to the insured at least 15 days prior to the cancellation and continue coverage for 15 days following the mailing. -- HB1820 HD1

Current Status: Mar=01 04 Introduction/Passed First Reading - Senate
Mar=05 04 Single Referral to CPH (586-6740)

HB1824

RELATING TO ELECTRICIANS AND PLUMBERS.

Introduced by: Hiraki K

Amends provisions relating to electricians and plumbers fees and license renewal. Provides that plumbers and electricians shall renew their license every 3 years. Provides that all plumbers furnish the board of electricians and plumbers with proof of attendance at an educational course and successfully complete an examination prescribed by the board. -- HB1824

Current Status: Mar=02 04 Introduction/Passed First Reading - Senate
Mar=05 04 Single Referral to CPH (586-6740)

HB1828 HD1 (HSCR 483-04)

RELATING TO PUBLIC ORDER.

Introduced by: Hiraki K

Establishes provisions relating to urinating and defecating in public. Provides that a person commits the offense of urinating or defecating in public if the person intentionally or knowingly urinates or defecates in a public place or any area where such an act is likely to be observed by any member of the public. -- HB1828 HD1

Current Status: Feb=26 04 Introduction/Passed First Reading - Senate
Feb=27 04 Single Referral to JHW (586-7793)

HB1839 HD2 (HSCR 771-04)

RELATING TO PAIN PATIENT'S BILL OF RIGHTS.

Introduced by: Evans C, Caldwell K, Oshiro M, Arakaki D, Shimabukuro M

Establishes laws relating to pain patient's bill of rights. Provides that a patient suffering from severe chronic intractable pain has the option to request or reject the use of any or all modalities in order to relieve severe chronic intractable pain. Provides that intractable pain patients may option to choose from appropriate pharmacologic treatment options, including opiate medications to relieve severe chronic intractable pain without 1st having to submit to an invasive medical procedure. Allows the physician to refuse to prescribe opiate medication but, the physician must inform the patient of physicians who are qualified to treat severe chronic intractable pain to prescribe a dosage deemed medically necessary to relieve severe chronic intractable pain. -- HB1839 HD2

Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate

HB1840 HD1 (HSCR 640-04)

RELATING TO AIR POLLUTION CONTROL.

Introduced by: Evans C

Amends provisions relating to subjects of health. Provides that the department of health prescribe rules to control open burning, fugitive dust, and visible emissions provided that the rules for fugitive dust shall apply to both emissions that pass over a property lot boundary line as well as those that pass into other buildings, structures, facilities, installations, or other units within the same property lot line, regardless of whether those discharges or emissions enter the ambient air. -- HB1840 HD1

Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate

HB1848 HD1 (HSCR 749-04)

RELATING TO EXCEPTIONAL TREES.

Introduced by: Caldwell K, Morita H, Kanoho E, Abinsay F, Shimabukuro M, Kaho'ohalahala S, Magaoay M, Lee M, Evans C, Karamatsu J, Oshiro B

Provides an income tax deduction for amounts paid for expenditures to maintain trees that have been designated by the county council as exceptional trees. -- HB1848 HD1

Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate

HB1856 HD1 (HSCR 106-04)

RELATING TO THE UNIVERSITY OF HAWAII.

Introduced by: Takai K, Tamayo T

Appropriation to the university of Hawaii for the student caucus to hold meetings with its member campuses and constituents. (\$\$) -- HB1856 HD1

Current Status: Mar=04 04 Introduction/Passed First Reading - Senate
Mar=09 04 Multiple Referral to EDU then WAM (586-8585)

HB1859 HD2 (HSCR 533-04)

RELATING TO CHILD ABUSE.

Introduced by: Arakaki D, Shimabukuro M, Marumoto B, Hale H, Thielen C, Leong B, Takai

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K, Fox G, Kahikina M, Meyer C

Amends provision relating to child abuse reports. Provides that any member of the clergy and any person who is a member of the staff of any church, synagogue, temple, mosque, or other religious institution, who has a reason to believe that child abuse or neglect has occurred or that there exists a substantial risk that child abuse or neglect may occur shall immediately report the matter orally to the department of human services or to the police department. Provides that a member of the clergy shall not be required to report information gained from a confidential communication, admission, or confession in the context of the member's profession. -- HB1859 HD2

Current Status: Mar=05 04 Introduction/Passed First Reading - Senate
Mar=09 04 Multiple Referral to HMS then JHW (586-6130)

HB1860 HD1 (HSCR 605-04)

RELATING TO CHILD ABUSE AND NEGLECT.

Introduced by: Arakaki D, Mindo R, Shimabukuro M, Thielen C, Marumoto B, Oshiro M, Takai K, Kahikina M, Hale H, Evans C, Leong B, Oshiro B

Amends provision relating to income check off authorized by providing that any individual may designate 5 dollars of their income tax refund to the Hawaii children's trust fund, domestic violence prevention special fund, spouse abuse and child abuse special accounts under the department of human services and the judiciary. -- HB1860 HD1

Current Status: Mar=09 04 Introduction/Passed First Reading - Senate
Mar=11 04 Multiple Referral to HMS then WAM (586-6130)

HB1875 HD1 (HSCR 230-04)

MAKING AN APPROPRIATION FOR TEXTBOOKS FOR PUBLIC SCHOOLS.

Introduced by: Takai K, Mindo R, Thielen C, Shimabukuro M, Blundell B, Marumoto B, Evans C, Leong B, Kahikina M, Arakaki D, Lee M, Oshiro M, Meyer C

Appropriation to the department of education to purchase more new and recently published textbooks in order to update the textbooks periodically and to provide a sufficient number of textbooks for every student enrolled in public schools. (\$\$) -- HB1875 HD1

Current Status: Mar=04 04 Introduction/Passed First Reading - Senate
Mar=09 04 Multiple Referral to EDU then WAM (586-8585)

HB1885

MAKING AN APPROPRIATION FOR A YOUTH SUMMIT.

Introduced by: Arakaki D, Shimabukuro M, Blundell B, Marumoto B, Hale H, Thielen C, Evans C, Leong B, Takai K, Oshiro M, Oshiro B, Kahikina M

Appropriation to the department of human services to the office of youth services in partnership with the department of education to conduct a youth summit or forum to discuss issues and ideas of importance to Hawaii's youth. (\$\$) -- HB1885

Current Status: Mar=05 04 Introduction/Passed First Reading - Senate
Mar=09 04 Multiple Referral to HMS then WAM (586-6130)

HB1892 HD1 (HSCR 536-04)

RELATING TO EDUCATION.

Introduced by: Shimabukuro M, Karamatsu J, Mindo R, Blundell B, Hale H, Leong B, Thielen C, Fox G, Evans C, Oshiro B, Arakaki D, Kahikina M, Oshiro M, Kawakami B

Amends education provisions relating to student bias and establishes the student nondiscrimination policy in public schools. Prohibits any person on the basis of race, religion, ancestry, national origin, disability, sex, or sexual orientation, to be denied admission to any public school or be denied participation in or denied the benefits of, or be subjected to discrimination, including harassment, in any educational or recreational program, extracurricular activity, student services, or any other program or activity in the public schools. -- HB1892 HD1

Current Status: Mar=05 04 Introduction/Passed First Reading - Senate
Mar=09 04 Multiple Referral to EDU then JHW (586-8585)

HB1893 HD2 (HSCR 570-04)

RELATING TO EDUCATION.

Introduced by: Takai K, Tamayo T, Oshiro B, Shimabukuro M, Mindo R, Blundell B, Marumoto B, Lee M, Oshiro M, Evans C, Arakaki D, Thielen C, Leong B, Kahikina M

Establishes provisions relating to GEAR UP Hawaii scholarship trust fund. Authorizes the university of Hawaii to establish a charitable trust known as GEAR UP Hawaii scholarship trust fund. Provides that the trust fund shall be used to establish and maintain a financial assistance program to receive funds from the US Department of Education under the Gaining Early Awareness and Readiness for Undergraduate Program and award scholarships to eligible students. -- HB1893 HD2

Current Status: Mar=09 04 Introduction/Passed First Reading - Senate
Mar=11 04 Multiple Referral to EDU then WAM (586-8585)

HB1894 HD2 (HSCR 738-04)

RELATING TO STUDENT HEALTH.

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Introduced by: Arakaki D, Shimabukuro M

Requires the department of health in collaboration with the department of education and department of human services to establish a school based student health services program to complement the department of education's comprehensive school support services program. -- Requires the department of health, in collaboration with the department of education and the department of human services' office of youth services to convene a joint planning committee to plan and coordinate the provisions for school based student health services. Committee and director of health to report to the legislature. Act to be repealed on June 30, 2015 (sunset). Appropriation. (\$\$) -- HB1894 HD2

Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate

HB1898 HD1 (HSCR 704-04)

RELATING TO FINANCIAL LITERACY FOR YOUTH MONTH.

Introduced by: Takai K, Caldwell K, Marumoto B, Meyer C, Mindo R, Arakaki D, Shimabukuro M

Establishes the financial literacy for youth month. Require the entire month of April to be known and designated as financial literacy for youth month. This month is not and shall not be construed to be a state holiday. -- HB1898 HD1

Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate

HB1901 HD1 (HSCR 544-04)

RELATING TO CHILD PROTECTION.

Introduced by: Arakaki D, Shimabukuro M

Establishes the safe place for newborns law. Authorizes a hospital, a firefighter at a fire station, or a police officer at a police station, or their personnel to receive a newborn child left with a health care provider on the premises if the newborn child was born within 72 hours of being left at the hospital and the newborn child is left in an unharmed condition. Prohibits the hospital, fire station, or police station personnel from inquiring the identity of the mother or the person leaving the newborn child. Provides that the person leaving the child shall be asked about the medical history of the child. Provides that a person may leave a newborn child with a health care provider at a hospital, a firefighter at a fire station, or a police officer at a police station, or their personnel without being subjected to prosecution for abandonment of a child. Requires the hospital, a firefighter at a fire station, or a police officer at a police station, or their personnel to notify law enforcement that a newborn child was received for purposes of matching the child with missing children reports. Further requires the hospital, a firefighter at a fire station, or a police officer at a police station, or their personnel to inform the department of human services that a newborn child has been left at the hospital within 24 hours. Upon receiving custody of a newborn child, the department may reunify the newborn child with the newborn's parents. Allows the department to search for the newborn child's relatives as a placement or permanency option, or other placement requirements that give a preference to relatives. -- HB1901 HD1

Current Status: Mar=05 04 Introduction/Passed First Reading - Senate
Mar=09 04 Multiple Referral to HMS/ HTH/ then JHW (586-6130)

HB1904 HD1 (HSCR 571-04)

RELATING TO TAXATION.

Introduced by: Ito K, Takai K, Tamayo T, Oshiro M

Changes the income tax deduction of the 1st 1,750 dollars to the 1st ____ dollars received by reserve components of the Army, Navy, Air Force, and Marine Corps, or Coast Guard of the US and the Hawaii national guard as compensation for performance of duty. -- HB1904 HD1

Current Status: Mar=09 04 Introduction/Passed First Reading - Senate
Mar=11 04 Multiple Referral to TMG then WAM (586-6970)

HB1906 HD2 (HSCR 742-04)

RELATING TO THE UNIVERSITY OF HAWAII.

Introduced by: Takai K, Ito K, Tamayo T, Pendleton D, Finnegan L

Amends provisions relating to the university of Hawaii tuition and fees special fund. Requires the board of regents of the university of Hawaii to refund any tuition paid for a semester upon the request of any student who is a member of the Hawaii national guard or military reserves who is ordered to active duty for more than 60 days during a semester or a full time member of the US military on active duty who is unable to attend school for more than 60 days during the semester due to requirements of the member's military service. -- HB1906 HD2

Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate

HB1907 HD1 (HSCR 21-04)

RELATING TO TUITION ASSISTANCE.

Introduced by: Takai K, Ito K, Tamayo T, Oshiro M

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Appropriation to the department of defense for tuition assistance to members of the Hawaii national guard who are undergraduate students working toward a degree on any campus of the university of Hawaii system. (\$\$) -- HB1907 HD1
Current Status: Mar=04 04 Introduction/Passed First Reading - Senate
Mar=09 04 Multiple Referral to EDU/ TMG/ then WAM (586-8585)

HB1908 HD2 (HSCR 583-04) RELATING TO EDUCATION.
Introduced by: Takai K, Ito K, Tamayo T, Oshiro M, Takumi R, Pendleton D, Finnegan L
Amends provisions relating to federal indirect overhead reimbursements received by the department of education. Requires the department to set aside 1 dollar of federal impact aid moneys for establishing and funding a permanent, full time military liaison position within the department of education and funding the joint venture education program to facilitate interaction between the military community and the department. Provides that the military liaison position shall be exempt from civil service provisions. -- HB1908 HD2
Current Status: Mar=09 04 Introduction/Passed First Reading - Senate
Mar=11 04 Single Referral to TMG/ EDU/ (586-6970)

HB1919 HD1 (HSCR 737-04) RELATING TO PUBLIC EMPLOYEES.
Introduced by: Takamine D, Mindo R, Ito K, Oshiro M, Schatz B, Nishimoto S, Kahikina M, Takumi R
Amends provision relating to adjustments for excluded civil service employees. Provides that proposed adjustments to compensation and benefit packages for excluded civil service employees shall be equivalent or not less than adjustments provided within the employer's jurisdiction. -- HB1919 HD1
Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate

HB1924 HD1 (HSCR 713-04) RELATING TO TEACHER COMPENSATION.
Introduced by: Takumi R, Shimabukuro M, Hiraki K, Caldwell K, Ito K, Nishimoto S, Oshiro B, Arakaki D, Karamatsu J, Takai K, Oshiro M, Hamakawa E
Establishes provision relating to teacher compensation. Requires an employee of the department of education paid under the salary schedule contained in the collective bargaining agreement (teachers and other personal of the department of education) shall receive the employee's normal annual increment or longevity increase for a year's satisfactory service in any fiscal year that an increase in the salary schedule is effected. -- HB1924 HD1
Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate

HB1925 HD1 (HSCR 547-04) RELATING TO EDUCATIONAL ACCOUNTABILITY.
Introduced by: Takumi R, Caldwell K, Karamatsu J, Kawakami B, Nishimoto S, Oshiro B, Tamayo T, Arakaki D, Shimabukuro M, Takai K, Hamakawa E, Wakai G
Amends provisions relating to the educational accountability system. Adds that goals include academic achievement, safety and well being, and civic responsibility. -- HB1925 HD1
Current Status: Mar=05 04 Introduction/Passed First Reading - Senate
Mar=09 04 Multiple Referral to EDU then WAM (586-8585)

HB1926 RELATING TO EDUCATION.
Introduced by: Takumi R, Caldwell K, Karamatsu J, Evans C, Oshiro B, Takai K, Tamayo T, Arakaki D, Kawakami B, Nishimoto S, Shimabukuro M, Hamakawa E
Amends provisions relating to interstate agreement on qualification of educational personnel. Changes certification to license, replaces the superintendent of education with the executive director of the teacher standards board, and replaces the department of education with the Hawaii teacher standards board. -- HB1926
Current Status: Mar=04 04 Introduction/Passed First Reading - Senate
Mar=09 04 Multiple Referral to EDU then JHW (586-8585)

HB1928 HD1 (HSCR 233-04) MAKING AN APPROPRIATION FOR THE HAWAII TEACHER STANDARDS BOARD.
Introduced by: Takumi R, Caldwell K, Karamatsu J, Kawakami B, Nishimoto S, Oshiro B, Takai K, Oshiro M, Tamayo T, Arakaki D, Shimabukuro M, Hamakawa E
Appropriation to the department of education to conduct the functions of the Hawaii teacher standards board, including the hiring of permanent staff. Requires the departments of education, human resource development, and budget and finance to facilitate the filling of positions. (\$\$) -- HB1928 HD1
Current Status: Mar=04 04 Introduction/Passed First Reading - Senate
Mar=09 04 Multiple Referral to EDU then WAM (586-8585)

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- HB1929 HD1 (HSCR 578-04) RELATING TO SCHOOL REPAIR AND MAINTENANCE.
Introduced by: Takumi R, Arakaki D, Caldwell K, Ito K, Karamatsu J, Nishimoto S, Oshiro B, Takai K, Shimabukuro M, Oshiro M, Hamakawa E, Tamayo T
Amends provisions relating to providers of construction or project related professional services for the repair and maintenance of public schools including the Hawaii 3R's. Appropriation to the department of accounting and general services for the Hawaii 3R's and for a civil service exempt position to coordinate public and private efforts to repair and maintain schools. (\$\$) -- HB1929 HD1
Current Status: Mar=09 04 Introduction/Passed First Reading - Senate
Mar=11 04 Multiple Referral to EDU then WAM (586-8585)
- HB1937 HD2 (HSCR 688-04) RELATING TO THE BOARD OF EDUCATION.
Introduced by: Takai K, Ito K, Takumi R, Tamayo T, Finnegan L, Pendleton D
Provides that the military representative or representatives's designee to the board of education shall be seated with board members during official meetings and shall participate in discussions, including debates, about board matters, except during executive sessions of the board, if the subject matter impacts or affects public school students of active duty military families. -- HB1937 HD2
Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate
- HB1944 HD1 (HSCR 590-04) RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST INDUSTRIAL ENTERPRISES.
Introduced by: Waters T, Morita H, Kanoho E, Kaho'ohalahala S, Thielen C, Evans C, Bukoski K
Amends Act 136, session laws of 2000, which authorizes the issuance of special purpose revenue bonds, with approval of the governor, to assist Worldwide Energy Group, Inc., a Hawaii corporation, in the planning, design, construction, and operation of any and all elements of the Hawaii sugar ethanol project, including a multi million gallon per year fuel grade ethanol facility on the island of Kauai and other appropriate locations in the State by extending the lapse date of the authorization to issue the bonds to June 30, 2008 (sunset). -- HB1944 HD1
Current Status: Mar=09 04 Introduction/Passed First Reading - Senate
Mar=11 04 Multiple Referral to ENE then WAM (587-7225)
- HB1946 HD1 (HSCR 608-04) RELATING TO BEACH RESTORATION AND PROTECTION.
Introduced by: Waters T
Amends provision relating to income check off authorized by providing that any individual may designate 2 dollars of their income tax refund to the beach restoration special fund. -- HB1946 HD1
Current Status: Mar=09 04 Introduction/Passed First Reading - Senate
Mar=11 04 Multiple Referral to WLA then WAM (586-7335)
- HB1980 HD1 (HSCR 657-04) RELATING TO FAMILY COURT.
Introduced by: Kahikina M, Arakaki D, Evans C, Shimabukuro M, Kawakami B, Sonson A, Hale H, Kanoho E
Establishes provisions relating to family court judge review. Requires the chief justice to establish a system of review for each family court judge biennially. -- Amends provisions relating to procedure in children's cases. Allows parents to bring in an advocate in the form of an adult who need not be a licensed attorney or any other adult. Provides that prior to the start of a hearing, the parents, guardian, or legal custodian, and, when appropriate, the child, the child victim, or witness shall be notified of the right to be represented by counsel and the right to be represented by counsel and the right to remain silent. -- HB1980 HD1
Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate
- HB1987 HD1 (HSCR 692-04) RELATING TO MOTOR VEHICLES.
Introduced by: Souki J, Caldwell K
Amends provisions relating to the regulation of motor vehicle sun screening devices (car tint, car tinting). Increases the penalty for the owner of the motor vehicle. -- HB1987 HD1
Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate
- HB1991 HD1 (HSCR 695-04) RELATING TO AUTOMATIC EXTERNAL DEFIBRILLATORS.
Introduced by: Kawakami B
Amends provisions relating to exception to liability. Provides that any physician who

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administers an automatic external defibrillator program without remuneration or expectation of remuneration shall not be liable for any civil damages resulting from that act or omission except as may result from gross negligence or wanton acts or omissions. Provides that persons owning, occupying, or managing the premises where an automatic defibrillator is located shall not be liable for any civil damages resulting except as may result from the person's gross negligence or wanton acts or omissions. -- HB1991 HD1

Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate

HB2002 HD2 (HSCR 773-04)

RELATING TO EDUCATION.

Introduced by: Say C, Saiki S, Chang J, Luke S, Lee M, Schatz B, Takumi R, Arakaki D, Hamakawa E, Morita H, Sonson A, Abinsay F, Magaoay M, Evans C, Shimabukuro M, Souki J, Mindo R, Oshiro M, Takai K, Kahikina M, Oshiro B, Nishimoto S, Waters T, Caldwell K, Tamayo T, Herkes R, Hiraki K, Ito K, Karamatsu J, Wakai G, Kaho'ohalahala S, Hale H, Takamine D, Kawakami B, Kanohe E, Nakasone B

Establishes provisions relating to student weighted formula. Requires the department of education to implement a student weighted formula that takes into account the educational needs of each student in providing operating moneys to the schools. -- Establishes provisions relating to teacher national board certification incentive program within the department to recognize teachers who have achieved national board certification from the national board for professional teaching standards. Gives a certified teacher a bonus and a 1 time reimbursement for expenses related to the application for certification. Provides that the incentive program includes a mentoring component that encourages and enables national board certified teachers to assist other teachers and share their teaching expertise. -- Establishes the Hawaii principals academy placed within the department of education to support and train principals in school budgeting, curriculum development, establishing partnerships with the private sector, and becoming leaders. -- Amends provisions relating to the department of education budget by repealing school based budgeting program EDN 100 and comprehensive school support services program EDN 150. -- Amends provisions relating to department carryover funds. Increases the amount the department may retain from up to 5 per cent to up to 10 per cent. -- Provides that principals shall be evaluated and held accountable for observed school and student performance through a set of consequences that includes rewards and recognition, assistance, or sanctions. -- Repeals and replaces the school community based management program with school community council. Requires each school to establish and maintain a school community council to collaborate with and assist the principal. -- Requires the department to expend no less than 93 1/2 per cent of the total department operating budget for schools. -- Establishes the committee on weights within the department to assist the department in determining specific student and school weights. Requires the department to convene an interagency working group to discuss systematic impediments to the efficient management and operation of schools and the public school system; determine which statutes, rules, and policies need to be amended to implement weighted student formula and the efficient management of schools; and determine the function and positions could be transferred to the department to allow the schools to be operated and managed more effectively. Report to the legislature. -- Requires the department to convene a working group to create a plan for the implementation of performance contracts for principals. Report to the legislature. -- Requires the department to adopt a single unified school calendar. -- Transfers the rights, powers, functions, and duties relating to eliminating the backlog of school repair maintenance projects and school repairs and from the department of accounting and general services to the department of education. -- Appropriations. (\$\$) -- HB2002 HD2

Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate

HB2003 HD1 (HSCR 495-04)

RELATING TO THE ILLEGAL USE OF CONTROLLED SUBSTANCES.

Introduced by: Say C, Saiki S, Chang J, Takumi R, Luke S, Lee M, Schatz B, Kahikina M, Arakaki D, Waters T, Hamakawa E, Morita H, Sonson A, Magaoay M, Evans C, Souki J, Karamatsu J, Mindo R, Kaho'ohalahala S, Kawakami B, Takai K, Oshiro B, Nishimoto S, Caldwell K, Tamayo T, Herkes R, Abinsay F, Hiraki K, Ito K, Shimabukuro M, Oshiro M, Hale H, Takamine D, Kanohe E, Nakasone B

Establishes provisions relating to manufacturing a controlled substance with a child present. Provides that any person convicted of manufacturing a controlled substance knowing that a child under the age of 16 is present in the structure where the offense occurs, may be sentenced to an additional term of imprisonment. Provides that a person commits the offense of unlawful methamphetamine trafficking if the person knowingly manufactures, distributes, dispenses, or possesses with intent to manufacture, distribute or dispense 1 or more preparations, compounds, mixtures, or substances of methamphetamine, or any of its

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salts, isomers, and salts of isomers. Provides that a person age 18 or over commits the offense of promoting a controlled substance through a minor if the person knowingly employs, hires, uses, persuades, induces, entices, or coerces a minor to facilitate the illegal distribution of a controlled substance. Provides that a person commits the offense of promoting a controlled substance in, on, or near schools, school vehicles, or public parks if the person knowingly manufactures methamphetamines or any of its salts, isomers, and salts of isomers within 750 feet of the real property comprising a school or public park. Provides that if a first time violator of parole terms and conditions for possession or use of any dangerous drug, detrimental drug, harmful drug, intoxicating compound, marijuana, or marijuana concentrate, or involving possession or use of drug paraphernalia fails to complete a substance abuse treatment program and the Hawaii paroling authority determines that the paroled prisoner cannot benefit from any substance abuse program, the paroled prisoner shall be subject to revocation of parole and return to incarceration. -- Establishes drug dealer liability law. Allows a parent, legal guardian, child, spouse, or sibling of the individual drug user, an individual who was exposed to an illegal drug in utero, an employer of the individual drug user, a medical facility, insurer, governmental entity, employer, or other entity that funds a drug treatment program or employee assistance program for the individual drug user, or a person injured as a result of the intentional, knowing, reckless, or negligent actions of an individual drug user to bring action to recover damages caused by an individual's use of an illegal drug. -- Establishes provisions relating to substance abuse prevention education. Provides that an employer shall provide on an annual basis a mandatory substance abuse prevention education program for the employer's employees. Provides that prior to implementing any decision to exclude the child from attending school due to a possession, selling, consuming, or using intoxicating liquor or illegal drugs while attending school or department of education supervised activities shall be referred to and assessed by a certified substance abuse treatment counselor to determine whether the child needs treatment for substance abuse or dependency. Provides that services and benefits provided by health insurance plans including QUEST for drug and alcohol dependency shall be equal to and co extensive with health insurance coverage for physical disease and illness. Provides for civil commitment for substance abuse outpatient treatment. Allows family members to petition the family court for an order requiring a respondent to enter into an outpatient treatment program for substance abuse. Provides that a drug rehabilitation home shall be considered a residential use of property and shall be a permitted use in residentially designated zones. Provides that any citizen who brings a nuisance abatement suit against a place used for the purpose of committing drug offenses or who files a complaint with the local police or drug nuisance abatement unit of the department of the attorney general shall be entitled to the same rights and protections of victims and witnesses in criminal proceedings. Provides that the department of public safety shall coordinate drug abatement efforts of the communities with the State, counties, and community agencies. Annual report to the legislature. Act to be repealed on June 30, 2007 (sunset) except for insurance provisions which will be repealed on June 10, 2010. -- HB2003 HD1

Current Status: Mar=02 04 Introduction/Passed First Reading - Senate
Mar=05 04 Single Referral to JHW/ HTH/ (586-7793)

HB2004 HD1 (HSCR 516-04)

RELATING TO THE ILLEGAL USE OF CONTROLLED SUBSTANCES.

Introduced by: Say C, Saiki S, Chang J, Takumi R, Takai K, Oshiro B, Waters T, Hamakawa E, Luke S, Lee M, Schatz B, Kahikina M, Arakaki D, Nishimoto S, Caldwell K, Tamayo T, Herkes R, Abinsay F, Hiraki K, Ito K, Karamatsu J, Mindo R, Oshiro M, Hale H, Takamine D, Kawakami B, Kanoho E, Morita H, Sonson A, Magaoay M, Evans C, Shimabukuro M, Souki J, Wakai G, Kaho'ohalahala S, Nakasone B

Appropriation to the department of health for school based treatment programs in high schools, middle schools, and intermediate schools; for substance abuse prevention; for adult treatment services; for the implementation of the substance abuse treatment monitoring program; and for a study and analysis of the effects of clandestine methamphetamine laboratories on the environment (particularly ground water), disposal of toxic waste materials found at the site and disposal of the site itself, and recommendations for action. Appropriation to the department of public safety for the implementation of the substance abuse treatment monitoring program; for the treatment of paroled drug offenders under the jurisdiction of the Hawaii paroling authority; for the canine drug interdiction program; and for coordination of community based drug abatement and mobilization efforts. Appropriation to the judiciary for the drug courts to expand their programs, including juvenile and family drug courts; and for the treatment of 1st time nonviolent drug offenders sentenced by the court. Appropriation as a grant in aid to the city and county of Honolulu, the county of Hawaii, the county of Kauai, and the county of Maui to fund grassroots community efforts to sustain their anti drug campaigns, provided that no single non profit entity to receive more than 10,000 dollars and provides that funds be matched by the respective counties and to fund

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community based substance abuse prevention programs and provides that funds be matched by federal or private funds. -- Provides a drug rehabilitation home income tax credit for leasing rental property to be used as a drug rehabilitation home. Provides a substance abuse prevention education and employment income tax credit for an employer who provides an educational and training program on substance abuse prevention without cost to employees. -- Establishes a substance abuse treatment monitoring program. Requires the department of health to establish the program to determine the effectiveness of substance abuse treatment services and maintain accurate numbers of individuals receiving publicly funded substance abuse treatment. Requires the office of youth services, the judiciary, and the department of public safety to collect the same information. Annual reports to the legislature. -- Requires the department of health to annually report to the legislature on the implementation of the statewide substance abuse plan. -- Requires the department of human services to coordinate the efforts of the department of health, department of the attorney general, the department of education, county police departments, county prosecutors, the judiciary, and community agencies to develop the drug endangered child protective program. Report to the legislature. Appropriation to the department of human services. (\$\$) -- HB2004 HD1

Current Status: Mar=02 04 Introduction/Passed First Reading - Senate
Mar=05 04 Single Referral to WAM (586-6460)

HB2005 HD1 (HSCR 523-04)

RELATING TO PRESCRIPTION DRUGS.

Introduced by: Say C, Saiki S, Schatz B, Chang J, Takai K, Takumi R, Oshiro B, Waters T, Tamayo T, Herkes R, Magaoay M, Ito K, Luke S, Lee M, Kahikina M, Arakaki D, Nishimoto S, Hamakawa E, Caldwell K, Morita H, Sonson A, Abinsay F, Hiraki K, Shimabukuro M, Karamatsu J, Mindo R, Oshiro M, Kaho'ohalahala S, Takamine D, Kawakami B, Kanoho E, Evans C, Souki J, Wakai G, Hale H, Nakasone B

Amends provisions relating to the rx plus program. Requires the department of human services to establish a rx plus preferred drug list. Provides that the names of manufacturers who do and who do not enter into rebate agreements pursuant to the rx program are public information. Authorizes department to release this information to health care providers and the public on a regular basis and shall publicize participation by manufacturers that is of particular benefit to the public. Changes the name of the rx program to rx plus. -- HB2005 HD1

Current Status: Mar=04 04 Introduction/Passed First Reading - Senate
Mar=05 04 Multiple Referral to CPH/ HTH/ then WAM (586-6740)

HB2009 HD1 (HSCR 579-04)

MAKING AN APPROPRIATION FOR AGRICULTURAL RESEARCH AND MARKET DEVELOPMENT.

Introduced by: Abinsay F, Chang J, Kawakami B, Karamatsu J, Schatz B, Magaoay M, Herkes R, Marumoto B, Sonson A, Oshiro B, Tamayo T, Jernigan M

Appropriation to the department of agriculture for the Hawaii farm bureau federation to pursue efforts in agricultural research and market development. Requires that ____ dollars be used for agricultural research and ____ dollars be used for market development. (\$\$) -- HB2009 HD1

Current Status: Mar=09 04 Introduction/Passed First Reading - Senate
Mar=11 04 Multiple Referral to WLA then WAM (586-7335)

HB2013

RELATING TO POLYBROMINATED DIPHENYL ETHERS.

Introduced by: Leong B, Marumoto B, Thielen C, Shimabukuro M, Kawakami B, Lee M, Morita H

Establishes the polybrominated diphenyl ether law. Prohibits any person to manufacture, process, or distribute in commerce a product, or a flame retarded part of a product, containing more than 1/10 of 1 per cent of pentaBDE or octaBDE, by mass. Defines pentaBDE to mean pentabrominated diphenyl ether and octaBDE to mean octabrominated diphenyl ether. Requires the legislative reference bureau to report to the legislature. -- HB2013

Current Status: Mar=02 04 Introduction/Passed First Reading - Senate
Mar=05 04 Multiple Referral to ENE then CPH (587-7225)

HB2015 HD2 (HSCR 740-04)

RELATING TO LONG-TERM CARE.

Introduced by: Lee M, Thielen C, Hale H, Shimabukuro M, Kawakami B, Leong B, Luke S, Morita H, Blundell B, Arakaki D, Chang J, Magaoay M

Establishes provisions relating to family caregiver reimbursements. Allows the department of health and the department of human services to reimburse the caregiver who gives free and continuing day to day care in the home to a qualified relative who is suffering from dementia, such as Alzheimer's disease. Requires the department of health to jointly develop

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with the department of human services a sliding scale for reimbursement to ensure that an eligible family caregiver whose household income exceeds 200 per cent of the federal poverty level for Hawaii to pay some portion of the caregiver's out of pocket expenses. Appropriation. (\$\$) -- HB2015 HD2
Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate

HB2019

RELATING TO SOCIAL SECURITY NUMBERS.
Introduced by: Lee M, Thielen C, Hale H, Shimabukuro M, Kawakami B, Leong B, Luke S, Blundell B, Karamatsu J, Morita H, Chang J, Magaoay M
Establishes provisions relating to identification cards and prohibiting the use of social security numbers. Prohibits the county liquor commissions to issue or renew any identification card using the cardholder's or applicant's social security number on the card. Prohibits the counties to issue or renew any identification card using the cardholder's or applicant's social security number on the card. -- HB2019
Current Status: Feb=26 04 Introduction/Passed First Reading - Senate
Feb=27 04 Multiple Referral to TMG then JHW (586-6970)

HB2020 HD1 (HSCR 494-04)

RELATING TO PROSTITUTION.
Introduced by: Lee M, Marumoto B, Thielen C, Evans C, Hale H, Shimabukuro M, Kawakami B, Leong B, Luke S, Karamatsu J, Morita H, Chang J, Magaoay M
Establishes provision relating to promoting travel for prostitution. Provides that a person commits the offense of promoting travel for prostitution if the person knowingly sells or offers to sell travel services that include or facilitate travel for the purpose of engaging in what would be prostitution if occurring in the State and that it shall be a class C felony. Prohibits a travel agency or charter tour operator from promoting travel for prostitution; selling or offering to sell travel services that include or facilitate travel for the purpose of engaging in a commercial sexual act or that consists of tourism packages or activities using and offering sexual acts as enticement for tourism. -- HB2020 HD1
Current Status: Mar=01 04 Introduction/Passed First Reading - Senate
Mar=05 04 Multiple Referral to HMS then JHW (586-6130)

HB2022 HD2 (HSCR 732-04)

RELATING TO GENERAL ASSISTANCE.
Introduced by: Shimabukuro M, Lee M, Kawakami B, Leong B, Luke S, Morita H, Chang J, Magaoay M, Blundell B
Amends provision relating to eligibility of general assistance to households without minor dependents. Requires the department of human services to ask the person whether the person has a physical or mental disability, or both and ask the person to choose whether the person's primary disability is physical or mental. Requires the department to provide the person with an initial denial notice that gives the person at least 20 business days to provide additional medical evidence and refer the person to free legal services for assistance. Requires the department to promptly provide the person with a complete and legible copy of the recommended appropriate treatment. -- HB2022 HD2
Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate

HB2023 HD2 (HSCR 699-04)

RELATING TO ADMINISTRATIVE APPEALS.
Introduced by: Shimabukuro M, Takai K, Lee M
Amends provisions relating to a fair hearing. Provides that an applicant is entitled to appeal to the director of human services provided that the hearing shall be held de novo and that no evidentiary presumptions shall apply at the hearing. -- HB2023 HD2
Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate

HB2024 HD1 (HSCR 484-04)

RELATING TO TRANSFER OF OWNERSHIP OF FIREARMS AND AMMUNITION.
Introduced by: Lee M, Thielen C, Hale H, Kawakami B, Leong B, Luke S, Blundell B, Shimabukuro M, Morita H, Chang J, Magaoay M
Amends provision relating to transfer of ownership of firearms and ammunition. Provides that no person who has been restrained pursuant to an order of any court shall transfer ownership of any firearm or ammunition so long as the restraining order is in effect. Further provides that any person disqualified from ownership, possession, control or the right to transfer ownership shall surrender or dispose of all firearms and ammunition. -- HB2024 HD1
Current Status: Feb=26 04 Introduction/Passed First Reading - Senate
Feb=27 04 Single Referral to JHW (586-7793)

HB2025 HD3 (HSCR 709-04)

RELATING TO EQUAL PAY.

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Introduced by: Evans C, Thielen C, Karamatsu J, Hale H, Shimabukuro M, Lee M, Kawakami B, Leong B, Luke S, Morita H, Magaoay M, Blundell B

Establishes provisions relating to equal pay. Prohibits an employer to discriminate within any establishment in which employees are employed, between employees because of sex, by paying wages to employees in the establishment at a rate less than the rate at which the employer pays wages to employees of the opposite sex in the establishment for equal work on jobs the performance of which requires equal skill, effort, and responsibility, and which are performed under similar working conditions. -- HB2025 HD3

Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate

HB2034 HD3 (HSCR 761-04)

RELATING TO BIOPROSPECTING.

Introduced by: Morita H, Lee M

Establishes the temporary bioprospecting advisory commission within the department of business, economic development and tourism to develop a comprehensive plan for the preservation and use of the biological diversity and biological resources of the public lands. Requires the commission to identify and develop issues and policies for the conservation and sustainable use of biological diversity, the rights of traditional, indigenous knowledge holders, the fair and equitable sharing of benefits arising from the use of genetic resources and the meaningful participation in these processes by tradition, indigenous knowledge holders and review the policies, laws. Report to the governor and legislature. Act to be repealed on June 30, 2007 (sunset). Appropriations. (\$\$) -- HB2034 HD3

Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate

HB2048 HD1 (HSCR 7-04)

RELATING TO NET ENERGY METERING.

Introduced by: Morita H, Waters T

Amends provisions relating to net energy metering. Redefines eligible customer generator by including government entities and by increasing the metered residential or commercial customer to a capacity of not more than 50 kilowatts. -- HB2048 HD1

Current Status: Mar=05 04 Introduction/Passed First Reading - Senate
Mar=09 04 Multiple Referral to ENE then CPH (587-7225)

HB2049 HD1 (HSCR 206-04)

RELATING TO ENERGY.

Introduced by: Morita H

Amends provisions relating to energy performance contracting for public facilities. Provides that an energy performance contract may include but not be limited to financing options such as leasing, lease purchase, financing agreement, 3rd party joint ventures, guaranteed savings plans or energy service contracts, or any combination thereof. Increases the term of any energy performance contract to not exceed 20 years. Defines energy conservation retrofits to include energy saved off site by water or other utility conservation enhancing retrofits. -- HB2049 HD1

Current Status: Mar=01 04 Introduction/Passed First Reading - Senate
Mar=05 04 Single Referral to ENE/ SAT/ (587-7225)

HB2057 HD1 (HSCR 591-04)

RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR HPOWER PLANT BOILER ADDITION.

Introduced by: Morita H, Schatz B, Mindo R, Shimabukuro M, Tamayo T

Authorizes the issuance of special purpose revenue bonds to assist Covanta Honolulu Resource Recovery Venture, a Hawaii corporation, and the operator of the HPOWER plant, in the planning, design, construction, and equipping of a new boiler, pollution control equipment, and associated equipment for the expansion of the HPOWER plant. Authorizes the issuance of refunding special purpose revenue bonds to refund the special purpose revenue bonds. (\$\$) -- HB2057 HD1

Current Status: Mar=09 04 Introduction/Passed First Reading - Senate
Mar=11 04 Single Referral to ENE/ TMG/ (587-7225)

HB2061 HD2 (HSCR 730-04)

RELATING TO TRANSIENT ACCOMMODATIONS TAX.

Introduced by: Chang J, Oshiro B, Leong B, Karamatsu J, Kanoho E

Repeals the transient accommodations tax trust fund administered by the director of finance. Repeals the provision that specifies that if the amount of revenues exceeds 31 million dollars the excess amount will be deposited into the general fund. Increases the percentage of revenues deposited into the tourism special fund for tourism promotion and visitor industry research and adds a percentage to be deposited into the general fund. -- HB2061 HD2

Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate

HOUSE BILLS WHICH PASSED THIRD READING

- HB2064 RELATING TO EXEMPTING ROTH INDIVIDUAL RETIREMENT ACCOUNTS FROM ATTACHMENT OR SEIZURE.
Introduced by: Marumoto B, Fox G, Shimabukuro M, Moses M, Sonson A, Meyer C
Amends provision relating to pension money exempt. Provides that the right of a debtor to anything included in section 408A of the Federal Internal Revenue Code of 1954, shall also be exempt from attachment, execution, seizure, or under any legal process whatever. -- HB2064
Current Status: Mar=02 04 Introduction/Passed First Reading - Senate
Mar=05 04 Multiple Referral to CPH then JHW (586-6740)
- HB2074 HD1 (HSCR 207-04) RELATING TO PENALTIES OF HEALTH, ENVIRONMENTAL, AND CULTURAL PRESERVATION LAWS.
Introduced by: Oshiro B, Tamayo T, Waters T, Schatz B, Thielen C, Morita H
Amends provision relating to waiver or reduction of penalties for small business. Provides that waiver not apply under certain situations. -- HB2074 HD1
Current Status: Mar=04 04 Introduction/Passed First Reading - Senate
Mar=09 04 Single Referral to ENE/ ECD/ (587-7225)
- HB2088 HD2 (HSCR 720-04) RELATING TO CRITICAL ACCESS HOSPITALS.
Introduced by: Arakaki D, Kaho'ohalahala S
Amends Act 226, session laws of 2000, relating to critical access hospitals by changing the sunset date to June 30, 2006. -- HB2088 HD2
Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate
- HB2092 HD2 (HSCR 565-04) RELATING TO MEDICINE AND SURGERY.
Introduced by: Arakaki D
Amends provisions relating to qualifications for examination and licensure to practice medicine or surgery. Authorizes the board of medical examiners to grant licenses to foreign medical school graduates who completed residency programs accredited by the Royal College of Physicians and Surgeons of Canada or the College of Family Physicians of Canada and to accept applicants with scores deemed satisfactory by the board of medical examiners and by the Medical Council of Canada Qualifying Examination. -- HB2092 HD2
Current Status: Mar=09 04 Introduction/Passed First Reading - Senate
Mar=11 04 Multiple Referral to HTH then CPH (586-6070)
- HB2093 HD1 (HSCR 566-04) RELATING TO DENTAL PROFESSIONAL LICENSING.
Introduced by: Arakaki D, Abinsay F, Kahikina M, Kawakami B, Shimabukuro M, Kaho'ohalahala S
Amends provisions relating to dental hygienists and dentistry. Provides that the board of dental examiners may issue, without examination, a community service license to practice dental hygiene or dentistry in the employment of a federally qualified health center, native Hawaiian health care system, or post secondary dental auxiliary training program accredited by the American Dental Association Commission on Dental Accreditation. Act to be repealed on July 1, 2009 (sunset). -- HB2093 HD1
Current Status: Mar=09 04 Introduction/Passed First Reading - Senate
Mar=11 04 Multiple Referral to HTH then CPH (586-6070)
- HB2098 HD1 (HSCR 693-04) RELATING TO MEDICAL RECORDS.
Introduced by: Arakaki D, Nishimoto S
Amends provisions relating to availability of medical records. Provides that a personal representative of a deceased person's estate may obtain copies of or may authorize the health care provider to release copies of the deceased person's medical records. Provides that if no personal representative has been appointed, the deceased person's next of kin in order of superseding priority, without court order, may obtain copies of or may authorize the health care provider to release copies of the deceased person's medical records. Provides that health care providers may refuse a request if the medical records contain references pertaining to HIV or AIDS, mental illness, or substance abuse treatment or if the deceased person had previously indicated to the medical provider in writing that the person did not wish to have medical records released to the next of kin. -- HB2098 HD1
Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate
- HB2109 HD2 (HSCR 584-04) RELATING TO LONG-TERM CARE.
Introduced by: Arakaki D, Shimabukuro M
Provides a long term care income tax credit of 2,500 dollars or 40 per cent of the insurance

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premium payments made for long term care insurance for individuals 30 years of age and below, 20 per cent for individuals 31 to 45 years of age, and 10 per cent for individuals 46 years of age and above or a phased in percentage of long term care insurance premium payments. -- HB2109 HD2

Current Status: Mar=09 04 Introduction/Passed First Reading - Senate
Mar=11 04 Multiple Referral to HTH/ HMS/ then WAM (586-6070)

HB2136 HD1 (HSCR 663-04)

RELATING TO PROCUREMENT.

Introduced by: Magaoay M, Oshiro B, Herkes R, Hiraki K, Kawakami B, Evans C, Caldwell K, Chang J, Saiki S, Luke S, Abinsay F

Amends provisions relating to the procurement of professional services. Provides that recommendations of the selection committee shall not be overturned without due cause. -- Amends provisions relating to the authority to debar or suspend. Provides that the existence of a cause of debarment does not require the contractor be debarred. Provides that the chief procurement officer shall consider factors before, arriving at any debarment decision. -- HB2136 HD1

Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate

HB2137 HD1 (HSCR 227-04)

RELATING TO A ONE CALL CENTER.

Introduced by: Hiraki K

Establishes provisions relating to 1 call center. Establishes the 1 call center board to establish a 1 call center that provides advance warning to excavators of the location of subsurface installations to protect the installations from damage. Appropriation out of the public utilities commission special fund to the public utilities commission to establish and operate the center. Act to be repealed on December 31, 2050 (sunset). (\$\$) -- HB2137 HD1

Current Status: Mar=05 04 Introduction/Passed First Reading - Senate
Mar=09 04 Multiple Referral to CPH/ SAT/ then WAM (586-6740)

HB2139 HD1 (HSCR 497-04)

RELATING TO INSURANCE.

Introduced by: Hiraki K

Amends provisions relating to life insurance and annuities. Repeals the standard nonforfeiture law and individual deferred annuities on July 1, 2006 (sunset) and establishes a new nonforfeiture law effective July 1, 2006. Allows an insurer to elect to apply the new nonforfeiture law on a contract form by contract form basis beginning July 1, 2004. -- HB2139 HD1

Current Status: Mar=01 04 Introduction/Passed First Reading - Senate
Mar=05 04 Single Referral to CPH (586-6740)

HB2140 HD1 (HSCR 498-04)

RELATING TO MANDATORY CONTINUING EDUCATION FOR PHARMACISTS.

Introduced by: Hiraki K

Amends provision relating to the renewal of licenses for pharmacists to include continuing education requirements. Requires licensed pharmacists to complete 30 hours of continuing education courses within the 2 years preceding the renewal date of the license. Allows the board of pharmacy to extend the time for compliance with the continuing education requirements. Provides that in addition to any other actions authorized by law, the board shall have the power to deny, revoke, or suspend any license or permit for making a false statement on any document submitted or required to be filed including a false certification of compliance with continuing education requirements. -- HB2140 HD1

Current Status: Mar=01 04 Introduction/Passed First Reading - Senate
Mar=05 04 Single Referral to CPH (586-6740)

HB2142 HD2 (HSCR 700-04)

RELATING TO BUSINESS PRACTICES.

Introduced by: Hiraki K

Establish provisions relating to confidentiality of business trade secrets and other proprietary information of a tenant or prospective tenant of the authority. Requires any government record made or received by any member or employee of the natural energy laboratory of Hawaii authority to be subject to segregation, and information contained therein to not be subject to public disclosure, inspection or duplication to the extent that the information consists of business trade secrets of a tenant or prospective tenant of the authority, commercial or financial information regarding the operation of any business of a tenant or prospective tenant of the authority or relates to the competitive position in a particular field of endeavor of a tenant or prospective tenant of the authority. -- HB2142 HD2

Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate

HOUSE BILLS WHICH PASSED THIRD READING

- HB2143 HD2 (HSCR 637-04) RELATING TO BUSINESS REGULATION.
Introduced by: Hiraki K
Amends provisions relating to gift certificates. Requires any business offering services or goods for sale to allow customer to purchase gift certificates, provided that the certificate issuer will honor the certificate for a period of at least 7 years. Prohibits the issuer to deduct service charges or dormancy fees from the certificate. Provides that expiration dates shall not be less than 7 years, if the certificate does not have an expiration date, it shall be valid in perpetuity. Provides that the if the certificate holder has used at least 90 per cent of the value of the certificate, the certificate holder may obtain the balance in cash. -- Redefines gift certificate or certificate to include any electronic card with a banked dollar value, merchandise credit, certificate where the issuer has received payment for the full face value for the future purchase or delivery of goods or services. -- HB2143 HD2
Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate
- HB2147 HD1 (HSCR 499-04) RELATING TO THE UNIFORM COMMERCIAL CODE.
Introduced by: Hiraki K
Repeals warehouse receipts, bills of lading and other documents of title and replaces with provisions relating to documents of title in the commercial code. -- HB2147 HD1
Current Status: Mar=01 04 Introduction/Passed First Reading - Senate
Mar=05 04 Single Referral to CPH (586-6740)
- HB2156 HD1 (HSCR 419-04) RELATING TO EARLY CHILDHOOD EDUCATION.
Introduced by: Takumi R (BR)
Establishes a governor's school readiness commission within the governor's office to develop the open doors expansion program (ODEP), a voluntary preschool program for all preschool aged children. Requires the good beginnings alliance and the interdepartmental council and community councils to facilitate this council. Requires the commission to develop a plan for the establishment of ODEP. -- Requires the commission to advise the State in developing the ODEP and provide on going oversight to the governor and to develop a plan for the consolidation and coordination of publicly funded early education and care administration and functions. -- Requires the department of education to design and implement a developmentally appropriate assessment of school readiness within each kindergarten classroom in the State. Provides that this assessment shall focus upon kindergarten classrooms to assess whether children enter kindergarten ready to learn, and whether schools are prepared to receive those children. Further provides that school readiness assessment costs shall be included in the ODEP annual budget and shall be calculated based upon a per child rate. Further provides that the department of human services, in consultation with the commission, shall provide for and manage a comprehensive evaluation of the implementation and impact of the open doors expansion program that shall include items to be determined by the commission. -- Establishes a Hawaii professional development board within the department of human services to establish a workforce development system designed to support the education, training and compensation of early education and care workforce. Appropriation to the office of the governor for the commission (\$\$). -- HB2156 HD1
Current Status: Mar=05 04 Introduction/Passed First Reading - Senate
Mar=09 04 Multiple Referral to EDU/ HMS/ then WAM (586-8585)
- HB2158 RELATING TO FINANCIAL DISCLOSURE STATEMENTS.
Introduced by: Schatz B
Amends provision relating to requirements of disclosure. Changes any business in the State to any business and changes the value of real property in the State to any real property. -- HB2158
Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate
- HB2166 HD1 (HSCR 515-04) RELATING TO LAND USE COMMISSION.
Introduced by: Schatz B, Morita H, Kaho'ohalahala S, Karamatsu J
Amends the provision relating to agricultural districts. Established that a subdivision or development is not agricultural, and does not fall within permissible uses and does not consist of farm dwellings if it includes a golf course with lots situated along fairways, a gated entry to a residential subdivision including automatic or manual gates and security guard stations with limited access to residents and guests only and not the general public, restrictive covenants that restrict agricultural uses otherwise permitted by zoning laws, or private country club facilities, members' accommodations, hotels, or other resort facilities. -- HB2166 HD1

HOUSE BILLS WHICH PASSED THIRD READING

Current Status: Mar=02 04 Introduction/Passed First Reading - Senate
Mar=05 04 Single Referral to WLA (586-7335)

HB2167

RELATING TO PUBLIC ACCESS.

Introduced by: Schatz B, Magaoay M, Oshiro B, Kaho'ohalahala S, Oshiro M, Thielen C, Morita H, Kahikina M, Wakai G

Amends provision relating to county ordinances allowing public access to shoreline and inland areas used by the public. Requires each county to adopt ordinances that shall prohibit the development of subdivisions consisting of more than 5 acres that provide for private gated communities with gates, guard stations, or private roadways that would deny public access to any shoreline area or any inland customarily used by the public for recreational or cultural purposes. -- HB2167

Current Status: Feb=26 04 Introduction/Passed First Reading - Senate
Feb=27 04 Multiple Referral to TMG/ WLA/ then JHW (586-6970)

HB2170 HD1 (HSCR 592-04)

RELATING TO SPECIAL PURPOSE REVENUE BONDS FOR REHABILITATION HOSPITAL OF THE PACIFIC.

Introduced by: Say C, Marumoto B, Leong B

Authorizes the issuance of special purpose revenue bonds to assist the Rehabilitation Hospital of the Pacific, a Hawaii nonprofit corporation, in financing construction improvements and expanding in patient and out patient service capabilities to meet requirements. Authorizes the issuance of refunding special purpose revenue bonds to refund the special purpose revenue bonds. (\$\$) -- HB2170 HD1

Current Status: Mar=09 04 Introduction/Passed First Reading - Senate
Mar=11 04 Multiple Referral to HTH then WAM (586-6070)

HB2172 HD2 (HSCR 710-04)

RELATING TO TELECOMMUNICATIONS.

Introduced by: Say C, Nishimoto S

Amends provisions relating to issuance of securities. Provides that the requirement that a public utility corporation secure approval from the public utilities commission prior to issuing stocks and stock certificates, bonds, notes, and other evidence of indebtedness shall not apply to telecommunications carriers. -- HB2172 HD2

Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate

HB2181 HD2 (HSCR 733-04)

RELATING TO HOUSING FINANCING PROGRAMS.

Introduced by: Say C, Karamatsu J

Amends provision relating to housing financing programs. Authorizes that the corporation can issue from time to time bonds in amounts not exceeding the amount of bonds authorized to be issued by the legislature for any of its corporate purposes; provided however, that bonds may be issued in connection with any program whose primary purpose is to provide housing for active or retired US military personnel, their families, and other person authorized by any branch of the US military to reside in such housing, in an amount not to exceed 2 billion dollars. -- HB2181 HD2

Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate

HB2184 HD2 (HSCR 772-04)

RELATING TO THE BOARD OF EDUCATION.

Introduced by: Saiki S

Proposes to amend the constitution. Provides that the reapportionment commission shall determine school member district boundaries as provided by law. Repeals the school board districts. Amends provisions relating to the board of education. Establishes 17 school member districts. Changes the number of members on the board to 17 members, 1 from each school member district. Requires the reapportionment commission to redraw school district boundaries in each reapportionment year. Establishes the school member district commission within the office of elections to develop school district plans. -- HB2184 HD2

Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate

HB2186 HD2 (HSCR 743-04)

RELATING TO THE FILIPINO CENTENNIAL CELEBRATION COMMISSION.

Introduced by: Abinsay F, Magaoay M, Wakai G, Sonson A, Chang J, Karamatsu J, Mindo R, Tamayo T, Arakaki D, Say C, Luke S

Appropriation to the Filipino centennial celebration commission for the Filipino centennial celebration. Requires matching funds from the commission. (\$\$) -- HB2186 HD2

Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate

HOUSE BILLS WHICH PASSED THIRD READING

- HB2191 HD1 (HSCR 706-04) RELATING TO ENTERPRISE ZONES.
Introduced by: Schatz B, Herkes R
Amends provision relating to state enterprise zones. Requires telecommunication services to be originated or processed at an establishment of a qualified business engaged in a service business within an enterprise zone. Repeals the requirement that services be delivered in the same enterprise zone in which they are sold and repeals the provision that any services rendered outside an enterprise zone shall not be deemed to be services of a qualified business. -- HB2191 HD1
Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate
- HB2196 HD1 (HSCR 527-04) RELATING TO CRIMINAL TRESPASS.
Introduced by: Ito K, Lee M, Kanoho E
Amends provisions relating to criminal trespass in the 2nd degree. Provides that a person commits the offense of criminal trespass in the 2nd degree if the person knowingly enters or remains unlawfully in or upon residential property abutting public recreational property after a reasonable request to leave by the owner of the residential property. -- HB2196 HD1
Current Status: Mar=04 04 Introduction/Passed First Reading - Senate
Mar=09 04 Single Referral to JHW (586-7793)
- HB2198 HD1 (HSCR 493-04) RELATING TO SCHOOL HEALTH.
Introduced by: Lee M, Shimabukuro M, Hale H, Kahikina M, Takai K, Nishimoto S, Arakaki D, Mindo R
Establishes provisions relating to self administration of medication by a student. Requires the department of education to permit the self administration of medication by a student for asthma, anaphylaxis or other potentially life threatening illnesses. Permits student to carry an inhaler and / or auto injectable epinephrine. Requires written authorization by the student's parent or guardian and certification from the student's physician. -- HB2198 HD1
Current Status: Feb=27 04 Introduction/Passed First Reading - Senate
Mar=01 04 Multiple Referral to HTH then EDU (586-6070)
- HB2206 HD1 (HSCR 701-04) RELATING TO CONTROLLED SUBSTANCES.
Introduced by: Lee M, Chang J, Schatz B, Ito K, Mindo R
Amends provisions relating to the uniform controlled substances Act. Includes Ketamine, its salts of isomers and gamma hydroxybutyric acid and its salts and isomers in schedule III, as depressants. Removes the reporting requirement for Red Phosphorus, Iodine crystals, white phosphorus, and acetic anhydride. Requires the department of public safety to designate the chemicals temporarily added or deleted from the controlled substances Act. -- HB2206 HD1
Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate
- HB2215 HD2 (HSCR 721-04) RELATING TO PUBLIC EMPLOYMENT.
Introduced by: Oshiro M
Amends provisions relating to return to service of a retirant. Provides that if the retirant is reemployed by the State in a contract for service capacity for a period not to exceed 1 year in duration, the retirant shall not be subject to forfeiture of any benefits. -- Provides that an employee receiving a special retirement incentive benefit may be reemployed by the State without having to forfeit any benefits if the employee's subsequent employment with the State is by contract for service for a period not to exceed 1 year in duration. Amends Act 253 session laws of 2000, relating to public employment. -- HB2215 HD2
Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate
- HB2223 RELATING TO BOXING.
Introduced by: Chang J
Amends provisions relating to the boxing contest law. Repeals the executive secretary to the state boxing commission and replaces with the executive officer assigned to the commission. Amends the powers and duties of the boxing commission to include procedures to evaluate professional records and physician's certification of boxers; procedures to ensure that a suspended boxer is not permitted to box; procedures to review suspensions; procedures to revoke a suspension; and establishing a boxing registry and the issuance of identification cards to boxers. -- HB2223
Current Status: Feb=27 04 Introduction/Passed First Reading - Senate
Mar=01 04 Multiple Referral to ECD then CPH (586-6890)

HOUSE BILLS WHICH PASSED THIRD READING

- HB2229 HD2 (HSCR 691-04) RELATING TO EMPLOYMENT RECORDS.
Introduced by: Say C (BR)
Amends provision relating to employment records management system. Requires the records management system to ensure the preservation of an accurate and complete employment record of information on final actions and disposition, establish appropriate protections for employment records to prevent the alteration, destruction, and expunging of the information in each employee's employment record, that is acquired and maintained or summarized for each employee by each employer's central personnel or central payroll agency. -- HB2229 HD2
Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate
- HB2230 HD2 (HSCR 735-04) RELATING TO SHORTAGE CATEGORIES.
Introduced by: Say C (BR)
Establish provisions relating to shortage categories. Provides that whenever a labor shortage exists in a class or group of positions in a class, the director of the department of human resources may declare the class or group of positions to be a shortage category. Establishes criteria and review process for shortage categories. -- HB2230 HD2
Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate
- HB2250 HD2 (HSCR 542-04) RELATING TO HABITUAL OPERATION OF A VEHICLE UNDER THE INFLUENCE OF AN INTOXICANT.
Introduced by: Say C (BR)
Amends provisions relating to habitually operating a vehicle under the influence of intoxicants. Requires the offender to be referred to the driver's education program for an assessment and need for appropriate treatment. Requires the court to order the person to make restitution to the police department or other agency incurring the expense of the blood or urine test. -- HB2250 HD2
Current Status: Mar=05 04 Introduction/Passed First Reading - Senate
Mar=09 04 Multiple Referral to TMG/ JHW/ then WAM (586-6970)
- HB2251 RELATING TO CHAPTER 291E.
Introduced by: Say C
Amends provisions relating to operating a vehicle after license and privilege have been suspended or revoked for operating a vehicle under the influence of intoxicants to include convictions under prior driving under the influence laws. -- HB2251
Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate
- HB2254 RELATING TO CHAPTER 707, HAWAII REVISED STATUTES.
Introduced by: Say C (BR)
Amends provisions related to definitions of terms in general provisions relating to offenses against the person. Defines sexual contact to include acts other than sexual penetration. Defines sexual penetration to include cunnilingus or anilingus, whether or not actual penetration has occurred. -- HB2254
Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate
- HB2259 HD1 (HSCR 656-04) RELATING TO MISUSE OF 911.
Introduced by: Say C (BR)
Establishes provisions relating to misuse of 911 emergency telephone service. Provides that a person commits the offense of misuse of 911 if the person calls 911 and reports false information in reckless disregard of the risk that a public safety agency will respond by dispatching emergency services. -- HB2259 HD1
Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate
- HB2262 HD1 (HSCR 722-04) RELATING TO PENSION AND RETIREMENT SYSTEMS.
Introduced by: Say C (BR)
Amends provision relating to allowance on service retirement. Provides that after June 30, 2004, if the member has at least 10 years of credited service as a police officer, is deemed permanently medically disqualified, due to a service related disability, to be a police officer by the employer's physician; and continues employment in a class A or B position other than a police officer the retirement allowance shall be 2 1/2 per cent of the members average compensation. -- HB2262 HD1

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Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate

- HB2265 RELATING TO THE COMPENSATION OF OFFICIALS IN THE LEGISLATIVE SERVICE AGENCIES.
Introduced by: Say C (BR)
Amends provisions relating to the salaries. Changes the salary of the auditor, the director of the legislative reference bureau, ombudsman, and their respective first assistants. Appropriation. (\$\$) -- HB2265
Current Status: Mar=05 04 Introduction/Passed First Reading - Senate
Mar=09 04 Multiple Referral to LBR then WAM (586-6830)
- HB2273 RELATING TO EDUCATION.
Introduced by: Say C
Establishes the afterschool plus (A+, A-plus, A plus) program revolving fund administered by the department of education to pay the costs of administering and operating the program. Appropriation to the department for the fund and appropriation out of the fund to the department. (\$\$) -- HB2273
Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate
- HB2280 RELATING TO STATE BONDS.
Introduced by: Takamine D
Establishes debt limit on general obligation bonds. Authorizes the issuance of general obligation bonds for appropriation to finance projects authorized in the supplemental appropriations Act of 2004 (state budget), and that are designated to be financed from the general obligation bond fund and from the general obligation bond fund with debt service cost to be paid from special funds. Authorizes the issuance of general obligation bonds to refund any general obligation bonds. (\$\$) -- HB2280
Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate
- HB2286 HD1 (HSCR 107-04) RELATING TO THE HAWAII COMMISSION FOR NATIONAL AND COMMUNITY SERVICE.
Introduced by: Oshiro M, Arakaki D
Appropriation to the university of Hawaii for state matching funds for the administration of the Hawaii commission for national and community service. (\$\$) -- HB2286 HD1
Current Status: Mar=04 04 Introduction/Passed First Reading - Senate
Mar=09 04 Multiple Referral to EDU then WAM (586-8585)
- HB2290 HD1 (HSCR 754-04) RELATING TO DRIVER LICENSING.
Introduced by: Souki J, Caldwell K
Establishes provisions relating to provisional license for persons under the age of 18. Allows a person at least 16 years of age but under 18 to be granted a provisional license. Provides that when a licensee is driving between the hours of 11:00 p.m. and 5:00 a.m. the licensee shall be accompanied by a licensed parent or guardian who shall occupy a seat as near to the driver as practical. Further provides that all occupants of the motor vehicle shall wear seat belts and prohibits the licensee to transport unrelated persons under the age of 18. Provides exceptions for night driving for employment purposes; all occupants of the motor vehicle to wear seat belts when the licensee is driving; and prohibits the licensee to transport unrelated persons under the age of 18. Provides exceptions for night driving to attend school or school activities and employment purposes. Provides that a licensee who violates these provisions or is involved in an accident or is convicted for an offense relating to the operation of a motor vehicle shall have their license suspended or revoked by a judge. Prohibits reissuance 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. -- Amends provisions relating to prohibiting noncompliance with the speed limit. Adds that if a person exceeds the speed limit by operating a vehicle at a speed exceeding 90 miles per hour the court may revoke the driver's license for up to 5 years. -- HB2290 HD1
Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate
- HB2291 HD2 (HSCR 731-04) RELATING TO TRANSPORTATION.
Introduced by: Souki J, Caldwell K
Provides that the governor may in the event of an economic emergency, grant rent relief to airport concession lessees who have qualified for and received relief pursuant to Act 15, 3rd

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special session laws of 2001, in amounts as determined by the governor. Provides that the governor may permit the department of transportation to negotiate changes and modify the airport concession leases to implement the grant of relief and waive any contract obligation owed to the state during the economic emergency period. -- HB2291 HD2
Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate

HB2292 HD1 (HSCR 413-04) RELATING TO FEES FOR ELECTRONIC FILING, SIGNING, SERVING, CERTIFICATION, AND VERIFICATION OF COURT DOCUMENTS.
Introduced by: Say C
Amends provision relating to rules of court. Provides that any fees prescribed by supreme court rule for the electronic filing, signing, serving, certification, and verification of documents shall be deposited into the judiciary computer special fund. Act to be repealed on June 30, 2007 (sunset). -- HB2292 HD1
Current Status: Mar=04 04 Introduction/Passed First Reading - Senate
Mar=09 04 Multiple Referral to JHW then WAM (586-7793)

HB2293 RELATING TO INTERSTATE ADULT OFFENDER SUPERVISION.
Introduced by: Say C (BR)
Amends provision relating to probation services fee; assessment. Provides that any defendant received for supervision pursuant to interstate compact for the supervision of adult offenders shall be assessed a probation services fee pursuant to probation services fee. Repeals the compact commission. -- HB2293
Current Status: Mar=04 04 Introduction/Passed First Reading - Senate
Mar=09 04 Multiple Referral to JHW then WAM (586-7793)

HB2294 RELATING TO FEES FOR ADMINISTRATIVE COSTS IN TRAFFIC CASES.
Introduced by: Say C (BR)
Amends provisions relating to judiciary computer system special fund. Provides that 1/2 of the administrative traffic fees collected shall be deposited into the judiciary computer system special fund increases the fees for traffic citations. -- HB2294
Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate

HB2295 HD1 (HSCR 371-04) RELATING TO COLLECTIONS ON DELINQUENT COURT-ORDERED PAYMENTS.
Introduced by: Say C (BR)
Establishes provisions relating to collection of delinquent court ordered payments. Provides that the judiciary may contract with a collection agency or with a licensed attorney to collect any delinquent court ordered penalties, fines, restitution, sanctions, and court costs. -- HB2295 HD1
Current Status: Mar=04 04 Introduction/Passed First Reading - Senate
Mar=09 04 Multiple Referral to JHW then WAM (586-7793)

HB2296 HD1 (HSCR 305-04) RELATING TO THE USE OF CREDIT AND DEBIT CARDS.
Introduced by: Say C (BR)
Amends provisions relating to use of credit and debit cards to pay for court costs, fees, expenses, and other charges. Provides that in the event that a credit or debit card is used to pay any charges due and owing to the courts, the judiciary may impose an additional convenience fee. -- HB2296 HD1
Current Status: Mar=04 04 Introduction/Passed First Reading - Senate
Mar=09 04 Multiple Referral to JHW then WAM (586-7793)

HB2297 HD1 (HSCR 597-04) RELATING TO GUARDIANSHIP AND PROTECTIVE PROCEEDINGS.
Introduced by: Say C (BR)
Repeals and replaces provisions relating to guardianship of minors, incapacitated persons, and persons under disability and replaces with the uniform guardianship and protective proceedings Act. -- HB2297 HD1
Current Status: Mar=09 04 Introduction/Passed First Reading - Senate
Mar=11 04 Multiple Referral to JHW then WAM (586-7793)

HB2298 HD1 (HSCR 485-04) RELATING TO DISQUALIFICATION OF JUDGES.
Introduced by: Say C (BR)
Amends provisions relating to disqualification of judge; relationship, pecuniary interest, previous judgment, bias or prejudice. Provides that no person shall sit as a judge in any case in which the judge's relative has a more than de minimis pecuniary interest, no interest held by mutual or common funds, the investment or divestment of which are not subject to

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the direction of the judge. -- HB2298 HD1
Current Status: Feb=26 04 Introduction/Passed First Reading - Senate
Feb=27 04 Single Referral to JHW (586-7793)

- HB2299 HD1 (HSCR 486-04) RELATING TO APPELLATE COURT COSTS.
Introduced by: Say C (BR)
Amends provisions relating to deposit and payment of fees and costs on appeal. Provides that the required fees and costs for an appeal shall be payable only once upon the initial filing of the appeal. Provides that an appeal from a governmental official or body other than a court requiring costs and fees for filing an appeal shall be made payable to the clerk of the court. Provides that if an appeal from a government official or body is taken directly to the supreme court required costs and fees for the appeal shall be payable only once. -- HB2299 HD1
Current Status: Feb=26 04 Introduction/Passed First Reading - Senate
Feb=27 04 Single Referral to JHW (586-7793)
- HB2300 HD1 (HSCR 775-04) RELATING TO THE JUDICIARY.
Introduced by: Say C (BR)
Judiciary Supplemental Appropriations Act of 2004. Amends Act 120, session laws of 2003, relating to the judiciary budget. (\$\$) -- HB2300 HD1
Current Status: Mar=11 04 Passed Third Reading House as amended (HD1)
- HB2301 HD1 (HSCR 672-04) RELATING TO APPELLATE JURISDICTION.
Introduced by: Say C (BR)
Amends provisions relating to appeals to the supreme court being filed with the intermediate court of appeals. Establishes within the judiciary a appellate review task force to review proposed changes to the appellate system of the courts and make recommendations for implementation of proposed changes to the legislature. Report to the legislature. Provides that the legislative reference bureau shall provide technical assistance to the appellate review task force with legislative drafting and shall assist in drafting any legislation proposed by the appellate review task force. -- HB2301 HD1
Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate
- HB2314 HD2 (HSCR 580-04) RELATING TO ENVIRONMENTAL IMPACT STATEMENTS.
Introduced by: Say C
Amends provision relating to applicability and requirements within the environmental impact statement law. Provides that when a conflict of interest exists because the proposing agency and the agency making the determination are the same, the office of environmental quality control may review the agency's determination, consult the agency, and make a final determination. -- HB2314 HD2
Current Status: Mar=09 04 Introduction/Passed First Reading - Senate
Mar=11 04 Multiple Referral to ENE/ TMG/ then JHW (587-7225)
- HB2320 HD1 (HSCR 643-04) RELATING TO VICTIM RESTITUTION.
Introduced by: Mindo R, Oshiro B
Amends provisions relating to authorized disposition of convicted defendants. Provides that when a defendant is unable to pay the compensation fee, the court shall order the defendant to make restitution for losses but shall consider the defendant's ability to make payments only for the purpose of establishing a restitution payment schedule. -- HB2320 HD1
Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate
- HB2321 HD2 (HSCR 739-04) RELATING TO TRANSPORTATION.
Introduced by: Mindo R, Shimabukuro M, Tamayo T, Oshiro 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. (\$\$) -- HB2321 HD2
Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate
- HB2322 HD1 (HSCR 593-04) RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST PROCESSING ENTERPRISES.
Introduced by: Mindo R, Sonson A, Abinsay F
Authorizes the issuance of special purpose revenue bonds to assist Aloun Farms, a Hawaii

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corporation, in building an agricultural processing plant. Authorizes the issuance of refunding special purpose revenue bonds to refund the special purpose revenue bonds. (\$\$) -- HB2322 HD1

Current Status: Mar=09 04 Introduction/Passed First Reading - Senate
Mar=11 04 Multiple Referral to WLA then WAM (586-7335)

HB2337 HD1 (HSCR 309-04)

RELATING TO NAME CHANGES.

Introduced by: Say C (BR)

Amends provisions relating to change of name; procedure. Provides that the filing fee of ___ dollars shall accompany a name change petition when submitted and shall not be refundable. -- HB2337 HD1

Current Status: Mar=04 04 Introduction/Passed First Reading - Senate
Mar=09 04 Single Referral to WAM (586-6460)

HB2338 HD2 (HSCR 534-04)

RELATING TO THE EXEMPTION OF LEASES AND UTILITY AND ACCESS EASEMENTS.

Introduced by: Say C (BR)

Amends provision relating to private restrictions on agricultural uses and activities. Provides that provisions of this section are not to be applied to leases, licenses, permits, or other tenancies of land and improvements intended for agricultural uses or activities, or easements for utilities, waterlines, ditches, drainage or flowage of water, telecommunications facilities, sewer lines, access, or such similar easements or rights of entry or other short term agreements. -- HB2338 HD2

Current Status: Mar=05 04 Introduction/Passed First Reading - Senate
Mar=09 04 Multiple Referral to WLA then JHW (586-7335)

HB2340

RELATING TO MILK CONTROL.

Introduced by: Say C (BR)

Amends provision relating to order fixing minimum price. Repeals an order establishing minimum prices or salvage values for milk, or both, to be subject to approval by the governor prior to the order taking effect. -- HB2340

Current Status: Feb=13 04 Introduction/Passed First Reading - Senate
Feb=17 04 Single Referral to WLA (586-7335)

HB2341 HD1 (HSCR 576-04)

RELATING TO THE AGRIBUSINESS DEVELOPMENT CORPORATION.

Introduced by: Say C (BR)

Amends provisions relating to agribusiness development corporation, board of directors. Requires the terms of the 8 members of the board of directors of the agribusiness development corporation to be 4 years commencing on July 1, 2005, the governor shall reduce the terms of those initially appointed so as to provide for the expiration of an equal number of terms at intervals of 1 year. -- HB2341 HD1

Current Status: Mar=09 04 Introduction/Passed First Reading - Senate
Mar=11 04 Single Referral to WLA (586-7335)

HB2345

RELATING TO AGRICULTURAL LANDS.

Introduced by: Say C (BR)

Amends provisions relating to the transfer and management of non agricultural parks land to the department of agriculture. Repeals the requirement that the parcel be geographically adjacent. Requires qualified and encumbered non agricultural parks lands transferred to and managed by the department to not have the respective length of term of the lease or rents reduced over the remaining fixed term of the applicable encumbrances. -- HB2345

Current Status: Feb=26 04 Introduction/Passed First Reading - Senate
Feb=27 04 Single Referral to WLA/ TMG/ (586-7335)

HB2354

MAKING AN EMERGENCY APPROPRIATION TO RISK MANAGEMENT.

Introduced by: Say C (BR)

Appropriation out of the state risk management revolving fund to the department of accounting and general services for repairing or replacing damaged or destroyed state facilities. (\$\$) -- HB2354

Current Status: Mar=09 04 Introduction/Passed First Reading - Senate
Mar=11 04 Multiple Referral to TMG then WAM (586-6970)

HB2359 HD1 (HSCR 707-04)

MAKING APPROPRIATIONS FOR CLAIMS AGAINST THE STATE, ITS OFFICERS, OR ITS EMPLOYEES.

Introduced by: Say C (BR)

Appropriation to the department of the attorney general for the purpose of satisfying claims for legislative relief to persons, firms, corporations, and entities which have claims against

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the State due to overpayment of taxes, refunds, reimbursements, payments of judgments or settlements, or other liabilities. (\$\$) -- HB2359 HD1

Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate

HB2361 HD1 (HSCR 670-04)

RELATING TO PUBLIC AGENCY MEETINGS.

Introduced by: Say C (BR)

Amends provisions relating to committees of boards. Defines board to mean any entity of the State or its political subdivisions consisting of 2 or more people, whether referred to as a board, commission, authority, council, task force, committee, or other name, which is expressly created by the state constitution or a statute, charter, executive order, rule, resolution, or ordinance to have a specified number of members who are to take action on specific matters. -- HB2361 HD1

Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate

HB2363 HD1 (HSCR 513-04)

RELATING TO PUBLIC BENEFIT CORPORATIONS.

Introduced by: Say C (BR)

Amends provision relating to nonprofit corporation Act. Establishes provision relating to notice to the attorney general of commencement of proceeding, limitations on merger by public benefit corporations and notice to the attorney general of intention to dissolve. -- HB2363 HD1

Current Status: Mar=02 04 Introduction/Passed First Reading - Senate
Mar=05 04 Multiple Referral to CPH then JHW (586-6740)

HB2370 HD1 (HSCR 671-04)

RELATING TO ELECTRONIC SURVEILLANCE.

Introduced by: Say C (BR)

Repeals provisions relating to electronic eavesdropping and replaces it with wiretapping and electronic surveillance provisions including interceptions or disclosure of wire, oral, or electronic communications; access to stored communications; installations and use of mobile tracking devices; and use of pen registers or trap and trace devices. Provides that a person commits the offense of prohibited interception and disclosure of wire, oral or electronic communications if the person intentionally intercepts, endeavors to intercept any wire, oral or electronic communication, or intentionally uses endeavors to use, or procures another person to use or endeavor to use any electronic, mechanical, or other device to intercept any oral communication, intentionally uses or discloses the contents of any wire, oral or electronic communication. Provides exceptions and establishes civil actions. Provides that a person commits the offense of prohibited manufacture, distribution, possession, and advertising of wire, oral, or electronic communication intercepting devices if the person intentionally sends through the mail or intrastate, interstate, or foreign commerce any device, knowing or having reason to know that the design of the device renders it primarily useful for the purpose of the surreptitious interception of communications; manufactures, assembles, possesses, or sells any device, knowing or having reason to know that the design of the device renders it primarily useful for the purpose of the surreptitious interception of communications and that the device has been or will be sent through the mail or transported in intrastate, interstate, or foreign commerce; or places in any publication any advertisement for the device, knowing or having reason to know that the advertisement will be sent through the mail or transported in intrastate, interstate, or foreign commerce. Provides that any unlawful wiretapping and electronic communication intercepting device shall be subject to seizure and forfeiture. -- Prohibits intercepted wire or oral communication to be used as evidence. -- Authorizes judges to order the interception of a wire, oral, or electronic communication. Requires that the order be made in writing upon oath or affirmation to a designated judge. Allows the attorney general or prosecuting attorney of a county to obtain an order by a judge authorizing the interception, disclosure, and use of wire or oral communications by an investigative or law enforcement officer. -- Requires that the attorney general, prosecuting attorney, or the issuing or denying judge of an order relating to the expiration, extension, or denial of an order approving interception shall submit to the administrative director of the courts reports related to intercepted wire, oral, and electronic communications and the number of resulting arrests and convictions. Requires the attorney general and the county prosecutors to annually report to the administrative director of the courts, and the administrative director to annually report to the legislature. Provides that any person whose wire, oral, or electronic communication is intercepted may recover civil damages. -- Allows the attorney general to initiate a civil action in circuit court to enter a restraining order or prohibition against illegal interception. -- Establishes provision relating to offense of unlawful access to stored communications. Provides that a government entity may require, in its subpoena or court order that a service provider create a backup copy of the contents of the electronic communications. -- Provides

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for mobile tracking devices. Establishes provision relating to the issuance of orders for a pen register or a trap and trace device. Prohibits the use or installation of a pen register or a trap and trace device without a court order. Requires the attorney general to record the number of pen register or trap and trace devices ordered. Annual report to the legislature. -- HB2370 HD1

Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate

HB2375 HD1 (HSCR 539-04)

RELATING TO SOLID WASTE CONTROL.

Introduced by: Say C (BR)

Amends provision relating to solid waste pollution. Establishes provisions relating to felony disposal of solid waste. -- HB2375 HD1

Current Status: Mar=05 04 Introduction/Passed First Reading - Senate
Mar=09 04 Single Referral to JHW (586-7793)

HB2378

RELATING TO THE SOVEREIGN IMMUNITY OF BOARDS AND COMMISSIONS.

Introduced by: Say C (BR)

Amends provisions relating to administrative supervision of boards and commissions. Requires every board or commission established or placed within a principal department for administrative purposes or subject to the administrative control or supervision of the head of the department to be considered an arm of the State and to enjoy the same sovereign immunity available to the State. -- HB2378

Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate

HB2379 HD1 (HSCR 548-04)

RELATING TO TESTIMONY.

Introduced by: Say C (BR)

Amends provisions relating to rules of evidence. Provides that lay witnesses may not give testimony regarding issues based on scientific, technical, or other specialized knowledge. Experts may testify on specialized knowledge if the testimony is based upon sufficient facts or data, the testimony is the product of reliable principles and methods and the witness has applied the principles and methods reliably to the facts of the case. Provides that experts may give opinion testimony but that facts or data that are otherwise inadmissible shall not be disclosed to the jury unless the court determines that their probative value outweighs their prejudicial effect. -- HB2379 HD1

Current Status: Mar=05 04 Introduction/Passed First Reading - Senate
Mar=09 04 Single Referral to JHW (586-7793)

HB2380 HD1 (HSCR 492-04)

RELATING TO APPELLATE JURISDICTION.

Introduced by: Say C (BR)

Amends provisions relating to appeals as of right or interlocutory, civil matters. Provides that appeals shall be allowed from interlocutory orders of circuit courts, district courts, and land court injunctions but, circuit courts, district courts, or land courts retain jurisdiction pending the outcome of the appeal. Provides that appeals shall be allowed from orders based upon sovereign immunity or absolute or qualified immunity. Provides that an application to the circuit court to permit an interlocutory appeal and any appeal shall be taken in the manner and within the time provided by the rules of court. -- HB2380 HD1

Current Status: Feb=27 04 Introduction/Passed First Reading - Senate
Mar=01 04 Single Referral to JHW (586-7793)

HB2385 HD1 (HSCR 537-04)

RELATING TO ACCESS TO VITAL STATISTICS RECORDS BY CHILD SUPPORT ENFORCEMENT AGENCIES.

Introduced by: Say C (BR)

Amends provisions relating to investigators; access to information. Provides that the child support enforcement agency shall have access including automated inquiry access to the public health statistics records of the department of health. Provides that the US Secretary of Health and Human Services shall also have access but only for the purpose of funding and oversight. -- HB2385 HD1

Current Status: Mar=05 04 Introduction/Passed First Reading - Senate
Mar=09 04 Multiple Referral to HMS then JHW (586-6130)

HB2394 HD1 (HSCR 581-04)

RELATING TO THE MAINTENANCE OF PROPERTIES WITHIN THE KALAELOA COMMUNITY DEVELOPMENT DISTRICT.

Introduced by: Say C (BR)

Establishes provisions relating to the Kalaeloa community development district. Authorizes the Hawaii community development authority to research any complaint concerning the

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district, conduct research and monitor concerns relating to the district, establish procedures for receiving and processing complaints, conducting research, monitoring concerns and reporting its findings. Requires the authority to provide notice to complaints and landowners and consult with the landowner. Authorizes the authority to present its opinion and recommendations. Requires the authority to submit a quarterly report to the landowner. -- HB2394 HD1

Current Status: Mar=09 04 Introduction/Passed First Reading - Senate
Mar=11 04 Multiple Referral to WLA/ ECD/ TMG/ then WAM (586-7335)

HB2396 HD2 (HSCR 770-04)

RELATING TO CAPITAL INVESTMENTS.

Introduced by: Say C (BR)

Establish provisions relating to Hawaii private investment fund. Requires the fund to mobilize equity and near equity capital for investment in a manner that will result in a significant potential to diversify and stabilize the economy of the State. Establishes a board of directors to govern the fund. Authorizes the State to issue to the fund tax credits that may be transferred or otherwise used to reduce the income tax and tax on banks and other financial corporations liability of a person. Requires the fund, in conjunction with the department of taxation, to develop a system for registration of any tax credits issued or transferred. Authorizes the fund to solicit investment plans from investor groups. Annual report to the legislature and governor. -- Provides an income tax credit for Hawaii business research institutes. -- Amends provisions relating to the high technology business investment income tax credit to establish common law principles and to apply the tax to investments made after June 30, 2005, until December 31, 2010 (sunset). -- Extends the technology infrastructure renovation income tax credit to December 31, 2010 (sunset). -- Changes the income tax credit for research activities to include development activities. Allows the claim for expenditures made after June 30, 2005, until December 31, 2010 (sunset). -- Amends Act 178, session laws of 2003. Repeal the repeal of the Hawaii strategic development corporation revolving fund. -- Amends Act 221, session laws of 2001. Provides that the department of taxation is to stimulate investment in Hawaii technology business and expand venture capital market financing. -- Appropriation out of the strategic development corporation revolving fund to the Hawaii private investment revolving fund. (\$\$) -- HB2396 HD2

Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate

HB2397 HD1 (HSCR 572-04)

MAKING AN EMERGENCY APPROPRIATION FOR THE HAWAII STATE DISASTER REVOLVING LOAN FUND.

Introduced by: Say C (BR)

Appropriation out of the state disaster revolving fund to the department of business, economic development, and tourism. (\$\$) -- HB2397 HD1

Current Status: Mar=09 04 Introduction/Passed First Reading - Senate
Mar=11 04 Single Referral to WAM (586-6460)

HB2398 HD2 (HSCR 723-04)

RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM.

Introduced by: Say C (BR)

Amends provisions relating to actuarial investigations. Provides that commencing with fiscal year 2005 - 2006 and each subsequent fiscal year, the employer contributions for normal cost and accrued liability for each of the 2 groups of employees shall be based on 15.75 per cent of the member's compensation for police officers, firefighters, and corrections officers and 13.75 per cent of the member's compensation for all other employees. -- Requires that commencing with the 2006 calendar year and every subsequent calendar year, the board of trustees of the public employees retirement system will by October 2 in every calendar year, certify to the governor the actual amount owed by the State under this part for the just completed fiscal year ended June 30. Amends Act 212, session laws of 1994, as amended by Act 216, session laws of 2000. -- HB2398 HD2

Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate

HB2403 HD1 (HSCR 708-04)

RELATING TO THE FEDERAL TAX LIMIT ON COMPENSATION APPLICABLE TO THE EMPLOYEES' RETIREMENT SYSTEM.

Introduced by: Say C (BR)

Establishes provisions relating to federal tax limits on annual compensation. Requires any member who accrued public employees retirement system benefits prior to July 1, 2004 to receive a non tax qualified pension benefit equal to the difference between the pension benefit that would be payable without regard to the limit and the tax qualified pension benefit limit. The non tax qualified benefit shall be determined using the member's years of credited

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service and average final compensation as of June 30, 2004, and be paid in a single lump sum in the 1st year taxable. Appropriations. (\$\$) -- HB2403 HD1
Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate

HB2404 HD1 (HSCR 715-04) RELATING TO FEDERAL TAX QUALIFICATION OF THE EMPLOYEES' RETIREMENT SYSTEM.
Introduced by: Say C (BR)
Establish provisions relating to federal tax qualification requirements. Requires the public employees retirement system to be administered in accordance with the requirements of the Federal Internal Revenue Code. -- HB2404 HD1
Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate

HB2408 HD2 (HSCR 716-04) RELATING TO INSURANCE.
Introduced by: Say C (BR)
Amends the accident and sickness insurance contracts law, the benefit societies law, and the health maintenance organizations act (HMOs) to allow the insurer to treat the bona fide trade association and its members as a group for the purpose of issuing a policy. -- HB2408 HD2
Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate

HB2411 HD1 (HSCR 389-04) RELATING TO INSURANCE.
Introduced by: Say C (BR)
Amends provisions relating to insurance. -- HB2411 HD1
Current Status: Mar=05 04 Introduction/Passed First Reading - Senate
Mar=09 04 Single Referral to CPH (586-6740)

HB2414 RELATING TO DENTAL INSURANCE.
Introduced by: Say C (BR)
Amends Act 132, session laws of 2001, as amended by Act 219, session laws of 2002, and Act 128, session laws of 2003, relating to the regulation of dental service corporation by changing the sunset date to July 1, 2005. -- HB2414
Current Status: Mar=05 04 Introduction/Passed First Reading - Senate
Mar=09 04 Multiple Referral to HTH then CPH (586-6070)

HB2417 RELATING TO REAL ESTATE LICENSING.
Introduced by: Say C (BR)
Establishes provisions relating to license recognition. Provides that the real estate commission may enter into license recognition agreement with another state, or a jurisdiction recognized by the association of real estate license law officials, with an equivalent real estate licensing law as determined by the commission. -- HB2417
Current Status: Feb=27 04 Introduction/Passed First Reading - Senate
Mar=01 04 Single Referral to CPH (586-6740)

HB2418 RELATING TO ABANDONED APPLICATIONS FOR PROFESSIONAL AND VOCATIONAL LICENSES.
Introduced by: Say C (BR)
Amends provisions relating to uniform professional and vocational licensing Act. Provides that an application shall be considered abandoned if the applicant fails to provide evidence of continued efforts to complete the licensing process for 2 consecutive years. Provides that if the application is deemed abandoned by the licensing authority, the applicant shall be required to reapply for licensure and comply with the licensing requirements in effect at the time of reapplication. -- HB2418
Current Status: Feb=27 04 Introduction/Passed First Reading - Senate
Mar=01 04 Single Referral to CPH (586-6740)

HB2421 RELATING TO THE LICENSING REQUIREMENTS FOR PRIVATE DETECTIVES AND GUARDS.
Introduced by: Say C (BR)
Amends provisions relating to private investigators and guards. Defines firm to mean a sole proprietor, corporation, joint venture, limited liability corporation, partnership, association, or any other legal business identity. Provides for appeals of denial and licensure. Provides for the qualifications for license of private detectives, detective agencies and guards and guard agencies to include possessing a history of honesty, truthfulness, financial integrity and fair

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dealing and that for a firm applying for a detective agency license shall have in its employ an individual who is licensed as a private detective and who shall be designated as the principal detective for the firm and shall provide a bond. -- HB2421
Current Status: Feb=27 04 Introduction/Passed First Reading - Senate
Mar=01 04 Single Referral to CPH (586-6740)

- HB2423 RELATING TO COSMETOLOGY LICENSE RESTORATION.
Introduced by: Say C (BR)
Amends provisions relating to beauty culture. Provides that the license shall be restored upon payment of all delinquent fees and a penalty fee if application is made within 3 years after lapse provided that the board of cosmetology may consider restoration beyond this period as prescribed by rules of the board. -- HB2423
Current Status: Feb=27 04 Introduction/Passed First Reading - Senate
Mar=01 04 Single Referral to CPH (586-6740)
- HB2426 RELATING TO THE LICENSING REQUIREMENTS FOR ELEVATOR MECHANICS.
Introduced by: Say C (BR)
Amends provision relating to elevator mechanics. Changes requirement for years of work from 2 to 4 years for the apprentice elevator mechanic and qualifications for license. -- HB2426
Current Status: Feb=27 04 Introduction/Passed First Reading - Senate
Mar=01 04 Multiple Referral to LBR then CPH (586-6830)
- HB2439 RELATING TO CIVIL DEFENSE SIRENS.
Introduced by: Say C (BR)
Amends provisions relating to definitions. Redefines development to include a construction, installation, maintenance, repair, and replacement of civil defense warning or signal devices and sirens. -- HB2439
Current Status: Mar=04 04 Introduction/Passed First Reading - Senate
Mar=05 04 Single Referral to WLA/ TMG/ (586-7335)
- HB2444 HD1 (HSCR 724-04) RELATING TO THE MILITIA.
Introduced by: Say C (BR)
Amends provisions relating to staff for military components, organization. Establishes provisions for a joint headquarters to be headed by an assistant adjutant general and organized as prescribed by the secretaries of the Army and the Air Force. -- HB2444 HD1
Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate
- HB2446 MAKING AN EMERGENCY APPROPRIATION FOR COLLECTIVE BARGAINING INCREASES.
Introduced by: Say C (BR)
Appropriation to the department of education for payment of collective bargaining increases that were effective January 2003 for employees of bargaining units 1 (nonsupervisory blue collar employees) and 5 (teachers and other personnel of the department of education). (\$\$) -- HB2446
Current Status: Mar=09 04 Introduction/Passed First Reading - Senate
Mar=11 04 Multiple Referral to LBR then WAM (586-6830)
- HB2455 HD1 (HSCR 757-04) RELATING TO HOME AND COMMUNITY-BASED SERVICES.
Introduced by: Say C (BR)
Amends Act 273, session laws of 2001 as amended by Acts 95 and 98, session laws of 2003 relating to home and community based case management agencies and community care foster family homes. Changes community based case management agencies and community care foster family homes to the department of human services or its designee. Requires that any person engaged in providing, coordinating, or monitoring comprehensive services to clients in community care foster family homes or medicaid clients in expanded adult residential care homes, and assisted living facilities to meet the standards of conditions, management and competence set by the department. Requires an applicant for a home and community based case management agency license and operators, employees, and new employees of a home and community based case management agency to be subject to adult abuse perpetrator checks, if the individual has direct contact with the client. Extends the sunset date to June 30, 2006. Report to legislature. Appropriations out of the general revenues and the criminal history record improvement revolving fund. (\$\$) -- HB2455 HD1
Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate

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- HB2458 HD1 (HSCR 751-04) RELATING TO CHILD WELFARE SERVICES.
Introduced by: Say C (BR)
Amends provisions relating to child protective act; definitions. Provides definitions for caregivers and safe homes. Provides that the department of human services shall close the matter if the child, whose custody is in question, is residing with an appropriate caregiver who is willing and able to provide a safe home for the child and resolve child custody in an informal fashion appropriate under the circumstances, including but not limited to referring the child and family to a state or community resource that provides the assistance needed to address the problems in the family home. Provides that a police officer may assume protective custody of a child without a court order and without the consent of the child and without the consent of the child's family if the child has no appropriate care giver who is willing and able to provide a safe home for the child. -- HB2458 HD1
Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate
- HB2459 HD1 (HSCR 744-04) RELATING TO PUBLIC ASSISTANCE.
Introduced by: Say C (BR)
Amends provisions relating to motor vehicle insurance. Provides that covered loss deductible shall not include benefits paid under any public assistance program. -- HB2459 HD1
Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate
- HB2462 HD1 (HSCR 322-04) RELATING TO PUBLIC EMPLOYEES.
Introduced by: Say C (BR)
Amends provisions relating to civil service and exemptions. Requires employees appointed to permanent positions through civil service recruitment procedures to be entitled to become and remain members of the civil service. -- HB2462 HD1
Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate
- HB2463 RELATING TO PUBLIC EMPLOYEES.
Introduced by: Say C (BR)
Amends provisions relating to performance ratings. Repeals performance requirements to include any qualifications required for the position such as a license. -- HB2463
Current Status: Mar=09 04 Introduction/Passed First Reading - Senate
Mar=11 04 Single Referral to LBR (586-6830)
- HB2464 HD1 (HSCR 638-04) RELATING TO PUBLIC EMPLOYEES.
Introduced by: Say C (BR)
Amends provisions relating to probationary service and other requirements for membership. Provides that for inefficiency during the probationary period, in which case the member shall be returned to the former position, provided that if the former position no longer exists or is filled by another civil servant, the member shall be placed in a comparable position in accordance with reduction in force procedures authorized under a valid collective bargaining agreement, or in the case of an excluded employee, to a vacant comparable position as determined by the employer. -- HB2464 HD1
Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate
- HB2466 MAKING AN EMERGENCY APPROPRIATION FOR THE STATE WORKERS' COMPENSATION PROGRAM.
Introduced by: Say C (BR)
Appropriation to the department of human resources development for the payment of claims against the State. (\$\$) -- HB2466
Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate
- HB2467 HD1 (HSCR 394-04) RELATING TO SALARIES.
Introduced by: Say C (BR)
Amends provisions relating to salaries and wages of the chairperson of the Hawaii labor relation board, the manager of the stadium authority, the executive director of the housing and community development, the chairperson of the public utilities commission, the chairperson of the Hawaii paroling authority, the chairperson of the labor and industrial relations appeals board, the state public defender, the recycling coordinator, the director of the executive office on aging, the director of the office of veterans services, and the executive

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of the office of community services effective July 1, 2004. -- HB2467 HD1
Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate

- HB2472 HD2 (HSCR 535-04) RELATING TO THE SALE OF STERILE SYRINGES FOR THE PREVENTION OF DISEASE.
Introduced by: Say C (BR)
Amends Act 292, session laws of 2001, making permanent the sale of syringes by qualified individuals to prevent the transmission of deadly blood borne diseases by repealing the sunset date. -- HB2472 HD2
Current Status: Mar=05 04 Introduction/Passed First Reading - Senate
Mar=09 04 Multiple Referral to HTH then JHW (586-6070)
- HB2493 HD1 (HSCR 574-04) RELATING TO NATURAL RESOURCE VIOLATIONS.
Introduced by: Say C (BR)
Establishes the civil natural resources violations act law. Provides that the purpose is to process violations of department of land and natural resources regulations for which administrative penalties have been authorized by legislative act or rules adopted. -- Authorizes the Kaho'olawe island reserve commission and the water commission to use the civil natural resource violations system of the department. -- Authorizes the board of land and natural resources and the water commission to set, charge and collect administrative fines or bring legal action to recover administrative fees and costs. -- Repeals unencumbered public lands. Establishes penalties. -- HB2493 HD1
Current Status: Mar=09 04 Introduction/Passed First Reading - Senate
Mar=11 04 Multiple Referral to WLA then JHW (586-7335)
- HB2495 HD1 (HSCR 538-04) RELATING TO ANIMAL CONTROL FROM AIRCRAFT.
Introduced by: Say C (BR)
Amends provisions relating to hunting from aircrafts. Reduces the penalty. Exempts any authorized employee or agent of any federal agency who obtains the approval of the department of land and natural resources and the applicable landowner to conduct animal control activities. Requires the department to promulgate guidelines to minimize needless suffering and ensure that animals are killed quickly. -- HB2495 HD1
Current Status: Mar=05 04 Introduction/Passed First Reading - Senate
Mar=09 04 Single Referral to WLA/ TMG/ (586-7335)
- HB2498 HD1 (HSCR 575-04) RELATING TO INTERIM RULES OF THE DEPARTMENT OF LAND AND NATURAL RESOURCES.
Introduced by: Say C (BR)
Establish provisions relating to interim rule making. Authorizes the department of land and natural resources to declare any indigenous species as endangered and establish, implement, and enforce interim rules governing the exportation from the State or the taking, possession, sale, offer for sale, delivery, or transport within the State, by any means whatsoever, of any such endangered species. Requires any interim rule to be published statewide at least once within 5 days after issuance. -- HB2498 HD1
Current Status: Mar=09 04 Introduction/Passed First Reading - Senate
Mar=11 04 Single Referral to ENE/ WLA/ (587-7225)
- HB2511 RELATING TO INCOME TAX WITHHOLDING.
Introduced by: Say C (BR)
Amends provisions relating to withholding of income tax on wages to change the maximum amount that may be withheld. -- HB2511
Current Status: Mar=05 04 Introduction/Passed First Reading - Senate
Mar=09 04 Single Referral to WAM (586-6460)
- HB2516 HD1 (HSCR 373-04) RELATING TO THE GENERAL EXCISE TAX WHOLESALER RATE.
Introduced by: Say C (BR)
Provides that for the general excise tax on business of selling tangible personal property, in the case of a wholesaler the tax shall be 1/2 per cent of 1 per cent of the gross proceeds of sales of the business. -- HB2516 HD1
Current Status: Mar=05 04 Introduction/Passed First Reading - Senate
Mar=09 04 Single Referral to WAM (586-6460)
- HB2520 HD2 (HSCR 758-04) RELATING TO COMMERCIAL DRIVER LICENSING.
Introduced by: Say C (BR)
Amends provisions relating to commercial motor vehicle driver's license. Amends provisions for the examiner of drivers to check the applicants driving record; for driving a commercial

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motor vehicle while under the influence of an intoxicant; for driving without a commercial driver's license; and notification of traffic convictions and recordation of driving record information. -- HB2520 HD2

Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate

HB2523 HD1 (HSCR 582-04)

RELATING TO PASSENGER FACILITY CHARGES.

Introduced by: Say C (BR)

Amends provisions relating to transfers from special funds for central service expenses. Requires the director of finance for the purpose of defraying the prorated estimate of central service expenses of government in relation to all special funds except the passenger facility charge special fund. -- Provides that all proceeds from the passenger facility charge shall be deposited into the passenger facility charge special fund. Changes the passenger facility charge revenue fund to the passenger facility charge special fund. -- HB2523 HD1

Current Status: Mar=09 04 Introduction/Passed First Reading - Senate
Mar=11 04 Multiple Referral to TMG then WAM (586-6970)

HB2527 HD2 (HSCR 694-04)

RELATING TO SPECIAL INTEREST VEHICLES.

Introduced by: Luke S, Tamayo T

Amends provisions relating to special interest motor vehicles by amending the definition of street rod vehicle to include a vehicle manufactured before 1968 or manufactured after 1968 to resemble a vehicle manufactured before 1968. -- HB2527 HD2

Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate

HB2528 HD2 (HSCR 607-04)

RELATING TO CONSERVATION LAND.

Introduced by: Luke S, Tamayo T, Oshiro B, Hamakawa E, Magaoay M, Lee M, Takai K
Provides a conservation lands income tax credit for any owner of land who donates land to the State that is classified as conservation and is part of a conservation land use district and the board of land and natural resources accepts the donated land, or voluntarily reclassifies residential zoned land to conservation and initiates the rezoning process. Department of taxation to annually report to the legislature. -- HB2528 HD2

Current Status: Mar=09 04 Introduction/Passed First Reading - Senate
Mar=11 04 Multiple Referral to WLA/ TMG/ then WAM (586-7335)

HB2529 HD1 (HSCR 308-04)

RELATING TO HAZARDOUS LAND.

Introduced by: Luke S

Establishes provisions relating to hazardous land areas. Requires each county to inventory all lands that are within the urban district or conservation district or subject to a petition to put the land in the urban district to determine whether any of these lands within the county are hazardous land areas. -- HB2529 HD1

Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate

HB2539 HD2 (HSCR 690-04)

RELATING TO HOSPITALS.

Introduced by: Arakaki D

Amends provisions relating to certificates of need; licenses and permits. Provides that no building permit shall be issued by any county or state officer for the development, construction, expansion, alteration, conversion, initiation, or modification of an existing hospital unless there is submitted in connection with the application for such building permit a current certificate of need issued by the state health planning and development agency that the health care facility or health care service is not required to hold a certificate of need. -- HB2539 HD2

Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate

HB2547 HD2 (HSCR 569-04)

RELATING TO THE UNIVERSITY OF HAWAII.

Introduced by: Takai K

Amends provisions relating to the university of Hawaii tuition and fees special fund. Adds that the board of regents of the university of Hawaii may authorize expenditures from this fund for promoting alumni activities, and enabling the university of Hawaii foundation to maintain stewardship over state moneys under the foundation's control. Provides that any expenditure from the fund shall be subject to the legislative auditor. -- HB2547 HD2

Current Status: Mar=09 04 Introduction/Passed First Reading - Senate
Mar=11 04 Multiple Referral to EDU then WAM (586-8585)

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- HB2558 HD1 (HSCR 512-04) RELATING TO PENSION PLANS.
Introduced by: Halford C
Amends provision relating to pension money exempt. Provides that the right of a debtor to anything included in section 401k of the Federal Internal Revenue Code of 1954, shall be exempt from attachment, execution, seizure, or under any legal process whatever. -- HB2558 HD1
Current Status: Mar=02 04 Introduction/Passed First Reading - Senate
Mar=05 04 Single Referral to CPH/ JHW/ (586-6740)
- HB2569 HD1 (HSCR 500-04) RELATING TO NIIHAU SHELL PRODUCTS.
Introduced by: Karamatsu J, Mindo R, Morita H, Shimabukuro M, Tamayo T, Takai K, Kanoho E, Hale H
Establishes provision relating to Niihau shells. Prohibits any person to offer, display, expose for sale, or solicit for sale any product or jewelry item fabricated, processed, or manufactured with seashells, that is identified using the term Niihau, either alone or in conjunction with other words, unless the product is comprised 100 per cent of seashells harvested from the island of Niihau and fabricated, processed, or manufactured entirely within the State. Allows the use of the term Niihau in conjunction with other words to describe the percentage of seashells in the product or jewelry harvested from the island of Niihau, its waters, or its beaches, provided that not less than 80 per cent of all shells in the product or jewelry item are seashells from the island of Niihau. -- HB2569 HD1
Current Status: Mar=01 04 Introduction/Passed First Reading - Senate
Mar=05 04 Multiple Referral to ECD then CPH (586-6890)
- HB2573 HD1 (HSCR 669-04) RELATING TO MANAGEMENT OF STATE FUNDS.
Introduced by: Karamatsu J, Shimabukuro M, Takai K, Kanoho E, Oshiro B, Schatz B
Establishes provisions relating to linked investments. Establishes a linked investment, as a certificate of deposit placed with an eligible lending institution at an interest rate not more than 2 per cent below current market rates. Authorizes the director of finance of the State, to invest moneys into linked investments. (\$\$) -- HB2573 HD1
Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate
- HB2578 HD1 (HSCR 598-04) RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST HONOLULU SEAWATER AIR CONDITIONING LLC PROJECTS ON THE ISLAND OF OAHU.
Introduced by: Wakai G, Schatz B, Oshiro B, Karamatsu J, Lee M, Kanoho E, Nishimoto S
Authorizes the issuance of special purpose revenue bonds to assist Honolulu Seawater Air Conditioning LLC, a Hawaii corporation, in the establishment of a cold seawater supply and warmed seawater disposal system, including but not limited to the seawater pipelines and pumping station, through which chilled water will be produced and moved to buildings wishing to be connected to the SWAC (seawater air conditioning) / TES (thermal energy storage) system, and the financing, refinancing, or both, of the costs related to the planning, design, and construction of the seawater system, including costs of construction, renovation, equipping, and purchasing tangible assets (including land and easements for the shoreline crossing, pumping facility, and other improvements) comprising such seawater system. Authorizes the issuance of refunding special purpose revenue bonds to refund the special purpose revenue bonds. (\$\$) -- HB2578 HD1
Current Status: Mar=09 04 Introduction/Passed First Reading - Senate
Mar=11 04 Multiple Referral to ENE then WAM (587-7225)
- HB2579 HD1 (HSCR 653-04) MAKING AN APPROPRIATION FOR COLLECTIVE BARGAINING COST ITEMS FOR PUBLIC EMPLOYEES.
Introduced by: Takamine D, Oshiro M, Say C, Evans C, Tamayo T, Wakai G, Hale H, Hamakawa E, Magaoay M, Mindo R, Schatz B, Kawakami B, Takumi R, Takai K, Kahikina M
Appropriation to the director of finance and chief justice for salary increases and other cost adjustments for negotiated collective bargaining cost items for public employees in collective bargaining unit 2 (supervisory blue collar employees), unit 3 (nonsupervisory white collar employees), unit 4 (supervisory white collar employees), unit 6 (educational officers and other personnel of the department of education), unit 8 (personnel of the university of Hawaii and community college system), and unit 13 (other professional and scientific employees), for state officers and employees excluded from collective bargaining units 2, 3, 4, 6, 8, and 13, and for state employees in these units assigned to the Hawaii health systems corporation. (\$\$) -- HB2579 HD1
Current Status: Mar=11 04 Introduction/Passed First Reading - Senate

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Mar=11 04 Deferred - Senate

- HB2580 RELATING TO STATE OFFICERS AND EMPLOYEES EXCLUDED FROM COLLECTIVE BARGAINING AND MAKING APPROPRIATIONS AND OTHER ADJUSTMENTS.
Introduced by: Takamine D, Oshiro M, Say C, Evans C, Tamayo T, Wakai G, Hale H, Hamakawa E, Magaoay M, Kawakami B, Mindo R, Schatz B, Takumi R, Takai K, Kahikina M
Appropriation to respective heads of the legislative agencies for salary increases and other cost adjustments for the office of the auditor, ethics commission, office of the legislative reference bureau, and office of the ombudsman, for officers and employees of these agencies excluded from collective bargaining. (\$\$) -- HB2580
Current Status: Mar=09 04 Introduction/Passed First Reading - Senate
Mar=11 04 Multiple Referral to LBR then WAM (586-6830)
- HB2581 HD1 (HSCR 665-04) MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS.
Introduced by: Takamine D, Oshiro M, Say C, Evans C, Tamayo T, Hale H, Hamakawa E, Mindo R, Magaoay M, Schatz B, Kawakami B, Takumi R, Takai K, Kahikina M
Appropriation to the director of finance and chief justice for salary increases and other cost adjustments for negotiated collective bargaining cost items for public employees in collective bargaining unit 10 (nonprofessional hospital and institutional workers), for state officers and employees excluded from collective bargaining, and for state employees in unit 10 assigned to the Hawaii health systems corporation. (\$\$) -- HB2581 HD1
Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate
- HB2582 MAKING AN APPROPRIATION FOR COLLECTIVE BARGAINING COST ITEMS.
Introduced by: Takamine D, Oshiro M, Say C, Evans C, Tamayo T, Wakai G, Hale H, Hamakawa E, Mindo R, Magaoay M, Schatz B, Kawakami B, Takumi R, Takai K, Kahikina M
Appropriation to the director of finance for salary increases and other cost adjustments for negotiated collective bargaining cost items for public employees in 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. (\$\$) -- HB2582
Current Status: Mar=09 04 Introduction/Passed First Reading - Senate
Mar=11 04 Multiple Referral to LBR then WAM (586-6830)
- HB2583 MAKING AN APPROPRIATION FOR COLLECTIVE BARGAINING COST ITEMS.
Introduced by: Takamine D, Hamakawa E, Oshiro M, Say C, Schatz B, Mindo R, Magaoay M, Wakai G, Evans C, Tamayo T, Hale H, Kawakami B, Takumi R, Takai K, Kahikina M
Appropriation to the director of finance for salary increases and other cost adjustments 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 state officers and employees excluded from collective bargaining. (\$\$) -- HB2583
Current Status: Mar=09 04 Introduction/Passed First Reading - Senate
Mar=11 04 Multiple Referral to LBR then WAM (586-6830)
- HB2584 HD1 (HSCR 599-04) MAKING AN APPROPRIATION FOR COLLECTIVE BARGAINING COST ITEMS.
Introduced by: Takamine D, Oshiro M, Say C, Evans C, Tamayo T, Wakai G, Hale H, Hamakawa E, Mindo R, Magaoay M, Schatz B, Kawakami B, Takumi R, Takai K, Kahikina M
Appropriation to the director of finance and chief justice for salary increases and other cost adjustments for negotiated collective bargaining cost items for public employees in collective bargaining unit 1 (nonsupervisory blue collar employees), for state officers and employees excluded from collective bargaining, and for state employees in unit 1 assigned to the Hawaii health systems corporation. (\$\$) -- HB2584 HD1
Current Status: Mar=09 04 Introduction/Passed First Reading - Senate
Mar=11 04 Multiple Referral to LBR then WAM (586-6830)
- HB2585 HD1 (HSCR 1-04) MAKING APPROPRIATIONS TO PROVIDE FOR THE EXPENSES OF THE LEGISLATURE, THE LEGISLATIVE AUDITOR, THE LEGISLATIVE REFERENCE BUREAU, AND THE OMBUDSMAN.
Introduced by: Takamine D
Appropriation for session and nonsession expenses of the senate and the house of representatives during the interim. Expenses of the senate to be approved by the president and expenses of the house of representatives to be approved by the speaker. Requires the senate and the house of representatives to have their accounts audited and report to the

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senate and house of representatives respectively. Expenses for legislators while traveling abroad shall be 130 dollars a day. Appropriation for the expenses of the office of the legislative auditor, the legislative reference bureau, the office of the ombudsman, the legislative information system, and for the legislative broadcast program. (\$\$) -- HB2585 HD1
Current Status: Feb-06 04 Received by the Governor
Feb-10 04 Approved by Governor (Act 1 2004)

- HB2596 HD1 (HSCR 589-04) RELATING TO TAXATION.
Introduced by: Schatz B, Arakaki D, Magaoay M, Kanoho E, Kaho'ohalahala S, Morita H, Saiki S, Kahikina M, Shimabukuro M
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 beginning after December 31, 2003. -- HB2596 HD1
Current Status: Mar=09 04 Introduction/Passed First Reading - Senate
Mar=11 04 Single Referral to WAM (586-6460)
- HB2608 HD1 (HSCR 769-04) RELATING TO THE HAWAII TOURISM AUTHORITY.
Introduced by: Chang J, Karamatsu J, Sonson A, Oshiro B
Establishes that the board of directors Hawaii tourism authority may appoint or retain by contract 1 or more attorneys who are independent of the attorney general, to provide legal services for the authority. Repealed on June 30, 2006 (sunset). -- Requires the money in the tourism special fund to only be used by the authority staff, provided that it shall not exceed 9 per cent of the 5 per cent authorized for administrative purposes. -- Hawaii Tourism Authority to report to the legislature. Appropriation out of the tourism special fund. (\$\$) -- HB2608 HD1
Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate
- HB2611 HD2 (HSCR 762-04) RELATING TO THE ENTERTAINMENT INDUSTRY.
Introduced by: Chang J, Karamatsu J, Schatz B, Magaoay M, Oshiro B, Kawakami B, Marumoto B, Thielen C, Takumi R
Amends the motion picture and film production income tax credit to the motion picture and film digital media, and sound recording production income tax credit. Changes the credit from 4 per cent to ____ per cent of the cost incurred in any county with a population over 700,000 in the production of motion picture or television films for commercial release, commercials that advertise products and services to consumers, or sound recordings for commercial release or up to ____ per cent of the costs incurred in any county with a population of 700,000 or less in the production of motion picture or television films for commercial release, commercials that advertise products and services to consumers, or sound recordings for commercial release. Establishes provisions to qualify for the credit. -- Amends provisions relating to the high technology business investment income tax credit to add provisions to qualify for the credit. -- HB2611 HD2
Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate
- HB2630 HD2 (HSCR 522-04) RELATING TO MOTOR VEHICLE RENTAL INDUSTRY.
Introduced by: Hiraki K
Amends provisions relating to fuel charges. Repeals provisions prohibiting a lessor or officer, employee, agent, or other representative of the lessor to pay or receive a commission for selling any specific or particular options for fuel charges. -- HB2630 HD2
Current Status: Mar=02 04 Introduction/Passed First Reading - Senate
Mar=05 04 Multiple Referral to TMG then CPH (586-6970)
- HB2633 HD1 (HSCR 641-04) RELATING TO MONOPOLIES; RESTRAINT OF TRADE.
Introduced by: Hiraki K
Amends provisions relating to interpretation. Provides that this statute shall be construed in accordance with judicial interpretations of similar federal antitrust statutes, except that lawsuits by indirect purchasers may be brought, and in order to survive a dispositive pretrial motion, a plaintiff is not required to present evidence that tends to exclude the possibility that the alleged conspirators acted independently. -- HB2633 HD1
Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate
- HB2642 RELATING TO EDUCATION.
Introduced by: Takumi R
Amends provisions relating to the running start program that permits eligible high school

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students to enroll in courses offered by the university of Hawaii system. Repeals the provisions that the department of education adopt rules for the program. -- HB2642

Current Status: Mar=04 04 Introduction/Passed First Reading - Senate
Mar=09 04 Multiple Referral to EDU then JHW (586-8585)

HB2645 HD2 (HSCR 689-04)

RELATING TO EDUCATION.

Introduced by: Takumi R

Establishes provisions relating to retired teachers. Exempts retired department of education teachers who hold a valid teaching license from prerequisite coursework that the department requires of other substitute teachers. -- HB2645 HD2

Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate

HB2657 HD2 (HSCR 765-04)

RELATING TO WORKERS' COMPENSATION.

Introduced by: Oshiro M

Amends provision relating to workers compensation law. Provides that a policy that is a product of collective bargaining may provide for a procedure culminating in final and binding arbitration of all disputes with the uniform arbitration Act. -- HB2657 HD2

Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate

HB2659 HD1 (HSCR 408-04)

RELATING TO WORKERS' COMPENSATION.

Introduced by: Oshiro M

Appropriation to the department of labor and industrial relations for the establishment of 2 new positions in the disability compensation division to process vocational rehabilitation plans. (\$\$) -- HB2659 HD1

Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate

HB2661 HD1 (HSCR 211-04)

RELATING TO ECONOMIC DEVELOPMENT.

Introduced by: Oshiro M

Establish provisions relating to military communities. Requires the department of business, economic development, and tourism to assist persons in military communities in obtaining financing for economic development projects that seek to address future realignment or closure of a military installation. -- HB2661 HD1

Current Status: Mar=04 04 Introduction/Passed First Reading - Senate
Mar=09 04 Multiple Referral to ECD then TMG (586-6890)

HB2662 HD1 (HSCR 719-04)

RELATING TO ECONOMIC DEVELOPMENT.

Introduced by: Oshiro M

Establish the economic development for military communities law. Requires the department of business, economic development and tourism to administer the military community infrastructure development revolving loan fund for assistance to persons in military communities to develop infrastructure to minimize the possibility of or mitigate the adverse effects of the closure or reduction in capacity of a military installation on the military community. -- HB2662 HD1

Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate

HB2667 HD2 (HSCR 745-04)

RELATING TO HAWAIIAN LANGUAGE MEDIUM EDUCATION.

Introduced by: Hamakawa E

Establishes the Hawaiian language medium education law. Provides that the Hawaiian language medium education program may be a complete educational program or schooling experience provided to students in the medium of the Hawaiian language. Provides that families of fluent Hawaiian speaking persons choosing to enroll in the Hawaiian language medium program may be given preference for admittance. Authorizes the department of education to create a separate office of Hawaiian language medium education for the direction and control of the program. Provides that when 15 or more qualified children in any 1 departmental school district wish to enroll in the Hawaiian language medium education program, the superintendent of education may provide facilities for a Hawaiian medium education program or provide transportation to the nearest schooling site providing the program. Further requires the department to establish a Hawaiian language medium state education agency with the capability of operating districts and complex areas on an equal basis with any other districts and complex areas of the department. Provides that teachers, staff, and administrators in Hawaiian language medium education whose responsibilities require additional language skills or are greater, specialized, or unique may be provided

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additional benefits than the benefits provided by their respective collective bargaining agreements. -- HB2667 HD2

Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate

HB2674 HD1 (HSCR 673-04)

RELATING TO IDENTITY THEFT.

Introduced by: Hamakawa E

Establishes provisions relating to retail merchant club cards. Provides that no club card issuer shall request in a club card application, or require as a condition of obtaining a club card, that the applicant provide any personal information except name, address, and telephone number. Provides that the club card issuer may ask for the last 4 digits of the applicant's social security number. Provides that no club card issuer may sell or share a cardholder's name, address, telephone number or any personal information to any unaffiliated 3rd party. Provides that each agency shall make certified payroll records on public works contracts, not including social security numbers, available for public inspection and duplication during regular business hours. Provides that social security numbers are examples of information in which an individual has a significant privacy interest. -- HB2674 HD1

Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate

HB2683

RELATING TO DEFERRED ACCEPTANCE OF GUILTY PLEA AND DEFERRED ACCEPTANCE OF NOLO CONTENDERE PLEA.

Introduced by: Hamakawa E

Amends provisions related to chapter not applicable; when, within criminal procedure, deferred acceptance of guilty plea, nolo contendere plea, by providing that these provisions shall not apply when the offense charged is a felony that involves substantial bodily injury. -- HB2683

Current Status: Feb=19 04 Introduction/Passed First Reading - Senate
Feb=24 04 Single Referral to JHW (586-7793)

HB2685

RELATING TO BAIL JUMPING.

Introduced by: Hamakawa E

Amends provisions relating to bail jumping in the 1st and 2nd degree. Changes intentionally fails to appear to knowingly fails to appear. -- HB2685

Current Status: Feb=19 04 Introduction/Passed First Reading - Senate
Feb=24 04 Single Referral to JHW (586-7793)

HB2686 HD1 (HSCR 487-04)

RELATING TO THE LIQUOR COMMISSION.

Introduced by: Hamakawa E

Amends provisions relating to the jurisdiction and power of the liquor commission to provide that the county police departments shall have concurrent jurisdiction over a person who purchases alcoholic beverages without authorization. -- HB2686 HD1

Current Status: Feb=26 04 Introduction/Passed First Reading - Senate
Feb=27 04 Single Referral to TMG (586-6970)

HB2689

RELATING TO STALKING.

Introduced by: Hamakawa E

Amends provisions relating to jurisdiction; adults and general. Provides that the family court shall have concurrent jurisdiction with the circuit court over violations of harassment by stalking. -- HB2689

Current Status: Feb=19 04 Introduction/Passed First Reading - Senate
Feb=24 04 Single Referral to JHW (586-7793)

HB2691 HD1 (HSCR 647-04)

RELATING TO ANIMALS.

Introduced by: Hamakawa E, Thielen C

Establishes provision relating to aggravated cruelty to animals. Provides that a person commits the offense of aggravated cruelty to animals if the person commits the offense of cruelty to animals and has a conviction for the same offense within 5 years prior to the commission of the present offense of cruelty to animals; or intentionally, knowingly, or recklessly kills or injures an animal with the intent to frighten or intimidate a person, or forces a person to injure or kill an animal. Further provides that aggravated cruelty to animals is a class C felony. Amends provision relating to jurisdiction; adults, by providing that the court shall have concurrent jurisdiction with the circuit court over violations of these provisions. -- HB2691 HD1

Current Status: Mar=11 04 Introduction/Passed First Reading - Senate

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Mar=11 04 Deferred - Senate

- HB2703 HD1 (HSCR 666-04) RELATING TO IMPACT FEES.
Introduced by: Mindo R, Shimabukuro M, Tamayo T, Oshiro M, Morita H
Amends provisions relating to highways to establish impact fees. Authorizes the counties to assess, impose, and levy impact fees for any development. Prohibits a county to assess impact fees for state highway improvements without approval of the director of transportation. Defines impact fee to mean an assessment on development used to incrementally fund a fair share of the public capital cost of state highway improvements needed to serve that development. Defines development to mean any artificial change to real property that requires a county grading or building permit. Establishes the highway development special fund administered by the department of transportation into which the impact fees will be deposited. -- Amends provisions relating to counties. -- HB2703 HD1
Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate
- HB2713 HD2 (HSCR 725-04) RELATING TO SOCIAL SECURITY FOR PUBLIC EMPLOYEES.
Introduced by: Oshiro M
Amends provisions relating to plans for coverage of employees of political subdivision. Provides that the Center for Cultural and Technical Interchange Between East and West, Inc., may submit for approval by the state, a plan for extending the benefits of social security. Requires the Center for Cultural and Technical Interchange Between East and West, Inc., to fund all costs incurred as a result of the extension of benefits -- HB2713 HD2
Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate
- HB2715 HD1 (HSCR 307-04) RELATING TO TOBACCO SETTLEMENT.
Introduced by: Say C
Establishes provision relating to Hawaii tobacco settlement moneys. Provides the limitation on bond requirements in litigation involving master settlement agreement. Provides that in civil litigation under a legal theory involving a signatory, or an affiliate of a signatory to the master settlement, the supersedeas bond to be furnished in order to stay the execution of the judgment during the entire course of appellate review shall be set in accordance with applicable laws or court rules, except that the total bond that is required of all appellants collectively shall not exceed 100 million. -- HB2715 HD1
Current Status: Mar=04 04 Introduction/Passed First Reading - Senate
Mar=09 04 Multiple Referral to HTH/ HMS/ then JHW (586-6070)
- HB2716 RELATING TO THE SOUTH KONA WILDERNESS AREA.
Introduced by: Say C
Appropriation to the department of land and natural resources to conduct an appraisal of private lands contained within the south Kona wilderness area. Findings to be used as a basis for acquiring the private lands either through purchase or a value for value land exchange of other state lands. Requires the department to report back to the legislature and that no purchase or land exchange take place until the report is submitted. (\$\$) -- HB2716
Current Status: Mar=05 04 Introduction/Passed First Reading - Senate
Mar=09 04 Multiple Referral to WLA then WAM (586-7335)
- HB2717 HD1 (HSCR 645-04) RELATING TO LIENS.
Introduced by: Say C (BR)
Amends provisions relating to liens for services in personal injury cases to be subject to provisions relating to collateral sources; protection for liens and rights of subrogation. -- HB2717 HD1
Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate
- HB2722 HD1 (HSCR 667-04) RELATING TO THE ALA WAI WATERSHED IMPROVEMENTS.
Introduced by: Say C (BR)
Authorizes the issuance of general obligation bonds for appropriation to the department of land and natural resources for retention basins and installment of vegetative cover for the Ala Wai watershed. (\$\$) -- HB2722 HD1
Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate
- HB2739 HD1 (HSCR 594-04) RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS BY THE HIGH TECHNOLOGY DEVELOPMENT CORPORATION.

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Introduced by: Schatz B

Authorizes the issuance of special purpose revenue bonds for financing the construction of wet lab space as well as a biotech incubator near the university of Hawaii medical school at Kakaako. Authorizes the issuance of refunding special purpose revenue bonds to refund the special purpose revenue bonds. (\$\$) -- HB2739 HD1

Current Status: Mar=09 04 Introduction/Passed First Reading - Senate
Mar=11 04 Multiple Referral to SAT then WAM (586-6230)

HB2740 HD1 (HSCR 639-04)

RELATING TO NOTIFICATION OF EMPLOYMENT CHANGES.

Introduced by: Oshiro M, Magaoay M, Lee M

Amends provisions relating to dislocated workers. Requires an employer to provide each employee and the director of labor and industrial relations written notification of a closing, partial closing, or relocation at least 90 days prior to the occurrence and if the employer provides housing or housing assistance for employees, the employer shall provide each employee and the director written notification of the discontinuance, termination, or reduction of housing or housing assistance at least 180 days prior to occurrence. Defines housing assistance as any stipend, subsidy, relocation fee, sub market lease, or other financial assistance provided by an employer to an employee toward housing. -- HB2740 HD1

Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate

HB2741 HD1 (HSCR 750-04)

RELATING TO EXECUTIVE DEPARTMENTS.

Introduced by: Takamine D

Establishes provisions relating to executive departments, deputy director and special assistant positions, appointment review process. Provides that except for deputy director and special assistant positions specifically authorized by statute, no department or agency shall establish a deputy director or special assistant position or appoint a person to fill a deputy director or special assistant position within the department or agency without 1st filing with the department of human resources development. Report to the legislature by the governor. Requires all deputy director and special assistant positions not specifically authorized by statute to be abolished. -- HB2741 HD1

Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate

HB2742 HD2 (HSCR 675-04)

RELATING TO STATE GOVERNMENT.

Introduced by: Takamine D

Repeals the compliance resolution fund and transfers fees and moneys to the general fund. -- HB2742 HD2

Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate

HB2743 HD2 (HSCR 676-04)

RELATING TO NON-GENERAL FUNDS.

Introduced by: Takamine D

Authorizes the director of finance to transfer funds from the agriculture loan reserve fund, the medicaid investigations recovery fund, the state identification revolving fund, the foreign trade zones special fund, the Hawaii community development revolving fund, the research subaccount of the tourism special fund, the human resources development special fund, the environmental management special fund, the environmental response revolving fund, the mental health and substance abuse special fund, and the controlled substance registration revolving fund to the general fund. -- Amends provisions relating to the distribution of the tobacco settlement moneys by reducing the balance of the fund to credit the state general fund to 500,000 dollars. -- Amends provisions relating to the state parking revolving fund to establish the balance of the fund to credit the state general fund to be 500,000 dollars. -- Amends provisions relating to the bureau of conveyances special fund to establish the balance of the fund to credit the state general fund to be 250,000 dollars. -- HB2743 HD2

Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate

HB2747

RELATING TO TAXATION.

Introduced by: Takamine D

Amends provisions relating to tax investigators. -- HB2747

Current Status: Mar=09 04 Introduction/Passed First Reading - Senate
Mar=11 04 Single Referral to WAM (586-6460)

HB2748

RELATING TO STATE FINANCES.

Introduced by: Takamine D

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Amends provisions relating to validation of proceedings. -- HB2748
Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate

- HB2749 RELATING TO STATE FUNDS.
Introduced by: Takamine D
Amends provisions relating to transfers from special funds. Requires transfers for central services expenses to be limited to the current fiscal year. -- HB2749
Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate
- HB2759 HD1 (HSCR 668-04) MAKING AN APPROPRIATION FOR THE PURCHASE OF LAND IN PUPUKEA-PAUMALU, OAHU.
Introduced by: Magaoay M, Herkes R, Schatz B, Tamayo T, Morita H, Waters T, Caldwell K, Oshiro B, Oshiro M, Kaho'ohalahala S, Luke S, Abinsay F, Shimabukuro M, Nishimoto S, Kanohe E, Chang J
Requires the department of land and natural resources to determine the best option to purchase the Pupukea Paumalu area, including a public private partnership, government community consortium, and land exchange. Appropriation to the department for the purchase of the 1,129 acres on the north shore of Oahu bordered by Paumalu gulch, Pupukea Paumalu forest reserve, and the Kalunawaikaala gulch and stream. (\$\$) -- HB2759 HD1
Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate
- HB2768 RELATING TO TRADE REGULATION.
Introduced by: Hiraki K
Amends provisions relating to suits by persons injured, amount of recovery and injunctions. Require the plaintiff to be awarded a sum not less than 1,000 dollars or threefold the damages sustained by the plaintiff whichever sum is greater, and reasonable attorneys fees together with the costs of suit. Repeals provision that indirect purchasers injured by an illegal overcharge shall recover only compensatory damages and reasonable attorneys fees together with the costs of suit. -- HB2768
Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate
- HB2773 HD1 (HSCR 595-04) RELATING TO CONDOMINIUM PROPERTY REGIMES.
Introduced by: Hiraki K
Amends provisions relating to condominium property regimes telecommunications equipment. Allows an apartment owner, without needing to seek the consent of any association of apartment owners, or of the board thereof, or any managing agent, to install or cause the installation of antennas, conduits, chases, wires, and other telecommunications equipment directly attached to the apartment owner's apartment or to any limited common element reserved for the use of the apartment. -- HB2773 HD1
Current Status: Mar=09 04 Introduction/Passed First Reading - Senate
Mar=11 04 Single Referral to CPH (586-6740)
- HB2774 HD1 (HSCR 596-04) RELATING TO SUBDIVISIONS.
Introduced by: Hiraki K
Establishes provision relating to amateur radio operations in subdivisions. Authorizes the installation or cause the installation of antennas, conduits, chases, wires, and other telecommunications equipment directly attached to the owner's residence or other permitted structure on the owner's lot provided that the lot owner is an amateur radio operator, the telecommunications equipment are approved by the Federal Communications Commission and the installation of other telecommunications equipment does not directly affect any other lot owner in the subdivision. -- HB2774 HD1
Current Status: Mar=09 04 Introduction/Passed First Reading - Senate
Mar=11 04 Single Referral to CPH (586-6740)
- HB2781 HD2 (HSCR 577-04) RELATING TO INFORMATION PRACTICES.
Introduced by: Karamatsu J
Establishes provisions relating to Hawaii convention center licensees records; confidentiality. Requires booking business records relating to the Hawaii convention center licensees to be exempt from disclosure under the uniform information practices act, until 10 days after the event has occurred, upon request by a potential licensee and disclosure may result in disclosure of a potential licensee's confidential business information or proprietary

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information or the loss of a convention center booking. Defines booking records as the company name, address and contact, event program contents, event schedules, exhibitor lists and description of the Hawaii convention center's offer, rent, discounts, and subsidies.

-- HB2781 HD2

Current Status: Mar=09 04 Introduction/Passed First Reading - Senate
Mar=11 04 Multiple Referral to TSM then JHW (587-7200)

HB2784 HD1 (HSCR 256-04)

RELATING TO STATE ENTERPRISE ZONES.

Introduced by: Abinsay F, Karamatsu J, Chang J, Herkes R, Magaoay M, Oshiro B, Tamayo T, Sonson A, Jernigan M

Establishes provision relating to force majeure; agricultural businesses. If a force majeure event prevents an agricultural business from wholly or partially maintaining its eligibility, then commencing on the 1st day of any such event the agricultural business shall not be disqualified and will remain eligible for all benefits during a period following the event and the 7 year eligibility to be extended by the number of months of the duration of the force majeure event. Provides that for an agricultural business to qualify it must increase its cumulative average annual gross revenues by at least 2 per cent by the end of its 1st tax year of participation if it is unable to achieve the required increase in its average annual number of full time employees. -- HB2784 HD1

Current Status: Mar=05 04 Introduction/Passed First Reading - Senate
Mar=09 04 Multiple Referral to WLA/ ECD/ then WAM (586-7335)

HB2786 HD1 (HSCR 646-04)

RELATING TO ARBITRATION.

Introduced by: Oshiro B

Amends provisions relating to policyholder and other suits against insurer. Provides that a policyholder, the beneficiary under the policy, or the person who has acquired the rights of the policyholder or beneficiary under the policy shall be awarded reasonable attorney's fees and the cost of arbitration if an insurer contests its liability under a policy and is ordered to pay benefits. -- HB2786 HD1

Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate

HB2788 HD1 (HSCR 654-04)

RELATING TO MORTGAGE BROKERS AND SOLICITORS.

Introduced by: Oshiro B, Oshiro M

Amends provisions relating to the licensing of mortgage brokers and solicitors. Establishes provisions relating to mortgage broker and solicitor examination. Provides that an applicant for a mortgage broker or solicitor license shall pass a written examination prior to issuance of a license. Provides that it is a misdemeanor for any person to advertise, with or without any limiting qualifications, as a mortgage broker or solicitor unless the person holds a valid license. Increases the safety bond requirement. Further provides that the commissioner (director of commerce and consumer affairs), or any person who has been or claims to have been injured by the breach of the conditions of the bond, shall have the right of action to recover on the bond, plus a reasonable attorney's fee incurred to secure the recovery under the bond. Requires the commissioner to consider as equivalent experience, 2 years of experience as a licensed insurance producer. Requires a mortgage broker or mortgage solicitor to provide the obligor with a notice of the borrower's rights and obligations. Provides that in every case where it is proposed to revoke or suspend the exercise of any license; terminate any registration or certificate; or take any other action authorized by law, the person concerned shall be given notice and hearing. Authorizes the commissioner to provide full disclosures with regard to the investment, commercial, and marketing strategies of licensees. -- HB2788 HD1

Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate

HB2789 HD1 (HSCR 488-04)

RELATING TO SEXUAL ASSAULT.

Introduced by: Oshiro B, Hamakawa E

Amends provisions relating to continuous sexual assault of a minor under the age of 14 years. Provides that a jury does not need to unanimously agree that all of the alleged acts have occurred provided that the jury agrees on which acts constitute at least the requisite number. -- HB2789 HD1

Current Status: Feb=26 04 Introduction/Passed First Reading - Senate
Feb=27 04 Single Referral to JHW (586-7793)

HB2792 HD1 (HSCR 703-04)

RELATING TO PRIVATE ROADS.

Introduced by: Finnegan L, Fox G, Jernigan M, Pendleton D, Kanoho E, Thielen C

Establishes provisions relating to maintenance of private road; where multiple owners, by

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agreement or in equal shares. Provides that the owners of any private road, or of any land to which an easement to use a private road is attached, shall maintain the private road in good repair and share the cost of repair amongst owners and easement holder. -- HB2792 HD1

Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate

HB2796 HD1 (HSCR 711-04)

RELATING TO STATE FUNDS.

Introduced by: Takamine D, Kawakami B, Arakaki D, Kahikina M

Appropriation out of the emergency and budget reserve fund (rainy day fund) to the department of human services as a grant to Hale Mahaolu for the personal care program for disabled or chronically ill frail adults and elders residing in Maui county; for forensic medical examinations of children in foster custody placements; as a grant to the Hawaii Youth Services Network for its Transitional Living Program for Unserved Street Youth; for the residential alternative community care program; for the chore services program; as a grant to fund the continuation of the Kaneohe Community Family Center's core services, particularly families that are low income, unemployed or underemployed, and families of at risk youths; as a grant to fund the continuation of the Kuhio Park Terrace Family Center's core services to low income individuals and families residing in Kuhio Park Terrace and Kuhio Homes; as a grant to the Blueprint for Change for the delivery of diversion services and child protective services to target families. -- Appropriation out of the emergency and budget reserve fund to the judiciary via the children's justice center to provide treatment services for child victims of intrafamilial sexual abuse, including psychological treatment and case management services for child victims and their families who are not covered under the child protective services system of the department of human services. -- Appropriation out of the emergency and budget reserve fund to the department of health, alcohol and drug abuse division, for substance abuse services for youth and adolescents. -- Appropriation out of the emergency and budget reserve fund to the university of Hawaii as a grant for the bridge to hope program, including 1 position for outreach, provided that if federal funds are made available the sum appropriated be reduced by the amount received. -- Appropriation out of the emergency and budget reserve fund to the department of labor and industrial relations, office of community services, as a grant to Volunteer Legal Services Hawaii for its Na Keiki Law Center project. -- Appropriation out of the emergency and budget reserve fund to the department of health as a grant for the operation of the Waipahu Community Adult Day Health Center and Youth Day Care Center pilot project. -- Appropriation out of the emergency and budget reserve fund to the judiciary, circuit court of the 2nd circuit, as a grant for the Domestic Violence Clearinghouse and Legal Hotline for Maui program services. -- Appropriation out of the emergency and budget reserve fund to the housing and community development corporation of Hawaii for costs related to homeless assistance. -- Appropriation out of the emergency and budget reserve fund to the office of youth services as a grant for existing Kalihi area youth service centers, provided that moneys not required by existing Kalihi area youth service centers may be used for other youth service centers in the State. -- Appropriation out of the emergency and budget reserve fund to the department of health as a subsidy to Molokai general hospital; as a grant to Molokai general hospital for Lamalama Ka 'Ili (Lamalama K Ili) community health services programs and general operating costs; as a subsidy to Kahuku hospital for emergency room operations, inpatient and outpatient care for the underinsured, medical malpractice insurance, and labor; as a subsidy to the Waianae coast comprehensive health and hospital board, inc., for its operations and programs; as a subsidy for Wahiawa general hospital to provide indigent care services; as a subsidy to the St. Francis medical center for the operations of the bone marrow registry; to operate a hospital based poison center 24 hours a day; as a grant to the Maui AIDS foundation for the case management program; as a subsidy to the Hana community health clinic for its operations and care services for uninsured patients; to provide resources to nonprofit, community based health care providers to care for the uninsured; as a subsidy for the Kapiolani medical center for women and children sex abuse treatment center master contract; for the establishment of an adolescent treatment center to treat poly drug use on the island of Hawaii; for community anti drug efforts aimed at preventing crystal methamphetamine use on the island of Hawaii; and to contract with primary health care centers for comprehensive oral health services to underserved children. -- Appropriation to the department of human services to develop a plan to implement the Hawaii Rx program, provided that the department provide a quarterly progress report and a progress report to the legislature. (\$\$) -- HB2796 HD1

Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate

HB2798 HD1 (HSCR 568-04)

RELATING TO THE PRACTICE OF PHARMACY.

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- Introduced by: Schatz B
Amends provisions relating to pharmacists and pharmacy. Redefines practice of pharmacy to include administering drugs intranasally and administering immunizations orally by injection or by intranasal delivery. Provides that immunization by intranasal delivery is to be performed away from the general public. -- HB2798 HD1
Current Status: Mar=09 04 Introduction/Passed First Reading - Senate
Mar=11 04 Multiple Referral to HTH then CPH (586-6070)
- HB2803 HD1 (HSCR 573-04) RELATING TO DRUG ENFORCEMENT.
Introduced by: Ito K, Mindo R
Appropriation to the department of public safety for 9 permanent investigators within the narcotics enforcement division. (\$\$) -- HB2803 HD1
Current Status: Mar=09 04 Introduction/Passed First Reading - Senate
Mar=11 04 Multiple Referral to JHW then WAM (586-7793)
- HB2809 HD2 (HSCR 767-04) RELATING TO THE HOTEL PROJECT TAX CREDIT.
Introduced by: Chang J, Karamatsu J, Souki J, Herkes R, Kanoho E, Abinsay F, Nishimoto S, Takai K, Caldwell K
Provides a qualified hotel project income tax credit on costs for plans, design, construction and equipment related to new construction, alterations, renovations, modification of a qualified hotel from July 1, 2004, to June 30, 2014 (sunset). -- HB2809 HD2
Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate
- HB2814 HD2 (HSCR 727-04) RELATING TO KALAUPAPA SETTLEMENT.
Introduced by: Kaho'ohalahala S, Kanoho E, Arakaki D, Waters T, Blundell B, Moses M, Mindo R, Nishimoto S, Morita H, Meyer C, Hale H, Shimabukuro M, Kahikina M
Requires the department of health to annually report to the legislature with regard to Kalaupapa Settlement (hansen's disease), on the department's provision of medical and basic living needs of the patients; progress towards defining and addressing nonmedical patient needs; progress towards promoting a positive living environment; management of state resources; and performance of the administrator. -- HB2814 HD2
Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate
- HB2815 RELATING TO EDUCATION.
Introduced by: Kaho'ohalahala S, Evans C, Morita H, Shimabukuro M, Blundell B
Authorizes the issuance of general obligation bonds for appropriation to the department of education for statewide projects under the qualified zone academy bond program. (\$\$) -- HB2815
Current Status: Mar=05 04 Introduction/Passed First Reading - Senate
Mar=09 04 Multiple Referral to EDU then WAM (586-8585)
- HB2840 HD1 (HSCR 585-04) RELATING TO ENHANCING ECONOMIC DIVERSITY.
Introduced by: Say C
Appropriation to the department of business, economic development, and tourism to further study the feasibility of a Kalaeloa technical park project. (\$\$) -- HB2840 HD1
Current Status: Mar=09 04 Introduction/Passed First Reading - Senate
Mar=11 04 Multiple Referral to ECD/ SAT/ then WAM (586-6890)
- HB2844 HD1 (HSCR 521-04) RELATING TO CRYSTAL METHAMPHETAMINE.
Introduced by: Say C
Establishes the crystal methamphetamine treatment and prevention special fund into which shall be deposited 1/2 cent of the excise tax collected on each cigarette sold, used, or possessed by a wholesaler. Provides that the special fund shall be administered by the department of health and used to fund programs and services for the treatment and prevention of crystal methamphetamine. -- HB2844 HD1
Current Status: Mar=02 04 Introduction/Passed First Reading - Senate
Mar=05 04 Multiple Referral to HTH/ HMS/ then WAM (586-6070)
- HB2849 HD1 (HSCR 601-04) MAKING AN APPROPRIATION FOR ORGANIC AGRICULTURE.
Introduced by: Shimabukuro M, Morita H, Oshiro B, Lee M, Chang J, Oshiro M, Luke S, Kahikina M, Kaho'ohalahala S, Magaoay M, Mindo R, Schatz B, Ito K
Appropriation to the university of Hawaii for Leeward community college's partnership with the Waianae community re development corporation in operating the Waianae organic agriculture center. (\$\$) -- HB2849 HD1

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Current Status: Mar=09 04 Introduction/Passed First Reading - Senate
Mar=11 04 Multiple Referral to WLA then WAM (586-7335)

- HB2859 HD2 (HSCR 602-04) RELATING TO THE DEVELOPMENT OF AN INTERNATIONAL EQUESTRIAN FACILITY.
Introduced by: Hale H, Shimabukuro M, Karamatsu J
Requires the Hawaii tourism authority to convene an international equestrian facility working group that represents both public and private interests and concerns. Report to the legislature. -- HB2859 HD2
Current Status: Mar=09 04 Introduction/Passed First Reading - Senate
Mar=11 04 Multiple Referral to WLA/ TSM/ then WAM (586-7335)
- HB2863 HD1 (HSCR 135-04) RELATING TO THE HAWAII TOURISM AUTHORITY.
Introduced by: Chang J, Karamatsu J, Takai K, Leong B, Thielen C, Nishimoto S
Amends provision relating to Hawaii tourism authority. Requires the authority to be responsible for developing health and wellness, technology, agriculture and nature tourism and a marketing plan that will be updated every year. -- HB2863 HD1
Current Status: Feb=19 04 Introduction/Passed First Reading - Senate
Feb=20 04 Single Referral to TSM (587-7200)
- HB2864 HD2 (HSCR 726-04) RELATING TO CORRECTIONAL FACILITIES.
Introduced by: Chang J, Bukoski K, Ito K, Say C, Fox G, Abinsay F, Kahikina M, Karamatsu J, Nishimoto S, Schatz B, Thielen C, Shimabukuro M, Evans C, Moses M, Leong B
Requires the director of public safety to enter into a contract with certified or accredited correctional design professionals for the planning and preliminary design for a 1,000 to 1,200 bed correctional treatment facility which shall be a secure facility designed to provide intensive in house rehabilitation programs for the treatment of chemical dependency and abuse and other mental health problems. Report to the legislature. Director of public safety, with the assistance of the department of business, economic development, and tourism, to prepare a feasibility and planning study for the future use, disposition, or development of the existing Oahu correctional center site. Appropriation. (\$\$) -- HB2864 HD2
Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate
- HB2871 HD2 (HSCR 545-04) RELATING TO TOBACCO.
Introduced by: Arakaki D, Shimabukuro M
Establishes provisions relating to prohibited smoking. Prohibits any person including a public employee to smoke any tobacco product on the premises of any public school from kindergarten through grade 12; while physically within a school bus or other vehicle owned, leased, or rented by a school for the transport of school children, school employees, or any other persons; and during any event or function that is sponsored by a school, regardless of whether the location of the function on school premises or outside school premises. Requires the department of education to educate all school personnel, parents, students, and the school community. -- Amends provisions relating to the scope of negotiations for collective bargaining in public employment to exclude the prohibition of smoking in public schools from negotiations. -- HB2871 HD2
Current Status: Mar=05 04 Introduction/Passed First Reading - Senate
Mar=09 04 Single Referral to LBR/ EDU/ (586-6830)
- HB2873 HD2 (HSCR 766-04) RELATING TO HEALTH SAVINGS ACCOUNTS.
Introduced by: Arakaki D, Kahikina M, Nishimoto S, Shimabukuro M
Establishes the health savings program law. Establishes the health savings program to enable families to save for certain health related expenses through health savings accounts. Requires the director of finance to implement the program to enable participants to obtain the federal income tax benefits or treatment. Allows an individual to open a health savings account in order to save money for the payment of qualified medical expenses. Establishes the health savings program trust fund in the custody of the director of finance for the payment of obligations under health savings agreements, operating expenses, and administrative costs of the health savings program. -- HB2873 HD2
Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate
- HB2883 HD2 (HSCR 385-04) RELATING TO WIRELESS ENHANCED 911 SERVICE.
Introduced by: Souki J
Establishes the enhanced 911 services for mobile phones (cell phone, cellular phone, hand held phone) law. Provides that there is created within the department of health a wireless enhanced 911 board. Establishes the wireless enhanced 911 fund to be administered by the

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board within the department of health for the purpose of ensuring adequate cost recovery for the deployment of wireless enhanced 911 service in Hawaii and administering the fund. Provides that the wireless enhanced 911 board shall submit an annual report to the legislature. Provides that all proprietary information shall be retained in confidence. -- HB2883 HD2

Current Status: Mar=05 04 Introduction/Passed First Reading - Senate
Mar=09 04 Multiple Referral to TMG/ CPH/ then WAM (586-6970)

HB2894 HD1 (HSCR 752-04)

RELATING TO ACCESS TO REAL PROPERTY.

Introduced by: Takamine D, Evans C, Hamakawa E

Establishes provisions relating to public access; residential and agricultural real property. Provides that the seller or seller's agent shall disclose in writing to the buyer the existence of any legal access and any traditional public access, that the seller has actual knowledge of, that burdens or may burden the residential or agricultural real property for sale. -- HB2894 HD1

Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate

HB2911 HD2 (HSCR 714-04)

RELATING TO CHARTER SCHOOLS.

Introduced by: Hamakawa E

Amends provisions relating to new century charter schools. Provides that charter schools shall not be exempt from land use laws and the uniform information practices act. Provides that new century charter schools shall be subject to county laws, codes, and rules governing land use and public health and safety to the extent that they apply to public schools. Further provides that new century charter schools shall be subject to audit by the department of education and the legislative auditor. -- HB2911 HD2

Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate

HB2956 HD1 (HSCR 728-04)

RELATING TO MASS TRANSIT.

Introduced by: Caldwell K, Oshiro M, Oshiro B

Establishes a mass transit planning special account into which shall be deposited portions of the fuel tax. Requires the county to utilize the money to develop and finalize a mass transit work plan the includes a fixed guideway mass transit system. Provides that the director of finance shall transfer 3 million dollars from the account to the county's highway fund for an environmental impact statement and to establish a financial plan for the system. -- HB2956 HD1

Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate

HB2960 HD2 (HSCR 734-04)

RELATING TO RENEWABLE ENERGY TECHNOLOGIES INCOME TAX CREDIT.

Introduced by: Morita H, Oshiro B, Schatz B, Evans C, Kaho'ohalahala S, Waters T

Amends provisions relating to renewable energy technologies income tax credit. Provides that in the case of a partnership, S corporation, estate, or trust, the tax credit allowable is for every eligible renewable energy technology system that is installed and placed in service by the entity. Provides that the tax credits that exceed the taxpayer's income tax liability may be used as a credit against the taxpayer's income tax liability in subsequent years until exhausted. -- Provides that the renewable energy technologies income tax credit shall be operative for the taxation of banks and other financial corporations. -- HB2960 HD2

Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate

HB2961 HD2 (HSCR 759-04)

RELATING TO ETHANOL.

Introduced by: Morita H

Amends the ethanol investment tax credit by changing it to be the ethanol facility tax credit. Redefines investment to include development and construction of any qualifying ethanol production facility. Provides that in the case of a partnership, S corporation, estate, or trust, the tax credit allowable is for every eligible renewable energy technology system that is installed and placed in service by the entity. -- HB2961 HD2

Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate

HB2964 HD1 (HSCR 697-04)

RELATING TO ADMINISTRATIVE INSPECTIONS.

Introduced by: Morita H, Kanoho E, Oshiro B, Schatz B, Kaho'ohalahala S, Evans C

Amends provisions relating to rights of inspection. Repeals an agent or officer right to use probable cause for searching and replaces with consent to inspection to be a condition of any

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license or permit issued. -- HB2964 HD1

Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate

HB2966 HD2 (HSCR 396-04)

RELATING TO ELECTRICITY.

Introduced by: Morita H, Evans C, Thielen C, Schatz B, Kaho'ohalahala S
Establishes provisions relating to wheeling, renewable energy, and government agencies. Authorizes a government agency to engage in wheeling of electricity produced by its facilities from renewable energy resources and authorizes the public utilities commission to disallow a wheeling project if the commission determines that the project is either detrimental to the electric utility company or not in the public interest. Defines wheeling to mean the use of an electric transmission system or distribution facility that is owned, controlled, or leased by an electric utility company to transmit electricity between intra governmental agencies. -- HB2966 HD2

Current Status: Mar=05 04 Introduction/Passed First Reading - Senate
Mar=09 04 Multiple Referral to ENE/ TMG/ then CPH (587-7225)

HB2968 HD2 (HSCR 760-04)

RELATING TO SOLID WASTE MANAGEMENT.

Introduced by: Morita H, Oshiro B, Kaho'ohalahala S
Provides an income tax exemption for amounts received as beverage container deposits. -- Exempts the glass advance disposal fee special account from central services expenses. -- Amends provisions relating to beverage containers. Changes the advance disposal fee to the glass advance disposal fee. Provides that the deposit beverage container fee shall not apply to deposit beverage containers exported for sale outside the State. Provides that ever August 1 the department of health shall notify distributors in writing of the deposit beverage container fee. Requires monthly reports by deposit beverage distributors. -- HB2968 HD2

Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate

HB2969 HD1 (HSCR 440-04)

RELATING TO SOLAR ENERGY DEVICES.

Introduced by: Morita H, Oshiro B, Kaho'ohalahala S
Amends provisions relating to placement of solar energy devices. Prohibits a person to be prevented by any covenant, declaration, by laws, restriction, deed, lease, term, provisions, condition, codicil, contract or similar binding agreements from installing a solar energy device on any single family residential dwelling or townhouse that the person owns. -- HB2969 HD1

Current Status: Mar=05 04 Introduction/Passed First Reading - Senate
Mar=09 04 Multiple Referral to ENE then CPH (587-7225)

HB2974 HD1 (HSCR 636-04)

RELATING TO PEST CONTROL.

Introduced by: Hiraki K

Amends provisions relating to pest control operators. Repeals the power of the board of pest control to revoke, suspend, or refuse to renew any license because of a conviction of any offense of property rights committed on the job. -- HB2974 HD1

Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate

HB2976 HD1 (HSCR 746-04)

RELATING TO THE WEED AND SEED STRATEGY.

Introduced by: Hiraki K

Appropriation to the department of the attorney general for the weed and seed strategy. (\$\$)
-- HB2976 HD1

Current Status: Mar=11 04 Introduction/Passed First Reading - Senate
Mar=11 04 Deferred - Senate

HB2981 HD1 (HSCR 567-04)

RELATING TO NURSES.

Introduced by: Saiki S, Lee M, Shimabukuro M, Luke S, Takai K, Morita H
Amends Act 192 session laws of 2002, as amended by Act 3, session laws of 2003, relating to prescriptive authority for advanced practice registered nurses. Repeals the sunset date. -- HB2981 HD1

Current Status: Mar=09 04 Introduction/Passed First Reading - Senate
Mar=11 04 Multiple Referral to HTH then CPH (586-6070)

HB2985 HD2 (HSCR 541-04)

RELATING TO THE LAND USE COMMISSION.

Introduced by: Saiki S

Amends provisions relating to establishment of the state land use commission. Changes the means of formation and composition of the state land use commission. -- HB2985 HD2

Current Status: Mar=05 04 Introduction/Passed First Reading - Senate
Mar=09 04 Multiple Referral to WLA then JHW (586-7335)

