

CROSSOVER BILLS

(Bills Which Passed Third Reading)

HAWAII STATE LEGISLATURE

REGULAR SESSION OF 2005

SHOWING ACTIONS TAKEN AS OF

March 10, 2005

Prepared by the:



LEGISLATIVE REFERENCE BUREAU SYSTEMS OFFICE

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

FOREWORD

This publication includes all bills in the current legislature which passed Third Reading as of March 10, 2005. 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 10, 2005.

Ken H. Takayama
Acting Director
Legislative Reference Bureau

March 2005

SENATE BILLS THAT PASSED THIRD READING

- SB0003 SD2 (SSCR 798) RELATING TO HUMAN SERVICES.
Introduced by: Chun Oakland S
Changes developmental disabilities domiciliary homes to developmental disabilities residential services. Provides that the department of health may license developmental disabilities residential settings for individuals with developmental disabilities or mental retardation who are unable to live independently and who require supervision or care, but do not require care by licensed nurses, provided that nothing in these provisions shall exclude the department of human services from licensing or certifying any residential setting that may serve individuals with developmental disabilities or mental retardation. -- SB0003 SD2
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to HLT/ HUS/ then FIN
- SB0015 SD1 (SSCR 712) RELATING TO WATER.
Introduced by: Chun Oakland S, Slom S, Hogue B
Establishes provisions relating to drinking water additives prohibited. Prohibits any person, agent, or any public private water system from adding any product, substance, or chemical to the public water supply for treating or affecting the physical or mental functions of the body of any person. Provides exceptions for the addition of chemicals that make water potable and safe to drink, such as chlorine. Provides an exception to federal or military water systems whose service is limited to federal or military properties. Establishes penalties. -- SB0015 SD1
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to HLT then WLO/ EEP/ then CPC then FIN
- SB0027 SD1 (SSCR 962) MAKING AN APPROPRIATION FOR THE KAPIOLANI CHILD AT-RISK EVALUATION PROGRAM.
Introduced by: Chun Oakland S
Appropriation to the department of human services as a grant for the Kapiolani child at risk evaluation program. (\$\$) -- SB0027 SD1
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to HLT/ HUS/ then FIN
- SB0033 SD2 (SSCR 880) RELATING TO STATE GOVERNMENT.
Introduced by: Chun Oakland S, Espero W, Baker R, English J, Kanno B, Ige D
Establishes provisions relating to state telecommuting policy for state employees. Requires the director of human resources development to establish a comprehensive state telecommunications policy under which state employees whose work operations may be done through the use of telecommunication devices may participate. -- SB0033 SD2
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to LAB then FIN
- SB0035 SD2 (SSCR 947) RELATING TO EARLY CHILDHOOD EDUCATION.
Introduced by: Chun Oakland S, English J, Baker R, Nishihara C, Tsutsui S, Ige D
Requires the department of human services to establish a 2 year pilot program to provide universal access to early childhood education for children age 5 and under to families in critical need as determined by the department. Requires the department to consider implementing community based models that emphasize parent child interaction, such as the home instruction program for parents of preschool youngsters (HIPPI). Requires the department to incorporate home and community based programs that give parents the tools, skills, and confidence they need to prepare their children for school success. Reports to the legislature. Appropriations for the early childhood education pilot program for children age 5 and under and for the preschool open doors program. (\$\$) -- SB0035 SD2
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to EDN/ HUS/ then FIN
- SB0040 SD1 (SSCR 698) RELATING TO CAREGIVER CONSENT.
Introduced by: Chun Oakland S, Espero W, Baker R, English J, Kanno B, Tsutsui S, Nishihara C
Establishes provisions relating to affidavit of caregiver consent for minor's health care. Defines caregiver to mean any person at least 18 years of age and related by blood, marriage or adoption to the minor but is not the legal custodian or guardian of the minor or who has resided with the minor continuously during the immediately preceding period of 6 months or more. Provides that except for children placed under the custody of the department of human services, pursuant to proceedings under the child protective act, a caregiver who possesses and presents a notarized affidavit that meets certain requirements may consent on behalf of a minor to primary and preventive medical and dental care and

SENATE BILLS THAT PASSED THIRD READING

diagnostic testing, and other medically necessary health care examination and treatment. 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. -- SB0040 SD1

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to HUS/ HLT/ then JUD

SB0045 SD2 (SSCR 699)

RELATING TO YOUTH CORRECTIONAL FACILITIES.

Introduced by: Chun Oakland S, Kanno B

Establishes provisions relating to transfer of incarcerated youths to out of state youth correctional facilities. Authorizes the executive director of the office of youth services to effect the transfer of an incarcerated juvenile from the Hawaii youth correctional facility to an out of state youth correctional facility if notice of the proposed transfer has been provided to the legislature through the budgetary process. -- SB0045 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to HUS then JUD then FIN

SB0055 SD1 (SSCR 480)

RELATING TO MEAL BREAKS.

Introduced by: Kanno B

Amends provisions relating to maximum hours. Prohibits an employee to be required to work more than 5 hours continuously without an interval of at least 30 consecutive minutes for a rest or meal period, unless an employee elects not to utilize a rest or meal period, does not apply to an employer who is either subject to any collective bargaining agreement that expressly provides for employee meal breaks or the operator of a continuously operating facility that is regulated by an environmental permit provided that an on duty meal is provided. -- SB0055 SD1

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to LAB then FIN

SB0060 SD1 (SSCR 736)

RELATING TO CEMETERY AND FUNERAL TRUSTS.

Introduced by: Kanno B

Establishes provisions relating to the cancellation and refund of cemetery and funeral trusts. Provides that any time before preneed funeral services or preneed interment services are received by the purchaser or the purchaser's contract beneficiary, the purchaser of a contract may cancel the preneed contract in writing of the purchaser's desire to cancel the contract. -- SB0060 SD1

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to CPC then JUD

SB0061 SD1 (SSCR 971)

RELATING TO WAGES.

Introduced by: Kanno B

Amends provisions relating to employer's records, posting of notices, furnishing of pay data and director's rights and duties. Authorizes an employer to furnish each employee at every pay period an electronic notice that may be electronically accessed by the employee which will be retained by the employer for at least 6 years. -- SB0061 SD1

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to LAB then FIN

SB0072 SD1 (SSCR 294)

RELATING TO RENTAL MOTOR VEHICLE AND TOUR VEHICLE SURCHARGE TAX.

Introduced by: Inouye L

Amends provisions relating to the rental motor vehicle and tour vehicle surcharge tax. Repeals the sunset date. -- SB0072 SD1

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to TRN then FIN

SB0073

RELATING TO HIGHWAY SAFETY.

Introduced by: Inouye L

Amends provisions relating to safety inspection (safety check) of motor carrier vehicles. Adds that safety inspection of motor carrier vehicles be conducted during the month in which the vehicle's certificate of motor vehicle registration is issued. -- SB0073

Current Status: Mar-10 05 Passed Second Reading House
Mar-10 05 Referred to CPC/ JUD/

SENATE BILLS THAT PASSED THIRD READING

- SB0074 SD1 (SSCR 718) RELATING TO HIGHWAY SAFETY.
Introduced by: Inouye L, Chun Oakland S, English J
Amends provisions relating to highway safety. Defines intrastate driver to mean a driver, not less than 18 years of age, engaged in intrastate commerce except in the transportation of passengers in a school vehicle or in the transportation of hazardous materials. Defines intrastate commerce as trade, traffic, or transportation between 2 places in the State that originates and terminates within the State. -- SB0074 SD1
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to TRN then JUD
- SB0076 SD1 (SSCR 719) RELATING TO TRAFFIC VIOLATIONS.
Introduced by: Inouye L
Amends provisions relating to penalties for traffic violations. -- SB0076 SD1
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to TRN/ JUD/ then FIN
- SB0077 SD1 (SSCR 57) RELATING TO HIGHWAY SAFETY.
Introduced by: Inouye L
Establishes provisions relating to vehicle identification card. Requires a motor carrier to file a description of the commercial motor vehicle registered to the motor carrier with the director to transportation who shall issue a motor vehicle identification card for that commercial motor vehicle. -- Establishes provisions relating to mudguards and protective devices. Prohibits a commercial motor vehicle to be operated without fenders, covers, or other devices, including flaps or splash aprons, to minimize the spray or splash of water or mud to the rear of the vehicle. Establishes penalty. -- SB0077 SD1
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to TRN then CPC/ JUD/
- SB0080 RELATING TO HIGHWAY SAFETY.
Introduced by: Inouye L
Amends provisions relating to marking of motor carrier vehicles. Provides that markings be readily visible during daylight hours, from a distance of 50 feet (15.24 meters) while the motor carrier vehicle is stationary. -- SB0080
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to TRN then JUD
- SB0097 SD1 (SSCR 732) RELATING TO STANDARD DEDUCTION AMOUNT.
Introduced by: Taniguchi 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 for taxable years beginning after December 31, 2004. -- SB0097 SD1
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Single Referral to FIN
- SB0101 RELATING TO THE STATE BUDGET.
Introduced by: Taniguchi B
Amends provisions relating to the state budget. -- SB0101
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Single Referral to FIN
- SB0102 RELATING TO STATE FUNDS.
Introduced by: Taniguchi B
Amends provisions relating to deposit of state funds in treasury. -- SB0102
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Single Referral to FIN
- SB0107 RELATING TO TIME SHARING.
Introduced by: Menor R (BR)
Amends provisions relating to time sharing plans. Defines master development as a real estate development that consists of more than 1 project, including but not limited to a planned community association with 1 or more sub associations. Defines person as an individual, partnership, joint venture, corporation, association, business, trust, or any organized group of persons or legal entity, or any combination thereof. Defines blanket lien to include master lease. Defines project as an individual condominium project, 2 or more contiguous condominium projects that have been merged for administrative purposes and that operate as a single condominium project, an individual cooperative housing project, an

SENATE BILLS THAT PASSED THIRD READING

individual subdivision of a single family homes subject to 1 or more project instruments, or an individual subdivision of townhomes subject to 1 or more project instruments. Provides that a master development is not a project. -- SB0107

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Single Referral to CPC

SB0108 SD1 (SSCR 671)

RELATING TO MORTGAGE BROKERS AND SOLICITORS.

Introduced by: Menor R (BR)

Amends provisions relating to exemptions of mortgage brokers and solicitors. Exempts a person licensed as a real estate broker or salesperson in the State selling time share interests on behalf of a time share plan developer that is licensed as a mortgage broker provided that the acts or conduct of a developer's authorized representative shall be deemed to be the acts or conduct of the developer; and if the person engages in acts or conduct prohibited under suspension and revocation provisions, the acts or conduct shall constitute grounds for disciplinary action. -- SB0108 SD1

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Single Referral to CPC

SB0111 SD1 (SSCR 649)

RELATING TO SECURITIES.

Introduced by: Menor R (BR)

Amends provisions relating to securities and exempt transactions. Allows for exemption of offer or sale by or through a real estate broker or salesperson of a rental management contract relating to an apartment rental program in a condominium project including an interest in a legal entity formed for the purpose of managing or operating the rental of apartments or the apartment rental program in the condominium project. Amends Act 164, session laws of 2004. -- SB0111 SD1

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Single Referral to CPC

SB0116 SD2 (SSCR 815)

RELATING TO NURSES.

Introduced by: Baker R, English J, Tsutsui S

Establishes the nursing scholars program law. Establishes the nursing scholars program under the university of Hawaii. Allows the university to provide scholarship grants to an eligible student who is a resident of this State and confirmed to have been accepted for enrollment in an approved graduate course of study. Requires the student to enter into a written agreement to satisfy all degree requirements; commence nursing instruction within 1 year after completion of a degree for a period of 1 year for each academic year the student received a grant; and reimburse the State if the student fails to comply. Annual report to the legislature and governor. Appropriation. (\$\$) -- SB0116 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to HED/ HLT/ then FIN

SB0117

RELATING TO HOUSING.

Introduced by: Baker R

Establishes provisions relating to modifying and amending development agreements with eligible housing developers. Allows the housing finance and development corporation of Hawaii the right to amend, delete, restate, and otherwise modify all matters relating to any housing project that was previously approved by the corporation, including projects between the corporation and an eligible developer. -- SB0117

Current Status: Mar-08 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to HSG then JUD then FIN

SB0118 SD2 (SSCR 658)

RELATING TO THE BOARD OF DENTAL EXAMINERS EXAMINATIONS.

Introduced by: Baker R

Amends provisions relating to who may become dental hygienists. Requires applicants to take and pass the State's examination or 1 of the following 4 regional examinations given after February 1, 2004, by The Western Regional Examining Board, The Central Regional Dental Testing Service, Inc., The Southern Regional Testing Agency, Inc., or The North East Regional Board of Dental Examiners. Adds that once a national examination is available, an applicant shall take and pass that national examination, and no regional examination shall be accepted provided that if an applicant has taken and passed a regional examination after February 1, 2004, but prior to the availability of a national examination, it shall be deemed to have met the board's examination requirement. -- SB0118 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to HLT then CPC

SENATE BILLS THAT PASSED THIRD READING

- SB0119 SD1 (SSCR 650) RELATING TO THE CONTINUING EDUCATION OF DESIGN PROFESSIONALS.
Introduced by: Menor R (BR)
Amends provisions relating to applications for and certificates of licensure; renewal; fees by adding continuing education. Authorizes the board of professional engineers, architects, surveyors, and landscape architects to require continuing professional education requirements for license renewal. Provides that an architect licensee shall not be subject to the continuing education requirement if the architect otherwise meets all the renewal requirements and is a member of the armed forces, national guard, or reserve component on active duty and deployed during a state or national crisis; is ill or disabled for a significant period of time documented by a licensed physician, and is unable to meet the continuing education requirements; can demonstrate undue hardship that prevented the licensee from meeting the continuing education requirements; or is retired from the practice of architecture and is no longer performing or providing architectural services. -- SB0119 SD1
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Single Referral to CPC
- SB0120 SD1 (SSCR 737) RELATING TO PUBLIC ACCOUNTANCY.
Introduced by: Baker R, English J, Tsutsui S
Amends provisions relating to license of certified public accountants. Adds an additional requirement that to obtain a license and be granted the designation of certified public accountant, the applicant must have completed 4 credit hours of continuing professional education in ethics within the 2 years preceding the date of application. Adds that each applicant shall present satisfactory evidence of compliance with the experience requirement in the form of a certified statement from a present or former employer who directly supervised and reviewed the work of the applicant during the period of employment, and who was a certified public accountant holding a permit to practice accountancy during the period of supervision. Amends provisions relating to permits to practice. Adds that an applicant for the initial issuance or renewal of a permit to practice shall have completed 2 years of professional experience in the practice of public accountancy, provided that holders of Hawaii certified public accountant or public accountant licenses prior to December 31, 2005, shall be deemed to have met the experience requirement. -- SB0120 SD1
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Single Referral to CPC
- SB0121 RELATING TO BREWPUB LICENSES.
Introduced by: Baker R, Espero W, English J
Amends provisions relating to intoxicating liquor class 14 (brewpub) license. Allows licensee to sell beverages manufactured on the licensee's premises in recyclable containers provided by the licensee or customer rather than glass containers. Allows the sale of malt beverages manufactured on the premises in brewery sealed containers directly to class 2 (restaurant) licensees. -- SB0121
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to EDB then CPC/ JUD/
- SB0122 SD1 (SSCR 325) RELATING TO PATIENT SAFETY.
Introduced by: Baker R, Chun Oakland S
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, health care review organizations, and case review forums shall not be subject to discovery. Provides that no person in attendance at a meeting of a committee or case review forum shall be required to testify as to what transpired at the meeting. -- SB0122 SD1
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to HLT then CPC then JUD
- SB0127 SD1 (SSCR 442) RELATING TO DEVELOPMENTAL DISABILITIES.
Introduced by: Baker R, Chun Oakland S, Fukunaga C
Amends provisions relating to developmental disabilities domiciliary homes. Provides that the rate of any subsidy payment for the reimbursement of developmental disabilities domiciliary homes services shall be determined by the department of health. -- SB0127 SD1
Current Status: Feb-23 05 Introduction/Passed First Reading - House
Mar-03 05 Multiple Referral to HLT/ HUS/ then FIN
- SB0128 SD1 (SSCR 799) RELATING TO CONTROLLED SUBSTANCES.
Introduced by: Baker R
Establishes provisions relating to debilitating medical condition; additional medical

SENATE BILLS THAT PASSED THIRD READING

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. Redefines adequate supply not to exceed 7 marijuana plants and 3 ounces of usable marijuana. -- Prohibits authorization of medical marijuana while using heavy equipment, stationary or otherwise and use medical marijuana in the work place except if working in one's residence. Requires qualifying patients to register with the department of health instead of the department of public safety. -- SB0128 SD1
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to HLT/ PSM/ then JUD then FIN

SB0130 SD2 (SSCR 745)

RELATING TO INVOLUNTARY PSYCHIATRIC TREATMENT.

Introduced by: Baker R

Establishes provisions relating to expedited hearings and decisions on involuntary medication motions. Provides that the director of health may apply for judicial authorization for the involuntary administration of psychotropic medication of a patient civilly committed to an inpatient department of health operated or funded psychiatric facility, a patient committed to a hospital for a forensic examination, or a patient committed to the custody of the director of health by filing an appropriate motion in the civil commitment proceeding concerning, or the pending criminal action against the patient. Establishes provisions relating to continued involuntary administration of psychotropic medication; after emergency and pending decision of an involuntary medication motion. Provides that in cases where involuntary administration of psychotropic medication is commenced in response to an emergency precipitated by the behavior of a mental health patient in a department of health operated or funded psychiatric facility, the treating psychiatrist of the patient shall be authorized to continue involuntary administration of psychotropic medication to the patient for 72 hours. Provides that after the 72 hour period, the treating psychiatrist shall be authorized to continue involuntary administration of psychotropic medication if the medical director of the psychiatric facility concurs with the treating psychiatrist that the involuntary administration of psychotropic medication should continue, and the treating psychiatrist causes to be filed with the appropriate court a motion for authorization of involuntary administration of psychotropic medication prior to the end of the 72 hour period, and the motion is scheduled for hearing, heard and decided within the timeframe. -- SB0130 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to HLT then CPC/ JUD/

SB0131 SD2 (SSCR 800)

RELATING TO THE HAWAII HEALTH SYSTEMS CORPORATION.

Introduced by: Baker R

Establishes provisions relating to captive insurance company; authorized. Provides that the Hawaii health systems corporation may establish a captive insurance company pilot program to provide medical malpractice and hospital professional and general liability coverage for Hawaii health systems facilities and their physicians. Provides that in organizing a captive insurance company, the corporation shall submit a formalized financial plan to the director of finance for review and approval; and upon receiving the approval, the corporation shall submit to the insurance commissioner a formalized business plan that includes the establishment of a captive insurer board of directors. -- Amends provisions relating to certificate of authority. Adds that the commissioner shall allow the captive insurance company established by the corporation to provide medical malpractice and hospital professional and general liability coverage. Appropriation to the fund and out of the fund to establish the captive insurance company. (\$\$) -- SB0131 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to HLT then CPC then FIN

SB0140 SD2 (SSCR 933)

RELATING TO HEALTH INSURANCE.

Introduced by: Baker R

Amends the accident and sickness insurance contracts law, benefit societies law, and the health maintenance organizations act (HMOs) to prohibit discretionary authority that grants broad powers to the insurer to determine the type and scope of medical coverage to be provided in contracts with insureds. -- SB0140 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to HLT/ LAB/ then CPC

SB0145

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.

SENATE BILLS THAT PASSED THIRD READING

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. -- SB0145

Current Status: Feb-23 05 Introduction/Passed First Reading - House
Mar-03 05 Single Referral to JUD

SB0179 SD3 (SSCR 764)

RELATING TO HOUSING.

Introduced by: Hanabusa C

Amends provisions relating to housing development; exemption from statutes, ordinances, charter provisions, rules. Requires the housing and community development corporation of Hawaii to hold a public hearing in the community plan area where the proposed housing project is to be located. Requires that the legislative body of the county in which the project is to be situated shall approve or disapprove the project by resolution within 60 days after the corporation has submitted preliminary plans and specifications to the legislative body and that if on the 61st day a project is not disapproved, it shall be deemed approved. Provides that a legislative body may approve or disapprove amendments to the project, subject to the time requirements. -- SB0179 SD3

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to HSG then FIN

SB0212 SD2 (SSCR 915)

RELATING TO ENVIRONMENT.

Introduced by: Hanabusa C

Appropriation to the department of land and natural resources for a hydrologist IV position to assist the instream use protection section in establishing the necessary instream flow standards and for a geologist I position in the survey branch of the commission of water resource management. -- SB0212 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to WLO then FIN

SB0244 SD2 (SSCR 568)

RELATING TO LONG TERM CARE.

Introduced by: Hanabusa C

Establishes within the Kapiolani community college a long term care resource program initiative, or similar entity, that contributes to the expansion of the quality and quantity of home and community based long term care workers, the improvement in the support and training of family caregivers, and the promotion of active aging to harness the productivity of the elderly in becoming a healthcare resource for themselves and the community. The initiative to serve as a model for other community colleges in the university of Hawaii system to establish similar programs. Requires Kapiolani community college to establish a working group to provide support for resource sharing and collaboration, report to each of the other community colleges on the issues involved in implementing the program, and propose a plan for statewide expansion of the program. Report to the legislature. Appropriation to the university of Hawaii. -- SB0244 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to HUS/ HLT/ then HED then FIN

SB0255 SD1 (SSCR 620)

RELATING TO THE ATTORNEY GENERAL.

Introduced by: Hanabusa C

Proposes to amend the constitution. Requires that there shall be an attorney general who shall be elected by the qualified voters of this State at a general election, the person receiving the highest number of votes shall be the attorney general, and in the case of a tie vote, the selection of the attorney general shall be determined as provided by law. Further provides that the term of office of the attorney general shall begin and end on the same dates as the governor and no person shall be elected to the office of attorney general for more than 2 consecutive full terms and no person shall be eligible for the office of attorney general unless the person shall be a qualified voter, have attained the age of 30 years, have been a licensed attorney in this State for at least ____ years and have been a resident of this State for 5 years immediately preceding the person's election. Requires that the attorney general not hold any other office or employment of profit under the State or the US during the term. Provides that when the office is vacant the powers of the attorney general will devolve upon the deputy attorneys general in order of succession as provided by law and that in the event of impeachment the attorney general shall not exercise its powers until acquitted. -- Allows for the impeachment of the attorney general. -- Repeals provision requiring the advice and consent of the senate before removal of the chief legal officer of the State. -- SB0255 SD1

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to JUD then FIN

SENATE BILLS THAT PASSED THIRD READING

- SB0264 SD1 (SSCR 619) RELATING TO COURTS.
Introduced by: Hanabusa C
Amends provisions relating to witness and defendant expenses; budgetary procedure. Adds that whenever the presence of a defendant in a criminal case or a petitioner in a post conviction proceeding who is outside the judicial circuit or if within the 2nd judicial circuit, but on Molokai or Lanai, is mandated by court order or bench warrant to appear, the cost of airfare, ground transportation, any per diem for both the defendant and the petitioner shall be borne by the State. -- SB0264 SD1
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to JUD then FIN
- SB0294 SD3 (SSCR 988) RELATING TO EMPLOYMENT.
Introduced by: Hanabusa C
Amends provisions relating to minimum wage. Provides that the minimum wage shall be 7 dollars per hour beginning January 1, 2006, and 8 dollars per hour beginning January 1, 2008. Establishes that the hourly wage of a tipped employee may be deemed to be increased on account of tips if the employee is paid an amount that is not less than 75 cents below applicable minimum wage by the employee's employer and the combined amount the employee receives from the employer and in tips is at least 50 cents more than the applicable minimum wage. -- Amends provisions relating to payment of contributions; wages not included. Establishes that for calendar years 2005, 2006 and 2007 only, the term wages does not include remuneration in excess of 7, 000 dollars paid with respect to employment to an individual by an employer and shall apply only to the contribution rate paid into the unemployment insurance trust fund. -- SB0294 SD3
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to LAB then FIN
- SB0424 SD2 (SSCR 849) RELATING TO UNEMPLOYMENT BENEFITS.
Introduced by: Kanno B
Amends provisions relating to retirement payments. Provides that the amount of any pension, retirement or retired pay, annuity, or other similar periodic payment under the Social Security Act or the Railroad Retirement Act of 1974 shall not result in a reduction of benefits under this section. -- SB0424 SD2
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to LAB then FIN
- SB0425 SD1 (SSCR 483) RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM.
Introduced by: Kanno B, Chun Oakland S
Establishes 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; 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. -- SB0425 SD1
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to LAB then FIN
- SB0427 SD1 (SSCR 92) RELATING TO CHILD PASSENGER SAFETY.
Introduced by: Inouye L
Amends provisions 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 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, in which case a child over 40 pounds shall be exempt from the booster seat requirements. -- SB0427 SD1
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to TRN then JUD
- SB0428 SD2 (SSCR 707) RELATING TO DRIVER LICENSING.
Introduced by: Inouye L
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 parent or guardian who is licensed to operate the same category of motor vehicle as the motor vehicle being operated who shall occupy a seat beside the licensee. Provides that all occupants of the motor vehicle shall wear seat belts or be

SENATE BILLS THAT PASSED THIRD READING

restrained by a child passenger restraint (car seat). Provides that between 5:00 a.m. and 11:00 p.m. the licensee shall not transport more than 1 person under the age of 18 unless accompanied by a parent or guardian. Provides that between the hours of 11:00 p.m. and 5:00 a.m. the licensee may drive and transport no more than 1 person under the age of 18 without being accompanied by a parent or guardian for employment purposes or for school activities. Establishes penalties. -- SB0428 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to TRN then JUD

SB0433 SD2 (SSCR 834)

RELATING TO ELECTIONS BY MAIL.

Introduced by: Nishihara C, Inouye L

Establishes voting by mail law. Requires that all elections, federal, state, and county primary, special primary, general, special general, and special elections shall be conducted by mail after 20__ and the 20__ election and all primary and general elections thereafter shall be conducted by mail. Establishes procedures for conducting elections by mail. -- Amends provisions relating to rules and regulations. Changes election proclamation; establishment of a new precinct to election proclamation; consolidation of precincts. Requires the chief elections officer to list all polling places as places of deposit within representative districts for voters of that representative district to vote or deposit return identification envelopes containing secrecy envelopes with marked ballots. Allows for 1 or more precincts within a representative district as the chief election officer or county clerk determines necessary and convenient for voters of that representative district. Repeals provisions relating to federal, state, and county elections by mail and consolidated precincts; natural disasters; postponement; absentee voting required; special elections. -- SB0433 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to JUD then FIN

SB0436

RELATING TO FINANCIAL DISCLOSURE STATEMENTS.

Introduced by: Bunda R (BR)

Amends provisions relating to requirements of disclosure. Amends provisions relating to disclosures on financial interests to include all businesses or real property, not only those in the State. -- SB0436

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Single Referral to JUD

SB0437

RELATING TO CONFLICTS OF INTERESTS.

Introduced by: Bunda R (BR)

Amends provisions 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. -- SB0437

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Single Referral to JUD

SB0438

RELATING TO PUBLIC FINANCIAL DISCLOSURE STATEMENTS.

Introduced by: Bunda R (BR)

Amends provisions relating to requirements of disclosure. Requires that financial disclosure statements for members of the university of Hawaii board of regents, members of the board of land and natural resources, the board of agriculture, and the Hawaiian homes commission be public records. -- SB0438

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Single Referral to JUD

SB0439

RELATING TO ADMINISTRATIVE FINES UNDER THE STATE ETHICS CODE.

Introduced by: Bunda R (BR)

Establishes provisions relating to administrative fines. Provides that when an administrative fine has not been established for the violation of the standards of conduct law, a legislator, employee, or person in violation, shall be subject to an administrative fine imposed that shall not exceed 500 dollars for each violation. -- SB0439

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to JUD then FIN

SB0440 SD1 (SSCR 625)

RELATING TO CAMPAIGN SPENDING.

Introduced by: Bunda R (BR)

Amends provisions relating to campaign spending. Provides that it shall be unlawful for any

SENATE BILLS THAT PASSED THIRD READING

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. Provides that it shall be unlawful for any corporation or bank to make a contribution to or expenditure on in connection with any candidate or candidate's committee. Provides that no officer or director of any corporation or bank shall consent to any contribution. Provides that no 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 bank or corporation for the purpose of influencing the nomination for election, or election, of any person to political office shall not be prohibited. Provides that it shall be unlawful for the separate segregated fund to use contributions secured by physical force, job discrimination, financial reprisals; dues, fees, or other moneys required 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 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 banks and corporations. Amends provisions relating to campaign contributions and limits as to persons. Provides that any excess contribution may be returned to the original donor within 30 days from receipt. Provides that after 30 days from receipt, all excess contribution shall escheat to the Hawaii election campaign fund. Amends provisions relating to campaign contributions by State contractors by including county contractors. Provides that it shall be unlawful for any government contractor to make a contribution to any political party, committee, candidate or to any person for any political purpose or use or knowingly solicit any contribution from any person for any purpose during any period. Provides that any loan from the candidate or immediate family members not repaid within 1 calendar year from the date of a loan shall be deemed a contribution. Amends the dispositions of funds. Allows for candidate's to use contributions in election for another state, country, or federal office with the donor's written consent. 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 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 1 year from the date of election for which the contributions are received. Requires funds not returned to the donors to escheat to the Hawaii election campaign fund. Provides that any candidate who makes the minimum amount of qualifying contributions 1 time for an election period is entitled to receive for each election that the candidate's name appears on the ballot the minimum payment in an amount equal to the qualifying campaign contributions and payments of 2 dollars for each 1 dollar of qualifying contributions in excess of the minimum amount of qualifying contributions, except that the candidate shall not receive more than the maximum amount of public funds for a primary election. 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. -- SB0440 SD1

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to JUD then FIN

SB0459 SD2 (SSCR 801)

RELATING TO SPECIAL PURPOSE REVENUE BONDS.

Introduced by: Taniguchi B

Amends provisions relating to not for profit corporations that provide health care facilities to the general public. Redefines project agreement to include leases, subleases, conditional sale agreements, or other similar financing contracts or agreements entered into by the department of budget and finance with a project party, lender, lessor, or other 3rd party. -- Authorizes the issuance of special purpose revenue bonds to assist Hawaii Pacific Health, a nonprofit corporation, the obligated group in which Hawaii Pacific Health is a member, 1 or more of its not for profit affiliates, in financing, refinancing, and reimbursing costs related to the acquisition or construction of health care facilities (including, without limitation, costs related to the acquisition or the acquisition and installation of information technology, equipment, software, and other related projects for Hawaii Pacific Health and any 1 or more of its not for profit affiliates). Authorizes the issuance of refunding special purpose revenue bonds to refund the special purpose revenue bonds. (\$\$) -- SB0459 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to HLT then FIN

SB0460

RELATING TO TAX REFUNDS.

SENATE BILLS THAT PASSED THIRD READING

Introduced by: Taniguchi B

Establishes provisions relating to appeals relating to claims for refund. Provides that if a tax refund is denied by the department of taxation it may be appealed by filing a written notice of appeal to the board of review or the tax appeal court within 30 days after notice of the denial of the claim. Allows an appeal to be filed after 180 days from the date that the tax refund claim was filed provided the department has not given notice of a denial of the claim.

-- SB0460

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Single Referral to FIN

SB0464 SD2 (SSCR 816)

RELATING TO THE UNIVERSITY OF HAWAII.

Introduced by: Taniguchi B (BR)

Establishes provisions relating to penalty for late payments of wages to university personnel. Requires the board of regents of the university of Hawaii to pay a civil penalty to each employee exempt from civil service provisions for whom the board of regents has failed to pay the employee's wages within 1 pay period following the designated pay day. Provides that the penalty shall only be available once while the employee occupies the employment position for which the penalty is being applied and shall not be compounded. -- SB0464 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to LAB/ HED/ then JUD then FIN

SB0467 SD2 (SSCR 965)

RELATING TO CORRECTIONS.

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

Establishes parity for female offenders law. Provides that adult females 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; respond appropriately to the specific health care needs of girls and women including mental health and substance abuse services; 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 department of public safety and the office of youth services to annually report to the legislature. -- Establishes provisions 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 gender responsive community based programs for women and female adjudicated youths. (\$\$) -- SB0467 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to PSM then JUD then FIN

SB0470 SD2 (SSCR 979)

RELATING TO THE COLLECTION OF DEOXYRIBONUCLEIC ACID FOR THE DNA REGISTRY.

Introduced by: Chun Oakland S

Establishes forensic identification law. Requires the police department of the city and county of Honolulu to be responsible for the management and administration of the State's DNA (deoxyribonucleic acid) database and databank identification program and for liaison with the FBI (Federal Bureau of Investigation) and other relevant agencies regarding the State's

SENATE BILLS THAT PASSED THIRD READING

participation in a national DNA database that allows the storage and exchange of DNA records submitted by state and local forensic DNA laboratories nationwide. Provides that the department, the police departments of the counties of Hawaii, Kauai, and Maui, the department of public safety, and the office of youth services shall implement this law. -- Amends provisions relating to time limitations of the Hawaii penal code. Adds that a prosecution may be commenced for any felony offense involving evidence containing DNA, if a test confirming the presence of DNA is performed prior to expiration of the period of limitation but these provisions shall not extend the period of limitation by more than 10 years from the expiration of the period of limitation. -- Repeals provisions relating to mental and medical examination; deoxyribonucleic acid collection. Establishes DNA analysis monetary assessment; DNA registry special fund. Appropriation to the department of public safety to reimburse the county police departments and for the fund. (\$\$) -- SB0470 SD2
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to JUD then FIN

SB0475 SD2 (SSCR 822)

RELATING TO PUBLIC ASSISTANCE.
Introduced by: Chun Oakland S, Baker R
Amends provisions relating to public assistance determination of amount of assistance. Provides that section shall apply to general assistance to households with minor dependents and to assistance to the aged, blind, and disabled and the standard of need for families of given sizes shall equal the poverty level established by the federal government for the current year, prorated over a 12 month period. Further provides that the director of human services shall determine the allowance for general assistance to households without minor dependents based upon the standard of need rather than the total amount appropriated for general assistance to households without minor dependents. -- SB0475 SD2
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to HUS then FIN

SB0486 SD2 (SSCR 823)

RELATING TO CHILDREN AND YOUTH.
Introduced by: Chun Oakland S, Kanno B
Appropriation to the department of education for nonschool hour programs (A+, A-plus, A plus) for 6th through 8th graders; to the department of human services for the office of youth services for nonschool hour programs for children and youth enrolled in school; and to the department of parks and recreation of each county for nonschool hour programs for children and youth enrolled in school, provided that a portion shall come from the temporary assistance for needy families fund for each appropriation. Requires that moneys allocated shall not reduce existing funding for nonschool hour programs, and shall be awarded by the expending agencies only to nonschool hour programs that demonstrate a commitment to partnering with the public and private sectors and involve youth as active participants in all phases of program planning, implementation, and evaluation. Requires all programs that receive such moneys to meet each quarter with their community partners for program evaluation and improvement. Requires the office of youth services, the department of education, and the counties' parks and recreation departments to convene annually to share information on the best practices and outcomes. Annual report to the legislature by the office of youth services. (\$\$) -- SB0486 SD2
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to HUS then FIN

SB0527 SD2 (SSCR 802)

RELATING TO PURCHASES OF HEALTH AND HUMAN SERVICES.
Introduced by: Inouye L
Changes exemption from chapter 103D to exemption from chapter 103D; option to use chapter 103D for county administered elder services. Adds that contracts to purchase health and human services for the elderly program under the executive office on aging and administered by the area office on aging of a county may be awarded under these provisions or under the Hawaii public procurement code law. -- SB0527 SD2
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to HLT/ HUS/ then FIN

SB0532

RELATING TO METROPOLITAN PLANNING ORGANIZATION.
Introduced by: Fukunaga C
Amends provisions relating to the metropolitan planning organization membership. Increase the number of members on the policy committee from 13 to 14. --SB0532
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to TRN then FIN

SB0533 SD1 (SSCR 851)

RELATING TO FAMILY LEAVE.

SENATE BILLS THAT PASSED THIRD READING

Introduced by: Kanno B

Amends provisions relating to temporary disability insurance. Provides that if benefits provided by the plan, agreement, extension or modification include provisions for benefits falling within the definition of sick leave, any amount in excess of the minimum statutory equivalent, as determined by the department of labor and industrial relations may be used for the family leave law. -- SB0533 SD1

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to LAB then FIN

SB0535 SD2 (SSCR 726)

RELATING TO EMPLOYMENT PRACTICES.

Introduced by: Kanno B

Amends provisions relating to unlawful suspension, discharge, or discrimination. Provides that it shall be an unlawful discriminatory practice for an employer or labor organization to bar or discharge from employment, withhold pay, demote, or penalize an employee because the employee uses accrued and available sick leave. Excludes the employer or labor organization's action when in accordance with the provisions of a valid negotiated attendance policy. -- SB0535 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to LAB then JUD

SB0536

RELATING TO LABOR DISPUTES.

Introduced by: Kanno B

Repeals provisions relating to picketing of residence or dwelling prohibition under labor disputes. Repeals penalty provision. -- SB0536

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to LAB then JUD

SB0541 SD2 (SSCR 881)

RELATING TO DIGITAL MEDIA.

Introduced by: Fukunaga C

Amends provisions relating to the high technology business investment income tax credit to define performing arts products to mean audio files, video files, audiovideo files, computer animation, and other digital media 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 income tax deduction for royalties derived from patents, copyrights, or trade secrets. Redefines performing arts products to include digital media. -- Changes the motion picture and film production income tax credits to the motion picture, television, and digital media production expenditure income tax credit. Increases the tax credits from 4 per cent to 15 per cent in any county with a population over 700,000 and up to 20 per cent in any county with a population of 700,000 or less for productions costs after December 31, 2004, and before January 1, 2011 (sunset). Provides a qualified production to receive a wage reimbursement tax credit for ____ per cent of the wages paid to below the line hires who are Hawaii residents. -- Requires the department of business, economic development, and tourism, in consultation with the department of taxation and the county film offices, to develop an appropriate revenue generation and economic benefit model to determine the economic impact of the enhanced film and digital media tax credits established under this Act. Report to the legislature. Annual report to the legislature containing the film and digital media production expenditure, revenue projection, and revenue realization information until 2011 (sunset). -- SB0541 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to TAC/ EDB/ then FIN

SB0543

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

Introduced by: Bunda R, Hemmings F

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 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. -- Amends act 1, session laws of 2004, by providing that moneys in the audit revolving fund shall not lapse into the general fund. (\$\$) -- SB0543

Current Status: Feb-02 05 Received by the Governor

SENATE BILLS THAT PASSED THIRD READING

Feb-07 05 Approved by Governor (Act 1 2005)

- SB0556 SD2 (SSCR 746) RELATING TO FAMILY COURT.
Introduced by: Chun Oakland S
Establishes provisions relating to parenting plans. Provides that for every action that includes a contested custody of children, both parties or both parents shall develop either a mutually agreed upon general parenting plan or separate individually desired parenting plan, and file the plan with the divorce complaint or answer. Establishes criteria for plan. -- Amends provisions relating to criteria and procedure in awarding custody and visitation. Adds that custody shall be awarded to assure the frequent, continuing, and developmentally appropriate contact of both parents who have shown the ability to act in the best interest of their child; encourage both parents to share the rights and responsibilities of raising the child, unless the court makes a written finding that 1 parent is likely to suffer direct physical or significant emotional harm as a result of such contact with the other parent; and not disrupt the normal breastfeeding routine of the child up to 2 years of age. Adds that if a child prefers to remain with 1 parent and informs the guardian ad litem, custody evaluator, or investigator of his or her preference, the guardian ad litem, custody evaluator, or investigator shall inform the court of the child's custody preference. -- SB0556 SD2
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to HUS then JUD
- SB0561 SD1 (SSCR 963) RELATING TO CAREGIVER COORDINATOR POSITION.
Introduced by: Chun Oakland S
Establishes within the executive office on aging 1 full time equivalent (1.0 FTE) permanent program specialist in aging position to coordinate a statewide system of caregiver support services. Appropriation. (\$\$) -- SB0561 SD1
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to HLT/ HUS/ then FIN
- SB0562 RELATING TO CAREGIVER SUPPORT SERVICES.
Introduced by: Chun Oakland S, Baker R, Sakamoto N
Establishes provisions relating to caregiver support services. Requires the director of health, within limits of state and federal resources allocated or available for the purposes of this section, to provide family and caregiver support services necessary to maintain and enhance caregiving for persons over 60 years of age or older in community based homes that are not fee for service businesses. Authorizes specific provisions of services, family and caregiver support. -- SB0562
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to HLT/ HUS/ then FIN
- SB0568 SD1 (SSCR 934) RELATING TO DENTISTS.
Introduced by: Chun Oakland S, Baker R
Establishes provisions relating to licensure without examination for dental specialists licensed in another state. Provides that the board of dental examiners may grant a license to practice dentistry to an applicant who has not fulfilled the examination requirements, if the applicant has graduated from an accredited dental specialty education program, including programs in orthodontics, endodontics, periodontics, oral surgery, pedodontics, prosthodontics, oral radiology, and oral medicine / oral pathology. Establishes requirements. -- SB0568 SD1
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to HLT then CPC
- SB0575 SD1 (SSCR 882) RELATING TO THE KING KAMEHAMEHA CELEBRATION COMMISSION FUND.
Introduced by: Chun Oakland S
Establishes the King Kamehameha celebration commission fund. Provides that a separate fund of the Hawaii community foundation shall be established to fund King Kamehameha parades and activities. Provides that the commission shall serve as an advisory board responsible for soliciting and otherwise raising funds for the fund, establishing criteria for the expenditure of funds, reviewing grant proposals using criteria established by the Hawaii community foundation and making recommendations for grants and other specific expenditures. Establishes criteria for organizations submitting proposals to the commission. Requires that the comptroller submit an annual report of the progress of the King Kamehameha celebration commission fund to the legislature. -- SB0575 SD1
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to TAC then FIN
- SB0579 SD2 (SSCR 1001) RELATING TO VOLUNTARY EMPLOYEES' BENEFICIARY ASSOCIATION TRUSTS.

SENATE BILLS THAT PASSED THIRD READING

Introduced by: Kanno B, Baker R, Ihara L, Fukunaga C, Chun Oakland S, Inouye L, Menor R, Tsutsui S, Espero W, Nishihara C, Hooser G, English J, Ige D, Bunda R

Establishes the voluntary employees' beneficiary association (VEBA) trusts law. Provides criteria for employee organizations establishing voluntary employees' beneficiary association trusts. Establishes provisions 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 provisions relating to state and county contributions to the trust, retired employees. 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 equal to the contribution paid on behalf of a similarly situated retiree. Establishes provisions 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. Provides that for purposes of negotiating contributions by the State and the counties to a voluntary employees' beneficiary association trust as part of a collective bargaining agreement, all prospective retirees who retire on or after July 1, 2005, shall be considered members of the bargaining unit to which they belonged prior to their retirement from the State of Hawaii or the counties. Act to be repealed on July 1, 2008 (sunset). Appropriation. (\$\$) -- SB0579 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to EDN then LAB then FIN

SB0595 SD1 (SSCR 626)

RELATING TO ELECTION DAY POLL WATCHERS.

Introduced by: Bunda R (BR)

Amends provisions relating to appointment of watchers; service. Requires that the list of poll watchers be submitted 13 days prior to the election. Requires that all watchers receive instruction and are certified by the authorized instructor. -- SB0595 SD1

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Single Referral to JUD

SB0599

RELATING TO THE BOARDS OF REGISTRATION.

Introduced by: Bunda R (BR)

Amends provisions relating to board of registration; tenure. Establishes that the 4 boards of registration for elections shall be in the department of accounting and general services and not the office of the lieutenant governor. -- SB0599

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to JUD then FIN

SB0600

RELATING TO FIREARMS, AMMUNITION, AND DANGEROUS WEAPONS.

Introduced by: Bunda R (BR)

Amends provisions relating to firearms, ammunition, and dangerous weapons. Repeals registration age from 18 to 21 years. -- SB0600

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to PSM then JUD

SB0602 SD2 (SSCR 723)

RELATING TO PAWNBROKERS AND SECONDHAND DEALERS.

Introduced by: Bunda R (BR)

Amends provisions relating to pawnbroker and secondhand dealer records of transactions. Requires every dealer, or the agent, employee, or representative of the dealer to send a daily electronic report of all property pledged, received, traded, bartered, bought, or otherwise acquired during the 24 hours ending at 8:00 p.m. on the date of the report to police the department. Allows the police to require an electronic photo of the property and when appropriate make those photos available to the public. -- SB0602 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to JUD then FIN

SB0603

RELATING TO 911 EMERGENCY SERVICE.

Introduced by: Bunda R (BR)

SENATE BILLS THAT PASSED THIRD READING

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. -- SB0603

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Single Referral to JUD

SB0607 SD1 (SSCR 636)

RELATING TO THEFT.

Introduced by: Bunda R (BR)

Amends provisions relating to theft in the 2nd degree. Adds that a person commits the offense of theft in the 2nd degree if the person commits theft of property belonging to 3 or more persons in the same or separate incident as part of a common scheme or plan, regardless of the value of the property. -- SB0607 SD1

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Single Referral to JUD

SB0608

RELATING TO DUTY OF PHYSICIAN, SURGEON, HOSPITAL, CLINIC, ETC., TO REPORT WOUNDS.

Introduced by: Bunda R (BR)

Amends provisions relating to duty of physician, surgeon, hospital, clinic, etc to report wounds. Requires the physician, surgeon, hospital clinic, etc treating a patient in a motor vehicle collision resulting in serious injury or death must provide, upon request from the chief of police, the name of the injured person, description of the nature, type, and extent of the injury, together with pertinent information that may be of use to the chief of police. -- SB0608

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Single Referral to JUD/ CPC/

SB0609

RELATING TO HIGHWAY SAFETY.

Introduced by: Bunda R (BR)

Amends provisions relating to registration expense. Provides that the additional fee for each certificate of registration for motor vehicles other than U drive motor vehicles that the counties can assess is increased from 5 dollars to 10 dollars. -- SB0609

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to TRN then FIN

SB0612 SD1 (SSCR 126)

RELATING TO BAIL.

Introduced by: Bunda R (BR)

Establishes provisions relating to bail jumping in the 3rd degree. Provides that a person commits the offense of bail jumping in the 3rd degree if the person knowingly fails to appear as ordered for a charge of having committed a petty misdemeanor. Provides that bail jumping in the 3rd degree is a petty misdemeanor, for which the term of imprisonment shall not exceed 30 days. Provides that when a person is released from custody by the sheriff, chief of police, or other person authorized, with or without bail, the person shall be given notice of the time, date, and location of court appearance on the bail receipt. Provides that the person shall acknowledge through the person's signature the information provided. -- Amends provisions relating to bail jumping in the 2nd degree. Adds that the court may treat bail jumping in the 2nd degree as a petty misdemeanor. Provides that when a person is released from custody by the sheriff, chief of police, or other person authorized, with or without bail, the person shall be given notice of the time, date, and location of court appearance on the bail receipt. Provides that the person shall acknowledge through the person's signature the information provided. -- SB0612 SD1

Current Status: Feb-23 05 Introduction/Passed First Reading - House
Mar-03 05 Single Referral to JUD

SB0613 SD2 (SSCR 966)

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 workload analysis, organizational development, and staff and vendor training in evidence based practices. Authorizes the judiciary to establish 1 full time equivalent (1.00 FTE) program coordinator position and 1 administrative support staff (1.00 FTE). -- Appropriation to the department of public safety for personnel and operating expenses to provide mental health assessments of offenders and for assessing and planning for the management information systems needs to support intermediate sanctions research. Authorizes the department of public safety to establish 1 full time equivalent (1.00 FTE) mental health assessor position. -- Appropriation to the department of the attorney general for project research costs. Authorizes the department of

SENATE BILLS THAT PASSED THIRD READING

the attorney general to establish 1 full time equivalent (1.00 FTE) research analyst position. (\$\$) -- SB0613 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to JUD then FIN

SB0615 SD1 (SSCR 128)

RELATING TO SMALL CLAIMS COURT.

Introduced by: Bunda R (BR)

Amends provisions relating to powers of district court. Adds that the district court, having jurisdiction over a civil action involving summary possession, to have concurrent jurisdiction with the small claims division of the district court hearing any security deposit dispute between landlord and tenant in a residential landlord tenant relationship. -- Amends provisions relating to counterclaim and retention of jurisdiction. Adds that the district court, having jurisdiction over a civil action involving summary possession, to have concurrent jurisdiction with the small claims division of the district court hearing any security deposit dispute between landlord and tenant in a residential landlord tenant relationship. -- SB0615 SD1

Current Status: Feb-23 05 Introduction/Passed First Reading - House
Mar-03 05 Single Referral to JUD

SB0616

RELATING TO COURT INTERPRETERS.

Introduced by: Bunda R (BR)

Amends provisions relating to attendance roll and parking violations exemption. Adds that court interpreters, whose appearance is retained by the court, to be exempt from any prosecution, penalty or fine as a result of a parking violation for an expired meter committed in connection with the witness or court interpreter appearing in court. -- SB0616

Current Status: Feb-23 05 Introduction/Passed First Reading - House
Mar-03 05 Multiple Referral to JUD then FIN

SB0617 SD1 (SSCR 170)

RELATING TO COURT INTERPRETER SERVICES.

Introduced by: Bunda R (BR)

Establishes provisions relating to court interpreting services revolving fund. Establishes the court interpreter services revolving fund into which shall be deposited fees, charges, and other moneys collected for programs relating to interpreter issues and training, screening, testing, and certification of court interpreters; all moneys received from public or private sources for the purpose of this fund; and any interest accrued or investment earnings realized that are attributable to the moneys in the revolving fund. Requires the fund to be administered by the director of the courts to support the court interpreting services program. Exempts the fund from contributing to central service and administrative expenses of the government. -- SB0617 SD1

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to JUD then FIN

SB0618 SD1 (SSCR 836)

RELATING TO UNCOLLECTIBLE ACCOUNTS.

Introduced by: Bunda R (BR)

Amends provisions relating to uncollectible accounts. Defines delinquent receivables as fines, restitutions, monetary assessments, fees, surcharges, penalties, sanctions, court costs, and other payments that are past due. Establishes judicial power over delinquent receivables. -- SB0618 SD1

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to JUD then FIN

SB0619

RELATING TO PETTY MISDEMEANORS.

Introduced by: Bunda R (BR)

Amends provisions relating to grades and classes of offenses. Changes imprisonment for petty misdemeanor from a maximum of less than 1 year to imprisonment not to exceed 30 days. -- SB0619

Current Status: Feb-23 05 Introduction/Passed First Reading - House
Mar-03 05 Single Referral to JUD

SB0620 SD1 (SSCR 130)

RELATING TO INTERSTATE COMPACT FOR THE SUPERVISION OF ADULT OFFENDERS.

Introduced by: Bunda R (BR)

Amends provisions relating to State compact administrator. Establishes that the compact administrator is responsible for making final decisions relating to actions of offenders requesting transfer between states, investigating and taking action regarding matters of interstate movement of offenders within the State, keeping statistics and information on

SENATE BILLS THAT PASSED THIRD READING

interstate compact movement of offenders, representing the State on matters relating to the authorized movement of offenders between states, to facilitate policies and procedures governing interstate movement of offenders through the state council, drafting legislation, budgeting and managing funds, and establishing interstate service standards for probationers. -- Amends provisions relating to state council for interstate adult offender supervision by adding that the council members terms shall be 4 years and no person shall be appointed consecutively more than 2 terms. Adds that the council shall also have the authority to appoint a deputy compact administrator for parole from the Hawaii paroling authority and a deputy compact administrator for probation from the judiciary. -- SB0620 SD1
Current Status: Feb-23 05 Introduction/Passed First Reading - House
Mar-03 05 Multiple Referral to PSM then JUD then FIN

SB0621

RELATING TO TRAFFIC INFRACTIONS.

Introduced by: Bunda R (BR)

Amends provisions relating to the adjudication of traffic infractions. Provides that no penal sanction except a fine, fee, surcharge, or other monetary assessment shall apply to a violation of a state statute or rule, or county ordinance or rule, that would constitute a traffic infraction under these provisions. Increases the time allotted to respond to traffic infractions from 15 days to 21 days. -- SB0621

Current Status: Feb-23 05 Introduction/Passed First Reading - House
Mar-03 05 Single Referral to JUD

SB0625 SD1 (SSCR 528)

RELATING TO CABLE TELEVISION ACCESS ORGANIZATIONS.

Introduced by: Ihara L

Establishes provisions relating to access organization meetings and records under cable television system law. Provides that the director of commerce and consumer affairs shall establish minimum requirements for public access to the meetings and records of access organizations and include the requirements in access organization contracts. -- SB0625 SD1

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to LMG then CPC then JUD

SB0629 SD1 (SSCR 982)

RELATING TO LEGISLATIVE PROCEEDINGS ON THE INTERNET.

Introduced by: Ihara L, Espero W, Hooser G

Appropriation to the clerks of the senate and the house of representatives for legislative media streaming to provide audio and video streaming of legislative proceedings over the internet, including house and senate proceedings in chambers, conference rooms, and the capitol auditorium. (\$\$) -- SB0629 SD1

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to LMG then FIN

SB0631 SD1 (SSCR 688)

RELATING TO THE BUDGET.

Introduced by: Taniguchi B

Establishes provisions relating to restriction or withholding of funds lawfully budgeted and appropriated; public hearing required. Provides that prior to the imposition of any restriction or withholding of any funds lawfully budgeted and appropriated by the legislature, the governor or the director of finance shall conduct a public hearing on the proposed restriction or withholding and the reasons therefor. -- Amends provisions relating to appropriations available for allotment, estimate of expenses. Requires all allotment estimates to include all funds lawfully budgeted and appropriated to the department or agency to fully fund the program. -- SB0631 SD1

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Single Referral to FIN

SB0637 SD2 (SSCR 830)

MAKING AN APPROPRIATION FOR DEVELOPMENT OF A NON-EMERGENCY REPORTING SYSTEM, KNOWN AS 3-1-1.

Introduced by: Taniguchi B

Appropriation to the city and county of Honolulu police department for a grant in aid for the development of a non emergency reporting system, known as 3-1-1 (311). (\$\$) -- SB0637 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to PSM then FIN

SB0639 SD2 (SSCR 948)

RELATING TO EDUCATION.

Introduced by: Hee C, English J, Nishihara C, Sakamoto N

Establishes provisions relating to teachers' housing. Establishes the teachers' housing revolving fund administered by the department of education. Provides that the fund may be

SENATE BILLS THAT PASSED THIRD READING

used for teachers' housing, including the planning, construction, maintenance, and operation of teachers' housing, as well as for the salaries of the necessary personnel. Repeals teacher housing under the housing and community development corporation of Hawaii and transfers the teacher housing program to the department. Report to the legislature. -- SB0639 SD2
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to EDN then HSG then FIN

SB0666 SD2 (SSCR 883)

RELATING TO GOVERNMENT RECORDS.

Introduced by: Bunda R (BR)

Amends provisions relating to government records. Repeals destruction of vouchers and documents and replaces with county records. Requires the county legislative body to determine whether, and the extent to which, the county shall create, accept, retain, or store in electronic form any records and convert records to electronic form. -- Provides that any public officer having the care and custody of any record, paper, or document may cause the same to be photographed, microphotographed, reproduced on film, or copied to an electronic format. Any device or electronic storage system used to copy or reproduce the record, paper, or document shall accurately reflect the information in the original thereof in all details. -- Provides that a photograph, microphotograph, reproduction on film, or electronic copy of a government record shall be deemed to be an original record for all purposes. -- Repeals destruction of paid or canceled warrants, bond and interests coupons. -- SB0666 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to JUD then FIN

SB0667 SD2 (SSCR 817)

MAKING AN EMERGENCY APPROPRIATION FOR FLOOD LOSSES.

Introduced by: Bunda R (BR)

Appropriation to the university of Hawaii for the cleaning, repairing or replacing damaged or destroyed university property and for reimbursing the university for funds that have already been spent cleaning, repairing and replacing damaged or destroyed property as a result of the October 20, 2004 flood. (\$\$) -- SB0667 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to HED then FIN

SB0668 SD1 (SSCR 244)

RELATING TO SMALL BUSINESS.

Introduced by: Bunda R (BR)

Establishes provisions relating to preference for small businesses, set asides, and use as subcontractors. Provides that the policy board shall adopt rules to promote the growth and development of small businesses which shall include set asides for small businesses in appropriate classifications of requirements susceptible to performance by small businesses and mandatory evaluation criteria designed to encourage the use of small businesses as subcontractors on large contracts not susceptible to performance by small businesses. -- SB0668 SD1

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to EDB then FIN

SB0669 SD2 (SSCR 916)

RELATING TO ANIMAL QUARANTINE FACILITIES.

Introduced by: Bunda R (BR)

Establishes provisions relating to authority to contract or rent facilities. Provides that the board of agriculture is authorized to contract with 3rd parties for the use or rental of animal quarantine property or facilities provided that the board determines the property or facilities are not required for use by the animal quarantine program during the term of use by the 3rd party and property or facilities shall be used only by the 3rd party. -- Amends provisions relating to animal quarantine special fund. Adds that all moneys received by the board of agriculture from use of animal quarantine property or facilities shall be deposited into this special fund. -- SB0669 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to AGR then FIN

SB0671 SD1 (SSCR 917)

RELATING TO AGRICULTURAL COMMODITIES.

Introduced by: Bunda R (BR)

Amends provisions relating to rules of fresh fruits and vegetables. 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. -- SB0671 SD1

Current Status: Mar-10 05 Introduction/Passed First Reading - House

SENATE BILLS THAT PASSED THIRD READING

Mar-10 05 Multiple Referral to AGR then LAB then FIN

- SB0673 SD2 (SSCR 837) 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. (\$\$) -- SB0673 SD2
Current Status: Mar-10 05 Introduction/Passed First Reading - House
 Mar-10 05 Multiple Referral to JUD then FIN
- SB0675 RELATING TO CHILD SUPPORT ENFORCEMENT.
Introduced by: Bunda R (BR)
Amends provisions relating to implementation of income withholding. 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 provisions relating to administrative orders; required findings. Provides that 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 provisions relating to medical support enforcement by providing that the agency shall forward a copy of the notice by regular mail or transmission by electronic means. Provides that a dependant 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 or transmission by electronic means. -- SB0675
Current Status: Mar-10 05 Introduction/Passed First Reading - House
 Mar-10 05 Multiple Referral to HUS then JUD
- SB0680 SD1 (SSCR 421) RELATING TO SOLID WASTE CONTROL.
Introduced by: Bunda R (BR)
Establishes provisions relating to petty misdemeanor disposal of solid waste. Provides that a person commits the offense of petty misdemeanor disposal of solid waste if the person knowingly discards, disposes of, deposits, discharges, or dumps solid waste, or by contract or otherwise arranges directly or indirectly for the disposal of solid waste in an amount equal to or greater than 1 cubic yard in volume and less than 10 cubic yards in volume anywhere other than a permitted solid waste management system without the approval of the director of health. Establishes penalties. -- Amends provisions relating to prohibition; civil. Adds that each day of a violation shall constitute a separate offense. -- SB0680 SD1
Current Status: Feb-23 05 Introduction/Passed First Reading - House
 Mar-03 05 Multiple Referral to EEP then JUD
- SB0681 RELATING TO THE DEFINITION OF SEXUAL CONDUCT.
Introduced by: Bunda R (BR)
Amends provisions relating to offenses related to obscenity. Repeals definition of sexual conduct. -- SB0681
Current Status: Mar-10 05 Introduction/Passed First Reading - House
 Mar-10 05 Single Referral to JUD
- SB0682 SD2 (SSCR 804) RELATING TO TOBACCO.
Introduced by: Bunda R (BR)
Establishes provisions relating to retail tobacco permit. Requires every retailer engaged in the retail sale of cigarettes and other tobacco products to obtain a retail tobacco permit issued by the department of taxation. Requires a permit for each place of business and includes permits for vending machine and motor vehicles from which cigarettes or tobacco products are sold. Provides that permit holders are subject to inspection and investigation by the department of the attorney general. Establishes penalties. Appropriation out of the tobacco enforcement special fund to the department of the attorney general for transfer to the department of taxation to establish and administer the licensing and permitting of tobacco

SENATE BILLS THAT PASSED THIRD READING

and cigarette sales, including the establishment of 3 permanent full time equivalent (3.00 FTE) positions, and for other expenses. Appropriation from the interdepartmental appropriation transferred from the department of the attorney general to the department of taxation to establish and administer the licensing and permitting of tobacco and cigarette sales, including the establishment of 3 permanent full time equivalent (3.00 FTE) positions, and for other expenses incurred. (\$\$) -- SB0682 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to HLT then JUD then FIN

SB0691

RELATING TO MISSING CHILD CENTER-HAWAII.

Introduced by: Bunda R (BR)

Changes the Hawaii state clearinghouse for missing children to the missing child center Hawaii. -- SB0691

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Single Referral to JUD

SB0693 SD1 (SSCR 717)

RELATING TO CHARITABLE GIFT ANNUITIES.

Introduced by: Bunda R (BR)

Amends provisions relating to life insurance. Adds that a nonprofit educational foundation or nonprofit organization issuing charitable gift annuities is required to have conducted business in the form of program services or fundraising activities in the State continuously for at least 10 years and must file its annual statement with the attorney general annually on or before March 15 of each year. Requires segregated assets to be calculated with mortality tables and discount rates to be determined by the insurance commissioner. -- SB0693 SD1

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Single Referral to CPC/ JUD/

SB0695

RELATING TO THE NATIONAL CRIME PREVENTION AND PRIVACY COMPACT.

Introduced by: Bunda R (BR)

Establishes provisions relating to national crime prevention and privacy compact. Provides that in order to facilitate the interstate exchange of criminal history information for noncriminal justice purposes, including but not limited to, background checks for the licensing and screening of employees and volunteers, the National Crime Prevention and Privacy Compact is ratified and incorporated by reference as law of this State. Provides that the Hawaii criminal justice data center is the central repository of criminal history records for purposes of the compact and shall do all things necessary or incidental to carrying out the compact. -- SB0695

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Single Referral to JUD/ LAB/

SB0696 SD1 (SSCR 980)

RELATING TO CRIMINAL HISTORY RECORD INFORMATION.

Introduced by: Bunda R (BR)

Amends provisions relating to the Hawaii criminal justice data center; civil identification. Defines criminal history record check as a search by name using the state computerized criminal history record information system and by fingerprints using the state automated fingerprint identification system. Defines criminal history record name inquiry as a search by name, and other identifying information, using the state computerized criminal history record information system. Increases the fee for each criminal history record check to 20 dollars and adds a 20 dollar fee for criminal history record name inquiry. -- SB0696 SD1

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to JUD then FIN

SB0698

RELATING TO THE HAWAII CRIMINAL JUSTICE DATA CENTER.

Introduced by: Bunda R (BR)

Amends provisions relating to information to be secured with the Hawaii criminal justice data center; civil identification. Adds that the department of the attorney general requires a frontal photograph of the applicant's full face as 1 of the requirements for certificate of identification. -- SB0698

Current Status: Feb-23 05 Introduction/Passed First Reading - House
Mar-03 05 Multiple Referral to JUD then FIN

SB0700 SD1 (SSCR 638)

RELATING TO NUISANCE ABATEMENT.

Introduced by: Bunda R (BR)

Amends provisions relating to offenses against public health and morals. Provides that the civil causes of action shall be proved by a preponderance of the evidence. Provides that if proof of the existence of the nuisance depends, in whole or in part, upon the affidavits or

SENATE BILLS THAT PASSED THIRD READING

testimony of witnesses who are not law enforcement officers, the court, upon a showing of prior threats of violence or acts of violence by any defendant may issue orders to protect those witnesses including, but not limited to, the nondisclosure of the name, address, or any other information that may identify those witnesses. Provides that any person who knowingly violates any order issued shall be subject to civil contempt as well as punishment for criminal contempt of court. -- Amends provisions relating to order of abatement to include maintaining, aiding, abetting, or permitting the nuisance. Adds that the court's orders may include an order suspending or revoking any business, professional, operational, or liquor license. -- SB0700 SD1

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Single Referral to JUD

SB0702 SD2 (SSCR 747)

RELATING TO ANTITRUST.

Introduced by: Bunda R (BR)

Amends provisions relating to mergers, acquisitions, holdings, and divestitures. Redefines person to include limited partnerships, limited liability partnerships, limited liability limited partnerships and limited liability companies. Allows a court to order the divestiture or other disposition of stock, share capital, interest, or membership, or the whole or any part of the assets, to the extent necessary to eliminate the substantial lessening of competition or the tendency to create a monopoly. Provides that any person who is threatened with loss or injury in business or property by reason of anything forbidden or declared unlawful may seek injunctive relief against such threatened loss or injury without having to allege or prove actual loss or injury. -- SB0702 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to CPC then JUD

SB0706 SD2 (SSCR 708)

RELATING TO INTOXICATING LIQUOR VIOLATIONS INVOLVING MINORS.

Introduced by: Bunda R (BR)

Amends provisions relating to prohibitions involving minors. Provides that any adult who provides or purchases liquor for consumption or use by a person under 21 years of age shall be guilty of the offense of promoting intoxicating liquor to a minor. Requires the court to order that any person under 21 years of age who violates liquor provisions shall have the person's license to operate a motor vehicle or the person's ability to obtain a license to operate a motor vehicle suspended. -- SB0706 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to TRN then JUD

SB0708 SD2 (SSCR 998)

RELATING TO CHAPTER 846E.

Introduced by: Bunda R (BR)

Establishes provisions relating to automatic termination of registration requirements. Provides that the registration requirements for a covered offender whose most serious covered offense is a class A, B, or C felony who has complied with registration requirements and is not a repeat offender or convicted of aggravated sexual offense may petition the court for termination of registration. -- Establishes provisions relating to presumptions; civil hearing and tolling. -- Changes the sex offender registration and notification law to the registration of sex offenders and other covered offenders; public access to registration information law. Defines covered offender as all offenders against children, all sex offenders, and any person who is convicted of an offense that is not a covered offense, but by stipulation, agrees that the offense involved conduct chargeable as a crime against children or as a sexual offense. Appropriation to the department of the attorney general. (\$\$) -- SB0708 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to JUD then FIN

SB0711 SD2 (SSCR 657)

RELATING TO THE SMALL BUSINESS REGULATORY FLEXIBILITY ACT.

Introduced by: Bunda R (BR)

Amends provisions relating to the small business regulatory flexibility act to include the definition of rule. Establishes that rules must be submitted to the governor for approval prior to public hearing. Allows the small business regulatory review board to review any proposed new or amended rule. Requires that the board's annual report to the legislature to contain a summary of comments made by the board to agencies regarding its review of proposed new or amended rules. Requires a review of all new or amended rules every 5 years. -- SB0711 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to EDB then JUD

SB0717 SD1 (SSCR 756)

RELATING TO THE BUSINESS ACTION CENTER.

SENATE BILLS THAT PASSED THIRD READING

Introduced by: Bunda R (BR)
Amends provisions relating to business action center established; staff. Requires that the supervisor and personnel be subject to civil service and collective bargaining laws. -- Requires that all officers and employees of the department of business, economic development, and tourism's business action center whose functions are affected continue to perform their regular duties subject to the state personnel laws. -- SB0717 SD1
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to EDB/ LAB/ then CPC/ JUD/ then FIN

SB0719 SD2 (SSCR 757) RELATING TO THE CAPITAL LOAN PROGRAM.
Introduced by: Bunda R (BR)
Repeals the capital loan program. Establishes the capital loan program under the Hawaii strategic development corporation. -- SB0719 SD2
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to EDB then CPC then FIN

SB0735 RELATING TO UNCLAIMED PROPERTY.
Introduced by: Bunda R (BR)
Amends provisions relating to unclaimed property by repealing the escheat process. -- SB0735
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to JUD then FIN

SB0736 SD1 (SSCR 667) RELATING TO SPECIAL PURPOSE REVENUE BONDS.
Introduced by: Bunda R (BR)
Amends provisions relating to special purpose revenue bonds. Requires that project parties who enter into negotiations with the department of budget and finance must pay for all fees, costs, and expenses. Provides that the State will not be required to pay any interest or earning on amounts deposited by project parties. -- SB0736 SD1
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to HLT/ EDB/ then EDN/ HED/ then FIN

SB0738 SD1 (SSCR 523) RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM.
Introduced by: Bunda R (BR)
Establishes provisions relating to compromise and settlement. Provides that the board of trustees of the employees' retirement system may compromise or settle any claim that would result in a person receiving benefits that the person would not otherwise receive. Requires approval of the attorney general. -- SB0738 SD1
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to LAB then JUD then FIN

SB0740 SD2 (SSCR 853) RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM.
Introduced by: Bunda R (BR)
Establishes provisions relating to federal limits on annual compensation for ordinary death benefits. Provides that there will be annual limits on amounts paid to beneficiaries of any member of the employees' retirement system who dies while in service or on authorized leave without pay after June 30, 2004, and before July 1, 2006, and whose compensation earned during the year immediately preceding the member's death exceeds the annual limit. -- Provides that pension, annuity, and retirement allowance payments from the system shall be subject to income tax withholding requirements. -- Provides that a former member who has vested benefit status returns to service before retirement shall become a member again and upon retirement the benefit shall be computed with the member's combined service included under the formula in effect at the time of retirement. -- Provides that county employees shall be included among state employees and faculty members at the university of Hawaii shall be included among teachers. -- Provides that the state and counties shall make monthly contributions to the system within 30 days after the end of the month. -- Establishes method for changing class C credited service to Class H. -- Amends method for payment for credited services of class A or B. -- Provides a maximum on retirement allowances for class H members. -- SB0740 SD2
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to LAB then FIN

SB0741 RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM.
Introduced by: Bunda R (BR)
Establishes provisions relating to actuarial assumptions. Allows the board of trustees of the employees' retirement system to approve the effect of post retirement allowance or any other

SENATE BILLS THAT PASSED THIRD READING

mandatory increase in benefits. -- SB0741
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to LAB then FIN

- SB0743 SD2 (SSCR 694) RELATING TO THE UNIFORM SECURITIES ACT.
Introduced by: Bunda R (BR)
Repeals and replaces the general provisions of the uniform securities act. -- SB0743 SD2
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to CPC/ JUD/ then FIN
- SB0744 SD2 (SSCR 727) RELATING TO BUSINESS REGISTRATION.
Introduced by: Bunda R (BR)
Establishes provisions relating to personal liability and penalty under the uniform limited partnership act. Provides that every general partner who neglects or fails to comply with any provision shall severally forfeit to the State 25 dollars for each month the neglect or failure continues. Authorizes the director of the department of commerce and consumer affairs with good cause shown to reduce or waive same. Provides for penalties of a class C felony for any person who knowingly signs or certifies as correct any statement or certificate filed that is false in any material. Further provides that any person who negligently but without intent to defraud any statement that is false will be punished by a fine not exceeding 500 dollars. -- Amends provisions relating to the Hawaii revised business corporation act, non profit corporation act, agricultural corporation act, partnerships, and uniform limited liability company act. -- SB0744 SD2
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to EDB then CPC/ JUD/ then FIN
- SB0747 SD2 (SSCR 765) RELATING TO MONEY TRANSMITTERS.
Introduced by: Bunda R (BR)
Establishes the money transmitters law. Requires a person who wants to engage in the business of money transmission services to register with the commissioner 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. -- SB0747 SD2
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to CPC then JUD then FIN
- SB0751 SD2 (SSCR 766) RELATING TO INSURANCE.
Introduced by: Bunda R (BR)
Amends provisions relating to the compliance resolution fund; assessment of health insurers; insurance certificate of authority; unauthorized insurers; surplus lines insurers; licensing of adjusters and bill reviewers; producer licensing; health and accident insurance; health insurance rate regulation; title insurance and title insurers; mutual benefit societies; and service contracts. -- SB0751 SD2
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to CPC/ JUD/ then FIN
- SB0753 RELATING TO POOLED INSURANCE.
Introduced by: Bunda R (BR)
Amends provisions relating to pooled insurance. Provides that prepaid health insurance shall not be offered as pooled insurance. -- SB0753
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Single Referral to CPC
- SB0754 SD1 (SSCR 653) RELATING TO INSURANCE.
Introduced by: Bunda R (BR)
Amends provisions relating to insurance. Repeals the requirement that the insurance commissioner conduct an examination of each domestic insurer at least once in every 3 years. Allows the commissioner to order extension of suspension or revoke an insurer's certificate of authority to transact insurance. Repeals requirement that every licensed adjuster and independent bill review have and maintain a place of business in this State. Repeals the limit of license suspension to not exceed 1 year. Requires 2 printed copies and 1 electronic copy of insurance policy revisions to be filed with the commissioner, including an analysis of impact of each revision on the rates. Authorizes the liquidator to hold hearings to determine whether assets of the insurer have been concealed, misappropriated, or improperly transferred. Amends provisions relating to recovery of premiums owed to require an insurer to pay upon written demand by the liquidator. Provides that the circuit court of the

SENATE BILLS THAT PASSED THIRD READING

1st judicial circuit shall have original but not exclusive jurisdiction of all civil proceedings to hear and determine the rights of any producer, premium finance company, insured, liquidator, or any other person for the recovery of premiums. Requires the commission to notify other compacting states of the introduction of legislation repealing the compact within 10 days of its receipt of notice. -- SB0754 SD1

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to CPC then JUD

SB0756 SD1 (SSCR 672)

RELATING TO INSURANCE.

Introduced by: Bunda R (BR)

Amends the health maintenance organizations act (HMOs) to establish provisions relating to foreign health maintenance organization. Authorizes the insurance commissioner to waive the filing of any document required to be filed under certificate of authority provisions. -- SB0756 SD1

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to HLT then CPC then FIN

SB0760 SD1 (SSCR 618)

RELATING TO HEALTH INSURANCE.

Introduced by: Bunda R (BR)

Amends provisions relating to making of rates. Prohibits the insurance commissioner to approve rate increases if a managed care plan's net worth exceeds 30 per cent of its annual health care expenditures and operating expenses. Amends provisions relating to reserves. Reduces the managed care plan's net worth from 50 per cent to 30 per cent of its annual expenses. Repeals the requirements that excess moneys be returned to enrollees of the managed care plan. Allows the commissioner to approve rate increase if the managed care plan's net worth exceeds 30 per cent of its annual expenditures and operating expenses if there is imminent danger that the plan will sustain a negative cash flow due to high amounts of reimbursements. Requires the commissioner to report to the legislature and governor if a filing is approved. -- SB0760 SD1

Current Status: Mar-08 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to HLT/ LAB/ then CPC then FIN

SB0761 SD2 (SSCR 674)

RELATING TO MENTAL HEALTH.

Introduced by: Bunda R (BR)

Amends the mental health, alcohol, drug abuse treatment insurance benefits law. Redefines serious mental illness to mean a mental disorder consisting of at least 1 of the following schizophrenia, schizo affective disorder, bipolar types I and II, obsessive compulsive disorder, dissociative disorder, delusional disorder, and major depression. -- SB0761 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to HLT then CPC

SB0763 SD2 (SSCR 984)

RELATING TO EXTERNAL REVIEW PANELS.

Introduced by: Bunda R (BR)

Amends provisions relating to the external review procedure under the patients' bill of rights responsibilities act. Provides that the physician member of the review panel shall be paid a fee of 100 dollars. -- SB0763 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to HLT then CPC then FIN

SB0766 SD2 (SSCR 654)

RELATING TO PROFESSIONS AND VOCATIONS LICENSURE RESTORATION.

Introduced by: Bunda R (BR)

Establishes provisions relating to extension of licenses for members of the armed forces, national guard, and reservists. Provides that any license held by a member of the armed forces, national guard, or reserve component that expires, is forfeited, or deemed delinquent, while the member is on active duty and deployed during a state or national crisis shall be restored under the restoration guidelines. -- SB0766 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to PSM then CPC

SB0768 SD1 (SSCR 655)

RELATING TO CONTESTS INVOLVING NO RULES COMBAT, EXTREME OR ULTIMATE FIGHTING, AND OTHER SIMILAR COMPETITIONS.

Introduced by: Bunda R (BR)

Establishes provisions relating to no rules combat, extreme or ultimate fighting, and other similar competitions prohibited; exemption. Provides that no person shall hold, promote, or participate as a contestant in any no rules combat, extreme or ultimate fighting, or other similar competition. Establishes provisions relating to no rules combat, extreme or ultimate

SENATE BILLS THAT PASSED THIRD READING

fighting, and other similar competitions exempted. Adds that at least 30 days prior to a match or exhibition, a promoter shall provide the department of commerce and consumer affairs information and documents together with a review and enforcement fee of 500 dollars to establish that the match or exhibition is not prohibited. -- Establishes provisions relating to violation and penalty; rebuttable presumption. Adds that a person in violation of these provisions shall be subject to a fine of not more than 10,000 dollars for each offense. -- Repeals provisions relating to no rules combat, extreme or ultimate fighting; or similar contests prohibited. -- SB0768 SD1

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to HLT/ TAC/ then CPC then JUD

SB0769 SD2 (SSCR 767)

RELATING TO CABLE TELEVISION.

Introduced by: Bunda R (BR)

Amends provisions relating to cable television systems. Adds that the director of commerce and consumer affairs may use moneys in the fund deposited to provide a rebate to subscribers of a portion of the fees collected from subscribers and for any costs associated with the rebate provided that the director determines that the fees collected from subscribers exceed the amount needed to fund the operation of the department's cable television division. Amends Act 164, session laws of 2004. Requires the department of commerce and consumer affairs to 1st conduct an evaluation and study of the highest and best uses of the franchise fees, including but not limited to providing additional support for the Institutional Networks (I-NET), for services to and programming in rural and underserved areas, for the Hawaii Statewide Civic Affairs Network (HI-SCAN), and for other public, educational, and governmental (PEG) access programming initiatives. Report to the legislature. -- SB0769 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to CPC then FIN

SB0770 SD2 (SSCR 768)

RELATING TO MORTGAGE BROKERS.

Introduced by: Bunda R (BR)

Amends provisions relating to the mortgage brokers and solicitors law. Redefines mortgage commissioner or commissioner to mean the commissioner of financial institutions of this State instead of the director of commerce and consumer affairs. -- SB0770 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to CPC then JUD then FIN

SB0778 SD1 (SSCR 779)

MAKING AN EMERGENCY APPROPRIATION FOR SERVICES TO CHILDREN WITH AUTISM SPECTRUM DISORDER, AND FOR SCHOOL-BASED BEHAVIORAL HEALTH SERVICES

Introduced by: Bunda R (BR)

Appropriation to the department of education for increased costs due to an increase in required services to students with autism spectrum disorder and in school based behavioral health services. (\$\$) -- SB0778 SD1

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to EDN then FIN

SB0779 SD1 (SSCR 740)

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

Introduced by: Bunda R (BR)

Establishes provisions relating to business relationships. Provides that the department of Hawaiian home lands may, either alone or jointly with any governmental agency, enter into a business relationship as deemed necessary or appropriate by the commission, including but not limited to creating a nonprofit corporation that is controlled wholly by the department or jointly with others; establishing, subscribing to, or owning stock in a business corporation, individually or jointly with others; or entering into a partnership or other joint venture arrangement, or participating in an alliance or other cooperative arrangement with any public or private entity. -- SB0779 SD1

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to HAW then FIN

SB0780

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

Introduced by: Bunda R (BR)

Amends the Hawaiian homes commission Act. Provides that brothers or sisters who are at least 1/4 Hawaiian may receive a lessee's interest upon death. Establishes brothers and sisters as heir when there is no husband, wife, child, or grandchild. -- SB0780

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to HAW/ HSG/ then JUD

SENATE BILLS THAT PASSED THIRD READING

- SB0781 RELATING TO ENFORCEMENT OF QUARANTINE.
Introduced by: Bunda R (BR)
Amends provisions relating to quarantine without removal, duty of police officers to assist in removals by adding enforcement of quarantine. -- SB0781
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to AGR then PSM then JUD
- SB0782 SD1 (SSCR 121) MAKING AN EMERGENCY APPROPRIATION FOR EARLY INTERVENTION SERVICES.
Introduced by: Bunda R (BR)
Amends Act 200, session laws of 2003, as amended by Act 41, session laws of 2004, relating to the state budget, by increasing the appropriation for health resources administration (HTH 595). Appropriation to the department of health. (\$\$) -- SB0782 SD1
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to HLT then EDN then FIN
- SB0785 SD2 (SSCR 748) RELATING TO PUBLIC MEETINGS.
Introduced by: Bunda R (BR)
Amends provisions relating to meetings by videoconference. 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. Allows for the meeting by audio communication to proceed if all visual aids required by, or brought to the meeting by, board members or member of the public have already been provided to all meeting participants at all videoconference locations or all participants are able to readily transmit visual aids to all other participants at all other locations where the meeting is being held, if copies of visual aids are not available to all locations then those specific agenda items related to the visual aids shall be deferred to the next meeting, and no more than 15 minutes elapse to implement these requirements. -- SB0785 SD2
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to JUD then FIN
- SB0788 SD1 (SSCR 975) RELATING TO THE VOLUNTARY RESPONSE PROGRAM.
Introduced by: Bunda R (BR)
Amends provisions relating to the Hawaii environmental response law. Adds that in the case of a requesting party that is a public or nonprofit agency, the director of health may reduce or waive fees if the director deems it to be in the public interest. -- Amends provisions relating to exemption from liability. Adds that the exemption from future liability applies only to the specific media and land area addressed in the voluntary response action and specified in the letter of completion, and only to the contamination that occurred prior to the voluntary response action being conducted. Adds that at the discretion of the director, an exemption may be granted for substances occurring in nature at levels that exceed either a risk based standard of not more than 1 additional cancer case per 1 million or a hazard quotient of 1 provided that the director determines that the voluntary response action achieves a level of risk for these substances that is no greater than those levels found to occur naturally. -- SB0788 SD1
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to EEP then JUD then FIN
- SB0789 MAKING AN EMERGENCY APPROPRIATION FOR HOME AND COMMUNITY BASED SERVICES.
Introduced by: Bunda R (BR)
Appropriation to the department of health for the department's program to provide home and community based services for the developmentally disabled or mentally retarded (title XIX waiver program). -- Amends Act 200, session laws of 2003, as amended by Act 41, session laws of 2004, relating to the state budget, by increasing the appropriation for home and community based care services (HMS 603). Appropriation to the department of human services. (\$\$) -- SB0789
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to HLT/ HUS/ then FIN
- SB0790 SD2 (SSCR 978) RELATING TO CRIMINAL HISTORY CHECKS.
Introduced by: Bunda R (BR)
Establishes provisions relating to criminal history record checks within the department of health. Requires the department to develop standards to ensure the reputable and responsible character of applicants, operators, existing and prospective employees of a healthcare facility, adult volunteers at a healthcare facility, and, in the case of any healthcare

SENATE BILLS THAT PASSED THIRD READING

facility operated in a private residence, all adults living in the home other than the clients. Requires the department of human services to adopt rules establishing standards regarding the reputable and responsible character of service providers who have direct contact with individuals receiving services. Provides that the Hawaii criminal justice data center may assess a reasonable fee for each criminal history record check conducted. Appropriation out of the state criminal history record improvement revolving fund to the department of the attorney general. (\$\$) -- SB0790 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to HLT/ HUS/ LAB/ then JUD then FIN

SB0791 SD2 (SSCR 806)

RELATING TO A CONTINUUM OF HEALTH CARE SETTINGS.

Introduced by: Bunda R (BR)

Establishes provisions relating to clean and sober homes. Provides that a clean and sober home shall be considered a residential use of property and shall be a permitted or conditional use in residential designated zones. -- Establishes provisions relating to special treatment facilities. Requires all special treatment facilities to be licensed and to mean a therapeutic residential program for care, diagnosis, treatment, or rehabilitation for socially or emotionally distressed persons, mentally ill persons, persons suffering from substance abuse, and developmentally disabled persons. -- Establishes provisions relating to therapeutic living programs. Requires therapeutic living program to be licensed and to mean a supervised living arrangement that provides mental health, substance abuse services or supportive services for individuals or families who do not need the structure of a special treatment facility and are transitioning from a more restrictive treatment setting to independent living. Prohibits a permit to be issued by a county agency for operation of a drug rehabilitation home unless a public informational meeting is held in the affected county. Repeals the use of drug rehabilitation homes in residential zones. -- SB0791 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to HLT/ HUS/ then JUD then FIN

SB0797 SD1 (SSCR 617)

RELATING TO THE HOUSING AND COMMUNITY DEVELOPMENT CORPORATION OF HAWAII.

Introduced by: Bunda R (BR)

Amends provisions relating to the housing and community development corporation of Hawaii. Redefines public housing project and public housing complex. Repeals provisions allowing the corporation to permit any qualified member of a tenant family of a public housing project to enter into a contract for the acquisition of a dwelling unit and lot or a dwelling unit and the lease of the lot. -- SB0797 SD1

Current Status: Mar-08 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to HSG then FIN

SB0801 SD2 (SSCR 769)

RELATING TO LOW-INTEREST LOANS TO DISASTER VICTIMS.

Introduced by: Bunda R (BR)

Appropriation to the housing and community development corporation of Hawaii for deposit into the Kikala Keokea housing revolving fund to provide low interest home construction loans for Kikala Keokea leaseholders and to fund related activities. -- Repeals Act 242, session laws of 1991, relating to low interest loans to disaster victims of volcanic eruptions on the island of Hawaii. (\$\$) -- SB0801 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to HSG then FIN

SB0802 SD2 (SSCR 807)

RELATING TO A STATE PHARMACY ASSISTANCE PROGRAM.

Introduced by: Bunda R (BR)

Establishes provisions relating to the Hawaii state pharmacy assistance program. Establishes the state pharmacy assistance program within the department of health to coordinate the prescription drug coverage with the federal medicare part D prescription drug benefit. -- Establishes eligibility requirements and benefits of the program. Annual report to the legislature. -- SB0802 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to HUS/ HLT/ then FIN

SB0807 SD1 (SSCR 854)

RELATING TO SALARIES.

Introduced by: Bunda R (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 corporation of Hawaii, the chairperson of the public utilities commission, the chairperson of the Hawaii paroling authority, the chairperson of the labor

SENATE BILLS THAT PASSED THIRD READING

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 of the office of community services effective July 1, 2005. -- SB0807 SD1
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to LAB then FIN

SB0813 SD2 (SSCR 855)

RELATING TO EMPLOYMENT SECURITY.

Introduced by: Bunda R (BR)

Amends provisions 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 programs and are not subject to 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. Appropriation to the department of labor and industrial relations for the 4 county workforce investment boards to improve employer outreach and services, labor force pool expansion, capacity building, and to fund some shared costs for the operations of the 1 stop career centers within each county and for Leeward community college for education and job training for immigrants from the freely associated states. (\$\$) -- SB0813 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to LAB then FIN

SB0817 SD2 (SSCR 989)

RELATING TO THE EMPLOYMENT SECURITY LAW.

Introduced by: Bunda R (BR)

Amends provisions relating to how contribution rates are determined. Adds provisions regarding assignment of rates and transfers of experience. Provides that violators be charged with a misdemeanor but subject to a maximum fine of 10,000 dollars. -- SB0817 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to LAB then JUD then FIN

SB0819 SD1 (SSCR 884)

RELATING TO THE HAWAII HISTORIC PRESERVATION SPECIAL FUND.

Introduced by: Bunda R (BR)

Amends provisions relating to Hawaii historic preservation special fund. Requires penalties, fines and other administrative charges collected to be deposited into the fund. Provides that, subject to legislative authorization, the department of land and natural resources may expend the money from the fund for administrative and operational costs of the historic preservation program. -- SB0819 SD1

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to WLO then JUD then FIN

SB0824

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. Adds that effective July 1, 2005 the other 2 members shall be paid a salary set by the governor within the range of 65,597 to 70,169 dollars a year. Appropriation. (\$\$) -- SB0824

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to PSM/ LAB/ then FIN

SB0825 SD1 (SSCR 503)

RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM.

Introduced by: Bunda R (BR)

Amends provisions relating to the public employees' retirement system. 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. -- Requires a member to attain age 55 to qualify for an unreduced service retirement allowance, if the member has at least 30 years of credited service on or after July 1, 2003, or 25 years of credited service on or after July 1, 2005, as a deputy sheriff. -- Amends provisions relating to service retirement to include that if the member has at least 25 years of credited service on or after July 1, 2005, as a deputy sheriff (class H), of which the last 5 or more years prior to retirement is credited service in that capacity, the corrections officer or deputy sheriff shall be eligible to receive a retirement benefit unreduced for age after the member has terminated service. -- SB0825 SD1

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to PSM/ LAB/ then FIN

SB0826

RELATING TO CHILD ABUSE.

SENATE BILLS THAT PASSED THIRD READING

Introduced by: Bunda R (BR)

Amends provisions relating to child abuse reports. Provides that if employees or officers of the department of public safety or the 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 services or to the police. Redefines police affairs to include an employee authorized by the director of public safety or an investigator appointed by the attorney general. -- SB0826

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to PSM/ HUS/ then JUD

SB0828 SD1 (SSCR 504)

RELATING TO CORRECTIONS OFFICERS.

Introduced by: Bunda R (BR)

Amends provisions relating to service retirement and allowance. Provides that if a member has at least 25 years of credited service on or after July 1, 2005, as a corrections officer, of which the last 5 years or more prior to retirement is credited service in that capacity, the corrections officer shall be eligible to receive a retirement benefit unreduced for age after the member has terminated service. Further provides that if a class H member has at least 25 years of credited service on or after July 1, 2005, as a corrections officer, of which the last 5 years or more prior to retirement is credited service in that capacity, the corrections officer shall be eligible to receive a retirement benefit unreduced for age after the member has terminated service. -- SB0828 SD1

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to PSM/ LAB/ then FIN

SB0834 SD2 (SSCR 914)

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 for taxable years beginning after December 31, 2004. Provides that the charitable cash contributions for the relief of victims of the Indian Ocean tsunami are applicable for the calendar years that ended December 31, 2004 and ending December 31, 2005 (sunset). Provides that section 179B (with respect to expensing of capital costs incurred in complying with environmental protection agency sulphur regulations), section 181 (with respect to special rules for certain film and television productions), and section 199 (with respect to the US production activities deduction shall not be operative). -- SB0834 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Single Referral to FIN

SB0840 SD1 (SSCR 663)

RELATING TO INCOME TAX WITHHOLDING.

Introduced by: Bunda R (BR)

Amends provisions relating to return and payment of withheld taxes. Provides that each employer whose liability for taxes withheld exceeds 40,000 dollars annually shall remit the complete amount on a semi weekly schedule. -- SB0840 SD1

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to EDB then FIN

SB0842 SD1 (SSCR 662)

RELATING TO WITHHOLDING OF TAX ON THE DISPOSITION OF REAL PROPERTY BY NONRESIDENT PERSONS.

Introduced by: Bunda R (BR)

Amends provisions relating to withholdings of income tax on the disposition of real property by nonresident persons. Provides that if a single member limited liability company has not elected to be taxed as a corporation, the single member limited liability company shall be disregarded for withholding purposes and shall be applied as if the sole member is the transferor. -- SB0842 SD1

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Single Referral to FIN

SB0845 SD2 (SSCR 991)

RELATING TO COMMERCIAL DRIVER LICENSING.

Introduced by: Bunda R (BR)

Establishes provisions relating to hazardous materials endorsement. Prohibits the examiner of drivers to issue, renew, upgrade, or transfer a hazardous materials endorsement for a commercial driver's license to any individual unless the federal transportation security administration has determined that the individual does not pose a security risk. Establishes provisions relating to tank vehicle. Exempts individual who operate commercial motor

SENATE BILLS THAT PASSED THIRD READING

vehicles for military purposes from commercial driver's license. Amends Act 103, session laws of 2004. -- SB0845 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to TRN then JUD then FIN

SB0848 SD1 (SSCR 901)

RELATING TO SECURITY FOR CONCESSION CONTRACTS.

Introduced by: Bunda R (BR)

Amends provisions relating to bond; conditions by including deposit conditions. Adds that before any contract is entered into, the party shall give security for the performance by a bond or deposit of legal tender or by a certificate of deposit, share certificate, cashier's check, treasurer's check, teller's check, or official check drawn by, or a certified check accepted by, a bank, savings institution, or credit union insured by the Federal Deposit Insurance Corporation or the National Credit Union Administration. -- SB0848 SD1

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to EDB/ TRN/ then FIN

SB0873 SD2 (SSCR 780)

RELATING TO EDUCATION.

Introduced by: Sakamoto N, Chun Oakland S, Nishihara C, Baker R

Amends provisions relating to junior kindergartens and kindergarten programs by adding teachers and aides. Requires the department of education to create categories of qualified preschool teachers and preschool teacher aides, as determined by the Hawaii teacher standards board, to be hired for junior kindergartens. Requires the board to develop standards. -- SB0873 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to EDN then FIN

SB0874

RELATING TO EDUCATION.

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

Appropriation to the department of education for 15 permanent athletic health care trainer positions in public schools. (\$\$) -- SB0874

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to EDN then FIN

SB0895 SD1 (SSCR 18)

RELATING TO LIMU MANAGEMENT AREA.

Introduced by: Espero W

Establishes provisions relating to the limu management area. Prohibits the picking, gathering, harvesting, or otherwise taking of limu from the shoreline and extending 150 feet seaward in Ewa Beach from the gunnery range to the boat ramp on Muumuu street for 2 years beginning on July 1, 2005. Exempts a person with a special permit to pick limu for purposes of replanting. Provides that beginning on July 1, 2007, a person, including those with a commercial fishing license, may hand pick limu in the area from 6:00 a.m. to 6:00 p.m. during December, January, and June, up to a maximum of 1 pound per day. Establishes an advisory group to assist the department of land and natural resources in determining the best management practices for conservation and restoration of the limu management area. Act to be repealed on June 30, 2010 (sunset). -- SB0895 SD1

Current Status: Feb-15 05 Introduction/Passed First Reading - House
Feb-17 05 Multiple Referral to WLO/ HAW/ then JUD

SB0898 SD1 (SSCR 818)

RELATING TO THE UNIVERSITY OF HAWAII.

Introduced by: Hee C

Amends Act 321, session laws of 1986, as amended by Act 283, session laws of 1987, Act 371, session laws of 1989, Act 163, session laws of 1991, Act 314, session laws of 1993, Act 180, session laws of 1997, and Act 115, session laws of 1998, which excludes the accounts of the university of Hawaii and the department of education from being supervised by the comptroller of the department of accounting and general services, by extending the sunset date to June 30, 2006. -- SB0898 SD1

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to HED then FIN

SB0904 SD1 (SSCR 310)

RELATING TO THE MANAGEMENT OF THE UNIVERSITY OF HAWAII.

Introduced by: Hee C

Amends provisions relating to the powers of the board of regents of the university of Hawaii. Provides that the board shall manage any real property owned or leased by the university or under its control. -- SB0904 SD1

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to HED then WLO/ HAW/ then FIN

SENATE BILLS THAT PASSED THIRD READING

- SB0911 SD1 (SSCR 986) RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS.
Introduced by: Bunda R (BR)
Amends provisions relating to the general provisions of the office of Hawaiian affairs. Redefines public land trust and revenue. Provides that the office shall have the power to manage, invest, and administer the proceeds from the sale or other dispositions, natural resources, minerals, and income derived from whatever sources including moneys received by the office equivalent to that pro rata portion of the revenue derived from the public land trust. Requires that the equivalent of 20 per cent of all revenue derived by the State from the public land trust be transferred quarterly to the office and may be expended or invested by the office. -- SB0911 SD1
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to HAW then JUD then FIN
- SB0925 SD1 (SSCR 376) RELATING TO THE LAND USE COMMISSION.
Introduced by: Bunda R (BR)
Amends provisions relating to the establishment of the commission. Provides that the state land use commission shall consist of 9 members, 8 of which shall be appointed by the counties, 4 of which will be appointed at large and 1 of which will be appointed by the governor from a list of 3 nominees submitted by the office of Hawaiian affairs. -- SB0925 SD1
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to WLO/ HAW/ then FIN
- SB0929 RELATING TO THE CIVIL RIGHTS COMMISSION.
Introduced by: Kanno B, Chun Oakland S
Amends provisions relating to the powers and functions of the civil rights commission. Authorizes the commission to decide petitions for declaratory relief filed by the executive director involving legal issues arising from the investigation of complaints of discrimination. -- SB0929
Current Status: Feb-23 05 Introduction/Passed First Reading - House
Mar-03 05 Single Referral to JUD
- SB0933 SD1 (SSCR 380) RELATING TO PREVAILING WAGES.
Introduced by: Kanno B
Amends provisions related to applicability; wages, hours, and other requirements. Provides that every laborer and mechanic performing work on the construction of any public work project shall be paid no less than prevailing wages. Provides that the rates and wages all mechanics and laborers are to be paid are to be posted by the contractor in a conspicuous location accessible to the contractor's or subcontractor's or subcontractor's laborers and mechanics for those laborers and mechanics working on the project but not at the job site. Provides that the governmental contracting agency shall pay or cause to be paid within 60 days of a determination made by the director of labor and industrial relations to laborers, mechanics, and their required assistants, helpers, tenders, or apprentices any payment withheld under the contract due to the laborers, mechanics and their required assistants, helpers, tenders or apprentices. -- SB0933 SD1
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to EDB then LAB then FIN
- SB0935 SD1 (SSCR 381) RELATING TO PUBLIC WORKS.
Introduced by: Kanno B
Amends provisions relating to applicability; wages, hours and other requirements. Redefines public work to include work on projects paid for by special purpose revenue bonds. -- SB0935 SD1
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to EDB/ LAB/ then FIN
- SB0943 SD1 (SSCR 858) MAKING AN APPROPRIATION FOR COLLECTIVE BARGAINING COST ITEMS.
Introduced by: Kanno B, Chun Oakland 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 2 (supervisory blue collar employees), for state officers and employees excluded from collective bargaining within this unit, and for state employees in unit 2 assigned to the Hawaii health systems corporation. (\$\$) -- SB0943 SD1
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Single Referral to FIN
- SB0944 SD1 (SSCR 668) MAKING AN APPROPRIATION FOR COLLECTIVE BARGAINING COST ITEMS.

SENATE BILLS THAT PASSED THIRD READING

Introduced by: Kanno B, Chun Oakland 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 units 1 (nonsupervisory blue collar employees) and 10 (nonprofessional hospital and institutional workers), for state officers and employees excluded from collective bargaining within these units, and for state employees in units 1 and 10 assigned to the Hawaii health systems corporation. (\$\$) -- SB0944 SD1
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Single Referral to FIN

SB0945 SD1 (SSCR 669) MAKING AN APPROPRIATION FOR COLLECTIVE BARGAINING COST ITEMS.
Introduced by: Kanno B, Chun Oakland 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 excluded within this unit. (\$\$) -- SB0945 SD1
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Single Referral to FIN

SB0950 SD1 (SSCR 949) RELATING TO CHARTER SCHOOLS.
Introduced by: Kokubun R, Nishihara C, English J, Hooser G
Amends provisions relating to new century charter schools. Provides that new century charter schools shall be subject to State districting and classification of lands laws and county laws and any ordinances and rules regarding zoning. Further provides that new century charter schools shall be subject to audit and inspection by the charter school administrative office. -- SB0950 SD1
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to EDN then WLO then FIN

SB0951 SD2 (SSCR 750) RELATING TO FIRE PROTECTION.
Introduced by: Kokubun R
Establishes provisions relating to penalties for the setting of fires. Provides that a person who intentionally sets a fire to lands within the jurisdiction of the department of land and natural resources shall be guilty of criminal property damage and shall be fined not less than 2,500 dollars and not more than 10,000 dollars and shall be liable for restitution for the costs of extinguishment in addition to the amount of damages. -- SB0951 SD2
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to WLO then JUD

SB0953 SD1 (SSCR 660) RELATING TO REAL PROPERTY DISCLOSURES.
Introduced by: Kokubun R, Hooser G
Amends provisions relating to notification required; ambiguity. Requires that sellers of residential property disclose to buyers the close proximity of agricultural lands by using maps adopted by the counties or the land use commission. -- SB0953 SD1
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to AGR/ WLO/ then CPC

SB0955 SD1 (SSCR 339) MAKING AN APPROPRIATION FOR AGRICULTURAL RESEARCH AND DEVELOPMENT.
Introduced by: Kokubun R
Appropriation to the department of agriculture for the Hawaii farm bureau federation to pursue efforts in agricultural research and market development. (\$\$) -- SB0955 SD1
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to AGR then FIN

SB0956 SD1 (SSCR 621) RELATING TO AGRICULTURAL INSPECTIONS.
Introduced by: Kokubun R, English J
Amends provisions relating to conditions of importation. Adds that the department of agriculture may require the identification of specific articles on each bill of lading for the purpose of inspection due to pest risk. -- SB0956 SD1
Current Status: Mar-08 05 Introduction/Passed First Reading - House
Mar-10 05 Single Referral to AGR

SB0959 SD2 (SSCR 770) RELATING TO CABLE TELEVISION.
Introduced by: Bunda R
Amends provisions relating to access operating fee distribution. Provides that the director of commerce and consumer affairs shall require any cable operator providing cable service

SENATE BILLS THAT PASSED THIRD READING

to persons residing in any county having a population less than 200,000, divided among at least 3 islands, to distribute the access operating fees collected from subscribers to a university of Hawaii community college located on 1 of the islands in the county and to the department of education, to the government of the county, and to the access organization serving the particular county for public access programming (PEG). -- SB0959 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to CPC then FIN

SB0960

RELATING TO CIVIL DEFENSE.

Introduced by: Bunda R

Appropriation to the department of defense for tsunami preparedness efforts, including maintaining and installing new siren systems, updating evacuation maps in phone books, constructing additional shelter space and retrofitting existing public buildings that could serve as emergency shelters, providing around the clock alert staff for the civil defense division, and expanding public education campaigns emphasizing the need for tsunami preparedness. (\$\$) -- SB0960

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to PSM then FIN

SB0962 SD2 (SSCR 725)

RELATING TO PREVAILING WAGES.

Introduced by: Bunda R

Amends provisions relating to applicability; wages, hours, and other requirements. Defines public work to include projects subsidized through the receipt of a state tax credit or county tax exemption, or undertaken through the use of state or county land. Defines public work to also mean a construction contract between private persons if more than 25 per cent of the assignable square feet of the property is leased for use by the State, any political subdivision, any county, or any agency of the State or county for its use, whether or not the property is privately owned and the lease agreement is entered into prior to the construction contract becoming effective or construction work is performed according to plan, specifications, or criteria established by the State, any political subdivision, any county, or any agency of the State or county. Provides that the prevailing wages shall be established by the director of labor and industrial relations as the sum of the basic hourly rate and the cost to an employer of providing a laborer or mechanic with fringe benefits. Allows an action for injunctive and other relief to enjoin or prevent any violation of the wages and hours of employees on public works law, by any person on behalf of the public. -- SB0962 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to EDB/ LAB/ then FIN

SB0963 SD2 (SSCR 903)

RELATING TO HIGHWAYS.

Introduced by: Kim D, Tsutsui S, Hooser G, English J, Hogue B, Baker R

Establishes a task force within the department of transportation to determine the feasibility of transferring functions and funds with respect to state highways to the counties. Requires the director of transportation to report to the legislature. Requires the legislative reference bureau to assist in drafting legislation. Provides that the task force shall be dissolved on June 30, 2006 (sunset). -- SB0963 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to TRN/ LAB/ then JUD then FIN

SB0965 SD2 (SSCR 987)

RELATING TO ELECTRONIC SURVEILLANCE.

Introduced by: Kim D, Espero W, Tsutsui S, Chun Oakland S, Sakamoto N, Hemmings F, Hogue B, Slom S

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 or procures any other person to intercept or endeavor 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

SENATE BILLS THAT PASSED THIRD READING

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 provisions 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 provisions 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. -- SB0965 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to PSM then JUD then FIN

SB0967 SD1 (SSCR 80)

RELATING TO THE MUSEUM OF HAWAIIAN MUSIC AND DANCE.

Introduced by: Kim D, English J, Chun Oakland S

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. Committee to cease to exist on June 30, 2006 (sunset). -- SB0967 SD1

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to TAC/ HAW/ then FIN

SB0971 SD2 (SSCR 724)

RELATING TO TIME SHARE.

Introduced by: Kim D

Amends provisions 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 or time sharing. Further provides that it is a violation 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. -- SB0971 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to TAC then CPC

SB0978

RELATING TO THE LEGISLATIVE BROADCAST PROGRAM.

Introduced by: Ihara L

Amends provisions relating to public access. Requires that the criteria for selecting the proceedings to be broadcast on the legislative broadcast program shall be related to matters of public interest. -- SB0978

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to LMG then FIN

SB0979 SD2 (SSCR 967)

RELATING TO COURT INTERPRETERS.

Introduced by: Ihara L, Hanabusa C

Establishes court interpreters law. Provides the certification, appointment, and use of

SENATE BILLS THAT PASSED THIRD READING

interpreters to secure the state and federal constitutional rights of non English speaking persons in all legal and administrative state proceedings. Appropriation. (\$\$) -- SB0979 SD2
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to JUD then FIN

SB0982 SD2 (SSCR 771)

RELATING TO PUBLIC SHELTERS.

Introduced by: Inouye L

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 agencies having responsibility for the repair, maintenance, and upkeep of any public building to be retrofitted. Allows any portion of the appropriation to be used to match federal hazard mitigation funds if these funds become available. (\$\$) -- SB0982 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to PSM then FIN

SB0988 HD1 (HSCR 1019)

RELATING TO TRAFFIC VIOLATIONS.

Introduced by: Inouye L

Provides that the audible reverse warning system may be manually turned off when reversing (for noise control purposes) between the hours of 10:00 p.m. and 6:00 a.m. if the vehicle is guided by a person other than the driver of the vehicle, who is positioned behind the vehicle with a clear view of both the vehicle's rearward path and the vehicle's driver. Requires any mechanism permitting the audible reverse warning system to be manually disengaged to automatically turn itself off and re engage the audible reverse warning system after a fixed time. -- SB0988 HD1

Current Status: Mar-10 05 Passed Second Reading House as amended (HD1)
Mar-10 05 Referred to JUD

SB0995 SD1 (SSCR 841)

PROPOSING AN AMENDMENT TO ARTICLE VI, SECTION 3, OF THE HAWAII CONSTITUTION TO REMOVE THE MANDATORY RETIREMENT AGE FOR STATE JUSTICES AND JUDGES.

Introduced by: Hee C, Hanabusa C

Proposes to amend the constitution to repeal the requirement that judges be retired upon attaining the age of 70 years. -- SB0995 SD1

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to JUD then FIN

SB1002 SD2 (SSCR 957)

RELATING TO CRUISE SHIPS.

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

Establishes provisions relating to discharges 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. Establishes provisions relating to prohibited discharges and limitations on discharges. Prohibits a person to discharge untreated sewage from a vessel into the marine waters of the State. Establishes provisions relating to prohibited air emissions. Prohibits a person to operate an incinerator on a vessel in any port in Hawaii. Requires the owner or operator of a commercial passenger vessel to maintain records and, upon request of the department, 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 emissions. Establishes penalties. -- SB1002 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to TRN then EEP/ WLO/ then FIN

SB1003 SD2 (SSCR 935)

RELATING TO NET ENERGY METERING.

Introduced by: English J, Chun Oakland S, Tsutsui S, Fukunaga C

Amends provisions relating to net energy metering. Redefines eligible customer generator by repealing the maximum capacity limitation of 50 kilowatts. Redefines net energy metering period from a monthly billing period to an annual billing period. Increases the percentage of generating capacity that may be produced by eligible customer generators to 1 per cent in 2006, and increases it .5 per cent ever year until it reaches 5 per cent in 2022. -- SB1003 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to EEP then CPC

SB1006 SD1 (SSCR 919)

RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST

SENATE BILLS THAT PASSED THIRD READING

SEAWATER AIR CONDITIONING PROJECTS ON THE ISLAND OF OAHU.

Introduced by: English J, Fukunaga C

Authorizes the issuance of special purpose revenue bonds to assist Honolulu Seawater Air Conditioning LLC (or a partnership in which Honolulu Seawater Air Conditioning LLC is a general partner, or the successor in interest or assignee of Honolulu Seawater Air Conditioning LLC) with 1 or more of the following: the establishment of a chilled water distribution system and balance of system components and structures; and / or the financing, refinancing, or both, of the costs related to the planning, design, and construction of the system in downtown Honolulu, including costs of construction, renovation, equipping, and purchasing tangible assets (including land and easements for the chilled water distribution system, and other improvements) for the chilled water distribution system. Authorizes the issuance of refunding special purpose revenue bonds to refund the special purpose revenue bonds. (\$\$) -- SB1006 SD1

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to EEP then CPC then FIN

SB1009 SD2 (SSCR 943)

RELATING TO INDIVIDUAL DEVELOPMENT ACCOUNTS.

Introduced by: Hooser G

Establishes provisions relating to individual development account contribution tax credit. Provides a tax credit to banks and other financial corporations of 50 per cent of the amount contributed by the taxpayer to a fiduciary organization under the individual development accounts law. -- Amends provisions relating to individual development accounts. Allows a fiduciary organization to expend up to 25 per cent of the private moneys collected to defray operating expenses of the account program. Extends the individual development account contribution income tax credit to December 31, 2009 (sunset) and increases the amount of certified contributions allowed to 2 million dollars. Amends Act 184, session laws of 2000, relating to individual development accounts to take effect for taxable years before January 1, 2005, by extending it to 2010 (sunset). -- SB1009 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to HUS then FIN

SB1015 SD1 (SSCR 713)

RELATING TO LAND USE.

Introduced by: Hooser G

Amends provisions relating to permissible uses within the agricultural districts to permissible uses within the agricultural districts by including disclosure. Provides that notice will be given on the deed, lease, agreement of sale, mortgage, or other instrument of conveyance of the land conveyed, if the land was previously a part of an agricultural district, has been reclassified, and is within 1000 feet of another parcel classified as agriculture, that the parcel may be used as agricultural land and that this may result in noise, odor, or other impacts typically associated with these permitted uses. -- Amends provisions relating to mandatory seller disclosures in real estate transactions. Redefines material fact to include disclosure that the residential real property conveyed was previously classified as part of an agricultural district, has been reclassified to any other classification at the time of conveyance, is within 500 feet of another parcel classified agricultural and may be subject to any noise, odor, or other impacts. -- SB1015 SD1

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Single Referral to AGR/ WLO/

SB1018 SD1 (SSCR 731)

RELATING TO HUMAN SERVICES.

Introduced by: Chun Oakland S

Amends provisions relating to exclusions and exemptions of child care facilities. Excludes a private preschool and its programs that are part of a licensed elementary school. -- SB1018 SD1

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Single Referral to EDN/ HUS/

SB1022 SD1 (SSCR 824)

RELATING TO HUMAN SERVICES.

Introduced by: Chun Oakland S

Establishes provisions relating to chiropractic coverage under medical assistance programs. Requires medical assistance programs, including medicaid and QUEST to cover chiropractic, provided that the department of human services may negotiate rates or establish payment and reimbursement rates as appropriate. Requires the director of human services to report to the legislature on the impact of providing chiropractic coverage. Act to be repealed on June 30, 2009 (sunset). -- SB1022 SD1

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to HUS/ HLT/ then FIN

SENATE BILLS THAT PASSED THIRD READING

- SB1038 SD2 (SSCR 904) RELATING TO THE HAWAII PROCUREMENT INSTITUTE.
Introduced by: Inouye L
Repeals the procurement institute from under the administrator of the procurement office and establishes the procurement institute at the William S. Richardson school of law of the university of Hawaii. Appropriation. (\$\$) -- SB1038 SD2
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to EDB then HED then FIN
- SB1045 SD1 (SSCR 859) MAKING AN APPROPRIATION FOR COLLECTIVE BARGAINING COST ITEMS.
Introduced by: Kanno B, Chun Oakland 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 3 (nonsupervisory white collar employees), for state officers and employees excluded from collective bargaining within this unit, and for state employees in unit 3 assigned to the Hawaii health systems corporation. (\$\$) -- SB1045 SD1
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Single Referral to FIN
- SB1046 SD1 (SSCR 860) MAKING AN APPROPRIATION FOR COLLECTIVE BARGAINING COST ITEMS.
Introduced by: Kanno B, Chun Oakland 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 6 (educational officers and other personnel of the department of education), for state officers and employees excluded from collective bargaining within this unit, and for state employees in unit 6 assigned to the Hawaii health systems corporation. (\$\$) -- SB1046 SD1
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Single Referral to FIN
- SB1047 SD1 (SSCR 861) MAKING AN APPROPRIATION FOR COLLECTIVE BARGAINING COST ITEMS.
Introduced by: Kanno B, Chun Oakland 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 4 (supervisory white collar employees), for state officers and employees excluded from collective bargaining within this unit, and for state employees in unit 4 assigned to the Hawaii health systems corporation. (\$\$) -- SB1047 SD1
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Single Referral to FIN
- SB1048 SD1 (SSCR 862) MAKING AN APPROPRIATION FOR COLLECTIVE BARGAINING COST ITEMS.
Introduced by: Kanno B, Chun Oakland 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 8 (personnel of the university of Hawaii and community college system), for state officers and employees excluded from collective bargaining within this unit, and for state employees in unit 8 assigned to the Hawaii health systems corporation. (\$\$) -- SB1048 SD1
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Single Referral to FIN
- SB1049 SD1 (SSCR 863) MAKING AN APPROPRIATION FOR COLLECTIVE BARGAINING COST ITEMS.
Introduced by: Kanno B, Chun Oakland 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 9 (registered professional nurses), for state officers and employees excluded from collective bargaining within this unit, and for state employees in unit 9 assigned to the Hawaii health systems corporation. (\$\$) -- SB1049 SD1
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Single Referral to FIN
- SB1050 SD1 (SSCR 864) MAKING AN APPROPRIATION FOR COLLECTIVE BARGAINING COST ITEMS.
Introduced by: Kanno B, Chun Oakland 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 13 (other professional and scientific employees), for state officers and employees excluded from collective bargaining within this unit, and for state employees in

SENATE BILLS THAT PASSED THIRD READING

unit 13 assigned to the Hawaii health systems corporation. (\$\$) -- SB1050 SD1
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Single Referral to FIN

- SB1052 RELATING TO THE DEPENDENT-BENEFICIARIES OF THE EMPLOYER-UNION HEALTH BENEFITS TRUST FUND.
Introduced by: Kanno B
Amends provisions relating to employer union health benefits; general provisions. Redefines dependent beneficiary to include any child who live in a parent child relationship with the employee beneficiary and who qualifies as a dependent of the employee beneficiary for federal tax purposes. -- SB1052
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to LAB then FIN
- SB1065 SD2 (SSCR 819) MAKING AN APPROPRIATION FOR AGRICULTURAL RESEARCH AND MARKET DEVELOPMENT.
Introduced by: Hee C
Appropriation to the university of Hawaii for the continued development of high value agricultural products, a breeding program to provide new agricultural products, the assessment of local and export markets, development of industry assessments, disease prevention programs, and other high priority needs, provided that these appropriations be added to the base budget of the university. (\$\$) -- SB1065 SD2
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to AGR then HED then FIN
- SB1081 SD2 (SSCR 994) MAKING AN APPROPRIATION FOR POUHALA MARSH EDUCATION AND JOB TRAINING CENTER.
Introduced by: Espero W, Nishihara C
Appropriation to the department of land and natural resources to develop an education and job training center on property adjacent to Pouhala marsh, where the education center will serve as the headquarters for the Hawaii Nature Center's wetland education program currently established in the marsh; provide safe access for local high school students involved in wetland research projects; serve as the staging area for an ongoing volunteer work program run by the Hawaii Nature Center; and serve as a base of operations for interns and youth job corps participants working on research and maintenance projects in the marsh. (\$\$) -- SB1081 SD2
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to WLO then FIN
- SB1094 SD1 (SSCR 813) MAKING AN APPROPRIATION FOR THE HANA COMMUNITY HEALTH CENTER.
Introduced by: English J, Tsutsui S, Chun Oakland S, Baker R
Appropriation to the department of health to the Hana community health center. (\$\$) -- SB1094 SD1
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to HLT then FIN
- SB1100 SD2 (SSCR 936) RELATING TO PSEUDOEPHEDRINE.
Introduced by: Baker R (BR)
Amends provisions relating to sales of products, mixtures, or preparations containing pseudoephedrine. Provides that a pharmacy or retailer may dispense, sell, or distribute without a prescription not more than 3 packages or not more than 9 grams of any products, mixture, or preparation containing any detectable quantity of pseudoephedrine, its salts, optical isomers, or salts of optical isomers, as the only active ingredient or in combination with other active ingredients. Prohibits a person to purchase, receive, or otherwise acquire more than 9 grams of any product, mixture, or preparation containing any detectable quantity of pseudoephedrine or its salts, optical isomers, or salts of optical isomers within any 30 day period, provided that this limit shall not apply to any quantity of product, mixture, or preparation dispensed with a valid prescription. -- SB1100 SD2
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to PSM/ HLT/ then JUD/ CPC/
- SB1103 SD2 (SSCR 825) MAKING AN APPROPRIATION TO HALE MAHAOLU FOR PERSONAL CARE PROGRAM.
Introduced by: Baker R, Chun Oakland S, English J, Tsutsui S
Appropriation to the department of human services as a grant for the personal care program at Hale Mahaolu's senior housing complex to continue the affordable and cost effective personal care services to Maui county's disabled or chronically ill frail adults and elders to

SENATE BILLS THAT PASSED THIRD READING

maintain an independent lifestyle and to prevent premature or unnecessary institutionalization. (\$\$) -- SB1103 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to HUS then FIN

SB1114 SD1 (SSCR 976)

RELATING TO AN ENERGY STORAGE SYSTEM TAX CREDIT.

Introduced by: Bunda R

Provides an energy storage income tax credit for up to 35 per cent of the total cost or 500,000 dollars, whichever is less, of the actual cost of an energy storage system installed and placed in service after December 31, 2004, but before June 30, 2012 (sunset). -- Amends provisions relating to renewable energy technologies income tax credit by adding energy storage systems. Provides that the tax credit shall be operative for the taxation of banks and other financial institutions law. -- SB1114 SD1

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to EEP then FIN

SB1117 SD1 (SSCR 82)

RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST UTILITIES SERVING THE GENERAL PUBLIC.

Introduced by: Bunda R

Authorizes the issuance of special purpose revenue bonds to assist Hawaiian Electric Company, Inc., Maui Electric Company, Limited and Hawaii Electric Light Company, Inc., Hawaii corporations, to continue multi project capital improvement programs, including the acquisition of land, facilities used to produce electricity, transmission and distribution facilities, and other electric systems and facilities, or any combination thereof, provided that public utilities commission approval be required for any project. Authorizes the issuance of refunding special purpose revenue bonds to refund the special purpose revenue bonds. (\$\$) -- SB1117 SD1

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to EEP then FIN

SB1127 SD1 (SSCR 407)

RELATING TO THE PUBLIC PROCUREMENT CODE.

Introduced by: Taniguchi B

Amends provisions relating to responsibility of offerors. Adds that small purchases do not need verification relating to being incorporated or organized under the laws of the State, or be registered to do business in the State as a separate branch or division that is capable of fully performing under the contract. -- SB1127 SD1

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to EDB then FIN

SB1129 SD2 (SSCR 773)

RELATING TO INSURANCE.

Introduced by: Taniguchi B

Amends provisions relating to the loss mitigation grant program. Redefines wind resistive devices to include safe rooms that are defined and built pursuant to the rules of the department of defense's civil defense divisions. Reduces the amount of the grant awarded for the installation of wind resistive devices and repeals reimbursement of a percentage of the inspection cost as part of the award. Appropriation out of the hurricane reserve trust fund to the department of commerce and consumer affairs for deposit into the loss mitigation grant fund. Appropriation out of the loss mitigation grant fund for the program. (\$\$) -- SB1129 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to CPC then FIN

SB1132 SD2 (SSCR 774)

RELATING TO CONDOMINIUMS.

Introduced by: Menor R (BR)

Amends Act 164, session laws of 2004, relating to condominiums. Establishes provisions relating to creation, alteration, and termination of condominiums. Appropriation to the department of commerce and consumer affairs to conduct post bill passage educational programs and other expenses. (\$\$) -- SB1132 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to CPC then FIN

SB1136 SD2 (SSCR 992)

RELATING TO HAWAII PUBLIC PROCUREMENT CODE.

Introduced by: Menor R (BR)

Amends provisions relating to small purchases; prohibition against parceling. Provides that construction procurements of less than 25,000 dollars to contract for drilling work and soil testing shall be made by competitive sealed bid and the bid request shall be advertised to

SENATE BILLS THAT PASSED THIRD READING

the public on the department of accounting and general services' website provided that the bid on drilling and soil testing shall be a separate procurement from engineering work on the same project. -- SB1136 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to EDB then FIN

SB1137 SD1 (SSCR 738)

RELATING TO CONDOMINIUMS.

Introduced by: Menor R (BR)

Amends Act 164, session laws of 2004, relating to condominiums. Repeals prohibition on the purchase of deposits or certificates of deposit through a securities broker. -- SB1137 SD1

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to CPC then FIN

SB1140 SD1 (SSCR 673)

RELATING TO FINANCIAL SERVICE LOAN COMPANIES.

Introduced by: Menor R (BR)

Amends provisions relating to general powers. Allows a financial service loan company to charge a borrower a returned check fee if a check that has been tendered by the borrower in payment on account of a loan is returned unpaid. Provides that the fee shall not exceed 20 dollars, shall be imposed under separate billing, and shall not be added to a borrower's outstanding balance now deducted from loan payment, and a failure to pay the fee shall not constitute a default under any outstanding loan agreement between the borrower and the financial services loan company. Amends provisions relating to consumer loan charges. Provides that fees, charges, and expenses are charges only on consumer loans that are secured interest in real property; and that the total dollar amount of the fees, charges, and expenses, whether or not itemized, shall not exceed 1 per cent of the principal amount of the loan. Expands 3rd parties to include affiliates, or subsidiaries for services actually rendered. -- SB1140 SD1

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to CPC then FIN

SB1141 SD1 (SSCR 670)

RELATING TO TIME SHARE PLANS.

Introduced by: Menor R (BR)

Amends provisions relating to time sharing plans. Redefines developer to include a person who owns at any time not more than 12 time share interests in a particular time share plan if that person did not create the time share plan and offers it for resale, and an association not otherwise a developer that engages a 3rd party to offer on its behalf a time share interest in the time share plan for which it serves as an association. Provides that these provisions apply only to time share interests that are sold to persons who acquired them for their own use and occupancy, and acquired by the association for non payment of assessments, whether by foreclosure, conveyance, in lieu of foreclosure, cancellation of membership agreement, or otherwise. -- SB1141 SD1

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to TAC then CPC

SB1150

RELATING TO DAIRY PRODUCTS.

Introduced by: Kokubun R (BR)

Establishes provisions relating to raw milk and raw milk products. Provides that individuals, including final customers, retailers, distributors, producers, and producer distributors may purchase raw milk, raw colostrum, and raw milk and raw colostrum products for sale or consumption. Provides that the board of agriculture shall establish, or cause to be established, any and all necessary guidelines and standards to provide for and allow the production, consumption, and sale, including retail sale, of raw milk, raw colostrum, and raw milk and raw colostrum products. -- SB1150

Current Status: Feb-17 05 Introduction/Passed First Reading - House
Feb-18 05 Multiple Referral to AGR then CPC

SB1170 SD2 (SSCR 645)

RELATING TO ELECTRONIC COMMERCE.

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

Establishes within the department of the attorney general a Hawaii anti phishing task force to examine options to prevent electronic commerce based crimes in the State. Report to the legislature. Task force to cease to exist on June 30, 2006 (sunset). -- SB1170 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Single Referral to CPC/ JUD/

SB1171 SD2 (SSCR 886)

RELATING TO ELECTRONIC COMMERCE.

Introduced by: Fukunaga C, Taniguchi B

SENATE BILLS THAT PASSED THIRD READING

Amends provisions relating to authority to participate in multistate negotiations. Repeals the advisory council. -- Requires the department of taxation together with designees selected by the president of the senate and designees selected by the speaker of the house of representatives to identify issues that need to be resolved to effectuate the orderly enactment and operation of a streamlined sales and use tax that is based on the Streamlined Sales Tax Project's model Agreement and Act, draft policy recommendations, and conduct informational briefings for the legislature on its recommendations. Report to the legislature. -- SB1171 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to EDB then FIN

SB1186 SD2 (SSCR 894)

RELATING TO HOTEL CONSTRUCTION AND REMODELING TAX CREDIT.

Introduced by: Kim D, Espero W

Amends provisions relating to the hotel construction and remodeling income tax credit. Increases the credit to 8 per cent for costs incurred from January 1, 2008, through December 31, 2010, and provides that the credit shall not be available for taxable years beginning after December 31, 2010 (sunset). Changes qualified hotel facility to qualified full service hotel facility and excludes time share interests. -- SB1186 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to TAC/ EDB/ then FIN

SB1190 SD1 (SSCR 973)

RELATING TO TAXATION.

Introduced by: Kanno B

Provides an income tax deduction for income derived from salary and wages in collective bargaining agreement for collective bargaining unit 12 (police officers). -- SB1190 SD1

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to PSM/ LAB/ then FIN

SB1192 SD2 (SSCR 866)

RELATING TO EXEMPT EMPLOYEES.

Introduced by: Kanno B

Amends provisions relating to civil service and exemptions. Requires that the total number of positions exempt from civil service shall not exceed ____ per cent of the number of full time equivalent civil service positions, provided that the judiciary shall be excluded from this limitation. Requires the department of human resources development to report to the legislature by January 1 of each year the current number and percentage of civil service employees and exempt employees employed by the State. -- SB1192 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to LAB then FIN

SB1193 SD1 (SSCR 526)

RELATING TO CIVIL SERVICE LAW.

Introduced by: Kanno B

Establishes provisions relating to internal transfer and promotional opportunities. Provides that all department of education civil service employees, including those transferred under Act 51, session laws of 2004, shall be eligible to apply for intra and inter departmental transfer and promotional opportunities within the executive branch. -- SB1193 SD1

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to LAB then FIN

SB1194 SD1 (SSCR 868)

RELATING TO THE BOARD OF TRUSTEES OF THE DEFERRED COMPENSATION PLAN.

Introduced by: Kanno B

Amends provisions relating to composition of the board of trustees. Requires that all 5 members of the board of trustees of the deferred compensation plan who represent employee interests shall be elected by the members of the plan. -- SB1194 SD1

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to LAB then FIN

SB1201 SD2 (SSCR 808)

RELATING TO THE ILLEGAL USE OF CONTROLLED SUBSTANCES.

Introduced by: Chun Oakland S

Appropriation to the department of health to establish and sustain school based treatment in all public high schools and all public middle and intermediate schools, provided that funds in this section may only be used for purchase of school based treatment services; for substance abuse prevention with priority given to drug education and awareness in schools and community partnerships, non school youth activities in communities with the greatest need, education and support for families and parenting women, and community mobilization, provided that at least 50 per cent of the funds appropriated shall be used for the development and use of substance abuse programs and practices that are evidenced based with an

SENATE BILLS THAT PASSED THIRD READING

emphasis on native Hawaiian culturally based programs, including youth to youth programs, non school hour programs in communities with the greatest need, and education and support for families; for statewide substance abuse awareness and education campaigns targeted at youths, families, the workplace, and communities using multi media community presentations and events; for adult treatment services including family counseling, with priority given to women of child bearing age, pregnant women, parents of young children in the home, and Hawaiians and with an emphasis on Native Hawaiian culturally based programs (requires a portion to be allocated to licensed adult residential treatment programs and currently operating therapeutic living programs funded by the department); and for the cleaning and disposal of toxic waste materials found at the clandestine methamphetamine sites of laboratories. -- Appropriation to the department of public safety for the canine drug interdiction program; for a needs assessment for adult substance abuse treatment services or the implementation of the substance abuse treatment monitoring program, and for the coordination of community based drug abatement and mobilization efforts; and for a grant to Maui Economic Opportunity, Inc., for the Being Empowered and Safe Together Reintegration program for staffing, equipment, and other operating expenses for the establishment and continuation of services to provide a supportive environment that assists former incarcerated individuals returning to the community to remain free from the influences, temptations, and dangers related to illegal drugs. -- Appropriation to the city and county of Honolulu, county of Hawaii, county of Maui, and county of Kauai for a grant in aid to the respective counties for community based substance abuse prevention programs, drug education and awareness in the schools, community partnerships and non school hour programs in communities with the greatest need, and coordination of community based drug abatement and mobilization efforts in communities based upon population size as well as drug use and drug related crime rates; to be matched by the respective counties using a combination of private and county funds. -- Appropriation to the county of Hawaii, to be matched with federal funds, as a grant in aid for community anti drug efforts aimed at preventing crystal methamphetamine use. -- Appropriation to the department of the attorney general for a grant to YMCA of Honolulu to maintain and enhance existing efforts at federally designated Weed and Seed sites, and to assist new communities in obtaining federal designation as Weed and Seed sites. Establishes a steering committee to advise the program regarding the disbursement of funds. Program to receive appropriations only of an account is established for legislative funds, federal funds, and private contributions for the program. (\$\$) -- SB1201 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to HLT then JUD then FIN

SB1209 SD2 (SSCR 809)

RELATING TO PRESCRIPTION DRUGS.

Introduced by: Chun Oakland S, Baker R

Establishes provisions relating to a pharmaceutical cost management council. Creates the council within the department of human services. Authorizes the council to contract for cost containment, file suit, execute prescription drug purchasing agreements, consider strategies by which Hawaii may manage the increasing costs of prescription drugs, contract with appropriate legal, actuarial and other service providers required to accomplish any function within the powers of the council, explore and develop strategies aimed at managing escalating prescription drug prices, increasing affordable access to prescription drugs for all Hawaii citizens, and explore the licensing and regulation of pharmaceutical detailers. Report to the legislature. Requires the council to review and determine that the implementation of any prescription drug assistance program will not jeopardize, reduce, or penalize the benefits of veterans or other recipients of federal supply schedule drug prices. Requires the council to commence negotiations to obtain independent agreements or multi state agreements from as many as 10 states to use or reference a pricing schedule. -- SB1209 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to HLT then CPC then FIN

SB1210

RELATING TO FAMILY CHILD CARE.

Introduced by: Chun Oakland S, Inouye L, Baker R, Sakamoto N, English J

Amends Act 242, session laws of 1999, as amended by Act 225, session laws of 2001, relating to family child care homes by repealing the sunset date. -- SB1210

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to HUS/ HLT/ then FIN

SB1221 SD2 (SSCR 782)

RELATING TO STUDENTS.

Introduced by: Hooser G, Sakamoto N, English J, Nishihara C, Espero W, Kanno B, Baker R, Inouye L, Chun Oakland S, Tsutsui S, Hogue B

Requires the department of education, subject to the availability of funds appropriated by the

SENATE BILLS THAT PASSED THIRD READING

legislature and allotted by the governor to reduce the ratio of students to teachers (class size). Provides that the ratios shall be 18 to 1 in kindergarten in the 2007 - 2008 school year ; 18 to 1 in 1st grade in the 2008 - 2009 school year ; and 18 to 1 in the 2nd grade in the 2009 - 2010 school year. 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. -- Requires the department of education to develop a phase in plan for the reduction of class size for grades 3, 4, and 5 and to plan and budget for future classroom expansion and construction to accommodate this policy. Appropriations for class size reduction. Appropriations to hire part time teachers, tutors, or both, for elementary schools and intermediate schools that need them. (\$\$) -- SB1221 SD2
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to EDN then FIN

SB1222 SD2 (SSCR 906)

RELATING TO THE SEARCH AND RESCUE REIMBURSEMENT ACT.

Introduced by: Tsutsui S

Amends provisions relating to reimbursement. Allows any government entity to seek reimbursement if the person failed to exercise reasonable care in carrying out the activities that necessitated the search and rescue or the person violated laws against trespass or laws intended to protect the public safety, or disregarded warnings intended to protect the public safety. -- SB1222 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to PSM then JUD then FIN

SB1223 SD2 (SSCR 775)

RELATING TO NEGOTIABLE INSTRUMENTS.

Introduced by: Tsutsui S, English J

Amends provisions relating to charges for dishonored checks. Increases the maximum service charge to ____ dollars. -- SB1223 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to CPC then FIN

SB1228 SD2 (SSCR 937)

RELATING TO MARRIAGE AND FAMILY THERAPISTS.

Introduced by: Baker R

Amends the mental health, alcohol, drug abuse treatment insurance benefits law. Provides that covered benefits include marriage and family therapists. -- SB1228 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to HLT then CPC then FIN

SB1229 SD1 (SSCR 938)

RELATING TO THE LICENSING OF DENTAL HYGIENISTS.

Introduced by: Baker R

Establishes provisions relating to licensure without examination for dental hygienists licensed in another state. Provides that the board of dental examiners may grant a license to practice dental hygiene to an applicant if the applicant is licensed to practice dental hygiene in another state and complies with Hawaii's requirements. Establishes requirements which include verification of graduation from an accredited program together with proof or certification in the administration of intra oral infiltration local anesthesia and intra oral block anesthesia. -- SB1229 SD1

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to HLT then CPC

SB1230

RELATING TO DENTAL INSURANCE.

Introduced by: Baker R

Amends Act 132, session laws of 2001, as amended by Act 219, session laws of 2002, and Act 128, session laws of 2003, and Act 30, session laws of 2004, relating to the regulation of dental service corporation by changing the sunset date to July 1, 2006. -- SB1230

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to HLT then CPC

SB1232 SD1 (SSCR 961)

MAKING AN APPROPRIATION FOR THE MAUI AIDS FOUNDATION.

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

Appropriation to the department of health for a grant to the Maui AIDS Foundation to improve the quality of life for those affected by HIV and AIDS through comprehensive, integrative client and case management services. (\$\$) -- SB1232 SD1

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to LMG then HLT then FIN

SENATE BILLS THAT PASSED THIRD READING

- SB1235 RELATING TO ELDERLY CARE.
Introduced by: Baker R, Chun Oakland S
Amends Act 211, session laws of 1992, as amended by and Act 338, session laws of 1997, and Act 57, session laws of 2002, relating to a demonstration project at Maluhia hospital known as the program for all inclusive care for the elderly (PACE). Extends the sunset date to June 30, 2007. Amends Act 338, session laws of 1997, as amended by Act 57, session laws of 2002, relating to PACE. Reports to the legislature in 2006 and 2007. -- SB1235
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to HLT/ HUS/ then FIN
- SB1236 SD2 (SSCR 999) RELATING TO CIGARETTE TAX.
Introduced by: Baker R
Amends provisions relating to use of funds appropriated to the department of health. Increases the tobacco tax on cigarettes to 9 cents for each cigarette sold after June 30, 2006, 11 cents for each cigarette sold after June 30, 2007, and 13 cents for each cigarette sold after June 30, 2008 . Establishes that of the moneys that result from the difference between the 7 cent tax and the increased tax amounts, 25 per cent shall be paid into the general fund, 25 per cent shall be paid to the department of health for health promotion and disease prevention programs and 50 per cent into the Hawaii tobacco prevention and control trust fund. -- SB1236 SD2
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to HLT then EDB then FIN
- SB1244 SD1 (SSCR 907) RELATING TO EMERGENCY RELIEF FOR NATURAL DISASTERS.
Introduced by: Sakamoto N, Inouye L, Espero W
Amends provisions relating to emergency and budget reserve fund (rainy day fund). Establishes that upon the declaration of an emergency by the governor due to a natural disaster, the governor by executive order may authorize the release and expenditure of money appropriated from the fund to provide emergency assistance to residents or businesses of the State. Requires the governor within 72 hours of issuing an executive order to provide written notice to the president of the state senate and the speaker of the state house of representatives and to the legislature. Appropriation out of the emergency and budget reserve fund. (\$\$) -- SB1244 SD1
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to PSM then FIN
- SB1248 SD2 (SSCR 783) RELATING TO EDUCATION.
Introduced by: Sakamoto N
Authorizes the issuance of bonds or to secure loans for appropriation to the department of education to subsidize school renovation and restoration projects, equipment and technology acquisition, curriculum development, and teacher training in qualified zones and schools under the federal Qualified Zone Academy Bond program. (\$\$) -- SB1248 SD2
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to EDN then FIN
- SB1249 RELATING TO EDUCATION.
Introduced by: Sakamoto N
Repeals the school to work system. -- SB1249
Current Status: Feb-17 05 Introduction/Passed First Reading - House
Feb-18 05 Multiple Referral to EDN/ LAB/ then FIN
- SB1250 SD2 (SSCR 990) RELATING TO PUBLIC SCHOOL SUBSTITUTE TEACHERS.
Introduced by: Sakamoto N
Amends provisions relating to the per diem rate for substitute teachers. Provides that the rates shall be determined by a classification / compensation plan prepared and approved by the board of education. Appropriation to the department of education for possible salary adjustments. (\$\$) -- SB1250 SD2
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to LAB/ EDN/ then FIN
- SB1253 SD1 (SSCR 47) RELATING TO EDUCATION.
Introduced by: Sakamoto N
Amends provisions relating to mandate to initiate school community councils. Changes the requirement that school community councils ensure that the school's academic and financial plans are aligned with the educational accountability system to be consistent rather than aligned. -- SB1253 SD1

SENATE BILLS THAT PASSED THIRD READING

Current Status: Feb-17 05 Introduction/Passed First Reading - House
Feb-18 05 Single Referral to EDN

SB1255 SD1 (SSCR 231)

RELATING TO EDUCATION.

Introduced by: Sakamoto N

Amends provisions relating to school cafeterias. Provides that the price for school lunch shall be set with the concurrence of the board of education. Provides that the price shall be based on the average cost of preparing the school lunch over the 3 years preceding any increase. -- SB1255 SD1

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to EDN then FIN

SB1256

PROPOSING A CONSTITUTIONAL AMENDMENT TO ARTICLE X, SECTION 6, OF THE HAWAII CONSTITUTION TO MODIFY THE APPOINTMENT PROCESS FOR THE BOARD OF REGENTS.

Introduced by: Sakamoto N, Hooser G, Hee C, Tsutsui S, Nishihara C, Baker R, Kokubun R, Espero W, Inouye L

Proposes to amend the constitution. Establishes that the university of Hawaii board of regents of shall be nominated and, by and with the advice and consent of the senate, appointed by the governor from a pool of qualified candidates screened and proposed by a selection commission for the board of regents of the university of Hawaii community colleges system. -- SB1256

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to HED then JUD then FIN

SB1257 SD2 (SSCR 697)

RELATING TO THE UNIVERSITY OF HAWAII.

Introduced by: Sakamoto N, Hooser G, Hee C, Tsutsui S, Nishihara C, Baker R, Kokubun R, Espero W, Inouye L

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 screening and proposing qualified candidates for membership on the board. Repeals the requirement that no more than 6 members of the board of regents of the university of Hawaii may be members of the same political party. Increases the term of the members of the board from 4 to 10 years. -- SB1257 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to HED then JUD then FIN

SB1258 SD1 (SSCR 785)

RELATING TO EDUCATION.

Introduced by: Sakamoto N, Inouye L, Chun Oakland S, Nishihara C, Baker R, Espero W, English J

Establishes provisions relating to civic responsibility education grant program. Requires the department of education to develop and implement a grant program. Provides that grants shall be funding civic responsibility education lesson plans, curriculum, and other related educational materials. Requires the board of education to establish and appoint the members of a grant award panel to review proposals and make recommendations to the superintendent of education on grant awards. Annual report to the legislature by superintendent of education. Appropriation for the grant program. Appropriations to purchase social studies textbooks, science textbooks and other science learning materials. (\$\$) -- SB1258 SD1

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to EDN then FIN

SB1262 SD1 (SSCR 87)

RELATING TO THE WAIANAE COAST.

Introduced by: Hanabusa C

Requires the department of land and natural resources to perform or contract to perform a baseline environmental study, containing the same information required in an environmental impact statement, regarding the ocean resources and state beach parks in the area from Kalaeloa to Kaena point. Appropriation. Baseline environmental study (report) to the legislature. Act to be repealed on June 30, 2006 (sunset). (\$\$) -- SB1262 SD1

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to WLO then FIN

SB1267 SD2 (SSCR 920)

RELATING TO SHARK MONITORING.

Introduced by: Hanabusa C

Appropriation to the department of land and natural resources in conjunction with the Hawaii institute of marine biology to hire a contractor to tag and monitor sharks along the Leeward

SENATE BILLS THAT PASSED THIRD READING

coast of Oahu from Pearl Harbor to Kaena Point. (\$\$) -- SB1267 SD2
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to WLO/ AGR/ then FIN

SB1268 SD2 (SSCR 921)

RELATING TO AGRICULTURE.

Introduced by: Hanabusa C, Kokubun R

Amends provisions relating to agribusiness development corporation. Provides that the corporation may purchase, accept, and maintain permanent conservation easements in accordance with the natural resources conservation service farm and ranch lands protection program. Adds that when leasing agricultural land, the corporation will contract with a financial institution to provide lease management services. Authorizes the corporation to obtain the agricultural lands located in the Waialua area of the island of Oahu and owned by the Galbraith Estate. Authorizes the corporation to purchase the lands with revenues derived through the issuance of revenues bonds. Report to the legislature. Authorizes the issuance of revenue bonds for the purpose of purchasing agricultural lands owned by the Galbraith Estate in Waialua on the island of Oahu. (\$\$) -- SB1268 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to AGR/ WLO/ then FIN

SB1272 SD1 (SSCR 831)

RELATING TO THE UTILIZATION OF FEDERAL FUNDS.

Introduced by: Hanabusa C

Establishes provisions 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, the state agency authorized under the grant to expend the funds, require legislative authorization in the form of a concurrent resolution, and shall not require the governor's or director of finance's approval. -- SB1272 SD1

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Single Referral to FIN

SB1278 SD2 (SSCR 985)

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, 2004, and before January 1, 2015 (sunset). -- SB1278 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to HLT then FIN

SB1285 SD2 (SSCR 659)

RELATING TO TRADITIONAL HAWAIIAN HEALING PRACTICES.

Introduced by: Hanabusa C

Amends provisions relating to required licenses of physicians of medicine and surgery. Changes provision authorizing traditional Hawaiian healing practices by traditional native Hawaiian healers recognized and certified by Papa Ola Lokahi to healing practices by traditional Hawaiian healers engaged in traditional native Hawaiian healing practices recognized and certified as such by a kupuna council convened by Papa Ola Lokahi. Amends Act 162, session laws of 1998, as amended by Act 304, session laws of 2001. Provides that the kupuna council shall be independent and not be a component of any state branch and shall not be subject to administrative procedure and public agency meetings and records. Provides that the kupuna council shall develop its own policies, procedures, and rules necessary or appropriate to certify traditional Hawaiian healers. -- SB1285 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to HAW/ HLT/ then CPC then JUD

SB1298

RELATING TO ENVIRONMENTAL IMPACT STATEMENTS.

Introduced by: Hanabusa C, English J

Amends provisions relating to applicability and requirements of environmental impact statements. Redefines environmental impact statement to include whether any group of people, including a racial, ethnic, or socioeconomic group, bears a disproportionate share of the negative environmental consequences of a proposed action. -- SB1298

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to EEP then JUD then FIN

SB1301 SD2 (SSCR 714)

RELATING TO OCEAN RECREATION.

SENATE BILLS THAT PASSED THIRD READING

Introduced by: Hanabusa C

Establishes provisions relating to west Oahu ocean resource management area. Requires the department of land and natural resources to establish the west Oahu ocean resource management area between the Honolulu international airport reef runway and Kaena point. -- Establishes provisions relating to Waianae coast commercial activities permits; restrictions. Provides that permits issued by the department for commercial activities on the Waianae coast shall be limited. Requires the department to establish an ocean recreation management area along the Waianae coast. Allows the department to determine the number and types of permits to be issued. -- SB1301 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to WLO then FIN

SB1304 SD2 (SSCR 887)

RELATING TO TELEVISION AND FILM INDUSTRY DEVELOPMENT.

Introduced by: Hanabusa C

Amends provisions relating to the Hawaii television and film development board. Increases the size of the board to 11 members, including 1 university of Hawaii administration or faculty member. Allows the board to establish subcommittees, administer programs and activities including the disbursement of grants and loans, and to delegate responsibility among its subcommittees. Adds that the grant program shall be for the furtherance of a sustainable local television and film industry to expose and publicize the State. Appropriation. (\$\$) -- SB1304 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to TAC/ EDB/ then FIN

SB1317 SD1 (SSCR 842)

RELATING TO COURT APPOINTED COUNSEL.

Introduced by: Hanabusa C

Amends provisions relating to appointment of counsel; compensation. Provides that the court shall determine the amount of reasonable compensation to appointed counsel, based on the rate of 90 dollars an hour. Increases the maximum allowable fee for court appointed counsel. -- SB1317 SD1

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to JUD then FIN

SB1325 SD2 (SSCR 968)

RELATING TO ELECTRONIC VOTING REQUIREMENTS.

Introduced by: Hanabusa C

Amends provisions relating to electronic voting requirements. Prohibits an electronic voting system to be used in any election unless it generates a paper ballot that may be inspected and corrected by the voter before the vote is cast, and every paper ballot is retained as the definitive record of the vote cast. -- Amends provisions relating to election frauds to include those people who, directly or indirectly, personally or through another, willfully designs, alters, accesses, or programs any electronic voting system to inaccurately record, tally, or report votes cast on the system. -- SB1325 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to JUD then FIN

SB1327

RELATING TO THE CRIME VICTIM COMPENSATION.

Introduced by: Hanabusa C, Chun Oakland S

Exempts the crime victim compensation special fund from contributing to central service and administrative expenses of the government. -- Amends provisions relating to crime victim compensation. Provides that the criminal injuries compensation commission may order payment of compensation in cases involving a death. -- SB1327

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to PSM then JUD then FIN

SB1328 SD1 (SSCR 273)

RELATING TO THE CRIME VICTIM COMPENSATION FEE.

Introduced by: Hanabusa C

Amends provisions relating to the crime victim compensation fee and authorized disposition of convicted defendants. Requires that when a defendant is ordered to make payments in addition to the compensation fee, payments by the defendant shall be made in this order of priority restitution, crime victim compensation fee, probation services fee, other fees, and then fines. -- SB1328 SD1

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to JUD then FIN

SB1336 SD1 (SSCR 546)

RELATING TO CONDOMINIUMS AND COOPERATIVE HOUSING CORPORATIONS.

Introduced by: Hanabusa C

SENATE BILLS THAT PASSED THIRD READING

Amends provisions relating to exceptions. Provides that the right of 1st refusal shall not apply if the land under the condominium project or cooperative housing corporation subject to the lease fee interest has a co owner or co lessor who is not a party to the offer to sell the leased fee interest, in which case, the right of 1st refusal shall be 1st tendered to that co owner or co lessor. -- SB1336 SD1

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Single Referral to JUD/ CPC/

SB1345 SD1 (SSCR 83)

RELATING TO CONDOMINIUMS.

Introduced by: Espero W, Fukunaga C

Amends provisions relating to condominium property regimes. Provides that if a dispute is not resolved by mediation, in addition to any other legal remedies that may be available, any party that participated in the mediation may file a request for a hearing with the office of administrative hearings, department of commerce and consumer affairs. Provides that the subject matter of the hearing before the hearing officer may include any matter that was the subject of the mediation. -- SB1345 SD1

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to CPC then FIN

SB1347 SD2 (SSCR 945)

RELATING TO REAL PROPERTY.

Introduced by: Espero W, Fukunaga C

Amends provisions relating to real property tax liens, foreclosure without suit, and notice. Reduces the lien period on real property for taxes from 3 years to 18 months after which the real property may be sold. Authorizes the foreclosure on all real property on which the outstanding fines exceeding 25,000 dollars are owed due to egregious zoning or building code violations on that particular property. -- SB1347 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to WLO then FIN

SB1348 SD1 (SSCR 690)

RELATING TO CONDOMINIUM PROPERTY REGIMES.

Introduced by: Espero W, Fukunaga C

Amends provisions relating to documents of the association of apartment owners. Requires the association's most current financial statement and minutes of the board of directors' meetings to be available to any owner at a convenient location designated by the board of directors. Amends Act 164, session laws of 2004, relating to association records. Requires an association's most current financial statement and minutes of board meetings for the current and prior year to be provided to any interested unit owner at a convenient location designated by the board. Defines a convenient location designated by the board of directors and a place designated by the board as the office of the association of apartment owners or resident managers office on the property if the association of apartment owners or the resident manager maintains an office on the property. -- SB1348 SD1

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Single Referral to CPC

SB1349 SD1 (SSCR 716)

RELATING TO CONDOMINIUM PROPERTY REGIMES.

Introduced by: Espero W, Fukunaga C

Amends provisions relating to documents of the association of apartment owners. Requires condominium board of directors to maintain records for 4 years and to be available for examination by apartment owners at a place designated by the board. Amends Act 164, session laws of 2004, relating to association records. Requires condominium board of directors to maintain records for 4 years and to be available for examination by apartment owners at a place designated by the board. -- SB1349 SD1

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Single Referral to CPC

SB1352 SD1 (SSCR 869)

RELATING TO PUBLIC EMPLOYEES.

Introduced by: Espero W

Establishes provisions relating to leave of absence to serve as bone marrow donor and organ donor. Provides that any officer or employee in the service of the State or counties shall be entitled to 7 days paid leave each calendar year to serve as a bone marrow donor and 30 days paid leave each calendar year to serve as an organ donor. -- SB1352 SD1

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to LAB/ HLT/ then FIN

SB1362 SD1 (SSCR 722)

RELATING TO ABANDONED VEHICLES.

Introduced by: Espero W, Inouye L, Hooser G

SENATE BILLS THAT PASSED THIRD READING

Amends provisions relating to disposition by counties of certain abandoned vehicles by adding the department of transportation. Allows the department to cause vehicles to be taken into custody and disposed of. -- SB1362 SD1

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to EEP then TRN then FIN

SB1374 SD2 (SSCR 758)

RELATING TO ECONOMIC DEVELOPMENT.

Introduced by: Espero W, Fukunaga C, Hooser G

Requires the director of business, economic development and tourism to develop a China / Hawaii economic strategy plan working group. The group will develop the China / Hawaii economic strategic plan 2020 for Hawaii to benefit economically from the People's Republic of China's emergence as a growing economic and global leader. Group shall cease to exist on June 30, 2006. Report to the legislature. Act to be repealed on July 31, 2007 (sunset). Appropriation. (\$\$) -- SB1374 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to TAC/ EDB/ INT/ then FIN

SB1378 SD2 (SSCR 759)

RELATING TO THE PEARL HARBOR HISTORIC TRAIL.

Introduced by: Espero W, Sakamoto N

Establishes provisions relating to the Pearl Harbor historic trail. Designates path that runs from Halawa landing to Waipahu to be the Pearl Harbor historic trail. -- SB1378 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to WLO/ PSM/ then FIN

SB1380 SD2 (SSCR 944)

RELATING TO THE SMALL BUSINESS BILL OF RIGHTS.

Introduced by: Espero W, Chun Oakland S, Sakamoto N, Menor R

Provides a list of rights that small businesses should have. -- SB1380 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to EDB then CPC/ JUD/ then FIN

SB1389 SD1 (SSCR 786)

RELATING TO SCHOOLS.

Introduced by: Sakamoto N, Hooser G, Tsutsui S, Chun Oakland S, Nishihara C, Espero W, Kim D, Hanabusa C, Kokubun R, English J, Baker R

Appropriation to the department of education for the Hawaii 3R's school repair and maintenance fund and for the coordinator position. Allows the governor to modify provisions of this Act, and if modified, report to the legislature. (\$\$) -- SB1389 SD1

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to EDN then FIN

SB1394 SD2 (SSCR 787)

RELATING TO EDUCATION.

Introduced by: Sakamoto N, Espero W

Requires the department of education to consult with the Joint Venture Education Forum to establish a priority listing of public schools that are impacted by a large population of military dependent students. -- Requires the university of Hawaii to establish a program to allow for readmission of returning military personnel into programs to which they have been previously been admitted, including students who had been admitted but did not enroll due to the timing of their deployment; provided that the individual is returning from a tour of duty and identifies their prior acceptance to the respective campus registrars. Appropriation to the department of education for additional staff, child care services, and vocational training and retraining, provided that schools receiving the additional staff have a student population of 100 or more military dependent students or a student population of military dependent students that comprises 20 per cent or more of the total student population. (\$\$) -- SB1394 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to PSM then EDN/ HED/ then FIN

SB1395 SD1 (SSCR 495)

RELATING TO DEPARTMENT OF EDUCATION CIVIL SERVICE PERSONNEL.

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

Establishes provisions relating to civil service benefits for civil service employees of the department of education. Requires that as of July 1, 2005 personnel of the department of education shall have the same benefits relating to transfer, reduction in force, medical placement, and seniority as members of the executive civil service system or as provided in collective bargaining agreements. -- SB1395 SD1

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to LAB/ EDN/ then FIN

SB1409 SD2 (SSCR 753)

RELATING TO KAHANA VALLEY STATE PARK.

SENATE BILLS THAT PASSED THIRD READING

Introduced by: Hee C

Authorizes the department of land and natural resources to negotiate and enter into long term leases with persons who agree to participate and actually participate in the Kahana valley state park's interpretive programs for the public. Requires the department to establish a monitoring system and enforcement mechanism to ensure compliance with these agreements. Provides that the lands eligible for long term residential lease negotiations under the provisions of this Act are limited to those located in tax map key parcels 5-2-01:1, 5-2-02: all, and 5-2-05:1 and 21, situate at Kahana valley and as further determined by the board of land and natural resources. Provides that lands eligible for long term residential lease negotiations shall be determined by the department, in consultation with the Kahana valley state park advisory committee. Establishes the Kahana valley state park advisory committee who shall advise the department on matters relating to the management of lease program, including the eligibility of applicants for leases and the monitoring of lessee compliance with participation in the interpretive programs. -- SB1409 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to WLO then FIN

SB1410 SD1 (SSCR 710)

RELATING TO TAXATION.

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

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. -- SB1410 SD1

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Single Referral to FIN

SB1415 SD1 (SSCR 733)

RELATING TO EARNED INCOME TAX CREDITS.

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

Requires that a 3 year earned income tax credit pilot program under the direction of the department of taxation be created to assist persons whose incomes are within the range of eligibility for the earned income tax credit to claim the federal earned income tax credit. Requires a grant to be made to Aloha United Way to assist low income residents in claiming the federal earned income tax credit. Provides that the department shall issue a request for proposals to contract with nonprofit agencies that work with low income persons to deliver this project for the 2007 tax year. Report to the legislature. Appropriation. (\$\$) -- SB1415 SD1

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Single Referral to FIN

SB1419 SD1 (SSCR 561)

RELATING TO DOMESTIC VIOLENCE.

Introduced by: Baker R, Chun Oakland S

Amends provisions relating to income check off authorized by changing the distribution to the domestic violence prevention special fund to the domestic violence and sexual assault special fund. -- Amends the domestic violence prevention special fund. Changes it to the domestic violence and sexual assault special fund. Provides that fund will be for domestic violence and sexual assault intervention or prevention. -- Amends provisions relating to copies of certificate; fees by changing the distribution to the domestic violence prevention special fund to the domestic violence and sexual assault special fund. -- Requires the department of health to work with providers of services to victims of domestic violence and sexual assault to develop a 5 year strategic plan to reduce the incidence of domestic violence and sexual assault. Report to the legislature. -- Requires the department of health to work with the sexual violence strategic planning groups to implement the recommendations of the January 2005 strategic plan entitled " Shaping Tomorrow, The Future of Sexual Violence Programs in Hawaii " that was presented by the sexual violence strategic planning group. Report to the legislature. -- SB1419 SD1

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to HLT then FIN

SB1420 SD2 (SSCR 814)

RELATING TO PSYCHOTROPIC MEDICATION.

Introduced by: Baker R

Establishes provisions relating to psychotropic medication. Prohibits the department of human services from imposing any restrictions or limitation on the payment for a recipient's access to psychotropic medication provided it is prescribed by a licensed medical care provider. Defines psychotropic medication to mean only those agents related to the diagnosis and treatment of mental or emotional disorders, including controlled substances. Defines licensed medical care provider to mean any medical professional licensed in Hawaii to prescribe psychotropic medications. Establishes provisions relating to presumptive eligibility for medical assistance; individuals in need of emergency psychiatric or

SENATE BILLS THAT PASSED THIRD READING

psychological service. Provides that a person who is in need of emergency psychiatric or psychological service and who has not received an eligibility decision from the department shall be presumed eligible for psychotropic medication until an eligibility decision is made; provided that the psychotropic medication shall be prescribed by a licensed medical care provider. Establishes provisions relating to preauthorization exemption for psychotropic medication. Provides that a medical care provider may prescribe psychotropic medication pursuant to the laws of this State to an individual who is medicaid eligible or who is presumed to be medicaid eligible without the requirement of any preauthorization procedure; provided that the individual is in need of emergency psychiatric or psychological service. Appropriation. (\$\$) -- SB1420 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to HLT/ HUS/ then JUD then FIN

SB1427 SD1 (SSCR 959)

RELATING TO PROCUREMENT OF HIGH ENERGY EFFICIENT VEHICLES.

Introduced by: English J, Chun Oakland S, Hooser G, Hemmings F

Establishes provisions relating to high energy efficient vehicles. Provides that the procurement policy for all state agencies purchasing or leasing motor vehicle fleets shall be to obtain hybrid or high energy efficient vehicles. Provides that beginning January 1, 2005, all state governmental agencies, and departments are directed to procure increasing percentages of alternative fuel vehicles as part of their annual vehicle acquisition plans. -- SB1427 SD1

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to EEP then FIN

SB1451 SD2 (SSCR 922)

RELATING TO IMPROVING WATER QUALITY.

Introduced by: Bunda R

Requires the watershed scientists with the center for conservation and research training (CCRT) of the university of Hawaii to prepare a comprehensive watershed management plan to develop the best strategies to manage water quality problems in Lake Wilson and to identify and solicit federal and other funding and to coordinate the pilot scale demonstration of the constructed wetland designs developed. Appropriation out of the environmental response revolving fund to CCRT of the university of Hawaii. (\$\$) -- SB1451 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to WLO then HED then FIN

SB1453 SD2 (SSCR 776)

RELATING TO PUBLIC SERVICE COMPANY TAX.

Introduced by: Bunda R

Amends provisions relating to public service company tax. Redefines gross income to include gross income from the operation of a private sewer company or private sewer facility. -- SB1453 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to EEP then CPC then FIN

SB1457 SD1 (SSCR 888)

RELATING TO NORTH KOHALA.

Introduced by: Bunda R

Requires the department of land and natural resources to renew its efforts to acquire through land exchange the 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. -- SB1457 SD1

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to WLO then FIN

SB1461 SD2 (SSCR 923)

RELATING TO NATURAL RESOURCES MANAGEMENT.

Introduced by: Bunda R

Appropriation to the university of Hawaii through the college of tropical agriculture and human resources to conduct a pilot project for the Kaiaka bay, Oahu watershed and action plan, as a model for statewide use. (\$\$) -- SB1461 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to WLO then HED then FIN

SB1468 SD1 (SSCR 469)

RELATING TO SMOKING.

Introduced by: Baker R, Chun Oakland S

Amends provisions relating to prohibition of smoking in certain places open to the public. Includes all areas in public and private health care facilities and all areas from curb to cabin at all State airports. -- SB1468 SD1

Current Status: Mar-10 05 Introduction/Passed First Reading - House

SENATE BILLS THAT PASSED THIRD READING

Mar-10 05 Multiple Referral to HLT then JUD

- SB1469 SD1 (SSCR 811) RELATING TO MARRIAGE LICENSES.
Introduced by: Baker R
Amends provisions relating to marriage license; agent to grant; fee. Provides that the agent shall collect from the applicant for the license a surcharge of 5 dollars, of which the agent shall retain the full amount for the agent's additional benefit and compensation. -- SB1469 SD1
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to LAB/ HLT/ then FIN
- SB1473 SD1 (SSCR 580) RELATING TO WAIMANO RIDGE.
Introduced by: Ige D, Nishihara C
Prohibits any state or county agency, commission, or department to grant, approve, or issue any lease or permit that authorizes the new or expanded use or further development of existing leased lands or facilities on state owned land in the Waimano ridge area of Oahu without 1st giving the community associations and community boards and the legislature at least 90 days notice. Requires the department of health, in consultation with the department of land and natural resources, Waimano ridge homeowners, interested members of the Pearl City community, and other stakeholders, to prepare an updated master plan for the future use of the state owned Waimano ridge lands. Report to the legislature. -- SB1473 SD1
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to WLO then FIN
- SB1474 SD1 (SSCR 572) RELATING TO THE MAUNA KEA SCIENCE RESERVE AUTHORITY.
Introduced by: Inouye L, Hee C
Requires the legislative auditor to conduct a study on the Mauna Kea science reserve, and the feasibility and necessity of creating a new management authority for the science reserve. Report to the legislature. -- SB1474 SD1
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to WLO then HED then FIN
- SB1476 SD2 (SSCR 704) RELATING TO FIREWORKS.
Introduced by: Inouye L
Amends provisions relating to fireworks law by including articles pyrotechnic. Defines articles pyrotechnic to mean pyrotechnic devices for professional use similar to consumer fireworks in chemical composition and construction but not intended for consumer use which meet the weight limits for consumer fireworks and are not labeled. -- Amends provisions relating to license or permit required. Adds that a person shall not sell consumer fireworks after 12 a.m. on New Year's Day, 6 p.m. on Chinese New Year's Day and 8 p.m. on the 4th of July. -- SB1476 SD2
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to JUD then FIN
- SB1478 SD1 (SSCR 69) RELATING TO THE STATE FIRE COUNCIL.
Introduced by: Inouye L
Amends provisions 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. -- SB1478 SD1
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to LAB then PSM then FIN
- SB1483 SD1 (SSCR 788) RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR WAIMEA COUNTRY SCHOOL.
Introduced by: Inouye L
Authorizes the issuance of special purpose revenue bonds to assist Waimea country school to finance or refinance the planning, acquisition, construction, and improvement of facilities. Authorizes the issuance of refunding special purpose revenue bonds to refund the special purpose revenue bonds. (\$\$) -- SB1483 SD1
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to EDN then FIN
- SB1512 SD1 (SSCR 646) RELATING TO DOMESTIC VIOLENCE FATALITY REVIEW.
Introduced by: Chun Oakland S, Baker R
Establishes the domestic violence fatality review law. Authorizes the department of health to conduct multidisciplinary and multiagency review reviews of domestic violence fatalities in order

SENATE BILLS THAT PASSED THIRD READING

to reduce the incidence of preventable deaths. Requires all medical examiners, physicians and agencies to disclose to the department all information and records regarding the circumstances of a victim's death upon request by the director or a domestic violence fatality review team. Allows information to be disclosed regarding ongoing civil or criminal investigations and requires the confidentiality of the use of domestic violence fatality review of information and records. Provides for immunity from liability. -- SB1512 SD1

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to HUS/ HLT/ then JUD then FIN

SB1533

PROPOSING A CONSTITUTIONAL AMENDMENT TO ARTICLE X, SECTION 2, OF THE HAWAII CONSTITUTION TO THE COMPOSITION OF THE BOARD OF EDUCATION.

Introduced by: Hooser G, Sakamoto N

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. -- SB1533

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to EDN then JUD then FIN

SB1547 SD2 (SSCR 744)

RELATING TO STATE GOVERNMENT.

Introduced by: Ihara L, Hooser G, Baker R, Inouye L

Establishes provisions 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. Further provides that the judiciary shall be responsible for ensuring fair access to information, services and proceedings of the judiciary branch. Provides that the governor may appoint a fair access commission. Amends provisions 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. -- SB1547 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to JUD then LMG then FIN

SB1548 SD1 (SSCR 705)

RELATING TO COUNTY ETHICS COMMISSIONS.

Introduced by: Ihara L

Establishes provisions relating to county ethics commissions. Requires the process of selecting members of county ethics commissions in the several counties to be in a manner that assures impartiality and independence, including ensuring minimal involvement in the process by persons over which the commission has oversight. Provides that county ethics commissioners shall be selected on the basis of integrity, impartiality, and independence as reflected by the background and experiences of the person and absence of potential conflicts of interest. -- SB1548 SD1

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to JUD then FIN

SB1551 SD1 (SSCR 845)

RELATING TO FREEDOM OF INFORMATION.

Introduced by: Ihara L

Amends provisions relating to public agency meetings and records. Provides the director of the office of information practices the power to enforce the law on meetings. Allows that any final action taken in violation of open meetings may be voidable upon proof of violation. Allows the office to waive access fees to records the office determines serves the public, except costs for reproduction. Requires the judicial council to nominate 2 or more candidates for the position as director and from these candidates the governor shall choose 1 to fulfill a 6 year term. -- SB1551 SD1

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to JUD then FIN

SB1554 SD1 (SSCR 796)

RELATING TO THE ENVIRONMENT.

Introduced by: English J, Tsutsui S, Baker R, Kokubun R, Chun Oakland S, Fukunaga C, Sakamoto N, Nishihara C, Hemmings F, Hooser G

Establishes provisions relating to an emergency environmental workforce. Establishes the emergency environmental workforce attached to the research corporation of the university of Hawaii. Allows the workforce to employ individuals exempt from civil service and collective bargaining. Requires the environmental workforce to provide labor to assist the counties to prevent the introduction of, controlling, and eradicating invasive species throughout the State, including but not limited to miconia, coqui frogs, fire ants, and other invasive species

SENATE BILLS THAT PASSED THIRD READING

populations. Annual report to the legislature. Repeals Act 4, 3rd special session laws of 2001. -- Requires the department of land and natural resources, department of health, and the department of agriculture to work with the research corporation of the university of Hawaii to effectively deploy the workforce. Appropriation. (\$\$) -- SB1554 SD1
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to EEP/ WLO/ then HED then FIN

SB1557 SD2 (SSCR 940)

RELATING TO RENEWABLE ENERGY.

Introduced by: English J

Amends provisions relating to the public utilities commission. Amends the provision that the commission establish that the rate for purchase of electricity by a public utility shall not be more than 100 per cent of the cost avoided by the utility when the utility purchases the electrical energy rather than producing the electrical energy by changing it to be less than 100 per cent. Redefines renewable energy by deleting heat pump and ice storage. Amends the renewable portfolio standards to 20 per cent of its net electricity sales by December 31, 2015, and 30 per cent by December 31, 2020. Repeals the definition of cost effective. --Amends provisions relating to renewable portfolio standards study. Requires the public utilities commission to develop and implement a utility rate structure which may include performance based ratemaking to encourage Hawaii's electric utilities to use renewable energy resources found in the State, by December 31, 2006; to gather, review, and analyze data to determine the extent to which this proposed utility rate structure would impact electric utility companies' profit margins and to ensure that these profit margins do not decrease for a period of 5 years following the implementation of the rate structure; implement incentives and penalties to assist companies in meeting the renewable portfolio standards; using funds from the public utilities special fund to contract with technical experts to conduct independent studies to make findings and recommendations to the commission as to the capability of Hawaii's electric utility companies to achieve renewable energy portfolio standard in a cost effective manner, or whether circumstances require that the standard be adjusted and make findings and recommendations to the commission for projected standards to be set 5 and 10 years beyond the then current standard; and report to the legislature. -- SB1557 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to EEP then CPC then FIN

SB1570

MAKING AN APPROPRIATION FOR COMMUNITY-BASED REINTEGRATION PROGRAMS FOR FEMALE OFFENDERS TRANSITIONING FROM PRISON TO THE COMMUNITY.

Introduced by: Kanno B

Appropriation to the department of public safety to support community based reintegration programs for female offenders transitioning from prison back into the community. (\$\$) -- SB1570

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to PSM then FIN

SB1578 SD1 (SSCR 871)

RELATING TO UNEMPLOYMENT BENEFITS.

Introduced by: Kanno B

Amends provisions relating to weekly benefit for unemployment. Establishes that effective for weeks beginning January 1, 2005 and thereafter, each eligible individual who is unemployed in any week shall be paid with respect to that week a benefit amount equal to the individual's weekly benefit amount. -- SB1578 SD1

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to LAB then FIN

SB1579 SD1 (SSCR 872)

MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS.

Introduced by: Kanno B

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 1 (nonsupervisory blue collar employees) and for state officers and employees excluded from collective bargaining within this unit. (\$\$) -- SB1579 SD1

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to LAB then FIN

SB1580 SD1 (SSCR 873)

MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS.

Introduced by: Kanno B

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 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

SENATE BILLS THAT PASSED THIRD READING

within this unit. (\$\$) -- SB1580 SD1

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to LAB then FIN

SB1581 SD1 (SSCR 874)

MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS.

Introduced by: Kanno B

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 7 (faculty of the university of Hawaii and community college system) and for state officers and employees who are excluded from collective bargaining within this unit. (\$\$) -- SB1581 SD1

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to LAB then FIN

SB1582 SD1 (SSCR 875)

MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS.

Introduced by: Kanno B

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 9 (registered professional nurses) and for state officers and employees excluded from collective bargaining within this unit. (\$\$) -- SB1582 SD1

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to LAB then FIN

SB1583 SD1 (SSCR 876)

MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS.

Introduced by: Kanno B

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 10 (nonprofessional hospital and institutional workers), for state officers and employees excluded from collective bargaining within this unit. (\$\$) -- SB1583 SD1

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to LAB then FIN

SB1584 SD1 (SSCR 877)

MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS.

Introduced by: Kanno B

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 bargaining cost items for public employees in collective bargaining unit 11 (firefighters) and for state officers and employees excluded from collective bargaining within this unit. (\$\$) -- SB1584 SD1

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to LAB then FIN

SB1585 SD1 (SSCR 878)

MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS.

Introduced by: Kanno B

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), and unit 13 (other professional and scientific employees), and for state officers and employees excluded from collective bargaining within these units. (\$\$) -- SB1585 SD1

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to LAB then FIN

SB1586

RELATING TO THE HAWAII COUNTY BOARD OF WATER SUPPLY.

Introduced by: Kokubun R

Amends provisions relating to the Hawaii county board of water supply. Provides that all 9 members of the board will be appointed by the mayor and that the members shall select their chairperson and vice chairperson. Requires that 1 member shall be a resident of each district. Provides that the board does not need the advice or consent of the council to appoint a manager or for the manager to report to the board. Provides the vice chairperson administrative powers. Allows the board to acquire property without the approval of the council of the county. -- SB1586

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to WLO then JUD then FIN

SENATE BILLS THAT PASSED THIRD READING

- SB1588 SD2 (SSCR 709) RELATING TO AGRICULTURAL THEFT.
Introduced by: Kokubun R, Nishihara C, Baker R, Hee C
Amends provisions relating to theft in the 2nd degree. Adds that a person commits the offense of theft in the 2nd degree if the person commits theft of agricultural commodities or products that exceed 25 pounds, from cultivated or uncultivated agricultural lands that are enclosed by a fence, posted with warning signs on prosecution for theft, displayed along all exterior boundaries and at all roads and trails entering the land. Provides that possession of agricultural commodities or products without ownership and movement certificates is prima facie evidence that the commodities or products are or have been stolen. -- Amends provisions relating to theft of livestock. Provides that possession of livestock without a livestock ownership and movement certificate is prima facie evidence that the livestock is or has been stolen. Provides that theft of livestock is a class C felony. -- SB1588 SD2
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to AGR then JUD
- SB1591 SD2 (SSCR 909) MAKING AN APPROPRIATION FOR THE "ROADS IN LIMBO" PROGRAM IN HAWAII COUNTY.
Introduced by: Kokubun R
Appropriation out of the state highway fund to the Hawaii county department of public works to repair and maintain roads in Hawaii county that were created or acquired by the State, but for which ownership or jurisdiction is disputed by the county or the State. Requires matching funds by the county of Hawaii, other sources, or a combination of both. (\$\$) -- SB1591 SD2
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to TRN then FIN
- SB1592 SD1 (SSCR 925) RELATING TO STATE PLANNING.
Introduced by: Kokubun R, English J, Tsutsui S, Hooser G, Fukunaga C, Sakamoto N, Chun Oakland S, Baker R, Bunda R, Inouye L, Kanno B, Hanabusa C
Establishes the Hawaii 2050 task force to review and update the Hawaii state plan and fundamentals of community planning. Requires the state office of planning to assist the task force. Report to the legislature. Requires that after the receipt of the report the office of the auditor shall prepare the Hawaii 2050 sustainability plan. Provides that the task force shall cease to operate after the adjournment of the regular session of 2007 (sunset). Appropriation to the office of the auditor and to create the Hawaii 2050 sustainability plan. (\$\$) -- SB1592 SD1
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to EDB/ WLO/ then FIN
- SB1593 SD2 (SSCR 926) RELATING TO LAND USE.
Introduced by: Kokubun R, English J
Allows county planning departments to conduct a study with the office of planning to review boundaries within its jurisdiction to develop policies and boundary amendment recommendations that would expand and enhance the use of rural districts. Requires that the office of planning and the county planning departments collaborate and submit proposed legislation to redefine the rural districts to the legislature. Allows for a 1 time reclassification to rural districts for lands that were classified agricultural prior to June 4, 1976. Requires each county, with assistance of the office of planning, to submit recommendations for amended rural district boundaries to the land use commission. Appropriation to the department of business, economic development and tourism and to the counties. (\$\$) -- SB1593 SD2
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to JUD then FIN
- SB1620 SD2 (SSCR 996) RELATING TO STATE FUNDS.
Introduced by: Chun Oakland S
Appropriation out of the emergency and budget reserve fund (rainy day fund) to the judiciary via the children's justice center as a purchase of service 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 as a purchase of service to provide direct medical care to the uninsured; as a purchase of service for sexual assault direct services throughout Hawaii; as a grant for a full time dentist for the mobile care vans of the Office of Social Ministry's Mobile Care Health Project; as a grant to provide critical food, housing, and transportation assistance to eligible HIV / AIDS patients who can no longer be supported by federal CARE (Ryan White Comprehensive AIDS Resources Emergency) Act funding and to ensure that related programs such as

SENATE BILLS THAT PASSED THIRD READING

FoodBasket and Gregory House continue (requires the department of health to contract with individuals and agencies that receive or have received, and are eligible for, federal CARE funding to provide such services); as a grant for emergency medical services at the Waianae coast comprehensive health center; as a grant for the Queen's Medical Center to pay for the costs it incurs to compensate physicians to be on call to provide trauma and emergency medical services (requires Queen's to accept, immediately and on a continuing basis, patients from the other islands needing trauma care, whether or not those patients are transferred from another medical facility on another island and whether or not they are insured); as a grant to Na Lei Wili Area Health Education Center's Grow Our Own Healers Youth Program and Health Corps Hawaii to address workforce shortages through tiered mentoring, health care exploration, community health education, and community service; as a grant for Catholic Charities of the Diocese of Honolulu for the Lanakila Multi Purpose Senior Center; as grants for the senior center programs at the Moiliili Community Center and the Waikiki Community Center; as a subsidy to the St. Francis Medical Center for the operations of the bone marrow registry; as a grant for the Hawaii Seropositivity and Medical Management Program; and as a grant for Kokua Kalihi Valley Comprehensive Family Services, in collaboration with the Kalihi Palama Health Center, to establish school based or school linked health services at the high school and middle schools in Kalihi. -- Appropriation out of the emergency and budget reserve fund to the department of human services for supporting and expanding the nursing home without walls program; for supporting and expanding the chore services program; for the residential alternative community care program; as a grant for Friends of Foster Kids to develop infrastructure to transition into a professional child welfare services agency; and as a grant for Parents and Children Together for programs on child development and parenting skills and other programs that foster positive environments between parents and their children. -- Appropriation out of the emergency and budget reserve fund to the office of youth services, department of human services, as a grant to the Hawaii Youth Services Network for its Transitional Living Program for Unserved Street Youth; as a grant for the Boys and Girls Club of Hawaii in Papakolea to continue its youth services program. -- Appropriation out of the emergency and budget reserve fund to the office of community services, department of labor and industrial relations, as a grant to Volunteer Legal Services Hawaii for its Na Keiki Law Center project focusing on protecting the legal rights of children; as a grant for Maui Economic Opportunity, Inc., and its night transportation service for dialysis treatment programs in Maui County; and as a grant for the Honolulu Community Action Program in Waianae to support the Hawaii Family Advocacy Program in assisting families in the child protective services system. -- 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; and as a grant to the Self Help Housing Corporation of Hawaii for self help housing technical services to assist low and very low income families to build and own their own homes. -- Appropriation out of the emergency and budget reserve fund to the Hawaii health systems corporation, department of health, for the Program for All Inclusive Care for the Elderly to expand to the neighbor islands. (\$\$) -- SB1620 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to HLT/ HUS/ then LAB then FIN

SB1624 SD1 (SSCR 720)

RELATING TO PUBLIC ASSISTANCE.

Introduced by: Hanabusa C

Establishes provisions relating to medicaid preauthorization exemption. Provides that any physician who treats a medicaid recipient patient suffering from the human immunodeficiency virus (HIV), acquired immune deficiency syndrome (AIDS), hepatitis c, or a patient in need of transplant immunosuppressives may prescribe any medications approved by the US food and drug administration that are needed to treat the patient without the requirement of any preauthorization procedure. -- SB1624 SD1

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to HLT/ HUS/ then CPC

SB1634 SD2 (SSCR 950)

RELATING TO EARLY CHILDHOOD EDUCATION.

Introduced by: Sakamoto N, Chun Oakland S

Establishes provisions relating to early childhood education facilities; identifying sites; inspections. Requires the department education to identify unused school facilities for use by state early childhood education programs. Further requires the department to inspect each early childhood education program facility as frequently as it deems necessary for the proper operation, sanitation, and safety of the facility. -- Establishes an early childhood

SENATE BILLS THAT PASSED THIRD READING

education task force within the department to review the progress of early childhood education programs within the State including identifying the location of programs and those who are being served. Requires the task force to conduct a study of the impacts on private providers should the State implement a 7 year phase in component to the age limit requirement for children entering a public school junior kindergarten. Report to the legislature. Requires the legislative reference bureau to assist with the drafting of any proposed legislation. Task force to cease to exist on June 30, 2006 (sunset). -- Requires the department of human services to work with the counties to develop an efficient procedure to streamline the permit process for early childhood education facilities. Appropriation for renovations to public school facilities and supplies for classrooms and for supplemental training for early childhood education teachers and staff. (\$\$) -- SB1634 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to EDN/ HUS/ then FIN

SB1635 SD2 (SSCR 790)

RELATING TO EDUCATION.

Introduced by: Sakamoto N, Hooser G, Chun Oakland S, Nishihara C, Tsutsui S, Baker R Amends provisions relating to general excise tax remittances. Provides that the sum from all general excise tax revenues realized by the State that represents the difference between 45 million dollars and the proceeds from the sale of general obligation bonds authorized for the state educational facilities improvement special fund shall be deposited to the credit of the fund, by changing the amount to ____ dollars. Provides that ____ dollars be for bond funded repair and maintenance projects and ____ dollars be for cash funded repair and maintenance projects. -- SB1635 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to EDN then FIN

SB1636 SD2 (SSCR 951)

RELATING TO TEACHERS.

Introduced by: Sakamoto N, Hooser G, Chun Oakland S, Nishihara C, Tsutsui S, Baker R Establishes provisions relating to teacher compensation. Requires an employee of the department of education paid under the salary schedule contained in the unit 5 collective bargaining agreement (teachers and other personal of the department of education) to receive the employee's normal annual increment or longevity increase for a year's satisfactory service in any fiscal year. Requires movement between incremental and longevity steps within the salary range to be specified by law. -- Amends provisions relating to salary increases; annual longevity. Changes annual longevity to annual performance. Provides that teachers who earn less than 50,000 dollars are entitled to a 3.14 per cent annual salary increment and teachers who earn more than 50,000 dollars with a positive performance evaluation shall receive a biannual performance step increase of 3.14 per cent of their annual salary. Requires the department of education to establish a comprehensive evaluation process for all teachers and to establish a teacher advisory team to work with the principal and the teacher to address possible improvements or to locate a suitable position for the teacher's abilities. -- SB1636 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to LAB/ EDN/ then FIN

SB1637 SD1 (SSCR 791)

RELATING TO EDUCATION.

Introduced by: Sakamoto N, Hooser G, Chun Oakland S, Nishihara C, Tsutsui S, Baker R Appropriation to the department of education for 163.5 full time equivalent (163.5 FTE) secondary teacher positions for the comprehensive school alienation program. (\$\$) -- SB1637 SD1

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to EDN then FIN

SB1642 SD2 (SSCR 952)

RELATING TO TEACHERS.

Introduced by: Sakamoto N, Baker R Establishes the Hawaii teacher cadet program fund of the Hawaii alliance for future teachers. Moneys in the fund shall be expended in the form of grants to organizations or contracts with private vendors to provide programs for students who possess a high level of academic achievement and the personality traits found in good teachers to consider teaching as a career. Establishes a Hawaii teacher cadet program advisory board to solicit and raise funds, establish criteria for the expenditure of funds, review grant proposals, and make recommendations for grants and other expenditures. Superintendent of education to annually report to the legislature. Appropriation. -- Appropriation to the university of Hawaii to increase the capacity of teacher students at the university of Hawaii Leeward community college by hiring 8 full time (8.00 FTE) teacher education faculty positions to establish the associate of arts in teaching program. -- Requires the university of Hawaii to review its

SENATE BILLS THAT PASSED THIRD READING

college of education's admission standards and consider allowing incoming freshman to declare education as their major and enable them to graduate within 4 years. Appropriation to increase the capacity of teacher students at the university by hiring 5 full time equivalent (5.00 FTE) teacher education faculty positions by June 30, 2006, and an additional 5 FTE positions by June 30, 2007. -- Establishes provisions relating to educator loan forgiveness program and special fund. Provides that the program shall be administered by the department of education to provide financial support to teachers who complete a state approved teacher education program and who agree to teach in the Hawaii public school system at a site in the county of Hawaii, Kauai, or Maui for a period of time to be determined prior to each award. Provides that a teacher would receive an equivalent to tuition payments and costs or textbooks and other material necessary to complete the teacher education program. Establishes the educator loan forgiveness program special fund. Appropriation. -- 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. -- Establishes provisions for newly hired employees paycheck deficits and partial wages. Requires the department to ensure that newly hired employees receive timely and accurate wages. -- Requires the department to provide new teachers with the new personnel orientation handbook. Appropriation for equipment, supplies and transportation for the department of education. -- Requires the department to establish and maintain a statewide teacher induction program that is available to every newly hired teacher. Appropriation. -- Amends provisions relating to teacher licensing standards. Requires the Hawaii teacher standards board to state which specific requirements a licensed teacher from out of state needs, on a state by state basis, to complete to be a licensed teacher in Hawaii. -- Requires the Hawaii teacher standards board to review alternative licensing requirements to replace PRAXIS examination requirements. Requires the board to conduct a comparability study of teacher tests used in other key states to determine which tests are comparable to those used in Hawaii and the equivalent passing scores and submit a report to the legislature. Appropriation for a comparability study of teacher tests used in other key states. -- Authorizes the Hawaii teacher standards board to convert its 9 temporary positions to 9 permanent full time equivalent positions. Appropriation. -- Establishes the educational incentive program. Provides reimbursement of fees paid by teachers for tuition, textbooks, and other related costs, approved by the department who pursue coursework at the university of Hawaii system. Requires the department to allocate funds to professional development schools by means of competitive grants up to 5 years. Appropriation for the establishment and development of schools in Hawaii public schools. Appropriation for a program that adheres to the staff development standards of the National Staff Development Council. Appropriation for reimbursement of tuition, textbooks, and other related costs to teachers who pursue professional development coursework. -- Requires the department, in partnership with the Hawaii state teachers association and representatives of the business community, to prepare a package of incentives that responds to data gathered to identify the needs expressed recently by teachers in various surveys and studies. Appropriation. -- Requires the department to prepare an action plan with the assistance of the Hawaii state teachers association on how to achieve a salary of 100,000 dollars for teachers, incremental improvements to be made to teacher compensation over the 10 year period to fiscal year 2015, and improved teacher working conditions. Appropriation. -- Provides a public school teacher income tax credit equal to 250 dollars. Department of taxation to annually report to the legislature. -- Establishes the teacher housing developer income tax credit program to provide income tax credits for developers who lease state owned lands to build housing for lease or rental to teachers employed in hard to staff public schools. -- Establishes the teacher housing income tax credit program to provide income tax credits to landlords renting or leasing housing to teachers employed in hard to staff public schools. -- Provides an income tax deduction for the value of any out of pocket expenses incurred by a teacher for classroom supplies or materials. -- Requires the department of education to establish a master teachers training program to assist teachers who desire to increase the quality of their teaching skills and serve as a resource to other teachers. Provides that the department shall certify the teacher as a master teacher after successful conclusion of the training program. Provides that in addition to the master teacher's regular classroom responsibilities, the master teacher shall serve as a mentor, supervisor, or staff developer for other teachers both in or out of the master teachers training program. Requires the department to provide 1 master teacher staff developer in each school to assist the teachers in preparing for master teacher training certification and for ongoing certification. Establishes a master teachers' salary schedule. Allows time off for teachers with 7 to 12 years of experience to pursue national board certification. Amends teachers salary ranges. Appropriation for the masters teachers training program and reimbursements. (\$\$) -- SB1642 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House

Mar-10 05 Multiple Referral to LAB then EDN/ HED/ then FIN

SENATE BILLS THAT PASSED THIRD READING

SB1643 SD2 (SSCR 995)

RELATING TO EDUCATION.

Introduced by: Sakamoto N, Chun Oakland S

Amends provisions relating to new century charter schools. Redefines new century charter schools to mean schools chartered by the board of education. Requires the charter school implementation plan to include identifying, recruiting, and retaining instructional faculty; governance structure that incorporates a conflict of interest policy for school employees serving on the local school board and a plan for periodic board training; and a financial plan based on per pupil charter school allocation. Allows rather than requires the board to issue a charter upon recommendation of the new century charter school review panel. Encourages the movement of personnel between charter schools and the department of education. Allows the charter school to propose an alternative weighted student formula, approved by more than 2/3 of the local school boards, to apply to the per pupil allocation for charter schools. Provides that collective bargaining increases shall be allocated by the department of budget and finance to the charter school administrative office for distribution to charter schools. Exempts the office from the state procurement code. Repeals the limit on the number of new century conversions charter schools that can be established. -- Establishes a working group to review, assess, and make recommendations regarding the applicability of state laws to new century charter schools and to define exemptions that may be appropriate. Report to the legislature. Appropriation. -- Provides that no deductions from general fund appropriations for each new century charter school shall be without the written approval of the executive director of the charter school administrative office. Requires the department of education to provide the charter school administrative office with all federal grant proposals that include charter schools as potential recipients and timely reports on federal grants received for which charter schools may apply. Appropriation for per pupil allocations. -- Establishes provisions relating to new century charter schools administration of workers' compensation. Requires the department of human resources development to administer workers' compensation claims for employees of new century charter schools. Appropriation. -- Amends provisions relating to new century charter schools; responsibilities of department of education; special education services. Provides that the department shall be responsible for the offer of a free appropriate public education. Provides that special education programs and services for a special education student shall be determined collaboratively by the student's individualized education program team and the student's parents or legal guardians. Provides that if the new century charter school is unable to provide all the required services then the services shall be provided by the department according to services determined by the student's individualized education program team. (\$\$) -- SB1643 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to EDN then LAB then FIN

SB1648 SD1 (SSCR 792)

RELATING TO TUITION ASSISTANCE.

Introduced by: Sakamoto N

Appropriation to the department of defense for the provision of 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. (\$\$) -- SB1648 SD1

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to PSM then HED then FIN

SB1650 SD2 (SSCR 953)

RELATING TO THE HAWAII NATIONAL GUARD.

Introduced by: Sakamoto N

Establishes provisions relating to reimbursement for travel expenses. Provides that any member of the Hawaii national guard who incurs expenses for air transportation for travel from their location of residence within the State to their duty station for drills, exercises, or other official duty, shall be reimbursed for the actual air transportation cost incurred provided that the member was not offered any other military travel benefit. Appropriation. (\$\$) -- SB1650 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to PSM then FIN

SB1660 SD2 (SSCR 954)

RELATING TO EDUCATION.

Introduced by: Sakamoto N

Establishes provisions relating to the education design and construction project assessment fund. Establishes the revolving fund in the department of education. Provides the fund shall be used for defraying costs in carrying out construction projects managed by the department; managing funds representing accumulated vacation and sick leave credits and retirement benefits for non general fund employees in the construction program; equitably collecting and distributing the costs of other current expenses associated with capital improvement, repairs

SENATE BILLS THAT PASSED THIRD READING

and maintenance, and repairs and alterations projects; and managing the payments of employee transportation requirements such as car mileage reimbursements. Requires the superintendent of education to make reasonable assessments on construction projects managed by the department to carry out services for the capital improvement, repairs and maintenance, and repairs and alterations projects. Provides that the assessments shall be deposited into the fund. -- Amends provisions relating to the state educational facilities improvement special fund. Replaces the comptroller with the superintendent of education. Provides that the department of education shall be responsible for operating and maintaining the capital improvement and repair and maintenance programs. Places the state education repair and maintenance account under EDN 400 (school support) instead on EDN 100 (school based budgeting). Act repealed on June 30, 2052 (sunset). -- SB1660 SD2
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to EDN then FIN

SB1661 SD2 (SSCR 793)

RELATING TO EDUCATION.

Introduced by: Sakamoto N

Amends provisions relating to department of education carryover of funds. Changes the limitation that the department may retain only up to 5 per cent of an appropriation to retain appropriations. Requires the department to convert principal positions to 12 month status. Report to the legislature if the conversion is not feasible. Appropriation to the department of education to subsidize information systems projects, provide for additional support personnel and training, provide 2 additional DPSA (data processing systems analyst) IV and 3 additional DPSA V positions, and continue the implementation of Act 51, session laws of 2004. (\$\$) -- SB1661 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to EDN then LAB then FIN

SB1673 SD1 (SSCR 666)

RELATING TO THE STATE BUDGET.

Introduced by: Tsutsui S, Taniguchi B, Baker R, English J

Amends provisions relating to budget program execution. Provides that authorized transfers or changes between programs or agencies, when made, shall be reported to the legislature and shall not be put into effect unless approved by the legislature. -- SB1673 SD1

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Single Referral to FIN

SB1680 SD1 (SSCR 17)

RELATING TO QUALIFICATIONS OF BOARD MEMBERS.

Introduced by: Tsutsui S, English J, Chun Oakland S

Amends provisions relating to board members. Requires that at least 1 member of the board of land and natural resources have a background in conservation and natural resources. -- SB1680 SD1

Current Status: Feb-15 05 Introduction/Passed First Reading - House
Feb-17 05 Single Referral to WLO

SB1685 SD2 (SSCR 833)

RELATING TO TAX.

Introduced by: Tsutsui S, English J, Baker R, Nishihara C, Kim D, Hooser G, Sakamoto N
Amends income tax, administration of taxes, and transient accommodations tax provisions to allow the department of taxation to permit the counties to inspect tax returns. -- SB1685 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Single Referral to FIN

SB1687 SD1 (SSCR 977)

RELATING TO EMPLOYEE STOCK OWNERSHIP PLANS.

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

Provides a general excise tax exemption for amounts received by a management company and those related entities to which the management company provides managerial or operational services pursuant to a written contract if the management company is owned by, or through distributions from an employees stock ownership benefit plan trust. -- SB1687 SD1

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to HLT then CPC then FIN

SB1689 SD2 (SSCR 970)

RELATING TO CAMPAIGN SPENDING.

Introduced by: Hanabusa C, Hooser G, Chun Oakland S

Establishes provisions relating to a comprehensive public funding for elections to the office of state prosecuting attorney for a county, state senate, state house of representatives, the office of the lieutenant governor, and the office of governor. Establishes sufficiency of

SENATE BILLS THAT PASSED THIRD READING

funding for comprehensive public funding. Provides that on September 1 of each odd numbered year before a general election the campaign spending commission shall determine whether there is a minimum of ____ dollars in the Hawaii election campaign fund during election years in which there is not a gubernatorial election and ____ dollars in the fund during election years when there is a gubernatorial election. Further provides that if there is not sufficient funding then the provisions shall be inoperative for the following general election year. Establishes qualifications for comprehensive public funding. Establishes seed money contributions and limitations on use of seed money. Provides that seed money may be used only to determine whether sufficient support exists for a participating candidate to run for office. Establishes provisions relating to comprehensive publicly funded candidates, contributions and expenditures, penalties, reporting, continuing obligations, and disbursements. Establishes provisions for equalizing funds. Establishes deposit of and access to comprehensive public funds and deposit of money into the Hawaii campaign fund; creation. Adds that ____ per cent of all appropriations for the construction cost element of capital improvement projects shall be transferred to the fund. Amends provisions relating to qualifying campaign contributions; amounts by changing it to qualifying campaign contributions for partial public funding program; amounts. -- Amends provisions relating to general excise tax remittances. Provides that ____ dollars shall be deposited to the credit of the Hawaii election campaign fund. Requires the campaign spending commission to establish an independent bipartisan review committee to undertake a substantive review of the functioning of the comprehensive public funding program following the 2006 election. Report to the legislature. Requires the legislative reference bureau to assist the campaign spending commission in drafting any proposed amendments. (\$\$) -- SB1689 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to JUD then FIN

SB1695 SD2 (SSCR 889)

RELATING TO CAPITAL INVESTMENTS.

Introduced by: Espero W

Amends provisions relating to the state private investment fund. Redefines tax credits to include liabilities imposed by the insurance laws. Increases the amount of tax credits issued to the Hawaii strategic development corporation from 36 million dollars to 120 million dollars. Authorizes the corporation to incur indebtedness in the amount of 120 million dollars. -- SB1695 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to EDB then CPC then FIN

SB1696 SD1 (SSCR 760)

RELATING TO INVESTMENTS.

Introduced by: Espero W

Establishes the invest in Hawaii Act. Allows fiduciaries to invest up to 2 1/2 per cent of their funds eligible for investment in Hawaii venture capital investments. Amends provisions relating to the uniform prudent investor Act. -- SB1696 SD1

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to EDB then CPC then FIN

SB1697 SD2 (SSCR 761)

RELATING TO TECHNOLOGY TRAINING.

Introduced by: Fukunaga C

Appropriation to the university of Hawaii through a contract with the research corporation of the university of Hawaii for the up front costs of starting up the operations of an integrated airline training center. Requires the department of business, economic development, and tourism to work with the corporation to prepare a detailed progress report. Report to the legislature by the department. (\$\$) -- SB1697 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to TRN then HED then FIN

SB1698 SD2 (SSCR 983)

RELATING TO TECHNOLOGY GROWTH.

Introduced by: Fukunaga C, Inouye L, Baker R, English J, Espero W

Provides an income tax credit for school technology laboratories. Provides that the tax credit shall be 10 per cent of the value of contributions moneys, goods, or in kind services to the Hawaii 3Ts school technology laboratories fund. -- Amends provisions relating to income tax credits for school repair and maintenance. Prohibits credit claimed for school repair and maintenance to be claimed for school technology laboratories. Appropriation to the department of business, economic development, and tourism for a grant to the Economic Development Alliance of Hawaii, Inc., to coordinate marketing, with emphasis on representing Hawaii's technology companies and opportunities on the US mainland and to expand its Project EAST program to 4 additional schools on islands of ____ and _____. Requires matching funds. (\$\$) -- SB1698 SD2

SENATE BILLS THAT PASSED THIRD READING

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to EDB then EDN then FIN

SB1699 SD1 (SSCR 890)

RELATING TO CULTURE AND THE ARTS.

Introduced by: Fukunaga C

Appropriation to the department of accounting and general services to support the Hawaii state foundation on culture and the arts biennium grants program to sustain and develop vital community programming in culture, the arts, history, and the humanities for the people of Hawaii. (\$\$) -- SB1699 SD1

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to TAC then FIN

SB1702 SD1 (SSCR 891)

RELATING TO HIGH TECHNOLOGY.

Introduced by: Fukunaga C

Establishes provisions relating to the high technology innovation corporation. Provides that the corporation shall be a private, not for profit organization attached to the Hawaii high technology development corporation designed to facilitate the growth and development of the commercial high technology industry in Hawaii. Provides that the corporation shall be under the general management and control of a board of directors. Establishes provisions for the dissolution, patents, copyrights and other rights, and other state agency contracts of the corporation. Annual report to the governor, president of the senate, and speaker of the house of representatives. -- SB1702 SD1

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to EDB/ LAB/ then JUD then FIN

SB1709

RELATING TO THE OFFICE OF INTERNATIONAL AFFAIRS.

Introduced by: English J, Chun Oakland S

Establishes the office of international affairs within the department of business, economic development and tourism. Requires the office to develop policy and promote and strengthen international business, economic, culture, and arts relations with other countries; develop policies and promote transportation and tourism within other countries; develop and promote international telecommunications and high technology exchanges internationally; encourage the development of international sister city programs; develop and promote Hawaii as the economic, trade, commerce, transportation, banking and tourism hub of the Pacific; develop an international affairs and peace education curriculum; and provide for exchanges between Hawaii and other nations of individuals who endeavor to develop international affairs and peace based initiatives. -- SB1709

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to INT then FIN

SB1713 SD1 (SSCR 315)

RELATING TO KALAUPAPA.

Introduced by: English J, Baker R

Establishes provisions relating to liberty, autonomy, and dignity of patient residents. Provides that the legislature declares its intent to ensure all residents at Kalaupapa are treated with dignity, respect, courtesy, and sensitivity and that the protections extended to residents at Kalaupapa are honored and upheld by the department of health. Provides that the department shall ensure and protect the personal liberty, autonomy, and dignity of each resident at Kalaupapa. -- SB1713 SD1

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to HLT then FIN

SB1721 SD2 (SSCR 892)

RELATING TO A STATE CULTURAL PUBLIC MARKET.

Introduced by: Kim D, Chun Oakland S

Establishes a permanent state cultural public market within the Hawaii community development authority. Provides that the market shall be located within the Kakaako, Oahu, area. Appropriation. (\$\$) -- SB1721 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to EDB then FIN

SB1729 SD2 (SSCR 997)

RELATING TO TOURISM.

Introduced by: Kim D

Amends provisions relating to the state parks special fund and the trail and access program to receive funds from the transient accommodations tax revenues. Amends provisions relating to Hawaii tourism authority. Provides that the authority shall be headed by a policy making board of directors which consists of 12 public, voting members, and 3 ex officio nonvoting members, provided that the executive director of the state foundation on culture

SENATE BILLS THAT PASSED THIRD READING

and the arts or a permanent designated representative shall be an ex officio nonvoting member. Allows the authority to develop and implement a personnel system. Provides that the governor and executive agencies shall limit their oversight of the authority's hiring to those times when the authority receives general funds from the State. Allows the authority to encourage collaboration between the visitor industry, law enforcement agencies, community organization, and businesses to develop and implement programs to improve visitor and resident safety and security. -- Amends provisions relating to the convention center enterprise special fund. Allows moneys in the convention center enterprise special fund to be placed in interest bearing accounts or otherwise invested by the authority until such time as the money's may be needed. -- Amends provisions relating to the tourism special fund. Authorizes the authority to set up a special account in the tourism special fund for depositing non tax revenues received from either public or private contract to be used by the authority for the purpose of the public or private contracts or other purposes as approved by the executive director or some other person authorized by the board of directors. -- Amends provisions relating to the transient accommodations tax. Changes the maximum amount of revenues that may be deposited into the convention center enterprise special fund. Increases the percentage that shall be deposited into the tourism special fund. Repeals the limitation that tourism special fund cannot receive more than 62 million 292,000 dollars from tax revenues. Removes the provision that the funds for the state parks special fund and the Hawaii statewide trail and access program come from the tourism special fund. Provides funds for aloha aina patrol and visitor assistance program established in each county. Repeals the percentage given to the transient accommodations tax trust fund. Provides funding for the state parks special fund and the special land and development fund to be spent by the department of land and natural resources as designated by a plan approved by the Hawaii tourism authority. Repeals the transient accommodations tax trust fund. -- SB1729 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to TAC then FIN

SB1730 SD2 (SSCR 896)

RELATING TO TRANSIENT ACCOMMODATIONS TAX.

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

Amends provisions relating to transient accommodations tax. Provides that a hotel that converts to a time sharing plan or a condominium shall be subject to transient accommodations tax surcharge of the average of 50 per cent of the previous 2 years of transient accommodations tax revenues collected by the hotel. Further provides that the surcharge shall be assessed and levied against the entity owning the hotel prior to the conversion. Redefines transient accommodations to include time share units. -- SB1730 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to TAC then FIN

SB1732 SD1 (SSCR 910)

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. (\$\$) -- SB1732 SD1

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to WLO/ PSM/ then FIN

SB1734 SD2 (SSCR 762)

RELATING TO TAXATION.

Introduced by: Bunda R

Establishes a motor sports recreation and public safety training, educational and medical facility investment income tax credit. Provides that the tax credit shall be for investments made for any 1 or more years in the 6 consecutive taxable years from December 31, 2004, to December 31, 2010 (sunset) up to a maximum of ____ dollars for all 6 years. -- SB1734 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to WLO/ TAC/ then FIN

SB1740 SD1 (SSCR 734)

RELATING TO ADJUSTING THE INCOME TAX BRACKETS.

Introduced by: Bunda R, Kim D, English J, Tsutsui S, Hanabusa C, Nishihara C, Inouye L, Sakamoto N, Baker R, Espero W, Slom S, Hemmings F, Kanno B, Hogue B, Chun Oakland S

Amends provisions relating to income tax rates by adding tax brackets beginning after December 31, 2005. -- SB1740 SD1

SENATE BILLS THAT PASSED THIRD READING

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Single Referral to FIN

SB1742

PROPOSING AN AMENDMENT TO ARTICLE VI, SECTION 4, OF THE HAWAII CONSTITUTION RELATING TO THE JUDICIAL SELECTION COMMISSION.

Introduced by: Ihara L

Proposes to amend the constitution. Requires the member of the judicial selection committee who shall not reside in the city and county of Honolulu to be appointed on a rotating basis by the governor, the president of the senate, the speaker of the house of representative and the chief justice of the supreme court. Requires that a written biography of each member of the committee shall be made available to the public. Further requires that no member shall possess a direct interest in either the success or failure of a political candidate or a ballot question when appointed, or actively support or oppose a political candidate or ballot question while serving as a member of the commission. -- SB1742

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to JUD then FIN

SB1745 SD1 (SSCR 687)

RELATING TO RELIEF FOR MANOA FLOOD VICTIMS.

Introduced by: Taniguchi B

Provides a 1 time non refundable Manoa flood victim income tax relief equal to the non reimbursable expenses for repairs, insurance, rental or other costs related to the damage caused to the taxpayer's real property or personal property by the heavy rain and flood in October 2004, in Manoa, Oahu. Provides that the tax credit shall be for taxable years beginning after December 31, 2003, and ending before January 1, 2006 (sunset). -- SB1745 SD1

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to PSM then FIN

SB1747 SD2 (SSCR 820)

RELATING TO THE LYON ARBORETUM.

Introduced by: Taniguchi B

Appropriation to the university of Hawaii for the repair, maintenance, and operation of the Harold L. Lyon Arboretum. (\$\$) -- SB1747 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to HED then FIN

SB1748 SD1 (SSCR 711)

RELATING TO STATE FUNDS.

Introduced by: Taniguchi B

Establishes provisions relating to grants; release by the governor. Provides that if a grant awarded by the legislature is not allocated or released by the governor within 90 days of the effective date of the legislation awarding the grant, the governor shall notify the recipient of the unreleased grant on the status of whether the grant is still pending or will not be released. -- Amends provisions relating to estimated expenditures; approval. Allows the director of finance to decrease, modify or amend a department's estimate or allotment if the amount of the estimate or allotment will result in a shortfall in the treasury. Provides that when the director of finance determines that the actual receipts from taxes or any other sources for any appropriation are less than was anticipated and the amount available for the appropriation or for any allotment period is less than the amount estimated or allotted, the director, with the approval of the governor and after notice to the department or establishment concerned, shall reduce the amount allotted or to be allotted. -- SB1748 SD1

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Single Referral to FIN

SB1749 SD1 (SSCR 685)

RELATING TO THE BUDGET.

Introduced by: Taniguchi B

Establishes provisions relating to restriction or withholding of funds lawfully budgeted and appropriated; prior written notice required. Requires that prior to the imposition of any restriction or withholding of any funds lawfully budgeted and appropriated by the legislature, the governor or the director of finance shall provide prior written notice to the joint legislative budget committee. -- Amends provisions relating to joint legislative budget committee established; purpose. Allows the committee to hold public hearings on any decision by the governor or director of finance to restrict, withhold, or otherwise not expend or not allot any funds lawfully budgeted and appropriated by the legislature and the reasons therefor. -- Amends provisions relating to appropriations available for allotment, estimate of expenses. Requires all allotment estimates to include all funds lawfully budgeted and appropriated to the department or agency to fully fund the program. -- SB1749 SD1

Current Status: Mar-10 05 Introduction/Passed First Reading - House

SENATE BILLS THAT PASSED THIRD READING

Mar-10 05 Multiple Referral to LMG then FIN

- SB1750 SD2 (SSCR 826) RELATING TO LEGISLATIVE OVERSIGHT OF TEMPORARY ASSISTANCE FOR NEEDY FAMILIES PROGRAMS AND FUNDING EXPENDITURES.
Introduced by: Taniguchi B
Amends Act 200, session laws of 2003, as amended by Act 41, session laws of 2004, relating to the state budget, by repealing the appropriation of other funds to temporary assistance to needy families (TANF). -- Establishes provisions relating to temporary assistance for needy families; funding and programs; legislative oversight. Requires the legislature to conduct oversight hearings relating to the appropriate implementation of programs funded by federal temporary assistance for needy families moneys and the optimal expenditure of such federal moneys. Provides that the committees having jurisdiction over fiscal matters and the committees having jurisdiction over human services in the senate and the house of representatives shall collectively have joint legislative oversight responsibilities. Requires the department of human services to make all data available to the joint legislative oversight committees upon request. -- SB1750 SD2
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to HUS then FIN
- SB1752 SD2 (SSCR 911) RELATING TO THE STATE CAPITOL.
Introduced by: Taniguchi B
Amends provisions relating to the joint legislative management committee. Requires the committee in conjunction with the department of accounting and general services to jointly manage and control the state capitol building and grounds. -- SB1752 SD2
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to LMG then FIN
- SB1772 SD1 (SSCR 827) RELATING TO EMPLOYERS.
Introduced by: Kanno B
Establishes provisions relating to medical assistance; information collected in application; disclosure; public right to information. Provides that each applicant for medical assistance under any program administered by the department of human services shall identify the employer of the proposed beneficiary of medical assistance. Defines proposed beneficiary to mean any person who files an application for health care benefits or hospital care for the person or any other individual on whose behalf an application is filed, including children or other dependents of the applicant or other individual for whom the application is filed. -- SB1772 SD1
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to HUS then JUD then FIN
- SB1773 SD2 (SSCR 879) RELATING TO SOCIAL WORKERS.
Introduced by: Kanno B
Requires the department of human resources development to develop a plan for the implementation of separate classifications of a social worker class and a human services professional class. Report to the legislature. Prohibits the department to eliminate or abolish, by reason of attrition or any other reason, except by direct act of the legislature, a social worker class in all its classifications, or replace it with any other class titled human services professional. Voids any elimination or abolishment. Amends provisions relating to definitions. Defines exempt government employee to mean an employee in a social worker position with any state government agency that was employed with the State in a social worker position prior to July 1, 2007. -- Amends provisions relating to exemptions. Provides that any social worker employed with the State prior to July 1, 2007 does not need to be licensed. -- SB1773 SD2
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to HLT/ HUS/ then LAB then FIN
- SB1778 SD2 (SSCR 1002) RELATING TO CONTRACTORS.
Introduced by: Kanno B
Establishes provisions relating to complaints for unlicensed activity. Provides that the investigator shall commence an investigation within 7 working days of the receipt of complaint that alleges a violation of licenses required and shall complete the investigation within a 20 working day period. Appropriation to the department of commerce and consumer affairs for the costs of investigations relating to unlicensed contractors. (\$\$) -- SB1778 SD2
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to EDB then CPC then FIN

SENATE BILLS THAT PASSED THIRD READING

- SB1780 SD2 (SSCR 964) RELATING TO THE COMMISSION ON FATHERHOOD.
Introduced by: Kanno B
Amends Act 156, session laws of 2003, relating to fatherhood. Establishes the state commission on fatherhood within the department of human services instead of the office of the lieutenant governor. Extends the sunset date to June 30, 2007. Appropriation. (\$\$) -- SB1780 SD2
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to HUS then FIN
- SB1781 MAKING AN APPROPRIATION FOR COMMUNITY-BASED REINTEGRATION PROGRAMS.
Introduced by: Kanno B
Appropriation to the department of public safety to support community based reintegration programs that assist former inmates in successfully transitioning back into the community. (\$\$) -- SB1781
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to PSM then FIN
- SB1792 SD1 (SSCR 893) MAKING AN APPROPRIATION FOR INTERNATIONAL BUSINESS AND TECHNOLOGY INCUBATOR PROGRAM.
Introduced by: Fukunaga C, Chun Oakland S
Appropriation to the high technology development corporation to establish an international business and technology incubator program in Hawaii. (\$\$) -- SB1792 SD1
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to EDB/ INT/ then FIN
- SB1793 SD2 (SSCR 777) RELATING TO LEASEHOLD CONVERSION.
Introduced by: Fukunaga C
Provides an income tax deduction of 100 per cent of the income derived by a fee owner from the sale of a leased fee interest in a multi family residential leasehold property to the lessee of the multi family residential leasehold unit or in a residential leasehold house lot to the lessee of the residential leasehold house lot. Act to be repealed on January 1, 2056 (sunset). -- SB1793 SD2
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to WLO/ HSG/ then CPC then FIN
- SB1796 SD1 (SSCR 39) RELATING TO THE DISPOSITION OF CONVICTED DEFENDANTS.
Introduced by: Menor R
Amends Act 161, session laws of 2002, relating to sentencing for drugs and intoxicating compounds offenses. Provides that a person sentenced for a 1st time drug offense prior to July 1, 2002 may apply for resentencing providing that the person is able to demonstrate a satisfactory record of drug treatment and drug abstinence, and a record free of any criminal conviction from the date of the person's sentencing for the 1st time drug offense to the date of the application for resentencing; and upon resentencing, may apply to the court for expungement of the related conviction and arrest records. Amendment to be repealed on December 31, 2006 (sunset). -- SB1796 SD1
Current Status: Feb-17 05 Introduction/Passed First Reading - House
Feb-18 05 Single Referral to JUD
- SB1798 RELATING TO NONPROFIT CORPORATIONS.
Introduced by: Menor R (BR)
Amends provisions relating to cumulative voting for directors and removal of directors under the Hawaii non profit corporations Act. Exempts corporations organized under the condominium property regimes law.-- SB1798
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Single Referral to CPC
- SB1802 SD1 (SSCR 656) RELATING TO CAPTIVE INSURANCE.
Introduced by: Menor R (BR)
Amends provisions relating to captive insurance companies. Changes affiliated company to affiliated entity. Repeals the requirement that the articles of incorporation of a risk retention captive insurance company incorporated as a stock insurer prohibit a stockholder to own more than 10 per cent of the company's stock. -- SB1802 SD1
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to CPC then FIN
- SB1808 SD1 (SSCR 993) RELATING TO WORKERS' COMPENSATION LAW.

SENATE BILLS THAT PASSED THIRD READING

Introduced by: Kanno B

Establishes general provisions under workers' compensation law. -- Establishes the duties and powers of the department of labor and industrial relations and enforcement of rules. -- Amends provisions relating to vocational rehabilitation. Allows the director to approve a plan that is determined to be in the best interests of and approved by the injured employee. Requires the rehabilitation unit to issue a reconsideration determination to affirm, reverse or modify a request for reconsideration. Authorizes the director to designate the hearings officer and issue a written decision. -- Establishes guidelines on frequency of treatment and reasonable utilization of health care and services. -- Establishes that if an employee is unable to complete a regular daily work shift due to a work injury the employee shall be deemed totally disabled for work for that day. Establishes that if the employee is unable to perform light work, temporary disability benefits cannot be discontinued based solely on the inability to perform light work. -- Establishes rulemaking powers of the director. -- Establishes proceedings upon claim hearings. -- Establishes attorneys, physicians and other health care providers fees. -- Amends provisions relating to reports of physicians, surgeons and hospitals. -- Amends provisions relating to penalties for fraud. Provides for entitlement of reimbursement for attorney's fees and costs if found that fraud has not occurred. Prohibits any person from being subject to double jeopardy. To be repealed on January 1, 2011 (sunset). -- SB1808 SD1

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to LAB then FIN

SB1814 SD2 (SSCR 794)

RELATING TO IMPACT FEES.

Introduced by: Sakamoto N

Establishes provisions relating to fair share contributions. Authorizes impact fees to be assessed, imposed, levied, and collected by a county for the department of education from any development involving public school facilities. Provides that upon the application of a developer the department of education shall refund any impact fees transferred to the fund which have not been expended or encumbered for educational facilities identified in the needs assessment conducted by the department of education. Appropriation to the department of education for schools needs assessment studies. (\$\$) -- SB1814 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to EDN then EDB/ WLO/ HSG/ then FIN

SB1816 SD2 (SSCR 955)

RELATING TO STUDENT SUBSTANCE ABUSE ASSESSMENT REFERRALS.

Introduced by: Sakamoto N

Amends provisions relating to the zero tolerance policy. Provides that prior to a decision to exclude a child from attending school, the child shall be referred to and assessed by a certified substance abuse treatment counselor or professional qualified under the mental health and alcohol and drug abuse treatment insurance benefits law. Provides that if a child does not need treatment for substance abuse or dependency, follow up counseling or other student supports shall be provided. -- Establishes a student substance abuse assessment and treatment advisory task force in the department of education to review the process by which a child who violates the zero tolerance policy for drugs and alcohol in public schools is referred for assessment and treatment of substance abuse and excluded from school. Task force to cease to exist on June 30, 2006 (sunset). Report to the legislature. Appropriation. (\$\$) -- SB1816 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to JUD/ EDN/ then FIN

SB1817 SD2 (SSCR 956)

RELATING TO THE DEPARTMENT OF EDUCATION.

Introduced by: Sakamoto N

Amends provisions relating to criminal history record checks of employees of the department of education and teachers, trainees in any public schools by adding providers, subcontractors, and institute of higher education trainees. Allows fees charged by the Hawaii criminal justice data center to perform the checks to be passed on. -- SB1817 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to EDN then JUD then FIN

SB1838 SD2 (SSCR 795)

RELATING TO THE NATIONAL GUARD.

Introduced by: Sakamoto N

Establishes provisions relating to uniform maintenance allowance. Provides that any enlisted personnel of the army or air national guard who receive a uniform maintenance allowance from the state department of defense, regardless of the source of funds, may designate a financial institution account into which the department of accounting and general services is authorized to deposit the member's uniform maintenance allowance. Changes the amount

SENATE BILLS THAT PASSED THIRD READING

of the allowance. Appropriation to the department of defense for the allowance. (\$\$) --
SB1838 SD2
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to PSM then FIN

SB1843 SD1 (SSCR 912)

RELATING TO PROCUREMENT.

Introduced by: Hooser G

Establishes provisions relating to indemnification. Provides that the contract shall not require the person or entity to defend, indemnify, or hold harmless the governmental body, or its employees, officers, or agents from any liability, damage, loss, claim, action, or proceeding caused by the negligence, errors, omissions, recklessness, or intentional misconduct of the employees, officers, or agents of that governmental body. Provides that the contract may require the person or entity to indemnify and hold harmless the governmental body, its employees, officers, and agents from any liabilities, damages, losses, claims, actions, or proceedings, including without limitation reasonable attorneys' fees, to the extent that they were caused by negligence, errors, or omissions of the person or entity, the person's or entity's employees, officers, or agents in the performance of their professional services. -- SB1843 SD1

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to EDB then JUD then FIN

SB1851 SD2 (SSCR 946)

APPROPRIATING FUNDS FOR HOMELESS AND TRANSITIONAL HOUSING PROJECTS.

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

Appropriation out of the emergency and budget reserve fund (rainy day fund) to the department of human services for homeless and transitional housing projects on Kauai, Hawaii, and Maui, for self help projects in all counties, to be disbursed by a request for proposals process, and for the state homeless shelter program. (\$\$) -- SB1851 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to HSG then FIN

SB1852 SD2 (SSCR 778)

RELATING TO LOW INCOME HOUSING.

Introduced by: Hooser G, Menor R, Espero W, Chun Oakland S, English J

Amends provisions relating to administration of state low income housing projects and programs. Requires that the housing and community development corporation of Hawaii complete all required repairs to vacant units in state low income housing projects to make them available to rent by December 31, 2008. Further requires the corporation to construct new low income housing units. Allows the corporation to apply for funding from the US Department of Housing and Urban Development or issue bonds to complete repairs. Appropriation. (\$\$) -- SB1852 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to HSG then FIN

SB1854 SD1 (SSCR 828)

RELATING TO THE STATE RENT SUPPLEMENT PROGRAM.

Introduced by: Hooser G, Menor R, Espero W, Chun Oakland S, English J

Amends provisions relating to rent supplements. Allows the housing and community development corporation of Hawaii to make payments on behalf of a qualified tenant of up to ____ dollars a month. -- SB1854 SD1

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to HSG then FIN

SB1863 SD2 (SSCR 897)

RELATING TO TRANSIENT ACCOMMODATIONS TAX.

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

Requires the department of taxation to report annually to the legislature on revenues received under the transient accommodations tax from owners of residential properties that operate vacation rentals (owner does not reside on property) and bed and breakfast establishments (owner resides on property). Requires the department to include separate categories of collection for residential properties utilized as vacation rental and bed and breakfast establishments. Report to the legislature. -- SB1863 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to TAC then FIN

SB1864 SD1 (SSCR 847)

MAKING AN EMERGENCY APPROPRIATION OUT OF THE JUDICIARY COMPUTER SYSTEM SPECIAL FUND.

Introduced by: Taniguchi B

Appropriation to the judiciary to purchase additional hardware, upgrade and replace the judiciary's network infrastructure, pay for the unanticipated expenses involved in converting

SENATE BILLS THAT PASSED THIRD READING

data from the judiciary's antiquated TRAVIS case management system to the judiciary information management system, and pay for other expenses necessary to ensure the success of the judiciary information management system project. (\$\$) -- SB1864 SD1
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to JUD then FIN

SB1870 SD1 (SSCR 686)

RELATING TO GENERAL EXCISE TAX.
Introduced by: Sakamoto N
Establishes a general excise tax on owner builders on the value of construction, renovation, or alteration of the owner builder's personal residence that is subject to building permit. -- SB1870 SD1
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to HSG then FIN

SB1872

RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST PALOLO CHINESE HOME AND ITS SUBSIDIARIES.
Introduced by: Bunda R
Authorizes the issuance of special purpose revenue bonds to assist Palolo Chinese Home, a Hawaii not for profit corporation, and its not for profit subsidiaries, to finance the expansion, construction, and rebuilding of its health care facilities. Authorizes the issuance of refunding special purpose revenue bonds to refund the special purpose revenue bonds. (\$\$) -- SB1872
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to HUS then FIN

SB1876 SD2 (SSCR 913)

RELATING TO HIGHWAYS.
Introduced by: Kokubun R, Baker R, 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 and a public utility regulated under the public utilities law indemnity from liability under certain conditions. -- Establishes the scenic highways advisory commission within the department 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 2007 (sunset). Appropriation. (\$\$) -- SB1876 SD2
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to TRN then JUD then FIN

SB1877

RELATING TO THE OFFICE OF PLANNING.
Introduced by: Kokubun R
Amends provisions 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. -- SB1877
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to EDB/ WLO/ then FIN

SB1879 SD2 (SSCR 928)

RELATING TO STATE ENTERPRISE ZONES.
Introduced by: Kokubun R
Establishes provisions 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. -- SB1879 SD2
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to AGR/ EDB/ then FIN

SB1883 SD2 (SSCR 929)

RELATING TO MILOLI'I FISHERIES MANAGEMENT AREA.
Introduced by: Kokubun R

SENATE BILLS THAT PASSED THIRD READING

Establishes provisions relating to Miloli'i (Milolii) fisheries management area. Designates the Miloli'i fisheries management area as a community based subsistence fishing area. Requires the department of land and natural resources to adopt strategies to ensure long term sustainability of fish population and encourage scientific study and understanding of subsistence fishing management. -- SB1883 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Single Referral to WLO

SB1884 SD1 (SSCR 351)

RELATING TO PUBLIC ACCESS TO SHORELINES.

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

Amends provisions relating to public access of shorelines. Requires counties to enact ordinances requiring developers or subdevelopers to connect existing accesses to the shoreline with lateral public access along the shoreline. -- SB1884 SD1

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to WLO then JUD

SB1888 SD1 (SSCR 974)

RELATING TO THE HAWAII LABOR RELATIONS BOARD.

Introduced by: Kanno B

Amends provisions relating to the Hawaii labor relations board. Provides that each member of the board as of July 5, 2005, shall have their existing terms extended from 6 to 10 years and shall continue to serve until their successors have been appointed and confirmed. -- SB1888 SD1

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to LAB then FIN

SB1889 SD1 (SSCR 941)

RELATING TO APPRENTICESHIPS.

Introduced by: Kanno B

Amends provisions relating to standards for agreements under apprenticeship law. Requires quality assurance of training personnel, adequate supervision on the job, and specialty licenses relevant to the trade and in the instance of parallel programs, and compliance with the "equal to or better" than requirement. Requires approval of the office of apprenticeship training, employer, and labor services. -- Requires the director of labor and industrial relations to establish a committee to be known as the apprenticeship council to promote and approve programs consistent with the standards for agreements. -- SB1889 SD1

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to LAB then CPC then FIN

SB1891 SD2 (SSCR 930)

RELATING TO BOATING.

Introduced by: Kokubun R, Chun Oakland S, Baker R

Amends provisions relating to permits and fees for state boat harbors. Provides that commercial vessels shall be subject to a moorage fee based on a percentage of the gross revenues derived from the use of the vessel that shall be 3 per cent of the gross revenues or 2 times the moorage fee assessed for recreational vessels of the same size, whichever is greater. -- Provides that fees shall be deposited in the boating special fund. -- SB1891 SD2

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to WLO then FIN

SB1893

RELATING TO INVASIVE SPECIES.

Introduced by: Kokubun R, Chun Oakland S, English J, Baker R

Establishes provisions relating removal of noxious trees; state plan approval permit. Allows a private or public landowner to apply for an approval permit with the department of land and natural resources to remove noxious trees located within the landowner's conservation zoned property. -- SB1893

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Single Referral to WLO/ EEP/

SB1897 SD2 (SSCR 931)

RELATING TO LAND CONSERVATION.

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

Exempts the land acquisition fund from contributing to central services. Changes the fund for the environment to the land conservation fund. Requires that 10 per cent of all revenues from the conveyance tax be credited to the fund. Requires the department of land and natural resources to administer and manage the fund. Requires the department to recommend to the board of land and natural resources specific parcels of land to be acquired, restricted with conservation easements, or preserved. Requires the fund be used for the preservation of watershed protection, coastal areas and access, habitat protection, cultural and historical sites, recreational and public hunting areas, parks, natural areas,

SENATE BILLS THAT PASSED THIRD READING

agricultural protection, and open spaces and scenic resources. Requires the board to review and select the lands to be acquired and to publish an annual report, including a financial report to the legislature, governor and public. Allows the board to make grants to state agencies and nonprofit land conservation organizations and for nonprofit organizations to sell, lease or otherwise dispose of acquired land without the written approval of the board. Amends provisions relating to the basis and rate of tax. Provides that ____ cents per 100 dollars be paid in the amount of 1 dollar up to but not including 500,000 dollars, an additional ____ cents per 100 dollars be paid in the amount of 500,000 dollars up to but not including 1 million dollars, and an additional ____ cents per 100 dollars be paid in the amount of 1 million dollars and over. Amends provisions relating to the distribution of conveyance tax revenues to include distribution to the land conservation fund. -- SB1897 SD2
Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to WLO then FIN

SB1899 SD1 (SSCR 932)

RELATING TO AGRICULTURE.

Introduced by: Kokubun R

Appropriation to the department of agriculture to develop guidelines and a marketing plan to obtain export clearances for the Rainbow papaya to Japan and other countries. (\$\$) -- SB1899 SD1

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to AGR then FIN

SB1903 SD1 (SSCR 942)

RELATING TO THE SEAWATER AIR CONDITIONING.

Introduced by: English J (BR)

Redefines public utility to exclude any person who owns, controls, operates, or manages any seawater air conditioning district cooling project if at least 50 per cent of the energy required for the seawater air conditioning district cooling system is provided by a renewable energy resource, such as cold, deep seawater. -- SB1903 SD1

Current Status: Mar-10 05 Introduction/Passed First Reading - House
Mar-10 05 Multiple Referral to EDB then EEP then CPC

SENATE BILLS THAT PASSED THIRD READING

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HOUSE BILLS THAT PASSED THIRD READING

- HB0001 HD2 (HSCR 975) RELATING TO HIGHER EDUCATION.
Introduced by: Takai K, Waters T
Establishes the university of Hawaii system law. Repeals the Hawaii research center for futures study law, university of Hawaii law, center for nursing law, community colleges law, career and technical education under federal aid law, college credit equivalency program law, state post secondary education commission law, university projects law, university parking law, and western regional education compact law. -- HB0001 HD2
Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to HRE/ JHW/ then WAM
- HB0005 HD1 (HSCR 995) RELATING TO THE UNIVERSITY OF HAWAII.
Introduced by: Takai K
Amends Act 180, session laws of 2004, relating to the university of Hawaii optional retirement system by repealing the sunset date. -- HB0005 HD1
Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to HRE/ LBR/ then WAM
- HB0008 HD1 (HSCR 515) RELATING TO MILITARY SERVICE.
Introduced by: Takai K, Oshiro M, Oshiro B, Ito K, Say C, Chong P, Cabanilla R, Takamine D
Establishes provisions relating to Hawaii medal of honor. Provides that the Hawaii medal of honor may be rewarded on behalf of the people of the State of Hawaii to an individual who has been killed in action while engaged in an action against an enemy of the US, engaged in military operations involving conflict with an opposing foreign force, serving with friendly foreign forces engaged in an armed conflict against an opposing armed force in which the US is not a belligerent party, or serving in a combat zone as designated by presidential order. -- HB0008 HD1
Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Single Referral to EDM/ TGO/
- HB0010 HD2 (HSCR 932) RELATING TO MOTOR VEHICLES.
Introduced by: Takai K, Ito K, Cabanilla R, Chong P, Oshiro M
Establishes provisions relating to exemptions for members of the national guard and reserves. Provides that a passenger motor vehicle owned by a member of the Hawaii national guard or US military reserves domiciled in Hawaii who is federalized by a call to active duty through an order issued by the President of the US and who is serving in Iraq or Afghanistan shall be exempted from any taxes or fees required under the county vehicular taxes law. -- HB0010 HD2
Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to EDM/ TGO/ then WAM
- HB0015 HD1 (HSCR 847) RELATING TO THE UNIVERSITY OF HAWAII.
Introduced by: Waters T
Amends provisions relating to the powers of the board of regents of the university of Hawaii which requires the board to develop internal policies and procedures for the procurement of goods, services, and construction exempt from the Hawaii public procurement code by encouraging the board to use the provisions of the procurement code. -- HB0015 HD1
Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to HRE/ TGO/ then WAM
- HB0019 HD2 (HSCR 888) RELATING TO UNIVERSITY PROJECTS AND AUTHORIZING THE ISSUANCE OF REVENUE BONDS FOR HOUSING UNITS.
Introduced by: Waters T
Establishes provisions relating to support facility for variable rate revenue bonds under university projects law. Amends provisions relating to the board of regents of the university of Hawaii and the issuance of revenue bonds. Authorizes the issuance of revenue bonds for the construction and / or maintenance of any university housing units. (\$\$) -- HB0019 HD2
Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to HRE then WAM
- HB0020 RELATING TO THE UNIVERSITY OF HAWAII.
Introduced by: Waters T
Amends Act 321, session laws of 1986, as amended by Act 283, session laws of 1987, Act 371, session laws of 1989, Act 163, session laws of 1991, Act 314, session laws of 1993, Act 8, special session laws of 1993, Act 180, session laws of 1997, and Act 115, session laws of 1998, which excludes the accounts of the university of Hawaii and the department of

HOUSE BILLS THAT PASSED THIRD READING

education from being supervised by the comptroller of the department of accounting and general services, by repealing the sunset date. -- HB0020

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to HRE then WAM

HB0027 HD2 (HSCR 949)

RELATING TO THE UNIVERSITY OF HAWAII.

Introduced by: Waters T

Appropriation to the university of Hawaii for the athletics program at the university of Hawaii at Hilo to achieve compliance with Title IX of the Education Amendments Act of 1972. (\$\$)

-- HB0027 HD2

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to HRE then WAM

HB0030 HD1 (HSCR 6)

RELATING TO PRESCRIPTION DRUGS.

Introduced by: Takumi R, Thielen C

Authorizes the director of human services or the director's designee to use or refer to the federal supply schedule in establishing a benchmark for prescription drug prices for the negotiation and purchase of brand name prescription drugs in connection with prescription drug programs administered by the department. -- HB0030 HD1

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to HMS/ CPH/ then WAM

HB0031 HD2 (HSCR 664)

RELATING TO PRESCRIPTION DRUGS.

Introduced by: Takumi R, Thielen C

Establishes provisions relating to actual price disclosure and certification of prescription drug prices. Requires quarterly reports from manufacturers of prescription drugs dispensed in the State. Requires reports to disclose calculation of average wholesale price and wholesale acquisition cost, average manufacturer's price including description of methodology. Requires that the president or chief executive officer of the manufacturer certify to the director of human services that reported prices are accurate. Requires the attorney general to inform the director of human services when revenues are available to implement this Act. -- HB0031 HD2

Current Status: Mar=04 05 Introduction/Passed First Reading - Senate
Mar=08 05 Multiple Referral to HTH/ HMS/ CPH/ then JHW/ WAM/

HB0032 HD2 (HSCR 665)

RELATING TO PRESCRIPTION DRUG COST CONTAINMENT AND AFFORDABLE ACCESS.

Introduced by: Takumi R, Thielen C

Establishes the prescription drug cost containment law within the department of human services. Requires the director of human services to establish a pharmacy best practices and cost control program to reduce the cost of providing prescription drugs. Provides that the program shall include a preferred list of covered prescription drugs that identifies preferred choices within therapeutic classes for particular diseases and conditions, including generic alternatives. Requires the director to implement the program for medicaid and all other state public assistance program health benefits plans. Provides that the director and the director of health shall establish a collaborative process with physicians, pharmacists, health insurers, consumers, employer organizations and other health benefits plan sponsors, and pharmaceutical manufacturer organizations to consider and make recommendations to reduce the cost of prescription drugs for all Hawaii residents. -- Establishes the drug utilization review board within the department of human services. -- Requires director to quarterly report to the auditor concerning the program's efforts to educate health care providers about the preferred drug list and the program's review procedures, the number of prior authorization requests made, and the number of utilization review events. Requires director to annually report to the legislature and the auditor concerning the implementation of any pharmacy benefit manager contract entered into by the program. -- Requires the director to implement a pharmacy discount plan for residents without adequate coverage for prescription drugs. -- Provides that every pharmaceutical manufacturing company shall annually disclose to the board of pharmacy the value, nature, and purpose of any gift, fee, payment, subsidy, or other economic benefit provided in connection with detailing, promotional, or other marketing activities by the company. Requires the board to provide complete access to the office of the attorney general on the required information. -- Requires the board of pharmacy to develop criteria for a standardized tamper resistant prescription pad that can be used by all health care providers who prescribe drugs. -- Requires the director to request a Section 1115 waiver or waiver amendment to maximize federal financial participation in Hawaii's pharmaceutical assistance programs unless the director determines that such a waiver or amendment will not provide a financial benefit to the State over the long

HOUSE BILLS THAT PASSED THIRD READING

term. -- Prohibits the preferred drug list to apply to medicaid coverage of prescription for beneficiaries residing in a nursing home until the department proposes and the auditor approves a plan to notify and educate nursing home patients, their prescribers, and their pharmacy. Requires directors of human services and health to convene a work group to evaluate the results of the inventory of existing quality assurance measurements, identify common and likely areas for change. Directors to jointly report to the legislature and the governor. -- HB0032 HD2

Current Status: Mar=04 05 Introduction/Passed First Reading - Senate
Mar=08 05 Multiple Referral to HTH/ HMS/ CPH/ then WAM

HB0036 HD2 (HSCR 998)

RELATING TO CORRECTIONAL FACILITIES.

Introduced by: Ito K

Amends provisions relating to Hawaii public procurement code. Provides that the procurement code shall not apply to contracts by government bodies to procure goods and services for inmate commissary or store operations in state correctional facilities only when the procurement involves inmate trust accounts and when no public funds are utilized. -- HB0036 HD2

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to TGO then JHW

HB0047 HD1 (HSCR 741)

RELATING TO MOTORCYCLE AND MOTOR SCOOTER INSURANCE.

Introduced by: Hiraki K, Schatz B

Amends provisions relating to prerequisites for obtaining coverage. Requires a motorcycle or motor scooter insurance policy to be cancelled if the insurer does not receive a copy of the motorcycle or motor scooter license or the motorcycle or motor scooter permit and confirmation provided directly by the course provider of either enrollment in or successful completion of an approved motorcycle education course, or if the insurer is notified that a person who was issued a policy failed, was dropped from, or withdrew from the motorcycle education course. -- HB0047 HD1

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Single Referral to CPH

HB0059

RELATING TO FAMILY CHILD CARE.

Introduced by: Takai K, Takumi R, Berg L, Arakaki D

Amends Act 242, session laws of 1999, as amended by Act 225, session laws of 2001, relating to family child care homes by repealing the sunset date. -- HB0059

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to HMS then JHW

HB0078 HD1 (HSCR 711)

RELATING TO NUMBER PLATES.

Introduced by: Souki J (BR)

Amends provisions relating to number plates (license plates). Prohibits any person to manufacture, sell, display, permit to be displayed, or possess any reproduction, imitation, or facsimile of a license plate with a similar design, shape, size, and color as the license plates contracted for the director of finance of the city and county of Honolulu. -- HB0078 HD1

Current Status: Mar=04 05 Introduction/Passed First Reading - Senate
Mar=08 05 Single Referral to IGA/ TGO/

HB0079

RELATING TO SPECIAL NUMBER PLATES.

Introduced by: Souki J

Amends provisions relating to special number plates (license plates), design and issuance by counties. Provides that registration certificates and special number plates may be transferable to any other person if the special number plates are transferred with the motor vehicle. Provides that the director of finance may revoke an organization's approval, if within 3 years of approval, the organization fails to register a minimum of 150 current participants. -- HB0079

Current Status: Mar=03 05 Introduction/Passed First Reading - Senate
Mar=04 05 Single Referral to TGO/ IGA/

HB0081

RELATING TO MOTOR CARRIERS.

Introduced by: Souki J

Amends provisions relating to marking of motor carrier vehicles. Provides that markings be readily visible during daylight hours, from a distance of 50 feet (15.24 meters) while the motor carrier vehicle is stationary. -- HB0081

Current Status: Feb=18 05 Introduction/Passed First Reading - Senate
Feb=22 05 Multiple Referral to TGO then CPH

HOUSE BILLS THAT PASSED THIRD READING

- HB0085 HD2 (HSCR 950) RELATING TO HARBORS.
Introduced by: Souki J, Lee M
Establishes provisions relating to Honolulu harbors pier 1 and 2. Provides that the department of transportation shall have jurisdiction and authority over the Honolulu harbor piers 1 and 2. Amends provisions relating to boundaries of the Kakaako community development district. Excludes Honolulu harbors piers 1 and 2 and the areas used for cargo and passenger operations from the district. -- HB0085 HD2
Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to WLA/ TGO/ then WAM
- HB0088 HD2 (HSCR 712) RELATING TO CELLULAR PHONES.
Introduced by: Souki J, Lee M, Caldwell K
Establishes provisions relating to use of cellular phones while driving (cell phone, mobile phone). Prohibits a person to use a mobile telephone while operating a moving motor vehicle upon a public highway unless it is equipped with a hands free mobile telephone accessory. Provides that this provision does not apply to utilizing a mobile telephone for a medical or safety emergency. Establishes penalties. -- HB0088 HD2
Current Status: Mar=04 05 Introduction/Passed First Reading - Senate
Mar=08 05 Multiple Referral to TGO then JHW
- HB0089 HD1 (HSCR 951) MAKING AN APPROPRIATION FOR SECURITY FOR THE PORT OF HONOLULU.
Introduced by: Souki J
Appropriation to the department of transportation to customize a harbor security system for the specific requirements of the port of Honolulu, in conjunction with the US Coast Guard, Hawaii state civil defense, and the respective county police departments, provided that 8 million dollars in federal funds is provided by the Department of Homeland Security or a similar federal agency. (\$\$) -- HB0089 HD1
Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to TGO then WAM
- HB0097 HD2 (HSCR 962) RELATING TO LONG-TERM CARE.
Introduced by: Nakasone B
Provides a long term care income tax credit of 500 dollars in aggregate or a percentage of the total cost of long term care insurance premium payments made during the year based upon the taxpayer's total adjusted gross income. -- Provides an employer's income tax credit for long term care premiums paid for employees. Provides that the credit shall be 25 dollars or 50 per cent of the qualified long term care premiums paid annually for each employee beginning after December 31, 2005 and 50 dollars or 50 per cent of the qualified long term care premiums paid annually for each employee beginning after December 31, 2006. Amends provisions relating to taxation of banks and other financial corporations to provide that the tax credit shall be operative. Amends provisions relating to fees, taxes, and deposits of insurance to provide that the tax credit shall be operative. -- HB0097 HD2
Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to HMS/ HTH/ CPH/ then WAM
- HB0098 HD2 (HSCR 841) 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 Kahului harbor, provided that persons may use throw net, opae net, crab net, or nehu net not longer than 50 feet to take nehu for family consumption or bait purposes. -- HB0098 HD2
Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to WLA/ BED/ then JHW
- HB0099 HD1 (HSCR 863) RELATING TO BUSINESS.
Introduced by: Hiraki K
Amends provisions relating to federal covered securities. Reduces the initial filing fee for a federal covered security to 100 dollars, the fee for securities requiring registration to no less than 100 and no more than 1,000 dollars, and the registration renewal fee to 50 dollars. -- HB0099 HD1
Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to CPH then WAM
- HB0100 HD1 (HSCR 816) RELATING TO THE STATE BUDGET.
Introduced by: Say C (BR)
General Appropriations Act of 2005 (state budget). Appropriations for general operating and

HOUSE BILLS THAT PASSED THIRD READING

capital improvement funds for the support of state government operations over the 2005 - 2007 fiscal biennium. Authorizes the issuance of general obligation bonds. (\$\$) -- HB0100 HD1

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Single Referral to WAM

HB0106 HD3 (HSCR 833)

RELATING TO HEALTH INSURANCE.

Introduced by: Hiraki K, Schatz B

Amends the insurance code law, benefit societies law, and the health maintenance organizations act (HMOs) to establish provisions relating to health claims experience requests. Requires an insurer to provide an employer that provides health insurance coverage to its employees with the employer's aggregate group health claims experience for the current policy period upon request. -- HB0106 HD3

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to HTH then CPH

HB0109 HD1 (HSCR 373)

RELATING TO LAND USE COMMISSION.

Introduced by: Schatz B

Amends provisions relating to districting and classification of lands. Provides golf courses and golf driving ranges; covenants that restrict agricultural uses otherwise permitted; private country club or other resort; facilities; hotels; commercial uses; time share facilities; and commercial vacation facilities or homes are not compatible or accessory to agricultural activities and are prohibited from agricultural subdivisions. -- Amends provisions relating to permissible uses within the agricultural districts. Establishes that a subdivision or development is not agricultural and does not consist of farm dwellings if the subdivision or development includes a golf course, a gated entry and security guard stations limiting access to residents and guests only, covenants that restrict agricultural uses otherwise permitted by zoning laws, or private country club facilities, members' accommodations, hotels or other resort facilities. -- Amends provisions relating nonconforming uses. Allows for lawful use of land or buildings existing on the date of enactment to be continued although the use does not conform. -- HB0109 HD1

Current Status: Mar=08 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to WLA/ CPH/ then JHW

HB0115 HD1 (HSCR 238)

RELATING TO MILITARY AFFAIRS.

Introduced by: Ito K

Appropriation to the department of defense to address the soil problems at the Hawaii state veterans cemetery. (\$\$) -- HB0115 HD1

Current Status: Mar=04 05 Introduction/Passed First Reading - Senate
Mar=08 05 Multiple Referral to EDM then WAM

HB0119 HD1 (HSCR 699)

RELATING TO ELECTIONS.

Introduced by: Cabanilla R, Lee M, Takai K, Oshiro M, Say C, Sonson A, Tsuji C

Amends provisions relating to elections. Provides that no more than the last 4 digits of a voter's social security number shall be required on any candidate nomination forms. -- HB0119 HD1

Current Status: Mar=04 05 Introduction/Passed First Reading - Senate
Mar=08 05 Single Referral to JHW

HB0125 HD2 (HSCR 748)

RELATING TO OCEAN RESOURCES.

Introduced by: Kanoho E

Establishes provisions relating to Hawaiian outrigger canoes at state shoreline areas. Allows Hawaiian outrigger canoe clubs registered with the Hawaiian canoe racing association or its successor organization to keep their Hawaiian outrigger canoes on state shoreline areas, provided that the club shall indemnify, hold harmless, and defend the State, its officers, agents, and employees from and against any and all claims arising out of or resulting from activities carried out or undertaken under ocean recreation and coastal areas programs, and shall procure sufficient insurance to provide this indemnification if requested by the department of land and natural resources; the club coordinate the placement of canoes with the responsible state or county authority to most appropriately accommodate all beach users; and where required to, the club shall secure an annual revocable permit from the responsible state or county agency. -- HB0125 HD2

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Single Referral to WLA/ MAT/

HB0127 HD2 (HSCR 813)

RELATING TO LAND USE.

HOUSE BILLS THAT PASSED THIRD READING

Introduced by: Kanoho E
Requires the board of land and natural resources to negotiate a direct lease for not less than 15 years for a traditional Hawaiian beachboy concession to be located at Duke Kahanamoku beach in Waikiki. -- HB0127 HD2
Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to WLA/ BED/ then WAM

HB0128 HD2 (HSCR 814) RELATING TO LAND USE.
Introduced by: Kanoho E
Amends provisions relating to contracts for concessions; bid required, exception. Adds that dispositions of beach services operations dedicated to the preservation of the Hawaiian beachboy tradition, and whose members are appropriately licensed or certified as required by law, shall be negotiated without regard to the limitations; subject however to the following criteria: the principal of a prospective concession shall each have a minimum 10 years of experience and shall be versed in the Hawaiian beachboy tradition; the principal of the prospective concession is presently engaged in or has been engaged in traditional Hawaiian beachboy services in the state for a minimum of 3 years; the principal of the prospective concession shall have at least 3 years of experience in ocean survival within the state; and the employees of the prospective concessionaire shall possess valid surfing instructor and canoe captain licenses as required by law. -- HB0128 HD2
Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to WLA/ BED/ then WAM

HB0138 HD1 (HSCR 328) RELATING TO BOOKMOBILES.
Introduced by: Evans C, Tanaka K, Hale H, Kanoho E, Kawakami B
Appropriation to the department of education to support the Hawaii state public library bookmobiles. (\$\$) -- HB0138 HD1
Current Status: Mar=08 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to EDM then WAM

HB0140 HD1 (HSCR 249) RELATING TO HUMAN SERVICES.
Introduced by: Sonson A
Amends Act 200, session laws of 2003, as amended by Act 41, session laws of 2004, relating to the state budget, by repealing the appropriation of other funds to temporary assistance to needy families (TANF). -- Establishes provisions relating to temporary assistance for needy families; funding and programs; legislative oversight. Requires the legislature to conduct oversight hearings relating to the appropriate implementation of programs funded by federal temporary assistance for needy families moneys and the optimal expenditure of such federal moneys. -- Establishes provisions relating to medicaid waivers; legislative oversight. Requires the legislature to conduct oversight hearings relating to the application for waivers of federal laws and regulations by the department of human services. -- HB0140 HD1
Current Status: Mar=08 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to HMS then WAM

HB0146 HD1 (HSCR 916) RELATING TO GENERAL EXCISE TAX.
Introduced by: Sonson A, Pine K, Abinsay F, Arakaki D, Magaoay M, Kahikina M
Provides a general excise tax exemption to adult residential care home (ARCH) operators and to group child care home or group child care center operators with respect to income received from the State for services provided. -- HB0146 HD1
Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to HMS then WAM

HB0150 HD2 (HSCR 844) RELATING TO DRIVER LICENSING.
Introduced by: Souki J (BR)
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 all occupants of the motor vehicle shall wear seat belts or be restrained by a child passenger restraint (car seat). Provides that the licensee shall not transport more than 1 person under the age of 18 who is unrelated without being accompanied and supervised by a licensed driver who is the licensee's parent or guardian. 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 parent or guardian who is licensed to operate the same category of motor vehicle as the motor vehicle being operated who shall occupy a seat beside the licensee. Provides that between the hours of 11:00 p.m. and 5:00 a.m. the licensee may drive and transport no more than 1 person under the age of 18 without being accompanied by a parent or guardian for

HOUSE BILLS THAT PASSED THIRD READING

employment purposes or for school activities. Establishes penalties. -- HB0150 HD2
Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to TGO then JHW

HB0155 HD1 (HSCR 137)

RELATING TO TIME SHARING.

Introduced by: Hiraki K

Establishes provisions relating to release of purchaser's funds pursuant to bond, letter of credit, or other financial assurances. Authorizes the director of commerce and consumer affairs to accept from the developer a surety bond, escrow bond, irrevocable letter of credit, or other financial assurance in lieu of maintaining a purchaser's funds in escrow. Provides that the developer shall be entitled to the release of the purchaser's funds in escrow after the expiration of the applicable cancellation period, regardless of whether a closing has occurred. -- Amends provisions relating to exemptions of mortgage brokers and solicitors. Provides that a person licensed as a real estate broker or salesperson in the State selling time share interests on behalf of a time share plan developer that is licensed as a mortgage broker is exempt. -- Amends provisions relating to time sharing plans. Defines master development as a real estate development that consists of more than 1 project, including but not limited to a planned community association with 1 or more sub associations. Defines person as an individual, partnership, joint venture, corporation, association, business, trust, or any organized group of persons or legal entity, or any combination thereof. Defines blanket lien to include master lease. Defines project as an individual condominium project, 2 or more contiguous condominium projects that have been merged for administrative purposes and that operate as a single condominium project, an individual cooperative housing project, an individual subdivision of a single family homes subject to 1 or more project instruments, or an individual subdivision of townhomes subject to 1 or more project instruments. Provides that a master development is not a project. -- Amends provisions relating to time sharing plans. Redefines developer to include a person who owns at any time not more than 12 time share interests in a particular time share plan if that person did not create the time share plan and offers it for resale, and an association not otherwise a developer that engages a 3rd party to offer on its behalf a time share interest in the time share plan for which it serves as an association. Provides that these provisions apply only to time share interests that are sold to person who acquired them for their own use and occupancy, and acquired by the association for non payment of assessments, whether by foreclosure, conveyance, in lieu of foreclosure, cancellation of membership agreement, or otherwise. -- Amends provisions relating to release of purchaser's funds, notes, and contracts from escrow without a closing and relating to protection of purchasers from blanket liens. -- HB0155 HD1
Current Status: Feb=17 05 Introduction/Passed First Reading - Senate
Feb=22 05 Single Referral to TSM/ CPH/

HB0160 HD2 (HSCR 864)

RELATING TO THE COMPLIANCE RESOLUTION FUND.

Introduced by: Hiraki K

Amends provisions relating to the compliance resolution fund. Repeals the authority of the insurance commissioner to determine the amount and when assessments are due. Provides that the total amount or amounts to be assessed of insurers shall be calculated based on the commissioner's proposed fiscal year budget, less funds in the insurance regulation sub account of the compliance resolution fund on June 30 of the fiscal year immediately preceding the fiscal year of the proposed budget, and the commissioner's anticipated revenues. Requires the office of the auditor to conduct a financial and management audit of the insurance regulation sub account of the compliance resolution fund on an annual basis. Annual report to the legislature. -- HB0160 HD2
Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to CPH then WAM

HB0161 HD1 (HSCR 25)

RELATING TO SECURITIES.

Introduced by: Hiraki K

Amends provisions relating to securities and exempt transactions. Allows for exemption of offer or sale by or through a real estate broker or salesperson of a rental management contract relating to an apartment rental program in a condominium project including an interest in a legal entity formed for the purpose of managing or operating the rental of apartments or the apartment rental program in the condominium project. -- HB0161 HD1
Current Status: Feb=08 05 Introduction/Passed First Reading - Senate
Feb=10 05 Single Referral to CPH

HB0162 HD2 (HSCR 909)

RELATING TO PROCUREMENT.

Introduced by: Hiraki K, Schatz B, Herkes R, Magaoay M

Establishes provisions relating to preference for small businesses, set asides, and use as

HOUSE BILLS THAT PASSED THIRD READING

subcontractors. Provides that the procurement policy board shall adopt rules to promote the growth and development of small businesses which shall include set asides for small businesses in appropriate classifications of requirements suitable to performance by small businesses and criteria designed to encourage the use of small businesses as subcontractors on large contracts. -- HB0162 HD2

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to BED then TGO/ WAM/

HB0164 HD1 (HSCR 827)

RELATING TO UNAUTHORIZED MOTION PICTURE RECORDING.

Introduced by: Hiraki K

Establishes provisions relating to unauthorized operation of a recording device in a motion picture theater. Provides that a person commits the offense of unauthorized operation of a recording device in a motion picture theater if the person knowingly operates the audiovisual recording function of any device in a motion picture theater while a motion picture is being exhibited, without the consent of the motion picture theater owner. -- HB0164 HD1

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to MAT then JHW

HB0165 HD2 (HSCR 987)

RELATING TO THE EAST KAUAI IRRIGATION SYSTEM.

Introduced by: Abinsay F, Kanoho E, Chang J, Karamatsu J, Tsuji C, Morita H

Appropriation to the agribusiness development corporation to be paid into the Hawaii agricultural development revolving fund and expended for the operation and maintenance of the east Kauai irrigation system. (\$\$) -- HB0165 HD2

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to WLA then WAM

HB0167 HD2 (HSCR 850)

RELATING TO STATE AGRICULTURAL LEASES.

Introduced by: Abinsay F, Tsuji C, Magaoay M, Chang J

Amends provisions relating to appraisals of public lands. Provides that for agricultural leases, fair market rental shall be determined through an income capitalization approach considering the potential agricultural yield from the property. -- HB0167 HD2

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to WLA then JHW

HB0168 HD2 (HSCR 851)

MAKING AN APPROPRIATION FOR AGRICULTURAL RESEARCH AND DEVELOPMENT.

Introduced by: Abinsay F, Tsuji C, Magaoay M, Halford C, Chang J, Karamatsu J

Appropriation to the department of agriculture for the Hawaii farm bureau federation to conduct agricultural research and market development. (\$\$) -- HB0168 HD2

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to WLA then WAM

HB0169 HD1 (HSCR 746)

RELATING TO AGRICULTURAL INSPECTIONS.

Introduced by: Abinsay F, Tsuji C, Magaoay M, Chang J

Amends provisions relating to conditions of importation. Adds that the department of agriculture may require the identification of specific articles on each negotiable and nonnegotiable warehouse receipt, bill of lading, or other document of title for the purpose of inspection due to pest risk. -- HB0169 HD1

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Single Referral to WLA/ EIA/

HB0171 HD3 (HSCR 868)

RELATING TO SALARY COMPENSATION.

Introduced by: Takai K, Oshiro M, Oshiro B, Ito K, Chong P, Cabanilla R, Takamine D

Establishes provisions relating to salary compensation for officers and employees on active military service. Requires the State to compensate the difference in income for officers and employees who are placed on active duty and serving in hostile fire zones designated by presidential executive order including those who completed their tours of duty in calendar years 2003 and 2004. -- HB0171 HD3

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to EDM/ LBR/ then WAM

HB0172 HD2 (HSCR 869)

RELATING TO TAXATION.

Introduced by: Takai K, Oshiro B, Oshiro M, Ito K, Cabanilla R

Provides an employment of national guard members income tax credit equal to ____ per cent of the employee's salary or wage costs paid or incurred by the taxpayer. -- HB0172 HD2

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to EDM/ LBR/ then WAM

HOUSE BILLS THAT PASSED THIRD READING

- HB0180 RELATING TO PUBLIC EMPLOYEES.
Introduced by: Takamine D, Lee M, Takumi R, Waters T, Kanoho E, Morita H, Kawakami B, Nishimoto S, Caldwell K, Herkes R, Magaoay M, Ito K
Amends provisions relating to adjustments for excluded civil service employees. Provides that each jurisdiction shall provide adjustments for its respective excluded civil service employees based on recommendations from its respective personnel director. Provides that in formulating recommendations to the appropriate authority, the respective director shall ensure that proposed adjustments are consistent with civil service laws and equivalent or not less than adjustments provided within the employer's jurisdiction. -- HB0180
Current Status: Mar=08 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to LBR then WAM
- HB0214 HD1 (HSCR 24) RELATING TO INSURANCE RATE REGULATION.
Introduced by: Herkes R
Amends provisions relating to casualty, surety, property, marine and transportation rate regulation. Provides that rates that are lower than, and provide for benefits that are equivalent and not dissimilar to those provided under the immediately preceding set of rate filings shall become effective when filed. -- HB0214 HD1
Current Status: Feb=08 05 Introduction/Passed First Reading - Senate
Feb=10 05 Single Referral to CPH
- HB0222 MAKING AN APPROPRIATION FOR THE PRESCHOOLS OPEN DOORS PROGRAM.
Introduced by: Kawakami B, Arakaki D, Chang J, Kahikina M, Shimabukuro M, Berg L, Green J, Morita H, Lee M
Appropriation to the department of human services to increase the number of child care subsidies given through the preschools open doors program, to pay for administrative expenses, and to provide parent workshops to recipients of child care subsidies in each county. (\$\$) -- HB0222
Current Status: Mar=04 05 Introduction/Passed First Reading - Senate
Mar=08 05 Multiple Referral to EDM/ HMS/ then WAM
- HB0236 HD1 (HSCR 963) RELATING TO MEDICALLY ACCURATE SEX EDUCATION.
Introduced by: Lee M, Thielen C, Kawakami B, Shimabukuro M, Marumoto B, Hale H, Evans C, Meyer C, Moses M, Caldwell K, Morita H, Arakaki D, Luke S, Berg L, Green J, Karamatsu J
Establishes provisions relating to medically accurate sex education. Requires any recipient of state funding that provides information or offers programs regarding sex education, family planning, pregnancy counseling, or sexually transmitted diseases to provide medically accurate, factual information that is age appropriate, including education on both abstinence and contraception for the prevention of pregnancy and sexually transmitted diseases, including the human immunodeficiency virus (HIV, AIDS). -- HB0236 HD1
Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to HTH/ EDM/ then WAM
- HB0237 HD3 (HSCR 976) RELATING TO TORTS.
Introduced by: Arakaki D, Pine K, Thielen C, Marumoto B, Evans C, Meyer C, Finnegan L
Establishes a temporary commission on medical tort reform within the legislative reference bureau. Provides that the commission shall develop possible legislation for medical malpractice reform; determine the feasibility and advisability of establishing a state sponsored insurance company to provide malpractice coverage to healthcare providers; and determine the feasibility and advisability of establishing a captive insurer to provide malpractice coverage to healthcare providers. Report to the legislature. Commission to be dissolved on June 30, 2009 (sunset). -- HB0237 HD3
Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to HTH/ CPH/ then JHW
- HB0244 HD1 (HSCR 374) RELATING TO PUBLIC ASSISTANCE.
Introduced by: Shimabukuro M, Hale H, Morita H, Lee M, Arakaki D, Meyer C
Amends provisions relating to applications for public assistance, manner, form and conditions. Adds that any individual who has not received an eligibility decision from the department of human services after submission of the department's application form containing the applicant's name, address and signature within the time specified in the administrative rules shall be presumed eligible until an eligibility decision is made, except when the individual does not attend a scheduled interview or appointment to express interest within 30 days of the date of application, is requested to submit additional information or verification to establish the claim of eligibility and fails to provide the information within 10

HOUSE BILLS THAT PASSED THIRD READING

days of the request, or has otherwise caused a delay in the application process. -- HB0244 HD1

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to HMS then WAM

HB0248 HD1 (HSCR 917)

RELATING TO LONG-TERM CARE.

Introduced by: Lee M, Thielen C, Kawakami B, Shimabukuro M, Hale H, Caldwell K, Berg L, Morita H, Arakaki D

Establishes a demonstration project within the department of health for Kauai county to provide reimbursement to family caregivers who give free and continuing day to day care in the home to a qualified relative who is a functionally dependent person or who is suffering from cognitive impairments. Requires the department to develop a sliding scale for reimbursement. Report to the legislature. Appropriation. Act to be repealed on June 30, 2009 (sunset). (\$\$) -- HB0248 HD1

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to HMS/ HTH/ then WAM

HB0250

MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS.

Introduced by: Caldwell K

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. (\$\$) -- HB0250

Current Status: Mar=04 05 Introduction/Passed First Reading - Senate
Mar=08 05 Multiple Referral to LBR then WAM

HB0251

MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS.

Introduced by: Caldwell K

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. (\$\$) -- HB0251

Current Status: Mar=04 05 Introduction/Passed First Reading - Senate
Mar=08 05 Multiple Referral to LBR then WAM

HB0252

MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS.

Introduced by: Caldwell K

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. (\$\$) -- HB0252

Current Status: Mar=04 05 Introduction/Passed First Reading - Senate
Mar=08 05 Multiple Referral to LBR then WAM

HB0253

MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS.

Introduced by: Caldwell K

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. (\$\$) -- HB0253

Current Status: Mar=04 05 Introduction/Passed First Reading - Senate
Mar=08 05 Multiple Referral to LBR then WAM

HB0254

MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS.

Introduced by: Caldwell K

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. (\$\$) -- HB0254

Current Status: Mar=04 05 Introduction/Passed First Reading - Senate
Mar=08 05 Multiple Referral to LBR then WAM

HOUSE BILLS THAT PASSED THIRD READING

- HB0255 MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS.
Introduced by: Caldwell K
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. (\$\$) -- HB0255
Current Status: Mar=04 05 Introduction/Passed First Reading - Senate
Mar=08 05 Multiple Referral to LBR then WAM
- HB0256 MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS.
Introduced by: Caldwell K
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. (\$\$) -- HB0256
Current Status: Mar=04 05 Introduction/Passed First Reading - Senate
Mar=08 05 Multiple Referral to LBR then WAM
- HB0257 MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS.
Introduced by: Caldwell K
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. (\$\$) -- HB0257
Current Status: Mar=04 05 Introduction/Passed First Reading - Senate
Mar=08 05 Multiple Referral to LBR then WAM
- HB0258 MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS.
Introduced by: Caldwell K
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. (\$\$) -- HB0258
Current Status: Mar=04 05 Introduction/Passed First Reading - Senate
Mar=08 05 Multiple Referral to LBR then WAM
- HB0259 MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS.
Introduced by: Caldwell K
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. (\$\$) -- HB0259
Current Status: Mar=04 05 Introduction/Passed First Reading - Senate
Mar=08 05 Multiple Referral to LBR then WAM
- HB0260 MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS.
Introduced by: Caldwell K
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. (\$\$) -- HB0260
Current Status: Mar=04 05 Introduction/Passed First Reading - Senate
Mar=08 05 Multiple Referral to LBR then WAM
- HB0261 MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS.
Introduced by: Caldwell K
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 12 (police officers), for state officers and employees excluded from collective bargaining, and for state employees in unit 12 assigned to the Hawaii health systems corporation. (\$\$) -- HB0261
Current Status: Mar=04 05 Introduction/Passed First Reading - Senate

HOUSE BILLS THAT PASSED THIRD READING

Mar=08 05 Multiple Referral to LBR then WAM

HB0262

MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS.

Introduced by: Caldwell K

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. (\$\$) -- HB0262

Current Status: Mar=04 05 Introduction/Passed First Reading - Senate

Mar=08 05 Multiple Referral to LBR then WAM

HB0263

MAKING APPROPRIATIONS FOR SALARY INCREASES FOR PUBLIC EMPLOYEES.

Introduced by: Caldwell K

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), 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, and 13, and for state employees in these units assigned to the Hawaii health systems corporation. (\$\$) -- HB0263

Current Status: Mar=04 05 Introduction/Passed First Reading - Senate

Mar=08 05 Multiple Referral to LBR then WAM

HB0266 HD1 (HSCR 248)

RELATING TO LABOR.

Introduced by: Caldwell K

Amends provisions relating to scope of negotiations; consultation. Repeals provision requiring that an employer and the employees' exclusive representative shall not agree to any proposal which would be inconsistent with the merit principle or the principle of equal pay for equal work or interfere with the rights and obligations of a public employer. Allows an employer to negotiate subjects of collective bargaining including compliance with the merit principle or the principle of equal pay for equal work, qualifications, standards for work and the nature and content of examinations, standards to maintain the efficiency and productivity in government operations, the methods and means by which government operations are to be conducted, and actions as may be necessary to carry out the mission of the employer in cases of emergencies. Provides that these rules shall supercede all contrary local ordinances, executive orders, legislation, or rules adopted by the State, a county, or any department thereof regardless of the date of the enactment or promulgation. -- HB0266 HD1

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate

Mar=10 05 Multiple Referral to LBR then WAM

HB0278 HD1 (HSCR 642)

RELATING TO VICTIM RESTITUTION.

Introduced by: Lee M, Caldwell K, Wakai G, Shimabukuro M, Morita H, Arakaki D

Amends provisions relating to authorized disposition of convicted defendants. Provides that when a defendant is unable to pay the restitution, 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. Provides that the court shall order the defendant to make restitution for losses suffered by victims of the defendant's offense along with restitution to be paid to the crime victim compensation commission if the victim has been awarded restitution under crime victim compensation provisions. -- HB0278 HD1

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate

Mar=10 05 Multiple Referral to JHW then WAM

HB0281 HD2 (HSCR 861)

RELATING TO NURSING.

Introduced by: Lee M, Yamane R, Shimabukuro M, Caldwell K, Arakaki D, Tanaka K, Tsuji C, Morita H, Karamatsu J

Establishes the nursing scholars program law. Establishes the nursing scholars program under the university of Hawaii. Allows the university to provide scholarship grants to an eligible student who is a resident of this State and confirmed to have been accepted for enrollment in an approved graduate course of study. Requires the student to enter into a written agreement to satisfy all degree requirements; commence nursing instruction within 1 year after completion of a degree for a period of 1 year for each academic year the student received a grant; and reimburse the State if the student fails to comply. Annual report to the legislature and governor. Appropriation. (\$\$) -- HB0281 HD2

HOUSE BILLS THAT PASSED THIRD READING

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to HRE/ HTH/ then WAM

HB0283 HD1 (HSCR 913)

ESTABLISHING A COMMISSION TO RECOGNIZE AND HONOR SENATOR HIRAM L. FONG.

Introduced by: Lee M, Schatz B, Chang J, Luke S, Caldwell K, Shimabukuro M, Tsuji C, Morita H

Establishes a commission to recognize and honor Senator Hiram L. Fong which shall have charge of all arrangements for recognizing and honoring Senator Fong. Requires the commission to be placed in the office of the Governor. Reports to the legislature. Commission shall cease operation after December 31, 2009 (sunset). Appropriation. (\$\$)
-- HB0283 HD1

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to MAT then WAM

HB0291 HD1 (HSCR 523)

RELATING TO ADVISORY COMMITTEE ON PESTICIDES.

Introduced by: Evans C, Shimabukuro M

Amends provisions relating to advisory committee on pesticides. Requires that the committee include a landscape professional as a member. -- HB0291 HD1

Current Status: Mar=04 05 Introduction/Passed First Reading - Senate
Mar=08 05 Single Referral to EIA/ WLA/

HB0295 HD2 (HSCR 870)

RELATING TO PROFESSIONAL AND VOCATIONAL LICENSING.

Introduced by: Takai K, Ito K

Establishes provisions relating to national guard member and the extension of time to renew license. Provides that any licensee who is a member of the Hawaii national guard who has been ordered to active federal service outside of the State at the time that license renewal is required shall not have the licensee's license revoked or forfeited for failure to file a timely renewal of license application or comply with any requirements for the renewal of the license.
-- Establishes provisions relating to national guard member and extension of time to renew license. Provides that any attorney licensed to practice law by the supreme court and who is a member of the Hawaii national guard who has been ordered to active federal service outside the State at the time that license renewal is required shall not have the attorney's license revoked or forfeited for failure to comply with any requirements for the renewal of the license. -- HB0295 HD2

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to EDM then CPH

HB0313

RELATING TO 911 EMERGENCY SERVICE.

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. -- HB0313

Current Status: Feb=17 05 Introduction/Passed First Reading - Senate
Feb=22 05 Single Referral to JHW

HB0318 HD1 (HSCR 767)

RELATING TO THEFT.

Introduced by: Say C (BR)

Amends provisions relating to theft in the 2nd degree. Adds that a person commits the offense of theft in the 2nd degree if the person commits theft of property belonging to 3 or more persons in the same or separate incident as part of a common scheme or plan and with the intent to defraud or misrepresent using information obtained from the property. -- HB0318 HD1

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Single Referral to JHW

HB0320 HD1 (HSCR 702)

RELATING TO FINANCIAL DISCLOSURE STATEMENTS.

Introduced by: Say C (BR)

Amends provisions relating to requirements of disclosure. Requires any individual whose position requires the consent of the senate to file annually with the state ethics commission a disclosure of financial interests. Requires that all financial disclosure statements shall be public records and available for inspection and duplication. Changes any business incorporated, regulated, or licensed to carry on business in the State to any business having a value of 5,000 dollars or more, and changes the value of real property in the State to any real property. -- HB0320 HD1

HOUSE BILLS THAT PASSED THIRD READING

Current Status: Mar=04 05 Introduction/Passed First Reading - Senate
Mar=08 05 Single Referral to JHW

HB0325

RELATING TO EMPLOYMENT PRACTICES.

Introduced by: Oshiro M, Thielen C

Amends provisions relating to temporary disability insurance. Provides that if benefits provided by the plan, agreement, extension or modification include provisions for benefits falling within the definition of sick leave, any amount in excess of the minimum statutory equivalent, as determined by the department of labor and industrial relations may be used for the family leave law. -- HB0325

Current Status: Mar=04 05 Introduction/Passed First Reading - Senate
Mar=08 05 Multiple Referral to LBR then WAM

HB0328

MAKING AN APPROPRIATION FOR THE PURCHASE OF DEVELOPMENT RIGHTS OF AGRICULTURAL LANDS IN WAHIAWA.

Introduced by: Oshiro M

Appropriation to the department of land and natural resources as matching funds for the agricultural lands surrounding the Kukaniloko birthstones. (\$\$) -- HB0328

Current Status: Mar=04 05 Introduction/Passed First Reading - Senate
Mar=08 05 Multiple Referral to WLA then WAM

HB0329 HD1 (HSCR 871)

RELATING TO TAX CREDITS.

Introduced by: Oshiro M, Ito K, Takai K

Provides a military dependent income tax credit of ____ dollars for each member of reserve components of the Army, Navy, Air Force, and Marine Corps, or Coast Guard of the US and the Hawaii national guard with a dependent. Requires the department of taxation to annually report to the legislature. -- HB0329 HD1

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to EDM then WAM

HB0330 HD1 (HSCR 988)

RELATING TO AGRICULTURE.

Introduced by: Oshiro M, Magaoay M

Amends provisions relating to agricultural projects and agricultural development plans. Provides that when leasing agribusiness development corporation controlled agricultural land the corporation shall contract with a financial institution that is transacting business in this State to provide lease management services. Defines lease management services to include the collection of lease rent and any other moneys owed to the corporation for the lease of agricultural land under its control. Provides that for lands in central Oahu acquired under Act ____, session laws of 2005, the agricultural leases shall be for not less than 55 years. Requires the corporation to obtain the agricultural lands located in the Waialua area on the island of Oahu and owned by the Galbraith Estate. Report to the legislature. Authorizes the corporation to issue revenue bonds for the purchase. (\$\$) -- HB0330 HD1

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to WLA then WAM

HB0332 HD1 (HSCR 594)

RELATING TO FROZEN FOOD PRODUCTS.

Introduced by: Takumi R, Hiraki K

Amends provisions relating to notifying the consumer of frozen food products. Requires that all previously frozen food that is sold as thawed food to be prominently labeled on the front of the packaging as being frozen and thawed using all capital letters in bold print in a font size of at least 14. -- HB0332 HD1

Current Status: Mar=04 05 Introduction/Passed First Reading - Senate
Mar=08 05 Multiple Referral to HTH then CPH

HB0338 HD2 (HSCR 1000)

RELATING TO MEAL BREAKS.

Introduced by: Takumi R

Amends provisions relating to maximum hours. Prohibits an employee to be required to work more than 5 hours continuously without an interval of at least 30 consecutive minutes for a rest or meal period, unless a collective bargaining agreement otherwise expressly provides for employee meal breaks, the rest or meal period requirement offered by an employer is waived by the employee, or upon application of an employer for exemption of specific job positions, the department of labor and industrial relations has reviewed the application, has issued an order that amends the rest and meal period requirement for any of the specified job positions, and has determined that the order is consistent with the health and welfare of the affected employees. -- HB0338 HD2

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate

HOUSE BILLS THAT PASSED THIRD READING

Mar=10 05 Multiple Referral to LBR then WAM

- HB0343 HD1 (HSCR 872) MAKING AN APPROPRIATION FOR DEPARTMENT OF DEFENSE.
Introduced by: Ito K, Takai K
Appropriation to the department of defense for 1 temporary position to assist in the coordination of state support for families of deployed military personnel and to coordinate joint venture in education forum activities, including participation in the Hawaii 3Rs (3R's) program. (\$\$) -- HB0343 HD1
Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
 Mar=10 05 Multiple Referral to EDM then WAM
- HB0353 HD1 (HSCR 41) MAKING AN APPROPRIATION FOR ORGANIC AGRICULTURE.
Introduced by: Shimabukuro M, Marumoto B, Abinsay F, Chang J, Hale H, Arakaki D, Kawakami B, Thielen C, Kahikina M
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. (\$\$) -- HB0353 HD1
Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
 Mar=10 05 Multiple Referral to WLA then WAM
- HB0359 HD1 (HSCR 978) RELATING TO CAREGIVER CONSENT.
Introduced by: Arakaki D, Shimabukuro M, Thielen C, Finnegan L, Marumoto B, Lee M, Evans C, Kawakami B, Hale H, Magaoay M, Moses M, Abinsay F, Pine K, Kahikina M, Green J, Berg L, Oshiro M, Meyer C
Establishes provisions relating to affidavit of caregiver consent for minor's health care. Defines caregiver to mean any person at least 18 years of age and related by blood, marriage or adoption to the minor but is not the legal custodian or guardian of the minor or who has resided with the minor continuously during the immediately preceding period of 6 months or more. Provides that except for children placed under the custody of the department of human services, pursuant to proceedings under the child protective act, 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. -- HB0359 HD1
Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
 Mar=10 05 Multiple Referral to HMS/ HTH/ then JHW
- HB0384 HD2 (HSCR 883) RELATING TO ATTORNEYS' FEES FOR COURT APPOINTED COUNSEL.
Introduced by: Oshiro B, Luke S, Saiki S
Amends provisions relating to appointment of counsel; compensation. Provides that the court shall determine the amount of reasonable compensation to appointed counsel, based on the rate of 90 dollars an hour. Increases the maximum allowable fee for court appointed counsel. Amends Act 202, session laws of 2004. -- HB0384 HD2
Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
 Mar=10 05 Multiple Referral to JHW then WAM
- HB0389 HD1 (HSCR 892) RELATING TO LABOR.
Introduced by: Takumi R, Caldwell K, Schatz B Oshiro B
Establishes employee signature authorization law. Requires the State to declare as a matter of general policy that when the State or a county retains or acquires a proprietary interest in a development project, it is essential for the protection of the State's or county's investment and business interests to require that employers operating a project agree to abide by crosscheck procedures for determining employee preference on the subject of labor union representation. Defines crosscheck agreement to mean a written agreement between an employer and a labor organization providing a procedure for determining employee preference on the subject of whether to be represented by a labor organization for collective bargaining. -- HB0389 HD1
Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
 Mar=10 05 Multiple Referral to LBR/ IGA/ then JHW
- HB0390 HD1 (HSCR 866) RELATING TO RENTAL MOTOR VEHICLE SURCHARGE TAX.

HOUSE BILLS THAT PASSED THIRD READING

Introduced by: Hiraki K, Schatz B
Amends provisions relating to the rental motor vehicle and tour vehicle surcharge tax. Repeals the increase in the tax for the period from September 1, 1999, to August 31, 2007 (sunset). -- HB0390 HD1
Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to TGO then WAM

HB0393 HD1 (HSCR 865) RELATING TO THE COUNTIES.
Introduced by: Hiraki K
Amends the general powers and limitations for counties. Requires that unpaid civil fines shall not become a part of any taxes, fees, or charges, and shall not constitute a lien in favor of the county upon any property and rights to property, whether real or personal, belonging to any person liable for the unpaid civil fines. -- HB0393 HD1
Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to IGA/ JHW/ then WAM

HB0395 HD2 (HSCR 478) RELATING TO THE PATIENTS' BILL OF RIGHTS.
Introduced by: Hiraki K
Repeals provisions relating to the external review procedure under the patients' bill of rights responsibilities act. Replaces with provisions relating to external review procedure; medical necessity, disclosure and confidentiality of external review information, liability under the external review procedure, certification of independent review organizations; minimum standards, expert reviewer qualifications, and conflicts of interest prohibited; disclosure. -- HB0395 HD2
Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to HTH then CPH

HB0408 HD2 (HSCR 928) RELATING TO THE ENVIRONMENT.
Introduced by: Morita H
Amends provisions relating to applicability and requirements of the environmental impact statements law. Adds that when a conflict of interest may exist 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. Adds that the office shall publish the final determination for the public's information. -- HB0408 HD2
Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to EIA then WAM

HB0410 HD1 (HSCR 239) RELATING TO ENERGY.
Introduced by: Morita H
Provides an ethanol fuel storage terminal conversion income tax credit. Provides that the tax credit shall be ____ per cent of qualified expenditures incurred in converting a fuel storage terminal to enable the importation, storage, and blending of ethanol with gasoline. Further provides that the credit shall apply to taxable years beginning after December 31, 2004, and before January 1, 2007 (sunset). -- HB0410 HD1
Current Status: Mar=04 05 Introduction/Passed First Reading - Senate
Mar=08 05 Multiple Referral to EIA then WAM

HB0416 HD2 (HSCR 929) RELATING TO THE WAIANAE COAST.
Introduced by: Shimabukuro M, Lee M, Berg L, Kahikina M, Cabanilla R, Morita H, Nishimoto S, Schatz B
Establishes provisions relating to Kalaeloa to Kaena ocean recreation management area; issuance of commercial permits; ocean recreational management area. Prohibits the department of land and natural resources to issue any state small boat harbor permits for any vessel owner or operator engaged in ocean use activities until the boundaries of an ocean recreational management area for the area from Kalaeloa point to Kaena point is determined and ocean recreation management area rules are adopted. Report to the legislature. -- HB0416 HD2
Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to EIA then WAM

HB0422 HD2 (HSCR 848) RELATING TO CRUISE SHIPS.
Introduced by: Souki J, Lee M, Caldwell K
Establishes provisions relating to discharges 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

HOUSE BILLS THAT PASSED THIRD READING

accommodations for at least 50 passengers for hire, or are operated by the US or foreign government. Establishes provisions relating to prohibited discharges and limitations on discharges. Prohibits a person to discharge untreated sewage from a vessel into the marine waters of the State. Establishes provisions relating to prohibited air emissions. Prohibits a person to operate an incinerator on a vessel in any Hawaiian port for the combustion of any waste material. Requires the owner or operator of a commercial passenger vessel to maintain records and, upon request of the department, 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 emissions. Exempts commercial passenger vessels that operates solely in innocent passage from this provision. -- HB0422 HD2

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to EIA/ TGO/ then WAM

HB0429 HD1 (HSCR 757)

MAKING AN APPROPRIATION FOR EXPENSES OF THE 2005 NATIONAL ASSOCIATION OF COUNTIES ANNUAL CONFERENCE AND EXPOSITION IN HONOLULU.

Introduced by: Say C (BR)

Appropriation to the city and county of Honolulu to host the 2005 National Association of Counties Annual Conference and Exposition. (\$\$) -- HB0429 HD1

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to IGA then WAM

HB0433 HD1 (HSCR 134)

RELATING TO DOMESTIC ABUSE PROTECTIVE ORDERS.

Introduced by: Say C (BR)

Amends provisions relating to domestic abuse protective orders. Provides that a protective order shall be effective as of the date of the hearing until further order of the court when the protective order is granted orally in the presence of all parties and the court determines that each of the parties understands the order and its conditions and further that all oral protective orders to be reduced to writing and issued forthwith. Provides that if a protective order is granted without all the parties, then the protective order shall be effective upon personal service of the written order upon the respondent or upon receipt by certified mail. -- HB0433 HD1

Current Status: Feb=17 05 Introduction/Passed First Reading - Senate
Feb=22 05 Single Referral to JHW

HB0434

MAKING APPROPRIATIONS FOR CAREER CRIMINAL PROSECUTION UNITS AND VICTIM WITNESS ASSISTANCE PROGRAMS.

Introduced by: Say C (BR)

Appropriation to the city and county of Honolulu and county of Maui for a grant in aid to the respective department of the prosecuting attorney for the career criminal prosecution unit, including the hiring of necessary staff and for the victim witness assistance program, including the hiring of necessary staff; and to the county of Kauai and county of Hawaii for a grant in aid to the respective office of the prosecuting attorney for the career criminal prosecution unit, including the hiring of necessary staff and for the victim witness assistance program. (\$\$) -- HB0434

Current Status: Mar=08 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to JHW/ IGA/ then WAM

HB0437

RELATING TO DRIVING UNDER THE INFLUENCE OF AN INTOXICANT.

Introduced by: Say C (BR)

Amends provisions relating to operating a vehicle under the influence of intoxicants. Amends the penalty for a person 18 years of age or older who operated a vehicle with a passenger younger than 15 years of age to provide that the term of imprisonment shall not exceed the maximum term of imprisonment for 1st, 2nd, and 3rd offenses. -- HB0437

Current Status: Feb=17 05 Introduction/Passed First Reading - Senate
Feb=22 05 Multiple Referral to TGO then JHW

HB0438 HD1 (HSCR 703)

RELATING TO TRAFFIC OFFENSES.

Introduced by: Say C (BR)

Amends provisions relating to accidents involving damage to vehicle or property. Repeals penalties. -- Amends provisions relating to false reports. Repeals penalties. -- HB0438 HD1

Current Status: Mar=04 05 Introduction/Passed First Reading - Senate
Mar=08 05 Multiple Referral to TGO then JHW

HB0441 HD1 (HSCR 287)

RELATING TO TEACHER LICENSING AND CREDENTIALING STANDARDS.

Introduced by: Say C (BR)

HOUSE BILLS THAT PASSED THIRD READING

Amends provisions relating to teacher licensing standards. Repeals the requirement that the Hawaii teacher standards board consider national teacher examinations as an alternative route to licensing as a teacher. Appropriation to the office of Hawaiian affairs to provide graduate and post graduate financial assistance to underrepresented members of Hawaii's teaching population based on financial need, to enhance their ability to successfully complete the national competency examination. (\$\$) -- HB0441 HD1

Current Status: Mar=04 05 Introduction/Passed First Reading - Senate
Mar=08 05 Multiple Referral to EDM/ JHW/ then WAM

HB0447 HD1 (HSCR 882)

RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS.

Introduced by: Say C (BR)

Establishes provisions relating to authority over disbursements. Provides that the office of Hawaiian affairs shall have and exercise the power to make all necessary and appropriate disbursements of its moneys by issuing checks in its own name and by any other means. Allows the department of accounting and general services, with the approval of the office of Hawaiian affairs, to continue to perform the payroll function of the office. -- HB0447 HD1

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to JHW then WAM

HB0450 HD2 (HSCR 1006)

RELATING TO THE BUDGET OF THE OFFICE OF HAWAIIAN AFFAIRS.

Introduced by: Say C (BR)

Office of Hawaiian Affairs Appropriations Act of 2005 (OHA budget). Appropriations to the office of Hawaiian affairs for the 2005 - 2007 fiscal biennium. (\$\$) -- HB0450 HD2

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to JHW then WAM

HB0460 HD2 (HSCR 955)

RELATING TO THE CIVIL SERVICE.

Introduced by: Say C (BR)

Amends provisions relating to election employees. Allows the chief election officer to employ staff with or without regard to civil service, collective bargaining, and employment of attorneys laws. Exempts from any collective bargaining unit employees of the office of elections who are exempt from civil service and employees of the campaign spending commission. -- HB0460 HD2

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to JHW/ LBR/ then WAM

HB0461 HD1 (HSCR 700)

RELATING TO ELECTION HEARINGS.

Introduced by: Say C (BR)

Amends provisions relating to the chief election officer; duties. Provides that the chief election officer may establish procedures and rules 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 issue a subpoena to 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. -- HB0461 HD1

Current Status: Mar=04 05 Introduction/Passed First Reading - Senate
Mar=08 05 Single Referral to JHW

HB0465 HD1 (HSCR 660)

RELATING TO THE BOARDS OF REGISTRATION.

Introduced by: Say C (BR)

Amends provisions relating to board of registration; tenure. Establishes that the 4 boards of registration for elections shall be in the department of accounting and general services and not the office of the lieutenant governor. -- HB0465 HD1

Current Status: Mar=08 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to TGO then WAM

HB0466 HD2 (HSCR 884)

MAKING AN APPROPRIATION FOR THE OFFICE OF ELECTIONS.

Introduced by: Say C (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. (\$\$) -- HB0466 HD2

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to JHW then WAM

HOUSE BILLS THAT PASSED THIRD READING

- HB0467 HD1 (HSCR 750) RELATING TO THE PRIMARY ELECTION DATE.
Introduced by: Say C (BR)
Amends provisions relating to primary held when; candidates only those nominated and nomination papers; when available. Changes the date of the primary election to the 1st Saturday in September in every even numbered year. -- HB0467 HD1
Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Single Referral to JHW
- HB0471 HD2 (HSCR 958) RELATING TO THE HAWAII TOURISM AUTHORITY.
Introduced by: Chang J
Amends provisions relating to the powers of the Hawaii tourism authority. Authorizes the authority to develop and implement a personnel system. -- Amends provisions relating to the convention center enterprise special fund. Allows moneys in the convention center enterprise special fund to be placed in interest bearing accounts or otherwise invested by the authority until such time as the moneys may be needed. -- Amends provisions relating to the tourism special fund. Authorizes the authority to set up a special account in the tourism special fund for depositing non tax revenues received from either public or private contract to be used by the authority for the purpose of the public or private contracts or other purposes as approved by the executive director or some other person authorized by the board of directors. -- HB0471 HD2
Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to TSM/ LBR/ then WAM
- HB0477 HD1 (HSCR 250) RELATING TO EXEMPTING ROTH INDIVIDUAL RETIREMENT ACCOUNTS FROM ATTACHMENT OR SEIZURE.
Introduced by: Marumoto B
Amends provisions 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 1986, shall also be exempt from attachment, execution, seizure, or under any legal process whatever. Changes contributions made to a retirement plan within 3 years to 1 year. -- HB0477 HD1
Current Status: Feb=17 05 Introduction/Passed First Reading - Senate
Feb=22 05 Multiple Referral to CPH then JHW
- HB0483 HD1 (HSCR 926) RELATING TO AGRICULTURE.
Introduced by: Abinsay F, Kanoho E, Tsuji C, Morita H, Magaoay M, Herkes R, Chang J
Provides an agricultural infrastructure improvement income tax credit in amount equal to the agricultural infrastructure improvement cost. -- HB0483 HD1
Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to WLA then WAM
- HB0487 HD1 (HSCR 765) RELATING TO TAXATION.
Introduced by: Tanaka K, Morita H, Oshiro B, Kanoho E
Amends income tax, transient accommodations tax, and administration of taxes provisions to establish that the director of finance of each county or an authorized representative shall have access to state taxpayer information for residents filing within the county's jurisdiction. -- HB0487 HD1
Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to IGA then WAM
- HB0488 RELATING TO CORRECTIONS.
Introduced by: Tanaka K, Morita H, Sonson A, Karamatsu J, Ito K
Appropriation to the department of public safety to expand work release opportunities for qualifying women inmates. (\$\$) -- HB0488
Current Status: Mar=08 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to JHW then WAM
- HB0491 RELATING TO MAKENA STATE BEACH PARK.
Introduced by: Tanaka K
Appropriation to the department of land and natural resources for lifeguard services at Makena state beach park. (\$\$) -- HB0491
Current Status: Mar=04 05 Introduction/Passed First Reading - Senate
Mar=08 05 Multiple Referral to WLA then WAM
- HB0494 RELATING TO TRAFFIC INFRACTIONS.
Introduced by: Say C (BR)
Amends provisions relating to the adjudication of traffic infractions. Provides that no penal

HOUSE BILLS THAT PASSED THIRD READING

sanction except a fine, fee, surcharge, or other monetary assessment shall apply to a violation of a state statute or rule, or county ordinance or rule, that would constitute a traffic infraction under these provisions. Increases the time allotted to respond to traffic infractions from 15 days to 21 days. -- HB0494

Current Status: Feb=17 05 Introduction/Passed First Reading - Senate
Feb=22 05 Single Referral to JHW

HB0496

RELATING TO PETTY MISDEMEANORS.

Introduced by: Say C (BR)

Amends provisions relating to grades and classes of offenses. Changes imprisonment for petty misdemeanor from a maximum of less than 1 year to imprisonment not to exceed 30 days. -- HB0496

Current Status: Feb=17 05 Introduction/Passed First Reading - Senate
Feb=22 05 Single Referral to JHW

HB0497 HD1 (HSCR 540)

RELATING TO UNCOLLECTIBLE ACCOUNTS.

Introduced by: Say C (BR)

Amends provisions relating to uncollectible accounts. Defines delinquent receivables as fines, restitutions, monetary assessments, fees, surcharges, penalties, sanctions, court costs, and other payments that are past due. Establishes judicial power over delinquent receivables. -- HB0497 HD1

Current Status: Mar=08 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to JHW then WAM

HB0500 HD2 (HSCR 1007)

RELATING TO THE JUDICIARY.

Introduced by: Say C (BR)

Judiciary appropriations Act of 2005 (judiciary budget). Appropriations to the judiciary for the 2005 - 2007 fiscal biennium. (\$\$) -- HB0500 HD2

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to JHW then WAM

HB0501 HD1 (HSCR 674)

RELATING TO SMALL CLAIMS COURT.

Introduced by: Say C (BR)

Amends provisions relating to powers of district court. Adds that the district court, having jurisdiction over a civil action involving summary possession, to have concurrent jurisdiction with the small claims division of the district court hearing any security deposit dispute between landlord and tenant in a residential landlord tenant relationship. -- Amends provisions relating to counterclaim and retention of jurisdiction. Adds that the district court, having jurisdiction over a civil action involving summary possession, to have concurrent jurisdiction with the small claims division of the district court hearing any security deposit dispute between landlord and tenant in a residential landlord tenant relationship. -- HB0501 HD1

Current Status: Feb=23 05 Introduction/Passed First Reading - Senate
Mar=10 05 Single Re referral to JHW

HB0502 HD1 (HSCR 135)

RELATING TO TRAFFIC OFFENSES REQUIRING IMPOSITION OF INCREASED PENALTIES FOR SUBSEQUENT OFFENSES.

Introduced by: Say C (BR)

Amends provisions relating to child passenger restraints (car seat). Provides minimum penalties for 2nd and 3rd convictions committed within 3 years of any other conviction. -- Amends provisions relating to lights for motor vehicles. Provides that a subsequent violation of the same provision within 1 year shall be subject to twice the fine. -- Amends provisions relating to motor vehicle alarm systems to specify penalties for a 3rd violation within a 5 year period. -- HB0502 HD1

Current Status: Feb=17 05 Introduction/Passed First Reading - Senate
Feb=22 05 Multiple Referral to TGO then JHW

HB0505 HD1 (HSCR 626)

RELATING TO ADULT RESIDENTIAL CARE HOMES.

Introduced by: Sonson A, Arakaki D, Abinsay F

Amends provisions relating to determination of amount of assistance. Adds that there shall be an additional payment to adult residential care home (ARCH) providers who provide care to recipients eligible for either federal Supplementary Security Income, or public assistance in accordance with state standards, or both, who reside in adult residential care homes. Adds that the director of human services shall determine the rate of the additional payment to the adult residential care home provider. Appropriation. (\$\$) -- HB0505 HD1

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate

HOUSE BILLS THAT PASSED THIRD READING

Mar=10 05 Multiple Referral to HMS then WAM

HB0515

RELATING TO GOVERNMENT RECORDS.

Introduced by: Caldwell K, Magaoay M, Yamashita K, Oshiro B, Takai K, Say C, Oshiro M
Amends provisions relating to government records. Repeals destruction of vouchers and documents and replaces with county records. Requires the county legislative body to determine whether, and the extent to which, the county shall create, accept, retain, or store in electronic form any records and convert records to electronic form. -- Provides that any public officer having the care and custody of any record, paper, or document may cause the same to be photographed, microphotographed, reproduced on film, or copied to an electronic format. Any device or electronic storage system used to copy or reproduce the record, paper, or document shall accurately reflect the information in the original thereof in all details. -- Provides that a photograph, microphotograph, reproduction on film, or electronic copy of a government record shall be deemed to be an original record for all purposes. -- Repeals destruction of paid or canceled warrants, bond and interests coupons. -- HB0515

Current Status: Feb=09 05 Introduction/Passed First Reading - Senate
Feb=10 05 Single Referral to TGO/ IGA/ MAT/

HB0516 HD2 (HSCR 392)

RELATING TO EMERGENCY HEALTH POWERS.

Introduced by: Evans C, Shimabukuro M

Establishes provisions relating to emergency response stockpile to prepare for or respond to CBRNE events or other public health emergencies; exemption from certain laws and rules. Provides that the director of health, through the department, may maintain an emergency response stockpile to prepare for or respond to a CBRNE event or other public health emergency. Defines CBRNE to mean the use of chemicals, biological agents, radioactive materials, nuclear devices, or explosives to kill or sicken people, animals, or plants. -- HB0516 HD2

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to HTH/ TGO/ then WAM

HB0531

RELATING TO MANAGEMENT OF STATE FUNDS.

Introduced by: Karamatsu J, Chang J, Oshiro B, Lee M, Ito K, Shimabukuro M, Takai K, Herkes R

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. -- HB0531

Current Status: Mar=08 05 Introduction/Passed First Reading - Senate
Mar=10 05 Single Referral to WAM

HB0537 HD2 (HSCR 918)

MAKING AN APPROPRIATION FOR THE KAPIOLANI CHILD AT-RISK EVALUATION PROGRAM.

Introduced by: Arakaki D, Kahikina M

Appropriation to the department of human services for the Kapiolani child at risk evaluation program. (\$\$) -- HB0537 HD2

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to HMS/ HTH/ then WAM

HB0540 HD2 (HSCR 845)

RELATING TO CHILD PROTECTION.

Introduced by: Arakaki D, Green J

Establishes the safe place for newborns law. Authorizes a hospital, fire station or police station to receive a newborn left with a health care provider on the premises if the newborn was born within 72 hours of being left at the hospital, fire station, or police station, the newborn is left in an unharmed condition, and the newborn child is accompanied by written information concerning any family medical history. Prohibits the hospital, fire station, or police station personnel from inquiring the identity of the mother or the person leaving the newborn. Provides that a person may leave a newborn without being subjected to prosecution for abandonment of a child. Requires the hospital, fire station, or police station to notify law enforcement that a newborn was received for purposes of matching the child with missing children reports. Further requires the department of human services to be informed that a newborn has been left within 24 hours. Upon receiving custody of a newborn, the department may reunify the newborn with the newborn's parents. Allows the department to search for the newborn's relatives as a placement or permanency option, or other placement requirements that give a preference to relatives. -- HB0540 HD2

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to HMS/ HTH/ then JHW

HOUSE BILLS THAT PASSED THIRD READING

- HB0551 HD1 (HSCR 768) RELATING TO PUBLIC MEETINGS.
Introduced by: Say C (BR)
Amends provisions relating to permitted interactions of members. Adds that 1 or more members of a board may conduct discussions in private without limitation or subsequent reporting with the governor, the lieutenant governor, and elected state officials provided that the discussion is for investigation or fact finding purposes only. Adds that 2 or more members of a board may conduct discussions in private without limitation with an executive officer of the board, where applicable, or the head of a department to which the board is administratively assigned. Adds that 2 or more members of a board, but less than the number of members that would constitute a quorum for the board, may testify or make presentations about matters relating to the official business of their board at a meeting of another board or at a public hearing of the legislature. -- HB0551 HD1
Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to IGA then JHW
- HB0553 HD1 (HSCR 751) RELATING TO THE UNIFORM INFORMATION PRACTICES ACT (MODIFIED).
Introduced by: Say C (BR)
Amends provisions relating to disclosure required. Provides that materials available to inspection and duplication from affirmative agencies will be to the extent required to prevent an invasion of personal privacy and the agency is not required to disclose identifying information such as home address and social security numbers. -- HB0553 HD1
Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Single Referral to JHW
- HB0555 MAKING AN EMERGENCY APPROPRIATION FOR ELECTRICITY PAYMENTS STATEWIDE.
Introduced by: Say C (BR)
Appropriation to the department of accounting and general services to pay electricity bills. (\$\$) -- HB0555
Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to TGO then WAM
- HB0556 MAKING AN EMERGENCY APPROPRIATION FOR WIRELESS ENHANCED 911.
Introduced by: Say C (BR)
Appropriation out of the wireless enhanced 911 fund to the wireless enhanced 911 board to reimburse public safety answering points and wireless providers for technical improvements and for the operating costs of the fund. (\$\$) -- HB0556
Current Status: Mar=08 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to CPH then WAM
- HB0582 HD1 (HSCR 136) RELATING TO MISSING CHILD CENTER-HAWAII.
Introduced by: Say C (BR)
Changes the Hawaii state clearinghouse for missing children to the missing child center Hawaii. -- HB0582 HD1
Current Status: Feb=17 05 Introduction/Passed First Reading - Senate
Feb=22 05 Multiple Referral to HMS then JHW
- HB0584 HD1 (HSCR 745) RELATING TO CHARITABLE GIFT ANNUITIES.
Introduced by: Say C (BR)
Amends provisions relating to life insurance. Adds that a nonprofit educational foundation or nonprofit organization issuing charitable gift annuities is required to have conducted business in the form of program services or fundraising activities in the State consecutively for at least 10 years and must file its annual statement with the attorney general annually on or before March 15 of each year. Requires segregated assets to be calculated with mortality tables and discount rates to be determined by the insurance commissioner. -- HB0584 HD1
Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Single Referral to CPH
- HB0588 HD1 (HSCR 704) RELATING TO EXPUNGEMENTS.
Introduced by: Say C (BR)
Amends provisions relating to expungement orders. Adds that an expungement order shall not be issued to a person convicted of a violation. Provides expungement order to include the deletion of digitized images. -- HB0588 HD1
Current Status: Mar=04 05 Introduction/Passed First Reading - Senate
Mar=08 05 Single Referral to JHW

HOUSE BILLS THAT PASSED THIRD READING

- HB0595 RELATING TO CLAIMS AGAINST THE STATE.
Introduced by: Say C (BR)
Amends provisions relating to claims against the state; remedial measures. Provides that the attorney general reports to the legislature regarding claims shall not be published or distributed. -- HB0595
Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Single Referral to JHW
- HB0606 HD1 (HSCR 817) RELATING TO STANDARDS FOR NET METERED RENEWABLE ENERGY SYSTEMS.
Introduced by: Say C (BR)
Amends provisions relating to net energy metering safety and performance standards. Requires the public utilities commission to set safety, performance, and reliability standards and requirements for eligible customer generator systems of greater than 10 kilowatts and to establish requirements that must be met by an eligible customer generator to become exempt from installing additional controls, performing or paying for additional tests, and purchasing additional liability insurance. -- HB0606 HD1
Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to EIA then CPH
- HB0624 MAKING AN EMERGENCY APPROPRIATION FOR COLLECTIVE BARGAINING COST ITEMS FOR PUBLIC EMPLOYEES.
Introduced by: Say C (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 units 1 (nonsupervisory blue collar employees) and 10 (nonprofessional hospital and institutional workers), for state officers and employees excluded from collective bargaining, and for state employees in units 1 and 10 assigned to the Hawaii health systems corporation. (\$\$) -- HB0624
Current Status: Mar=03 05 Introduction/Passed First Reading - Senate
Mar=10 05 Single Re referral to WAM
- HB0631 HD1 (HSCR 874) RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM.
Introduced by: Say C (BR)
Establishes provisions relating to federal limits on annual compensation for ordinary death benefits. Provides that there will be annual limits on amounts paid to beneficiaries of any member who dies while in service or on authorized leave without pay after June 30, 2004, and before July 1, 2006, and whose compensation earned during the year immediately preceding the member's death exceeds the annual limit. -- Provides that a member shall receive a maximum retirement allowance of 1 and 3/4 per cent of the member's average final compensation for each year of credited service. -- Provides that a member shall receive a maximum retirement allowance which shall consist of 50 per cent of the member's final compensation for retirement for service connected disability. Provides that pension, annuity, and retirement allowance payments from the system shall be subject to income tax withholding requirements. -- Provides that a former member who has vested benefit status returns to service before retirement shall become a member again and upon retirement the benefit shall be computed with the member's combined service included under the formula in effect at the time of retirement. -- Provides that county employees shall be included among state employees and faculty members at the university of Hawaii shall be included among teachers. -- Provides that the state shall make monthly contributions to the system within 30 days after the end of the month and that counties shall make annual contributions. -- Provides that a member who is eligible to receive a service connected disability retirement allowance for service connected disability shall receive a maximum retirement allowance of 50 per cent of the member's average annual compensation and that payments. -- Repeals the definition of board. -- Establishes method for changing class C credited service to Class H. -- Amends method for payment for credited services of class A or B. -- Provides a maximum on retirement allowances for class H members. -- HB0631 HD1
Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to LBR then WAM
- HB0632 RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM.
Introduced by: Say C (BR)
Establishes provisions relating to actuarial assumptions. Allows the board of trustees of the employees' retirement system to approve the effect of post retirement allowance or any other mandatory increase in benefits. -- HB0632
Current Status: Mar=04 05 Introduction/Passed First Reading - Senate
Mar=08 05 Multiple Referral to LBR then WAM

HOUSE BILLS THAT PASSED THIRD READING

- HB0633 HD2 (HSCR 910) RELATING TO FEES.
Introduced by: Say C (BR)
Amends provisions relating to department of commerce and consumer affairs. Provides that the director of commerce and consumer affairs may decrease license, permit, certificate, or registration service fees and report to the legislature on all fee adjustments during the preceding fiscal year. -- Amends provisions relating to state service fees; increase or decrease of. Extends the authority of the respective directors to adjust fee or nontax revenues provided that the authority to adjust fees or nontax revenues shall only extend to decreases in the fees and nontax revenues. -- HB0633 HD2
Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to CPH then WAM
- HB0644 HD1 (HSCR 26) RELATING TO POOLED INSURANCE.
Introduced by: Say C (BR)
Amends provisions relating to pooled insurance. Provides that prepaid health insurance shall not be offered as pooled insurance. -- HB0644 HD1
Current Status: Feb=08 05 Introduction/Passed First Reading - Senate
Feb=10 05 Single Referral to CPH
- HB0671 RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED.
Introduced by: Say C (BR)
Amends the Hawaiian homes commission Act. Provides that brothers or sisters who are at least 1/4 Hawaiian may receives a lessee's interest upon death. Establishes brothers and sisters as heir when there is no husband, wife, child, or grandchild. -- HB0671
Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Single Referral to JHW
- HB0683 HD1 (HSCR 592) MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF HEALTH FOR THE ADULT MENTAL HEALTH DIVISION.
Introduced by: Say C (BR)
Appropriation to the department of health for services and activities to patients of Hawaii state hospital to continue and implement services for the target population as defined and required by the federal court ordered community plan and to serve an increasing number of persons eligible for mental health services. (\$\$) -- HB0683 HD1
Current Status: Mar=08 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to HTH then WAM
- HB0684 HD1 (HSCR 919) MAKING AN EMERGENCY APPROPRIATION FOR THE DEPARTMENT OF HEALTH EMERGENCY AMBULANCE SERVICE CONTRACTS COLLECTIVE BARGAINING COSTS.
Introduced by: Say C (BR)
Appropriation to the department of health to comply with collective bargaining increases negotiated by ambulance providers statewide. (\$\$) -- HB0684 HD1
Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to HTH/ LBR/ then WAM
- HB0685 RELATING TO WIRELESS ENHANCED 911 SERVICE.
Introduced by: Say C (BR)
Amends provisions relating to wireless enhanced 911 board. Adds that the director of health or the director's designee shall serve as an ex-officio, non voting member and adds the comptroller or the comptroller's designee to the board. -- HB0685
Current Status: Mar=08 05 Introduction/Passed First Reading - Senate
Mar=10 05 Single Referral to JHW
- HB0704 HD1 (HSCR 561) RELATING TO EMPLOYMENT SECURITY.
Introduced by: Say C (BR)
Amends provisions 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 programs and are not subject to 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. Appropriation. (\$\$) -- HB0704 HD1
Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to LBR then WAM
- HB0712 HD2 (HSCR 839) RELATING TO VIOLATIONS OF CHAPTER 6E.
Introduced by: Say C (BR)

HOUSE BILLS THAT PASSED THIRD READING

Establishes provisions relating to crimes. Establishes the offense of appropriation, excavation, injury, destruction, or alteration of historic property or aviation artifact; the offense of appropriation, excavation, injury, destruction, or alteration of a burial site, and the offense of failure to stop work upon discovery of a burial site. Establishes criminal penalties. -- HB0712 HD2

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to MAT/ WLA/ then JHW

HB0713 HD1 (HSCR 876)

RELATING TO INCARCERATED PERSONS.

Introduced by: Say C (BR)

Amends provisions relating to director of public safety to fix compensation. Changes committed persons to inmates' compensation. -- Amends provisions relating to compensation for labor or training by changing committed persons to inmates. -- Changes custody of moneys and accounts from committed persons to inmates. -- Amends withdrawals and forfeitures from committed person to inmate. -- Changes earnings exempt from garnishment, etc. from a committed person to an inmate. -- Amends garnishment to cover non budgeted costs from all moneys received by windfall or earned by a committed person to all moneys held in an inmate account. -- Adds a provision to excluded services to add service performed by an inmate, other than persons on work furlough, of a custodial or penal institution. -- HB0713 HD1

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Single Referral to JHW/ LBR/

HB0733 HD1 (HSCR 763)

RELATING TO WITHHOLDING OF TAX ON THE DISPOSITION OF REAL PROPERTY BY NONRESIDENT PERSONS.

Introduced by: Say C (BR)

Amends provisions relating to withholdings of income tax on the disposition of real property by nonresident persons. Provides that if a single member limited liability company has not elected to be taxed as a corporation, the single member limited liability company shall be disregarded for withholding purposes and shall be applied as if the sole member is the transferor. -- HB0733 HD1

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Single Referral to WAM

HB0755 HD1 (HSCR 944)

RELATING TO WAGES.

Introduced by: Oshiro M, Caldwell K

Amends provisions 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. -- HB0755 HD1

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to LBR then WAM

HB0758 HD2 (HSCR 885)

RELATING TO EMPLOYMENT PRACTICES.

Introduced by: Oshiro M, Caldwell K, Takai K, Takumi R

Establishes provisions relating to meal count assistants, adult supervisors, and classroom cleaners; minimum wage. Provides that the wages of meal count assistants, adult supervisors, and classroom cleaners of the department of education shall be no less than the current state minimum wage. Amends provisions relating to special minimum wages for learners, apprentices, full time students, paroled wards of Hawaii youth correctional facility and handicapped workers. -- HB0758 HD2

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to EDM/ LBR/ then WAM

HB0759 HD1 (HSCR 940)

RELATING TO MILITARY INSTALLATIONS.

Introduced by: Oshiro M, Thielen C, Ito K

Establishes provisions 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

HOUSE BILLS THAT PASSED THIRD READING

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 provisions 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. -- HB0759 HD1

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to EDM/ WLA/ IGA/ then WAM

HB0760

RELATING TO PUBLIC ACCESS TO BEACHES.

Introduced by: Oshiro M, Morita H, Magaoay M

Appropriation to the department of land and natural resources to survey and map all existing public access ways to shoreline areas throughout the State. (\$\$) -- HB0760

Current Status: Mar=08 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to WLA then WAM

HB0761 HD1 (HSCR 1001)

RELATING TO FAMILY LEAVE.

Introduced by: Oshiro M, Takai K, Caldwell K

Amends provisions relating to family leave. Adds that an employee shall be entitled to a total of 4 weeks of family leave during any calendar year during the period of military deployment of the employee's child, spouse, reciprocal beneficiary or parent. Requires the employee to provide the employer with a copy of the military orders verifying the military deployment of the employee's child, spouse, reciprocal beneficiary, or parent, and any other certifications or supporting documentation. -- HB0761 HD1

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to EDM/ LBR/ then WAM

HB0762 HD1 (HSCR 979)

RELATING TO HAWAII WORKSITE TEMPORARY RESTRAINING ORDER ACT.

Introduced by: Oshiro M, Caldwell K

Amends provisions relating to power to enjoin and temporarily restrain harassment. Provides that any employer whose employee or invitee has been subjected to harassment at the worksite, may petition the district court for a temporary restraining order and an injunction from further harassment at the worksite. Provides that if the defendant is a current employee of the petitioner, the court shall receive evidence concerning that employer's employment status, including the effect of a permanent injunction on the defendant's employment status, and any determination by the employer to retain, terminate or otherwise discipline the defendant. Prohibits civil liability for employer or employee acting in good faith. -- HB0762 HD1

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to LBR then JHW

HB0769 HD3 (HSCR 857)

RELATING TO UNCLAIMED PROPERTY.

Introduced by: Kawakami B, Kanoho E, Morita H

Establishes provisions relating to annual report of unclaimed property. Adds that an electric utility cooperative association shall not be subject to the uniform unclaimed property act provided that the cooperative file with the director of finance an annual report of unclaimed property in its possession within 120 days after the close of the association's fiscal year in a form prescribed by the director. Requires the electric utility cooperative association to remain responsible for the payment of all claims for unclaimed property reported to the director. -- Establishes the disposition of non escheat patronage refunds. Requires an electric utility cooperative association to transfer all non escheat patronage refunds which it has properly reported to the director of finance to a nonprofit corporation. -- HB0769 HD3

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to CPH then WAM

HB0771 HD1 (HSCR 769)

RELATING TO SEXUAL OFFENDERS.

Introduced by: Nakasone B

Amends provisions relating to repeat violent and sexual offender; enhanced sentence.

HOUSE BILLS THAT PASSED THIRD READING

Provides that upon release from prison, a repeat sexual offender convicted upon 2 prior and separate occasions of an offense under provisions relating to sexual assault in the 1st, 2nd, 3rd, or 4th degrees shall be placed on lifetime parole. -- HB0771 HD1
Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Single Referral to JHW

HB0783 HD2 (HSCR 980)

RELATING TO MORTGAGE FORECLOSURES.

Introduced by: Hiraki K

Amends provisions relating to mortgage foreclosures. Adds that in the notice of default, the foreclosing mortgagee may require that the signed letter of agreement be received by the foreclosing mortgagee by a date which shall not be less than 10 days from the date of the notice of default. Adds provisions for open house dates. Adds that the foreclosing mortgagee and any prior or junior creditors having a recorded lien on the mortgaged property before the recordation of the notice of default shall notify any person who requests information on the unpaid balance of moneys that will be owed to the foreclosing mortgagee or prior or junior creditors under a mortgage agreement or lien as of the date of the public sale and the daily accrual of interest. Provides that the foreclosing mortgagee or prior or junior creditor shall provide the requested information within 3 days of an inquiry from any person. Provides that when public sale is held, the successful bidder at the public sale, shall make a nonrefundable downpayment to the foreclosing mortgagee of not more than 10 per cent of the highest successful bid price. Amends provisions relating to recordation of affidavit, conveyance document; effect. Provides that the purchaser shall be entitled to immediate and exclusive possession of the mortgaged property no sooner than 40 days after the public sale is held. Amends provisions relating to appeal to circuit court. Prohibits an appeal from being filed later than 60 days after the recordation of the affidavit. -- HB0783 HD2

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to CPH then JHW

HB0784 HD2 (HSCR 992)

RELATING TO CABLE TELEVISION.

Introduced by: Hiraki K

Amends provisions relating to annual fees of cable televisions systems. Adds that all fees collected for the provision of cable service in the county of Maui shall be distributed to Maui community college and the department of education, county of Maui, and to the access organization serving the county of Maui for public access programming (PEG). Appropriation to the department of education for infrastructure upgrades to telecommunications systems. (\$\$) -- HB0784 HD2

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to CPH/ IGA/ then WAM

HB0785 HD1 (HSCR 744)

RELATING TO MORTGAGE FORECLOSURES.

Introduced by: Hiraki K

Establishes provisions relating to time share interest foreclosure under power of sale; notice; affidavit after sale. Provides that when a power of sale is contained in a mortgage of a time share interest, the mortgagee or the mortgagee's successor in interest or any person authorized by the power to act in the premises may upon a breach of the condition give notice of the intention to foreclose the mortgage and give such notices and do all such acts as are authorized or required by the power contained in the mortgage. -- Establishes provisions relating to notice on mortgage creditors. Provides that a mortgage creditor having a mortgage lien on a time share interest who desires notice that another mortgage creditor having a mortgage lien on the time share interest intends to foreclose and sell the mortgaged interest may submit a written request to the mortgagee foreclosing. -- Establishes provisions relating to affidavit as evidence; when. Provides that if it appears that the affiant has in all respects complied with the requirements of the power of sale and the statute in relation to all things to be done by the affiant before selling the time share interest, a certified copy of the record shall be submitted as evidence that the power of sale was duly executed. -- Establishes provisions relating to application of time share interest power of sale requirements. Provides that these requirements shall apply only to time share interest mortgages, loans, agreements, and contracts that contain the power of sale. -- HB0785 HD1

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Single Referral to CPH

HB0792 HD1 (HSCR 53)

RELATING TO INTERNATIONAL TRADE.

Introduced by: Hale H

Appropriation to the department of agriculture to develop guidelines and a marketing plan to obtain export clearances for exports to Japan and other countries. -- HB0792 HD1

HOUSE BILLS THAT PASSED THIRD READING

Current Status: Mar=04 05 Introduction/Passed First Reading - Senate
Mar=08 05 Multiple Referral to EIA/ WLA/ then WAM

- HB0802 HD1 (HSCR 920) RELATING TO INDIVIDUAL DEVELOPMENT ACCOUNT CONTRIBUTION TAX CREDIT.
Introduced by: Kahikina M, Arakaki D, Nishimoto S
Increases the individual development account contribution income tax credit from 50 per cent to the amount contributed by the taxpayer to a fiduciary organization. -- HB0802 HD1
Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to HMS then WAM
- HB0806 HD1 (HSCR 752) RELATING TO CRIMINAL TRESPASS.
Introduced by: Kahikina M, Green J, Arakaki D, Hale H, Shimabukuro M, Sonson A
Establishes provisions relating to criminal trespass onto public parks and recreational grounds. Provides that a person commits the offense of criminal trespass onto public parks and recreational grounds if the person remains unlawfully in or upon a public park or recreational ground after a request to leave is made by any law enforcement officer, when the request is based upon violation by the person of any term of use specified on a sign or notice posted on the property, or based on violation of any term of use contained in, or the expiration of, any permit relating to the person's presence on the property. Provides that criminal trespass onto public parks and recreational grounds is a petty misdemeanor. -- Amends provisions relating to criminal trespass in the 2nd degree. Changes the provisions by repealing public property. -- HB0806 HD1
Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Single Referral to JHW
- HB0833 HD1 (HSCR 846) RELATING TO PROPERTY RIGHTS.
Introduced by: Hiraki K
Establishes provisions relating to exception to landowner liability. Provides that the owner of residential real property shall not be liable for any civil damages sustained by a person who trespasses on the property with the intent to commit a crime. -- HB0833 HD1
Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Single Referral to JHW
- HB0835 HD2 (HSCR 822) RELATING TO TIME SHARING PLANS.
Introduced by: Chang J, Herkes R, Marumoto B
Amends provisions 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 or 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. -- HB0835 HD2
Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to TSM then CPH
- HB0841 RELATING TO EDUCATION.
Introduced by: Takumi R, Berg L
Repeals the school to work system. -- HB0841
Current Status: Mar=04 05 Introduction/Passed First Reading - Senate
Mar=08 05 Multiple Referral to EDM then WAM
- HB0842 AUTHORIZING THE ISSUANCE OF BONDS FOR EDUCATION PURPOSES.
Introduced by: Takumi R, Berg L
Authorizes the issuance of bonds or to secure loans for appropriation to the department of education to subsidize school renovation and restoration projects, equipment and technology acquisition, curriculum development, and teacher training in qualified zones and schools. (\$\$) -- HB0842
Current Status: Mar=08 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to EDM then WAM
- HB0843 HD1 (HSCR 886) RELATING TO SCHOOL LUNCH.

HOUSE BILLS THAT PASSED THIRD READING

Introduced by: Takumi R, Berg L
Amends provisions relating to school cafeterias. Provides that the price for school lunch shall be set by the department of education so that moneys received from the sale of the lunches may be up to 1/2 of the cost of preparing the lunch. -- HB0843 HD1
Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to EDM then WAM

HB0844 HD1 (HSCR 677) RELATING TO EDUCATION.
Introduced by: Takumi R
Amends provisions relating to mandate to initiate school community councils. Empowers the school community councils to approve the school's academic and financial plans submitted by the principal and recommend that the plans be approved by the complex area superintendent. -- HB0844 HD1
Current Status: Mar=04 05 Introduction/Passed First Reading - Senate
Mar=08 05 Single Referral to EDM

HB0852 HD2 (HSCR 854) RELATING TO PERMIT APPROVALS.
Introduced by: Oshiro B, Morita H, Caldwell K, Schatz B, Waters T, Thielen C, Berg L, Luke S
Amends provisions relating to maximum time period for business or development related permits, licenses, or approvals, automatic approval; extensions. Provides that the lack of a quorum on the part of any issuing agency shall not initially be applicable to automatic approval or automatic extension unless the extension is agreed to by all parties. Repeals automatic approval for any proceedings of the public utilities commission. -- HB0852 HD2
Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to WLA/ BED/ then CPH

HB0857 HD1 (HSCR 977) RELATING TO MOTOR VEHICLES.
Introduced by: Caldwell K, Lee M, Shimabukuro M
Amends provisions relating to certificate of inspection (safety check). Provides that safety inspection criteria shall include limits on the number of decibels a vehicle may emit. Requires the director of transportation to establish limits and testing requirements. -- HB0857 HD1
Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Single Referral to TGO

HB0858 HD2 (HSCR 941) RELATING TO TAX REFUNDS.
Introduced by: Caldwell K, Luke S, Herkes R
Establishes provisions relating to appeals relating to claims for refund. Provides that if a tax refund is denied by the department of taxation it may be appealed by filing a written notice of appeal to the board of review or the tax appeal court within 30 days after notice of the denial of the claim. Allows an appeal to be filed after 180 days from the date that the tax refund claim was filed provided the department has not given notice of a denial of the claim. -- HB0858 HD2
Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to JHW then WAM

HB0862 HD2 (HSCR 829) RELATING TO TRAFFIC OFFENSES.
Introduced by: Caldwell K, Lee M, Shimabukuro M
Establishes provisions relating to excessive speeding. Prohibits a person to drive a vehicle at a speed exceeding the speed limit by 30 miles per hour or more or 90 miles per hour or more irrespective of the applicable state or county speed limit. Establishes penalties. -- HB0862 HD2
Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to TGO then JHW

HB0863 HD2 (HSCR 930) RELATING TO THE PETROLEUM INDUSTRY.
Introduced by: Morita H
Establishes provisions relating to the petroleum industry. Requires that each refiner shall file with the director of business, economic development, and tourism a certified statement of operating and overhead costs for the refiner's Hawaii operations. Requires that the department shall develop and maintain an automated petroleum information reporting system to conduct and facilitate efficient reporting analysis of refiner reports. Establishes a petroleum monitoring, analysis, and reporting special fund. Allows moneys from the environmental response revolving fund to be appropriated by the legislature for deposit into the petroleum industry monitoring, analysis, and reporting special fund. Requires the director

HOUSE BILLS THAT PASSED THIRD READING

to establish reporting dates. Requires that certified reports include information on the monthly weighted average acquisition cost per barrel and volumes of foreign or domestic crude oil or other liquid fuels imported to Hawaii, weekly weighted average retail prices and sales volumes of finished unleaded regular and premium motor gasoline and each other grade of gasoline, weekly wholesale prices and sales volume of no. 2 diesel fuel and no. 2 fuel oil and weekly weighted average retail prices of no. 2 diesel fuel and no. 2 fuel oil. Transfers all power over the petroleum industry from the petroleum commissioner to the director. Appropriation out of the petroleum monitoring, analysis, and reporting special fund to establish the program; for a full time position in the public utilities commission to operate the petroleum price control program; and to the university of Hawaii to support the Hawaii energy policy forum. Appropriation out of the environmental response revolving fund. (\$\$)

-- HB0863 HD2

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to CPH then WAM

HB0864

RELATING TO COUNTIES.

Introduced by: Morita H, Schatz B, Luke S, Berg L, Caldwell K, Lee M

Amends provisions relating to regulation by counties. Provides that counties may prohibit billboards or outdoor advertising devices located in the airspace or waters beyond the boundaries of the county where visible from any public highway, park, or other public place located in the county. -- HB0864

Current Status: Mar=04 05 Introduction/Passed First Reading - Senate
Mar=08 05 Multiple Referral to IGA then JHW

HB0868 HD2 (HSCR 830)

RELATING TO CEMETERIES.

Introduced by: Wakai G, Oshiro B, Ito K, Morita H, Shimabukuro M, Waters T, Herkes R, Lee M, Nishimoto S, Takai K, Green J, Berg L, Kanohe E

Amends provisions relating to map or plat required; unique identifier. Adds that the cemetery authority shall maintain a permanent, accurate record of the identity of each person whose remains are located in the cemetery, together with the corresponding unique identifier that indicates the location of the person's remains within the cemetery. Provides that the cemetery authority shall specify the unique identifier of a plot, crypt, or niche in any document that provides for the sale, transfer, or disposition of the plot, crypt, or niche. -- HB0868 HD2

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Single Referral to CPH

HB0875 HD2 (HSCR 653)

RELATING TO GOVERNMENT.

Introduced by: Luke S

Amends provisions relating to actions by and against the state. Provides that claims for unpaid wages may be brought at any time within 6 years after the alleged underpayment. Amends provisions relating to interest. Adds that no interest shall be allowed on any claim up to the time of the rendering of judgment thereon by the court, unless a claim for underpayment of wages or benefits for services rendered by an employee of the State. -- HB0875 HD2

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to JHW/ EDM/ then WAM

HB0877 HD2 (HSCR 766)

RELATING TO CRIME.

Introduced by: Luke S

Repeals carrying or use of firearm in the commission of a separate felony, place to keep firearms and loaded firearms and replaces with provisions relating to carrying or use of firearm in the commission of a separate felony, possession of a firearm with intent to facilitate the commission of a felony drug offense, place to keep loaded firearms other than pistols and revolvers, place to keep unloaded firearms other than pistols and revolvers, place to keep pistol or revolver, carrying or possessing a loaded firearm on a public highway, and place to keep ammunition. -- HB0877 HD2

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Single Referral to JHW

HB0883 HD1 (HSCR 843)

RELATING TO LANDLORD LIABILITY.

Introduced by: Luke S

Changes costs and expenses to costs and expenses; damages. Adds that a person who brings a nuisance abatement action against a place used for the purpose of committing drug offenses may recover economic damages, noneconomic damages, exemplary damages, reasonable attorneys' fees, and cost of suit. -- HB0883 HD1

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate

HOUSE BILLS THAT PASSED THIRD READING

Mar=10 05 Multiple Referral to CPH then JHW

HB0887 HD1 (HSCR 826)

RELATING TO LEGISLATIVE INQUIRIES.

Introduced by: Oshiro M

Establishes provisions relating to appropriations available for salaries. Provides that no part of any appropriation shall be made available for payment to any employee who prohibits or prevents, or attempts or threatens to prohibit or prevent, any other officer or employee of the State from having any direct oral or written communication or contact with any state legislator or state legislative committee in connection with any matter pertaining to the employment of the other officer or employee or pertaining to the department or agency of the other officer or employee in any way, irrespective of whether the communication or contact is at the initiative of the other officer or employee or in response to a request or inquiry of a legislator or legislative committee; or removes, suspends from duty without pay, demotes, reduces in rank, seniority, status, pay, or performance of efficiency rating, denies promotion to, relocates, reassigns, transfers, disciplines, or discriminates in regard to any employment right, entitlement, or benefit, or any term or condition of employment of, any other officer or employee of the State, or attempts or threatens to commit any of the foregoing actions with respect to another officer or employee, by reason of any communication or contact of the other officer or employee with any state legislator or legislative committee. -- HB0887 HD1

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to LBR/ JHW/ then WAM

HB0894

RELATING TO ELECTIONS.

Introduced by: Thielen C, Luke S, Oshiro M

Amends provisions relating to precinct officials; submission of names and assignment; vacancies. Provides that the chairperson of the precinct officials and the governor shall not be required to be of the same party. -- HB0894

Current Status: Mar=04 05 Introduction/Passed First Reading - Senate
Mar=08 05 Single Referral to JHW

HB0895 HD2 (HSCR 837)

RELATING TO COASTAL LIGHT POLLUTION.

Introduced by: Schatz B, Berg L, Thielen C, Kanoho E, Morita H, Pine K, Waters T

Establishes provisions relating to artificial light on shoreline and ocean waters. Prohibits artificial lights from floodlights, uplights, or spotlights that are used for decorative or aesthetic purposes when the light directly illuminates the shoreline and ocean waters or causes a direct or indirect glare as it trespasses across property boundaries toward the shoreline and ocean waters. Excludes outdoor lighting fixtures that are located in a hotel / hotel condo provided that the outdoor lighting fixture is located underwater or is directed downward and illuminates a limited area of no more than 30 feet into the shoreline and ocean waters and artificial lighting provided by a government agency for government operations, public safety, or navigation. Amends provisions relating to special management area guidelines. Requires the county planning commission to minimize light trespass by requiring that light fixtures be located, aimed, and shielded so as to minimize stray light trespassing across property boundaries. -- HB0895 HD2

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to EIA/ WLA/ then JHW

HB0906 HD1 (HSCR 264)

RELATING TO LEGISLATIVE PROCEEDINGS ON THE INTERNET.

Introduced by: Berg L, Kanoho E, Oshiro M, Nishimoto S, Takai K, Lee M, Schatz B, Oshiro B, Ito K, Green J

Appropriation to the clerks of the senate and house of representatives for legislative media streaming to provide audio and video streaming of legislative proceedings over the internet, including house and senate proceedings in chambers, conference rooms, and the capitol auditorium. (\$\$) -- HB0906 HD1

Current Status: Mar=04 05 Introduction/Passed First Reading - Senate
Mar=08 05 Multiple Referral to MAT/ TGO/ then WAM

HB0912 HD1 (HSCR 862)

MAKING AN APPROPRIATION FOR SMALL BUSINESS DEVELOPMENT.

Introduced by: Chang J, Herkes R, Karamatsu J

Appropriation to the university of Hawaii for expansion of management force development through consulting and training services at the Hawaii small business development center network. (\$\$) -- HB0912 HD1

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to BED then WAM

HB0919 HD1 (HSCR 828)

RELATING TO USE OF INTOXICANTS.

HOUSE BILLS THAT PASSED THIRD READING

Introduced by: Nakasone B

Amends provisions relating to operating a vehicle under the influence of intoxicants. Provides that for a 3rd offense the vehicle shall be subject to forfeiture under the criminal forfeiture law. -- Amends provisions relating to habitually operating a vehicle under the influence of intoxicants. Provides that the vehicle shall be subject to forfeiture under the criminal forfeiture law. -- HB0919 HD1

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to TGO then JHW

HB0925 HD2 (HSCR 933)

MAKING AN APPROPRIATION TO STUDY THE FEASIBILITY OF BUILDING A MOTOR VEHICLE AND RAILWAY TUNNEL UNDER HONOLULU HARBOR.

Introduced by: Cabanilla R, Shimabukuro M, Lee M, Kahikina M, Green J, Herkes R, Tanaka K, Pine K, Marumoto B, Nishimoto S, Arakaki D, Kanoho E, Oshiro B, Moses M
Appropriation to the department of transportation to update the feasibility study of constructing a tunnel under Honolulu harbor to accommodate both motor vehicles and railway technology, including engineering requirements, cost, and available sources of state and federal funding. (\$\$) -- HB0925 HD2

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to TGO then WAM

HB0931 HD2 (HSCR 924)

RELATING TO AFFORDABLE HOUSING.

Introduced by: Kahikina M, Sonson A, Arakaki D

Establishes provisions relating to the exemption for sustainable affordable developments. Provides that no lessee under a sustainable affordable lease shall qualify to exercise the rights granted to a lessee under condemnation of development tract provisions. Provides that a lessor of a sustainable affordable development shall certify its qualifications for the exemptions at the time of delivery of the 1st sustainable affordable lease by filing an affidavit with the registrar of the bureau of conveyances or assistant registrar of the land court. Establishes provisions relating to exemption for sustained affordable developments. Provides that no lessee under a sustainable affordable lease shall qualify to exercise the rights granted to a lessee under residential leases of real property provisions. -- HB0931 HD2

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to CPH then WAM

HB0938 HD1 (HSCR 636)

RELATING TO CHILD PROTECTIVE SERVICES.

Introduced by: Kahikina M

Amends provisions relating to child protective review panel. Provides that upon the request of a child's family a child protective review panel shall review child protective proceedings taken prior to or without a court order, where the child's family believes that the child was wrongfully removed from the family home. Provides that any decisions related to a review initiated by a child's family shall be made available to the court in subsequent child protective services proceedings. Provides that the child's family members shall include immediate family members including parents, grandparents, and adult siblings. -- HB0938 HD1

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to HMS then JHW

HB0954 HD1 (HSCR 877)

MAKING APPROPRIATIONS FOR AGRICULTURAL INFRASTRUCTURE.

Introduced by: Abinsay F, Tsuji C, Herkes R, Chang J, Halford C, Kanoho E, Wakai G, Oshiro M

Appropriation to the department of agriculture for planning and construction of the Honomalino irrigation system in Kona, Hawaii, and to prepare the agricultural water use and development plan, which is deemed necessary to qualify for federal aid financing or reimbursement. (\$\$) -- HB0954 HD1

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to WLA/ IGA/ then WAM

HB0955 HD1 (HSCR 925)

RELATING TO DROUGHT MITIGATING FACILITIES.

Introduced by: Abinsay F, Tsuji C, Magaoay M, Herkes R, Karamatsu J, Kanoho E, Chang J, Oshiro M, Yamashita K, Halford C

Changes the drought mitigating water storage facility income tax credit from 4 per cent to ____ per cent and repeals the sunset date of the tax credit. -- HB0955 HD1

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to WLA then WAM

HB0957 HD1 (HSCR 758)

RELATING TO TAXATION.

Introduced by: Schatz B, Luke S

HOUSE BILLS THAT PASSED THIRD READING

Provides an earned income tax credit of 20 per cent of the federal earned income tax credit determined under section 32 of the Federal Internal Revenue Code. -- HB0957 HD1

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Single Referral to WAM

HB0969 HD1 (HSCR 936)

RELATING TO NEW CENTURY CONVERSION CHARTER SCHOOLS.

Introduced by: Ito K

Amends provisions relating to new century conversion charter schools; conversion schools. Prohibits the minimum annual contribution provided by a nonprofit organization to be used by the department of education to reduce, suspend, or offset the department's normal budgetary allocation to a new century conversion charter school for its operations. -- HB0969 HD1

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to EDM then WAM

HB0973 HD1 (HSCR 742)

RELATING TO CONDOMINIUMS.

Introduced by: Evans C

Amends Act 164, session laws of Hawaii 2004, relating to condominiums. Provides that a managing agent and any of its affiliated entities shall not employ an employee of the association of the property managed by the managing agent. -- HB0973 HD1

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Single Referral to CPH

HB0994 HD2 (HSCR 965)

RELATING TO TAXATION.

Introduced by: Chang J, Kanoho E, Karamatsu J, Herkes R, Abinsay F

Establishes a motor sports recreation and public safety training and educational facility investment income tax credit. Provides that the tax credit shall be for investments made at Kalaeloa, parcel 9 for any 1 or more years in the 3 consecutive taxable years beginning after June 30, 2005 (sunset) up to a maximum of 1 dollar for all 5 years. -- HB0994 HD2

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to BED/ TGO/ then WAM

HB0997 HD1 (HSCR 959)

RELATING TO TRANSIENT ACCOMMODATIONS TAX.

Introduced by: Chang J, Karamatsu J, Herkes R

Amends provisions relating to the transient accommodations tax. Changes the maximum amount of revenues that may be deposited into the convention center enterprise special fund. Changes the percentage that shall be deposited into the tourism special fund. Repeals the limitation that tourism special fund cannot receive more than 62 million 292,000 dollars from tax revenues. Removes the provision that the funds for the state parks special fund and the Hawaii statewide trail and access program come from the tourism special fund. Repeals the transient accommodations tax trust fund. Provides funding for the state parks special fund and the Hawaii statewide trail and access program. -- HB0997 HD1

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to TSM then WAM

HB0998 HD2 (HSCR 960)

RELATING TO HOTEL CONSTRUCTION AND REMODELING TAX CREDIT.

Introduced by: Chang J, Karamatsu J, Yamashita K, Herkes R, Abinsay F

Amends provisions relating to the hotel construction and remodeling income tax credit. Changes the credit to ___ per cent for costs incurred before July 1, 2009 (sunset). Redefines qualified hotel facility to repeal time share facility or projects. Reduces the credit to 4 per cent for cost incurred before July 1, 2012. Repeals the tax on July 1, 2012 (sunset). -- HB0998 HD2

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to TSM/ BED/ then WAM

HB1015 HD2 (HSCR 895)

RELATING TO THE DEPOSIT BEVERAGE CONTAINER PROGRAM.

Introduced by: Morita H

Establishes provisions relating to commercial passenger vessels; exemption. Allows an exemption for a deposit beverage container that is sold and delivered to a passenger vessel intended for use and consumption on the passenger vessel provided that the entity operating the passenger vessel has a recycling plan prescribed or approved by the department of health. Provides that recycling plans shall be submitted to the department and shall include the name and address of the recycling company that is accepting the empty beverage containers. Provides that deposit beverage containers covered under this exemption shall not be redeemed for the deposit or handling fee. Defines commercial passenger vessel to mean any domestic or foreign flagged marine or air carrier used primarily for transporting

HOUSE BILLS THAT PASSED THIRD READING

persons to, from or within the State. Defines patron to mean a person who buys a beverage in a deposit beverage container for use or consumption and does not pay the deposit. Amends provisions relating to reverse vending machine requirements. Provides that if the reverse vending machine is unable to read the barcode, then the reverse vending machine shall reject the container. -- HB1015 HD2

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to EIA/ CPH/ TGO/ then WAM

HB1017 HD3 (HSCR 858)

RELATING TO SOLAR ENERGY.

Introduced by: Morita H, Wakai G, Schatz B, Berg L, Caldwell K, Shimabukuro M, Green J, Evans C, Thielen C

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, provided that the device is in compliance with the rules and specifications, registered with the private entity of record within 30 days of installation, and the homeowner has obtained written consent of the private entity if the device is placed on a common element or limited common element.

-- Amends provisions relating to work prohibited under condominium property regimes law. Allows the installation of solar energy devices. -- Amends Act 164, session laws of 2004. -- HB1017 HD3

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to EIA/ CPH/ then WAM

HB1018 HD2 (HSCR 818)

RELATING TO NET ENERGY METERING.

Introduced by: Morita H, Thielen C, Caldwell K, Lee M, Waters T, Berg L, Shimabukuro M, Green J, Wakai G, Schatz B

Establishes provisions relating to requests for monthly billing. Requires an electric utility to permit the eligible customer generator to pay monthly for net energy consumed upon the request of an eligible customer generator. Amends provisions relating to net energy metering. Redefines eligible customer generator by increasing the capacity from 50 kilowatts to not more than 300 kilowatts. Redefines net energy metering period from a monthly billing period to a 12 month billing period. -- HB1018 HD2

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to EIA then CPH

HB1020 HD3 (HSCR 855)

RELATING TO COASTAL ZONE MANAGEMENT.

Introduced by: Morita H, Oshiro M, Evans C, Kanoho E, Schatz B, Green J, Lee M, Wakai G, Berg L, Shimabukuro M, Thielen C

Redefines shoreline to mean the uppermost reach of the wash of the waves, other than storm or seismic waves, during the season of the year in which the highest wash of the waves occurs, usually evidenced by the edge of the vegetation growth, or the upper limit of debris left by the wash of the waves; provided that the vegetation is not influenced or modified by human intervention. Establishes provisions 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 provisions 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. -- HB1020 HD3

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to WLA then JHW

HB1028 HD2 (HSCR 889)

MAKING AN APPROPRIATION FOR THE UNIVERSITY OF HAWAII'S DISTANCE LEARNING PROGRAM.

Introduced by: Kawakami B, Chang J, Kahikina M

Appropriation to the university of Hawaii to operate the school of social work's distance learning program. (\$\$) -- HB1028 HD2

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate

HOUSE BILLS THAT PASSED THIRD READING

Mar=10 05 Multiple Referral to HRE then WAM

HB1029

MAKING AN APPROPRIATION FOR THE DEPARTMENT OF DEFENSE.

Introduced by: Kawakami B, Kanoho E, Kahikina M

Appropriation to the department of defense to publish the Hawaii veterans' newsletter. (\$\$)
-- HB1029

Current Status: Mar=08 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to EDM then WAM

HB1030 HD1 (HSCR 952)

RELATING TO THE HAWAII MARINE HIGHWAY SYSTEM.

Introduced by: Souki J, Lee M, Caldwell K

Establishes the Hawaii marine highway system law. Requires the department of transportation to develop a comprehensive long range plan for the development and improvement of the Hawaii marine highway system and shall revise and update that plan at least every 5 years and report to the legislature. -- Requires the department to construct, purchase, or lease ferry terminal facilities in Honolulu harbor, Oahu, Nawiliwili harbor, Kauai, and Kahului harbor, Maui, for the loading and unloading of passengers and vehicles under their own power, on and off ferries. -- Establishes the Hawaii marine highway system fund administered by the department into which shall be deposited revenues of the Hawaii marine highway system, legislative appropriations, and gifts or grants from any public or private sources. Provides that the fund shall be expended only for the operation and maintenance of the Hawaii marine highway system. -- HB1030 HD1

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to TGO/ IGA/ then WAM

HB1033 HD1 (HSCR 878)

RELATING TO INCOME TAX.

Introduced by: Yamashita K

Provides a farmers irrigation income tax credit equal to the difference between the amount paid for water purchased from the county and the amount the taxpayer would have paid for water had the taxpayer had access to a state irrigation system. -- HB1033 HD1

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to WLA/ IGA/ then WAM

HB1051 HD2 (HSCR 825)

RELATING TO PRESCRIPTION DRUGS.

Introduced by: Arakaki D, Hiraki K, Nishimoto S, Sonson A, Abinsay F

Amends provisions relating to return for credit and reuse of prescription drugs. Adds that previously dispensed prescription drugs may be returned to the dispensing pharmacy for credit to the payer and subsequent reuse provided that the prescription drug is in an in use multiple dose container subject to appropriate safeguards. Amends provisions relating to exceptions to liability. Provides that previously dispensed prescription drugs may be donated, provided that the prescription drug is in its original dispensed, unopened, untampered, multiple dose container or unopened, untampered, single user unit; or an in use multiple dose container subject to appropriate safeguards; has remained at all times under the control or direction of a person in the institutional facility or the pharmacy trained and knowledgeable in the storage of drugs; is not adulterated or misbranded; has been stored under conditions meeting US Pharmacopoeia standards; is returned and redispensed or redistributed before the expiration date or use by date; has not been in the possession of an individual member of the public; and is not included within the classification of controlled substances. -- HB1051 HD2

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to HTH then CPH

HB1060 HD2 (HSCR 997)

RELATING TO MEDICAID.

Introduced by: Arakaki D, Green J, Nishimoto S, Cabanilla R, Kahikina M, Sonson A

Establishes medicaid waiver application and requirements. Allows the department of human services to apply for waivers of applicable federal laws and regulations, following legislative approval, as necessary to implement a more appropriate system of health care for medicaid recipients and reduce the cost. Requires programs to be designed primarily to reduce the need for inpatient care, custodial care and other long term care or institutional care and other high cost services. -- HB1060 HD2

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to HMS then JHW/ WAM/

HB1076 HD1 (HSCR 255)

MAKING AN APPROPRIATION FOR SAFETY AND SECURITY IMPROVEMENTS FOR UNIVERSITY OF HAWAII CAMPUSES.

Introduced by: Waters T

HOUSE BILLS THAT PASSED THIRD READING

Appropriation to the university of Hawaii to improve safety and security on all campuses in the university of Hawaii system. (\$\$) -- HB1076 HD1

Current Status: Mar=04 05 Introduction/Passed First Reading - Senate
Mar=08 05 Multiple Referral to HRE then WAM

HB1078 HD1 (HSCR 937)

RELATING TO EDUCATION.

Introduced by: Waters T

Amends Act 51, session laws of 2004, relating to the teacher national board certification incentive program. Includes teacher educators in the university of Hawaii system. -- HB1078 HD1

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to HRE/ EDM/ then WAM

HB1082 HD3 (HSCR 852)

MAKING AN APPROPRIATION TO ABATE AGRICULTURAL THEFT.

Introduced by: Magaoay M, Abinsay F, Tsuji C

Establishes an agricultural crime abatement task force within the department of agriculture, with cooperation from the office of the attorney general to develop policies and programs for implementation by the department of agriculture to abate agriculturally related crime, including agricultural theft, throughout the state. Requires the department of agriculture to provide logistical and staff support. Report to the legislature by the task force. Appropriation. Task force shall cease to exist on June 30, 2006 (sunset). (\$\$) -- HB1082 HD3

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to WLA/ JHW/ then WAM

HB1111 HD1 (HSCR 243)

RELATING TO THE HAWAII CATASTROPHIC RELIEF FUND.

Introduced by: Herkes R, Oshiro M, Karamatsu J, Ito K

Establishes the Hawaii catastrophic relief fund law. Establishes the fund within the department of commerce and consumer affairs to provide reinsurance for the risks of catastrophic events. Establishes a board of directors to administer the fund. Exempts the fund from contributing to the central service and administrative expenses of the government. Repeals the Hawaii hurricane relief fund and transfers the funds to the catastrophic relief fund. -- HB1111 HD1

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to CPH then WAM

HB1118

RELATING TO NURSES.

Introduced by: Lee M, Cabanilla R, Takai K

Amends provisions relating to prescriptive authority for advanced practice registered nurses. -- HB1118

Current Status: Mar=08 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to HTH then CPH

HB1123

RELATING TO CORRECTIONS.

Introduced by: Tanaka K, Cabanilla R, Morita H, Sonson A, Ito K, Chong P

Appropriation to the department of public safety for the work release program to provide more opportunities for qualifying inmates to work on county projects. Requires county match for respective county projects. (\$\$) -- HB1123

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to JHW then WAM

HB1132 HD1 (HSCR 994)

RELATING TO EDUCATION.

Introduced by: Takumi R, Oshiro M, Kanoho E, Schatz B

Establishes provisions relating to the education design and construction project assessment fund. Establishes the revolving fund in the department of education. Provides the fund shall be used for carrying out construction projects managed by the department; managing funds representing accumulated vacation and sick leave credits and retirement benefits for non general fund employees in the construction program; equitably collecting and distributing the costs of other current expenses associated with capital improvement, repairs and maintenance, and repairs and alterations projects; and managing the payments of employee transportation requirements such as car mileage reimbursements. Requires the superintendent of education to assess construction projects managed by the department to carry out services for the capital improvement, repairs and maintenance, and repairs and alterations projects. Provides that the assessments shall be deposited into the fund. -- Amends provisions relating to the state educational facilities improvement special fund. Replaces the comptroller with the superintendent of education. Places the state education repair and maintenance account under EDN 400 (school support) instead on EDN 100

HOUSE BILLS THAT PASSED THIRD READING

(school based budgeting). Amends Act 164, session laws of 2004. Appropriation. (\$\$) --
HB1132 HD1

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to EDM then WAM

HB1134 HD2 (HSCR 1002)

RELATING TO MINIMUM WAGES.

Introduced by: Takumi R, Oshiro M, Schatz B

Amends provisions relating to minimum wage. Provides that the minimum wage shall be 6.75 dollars per hour beginning January 1, 2006, and 7.25 dollars per hour beginning January 1, 2007. -- HB1134 HD2

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to LBR then WAM

HB1136 HD3 (HSCR 887)

RELATING TO EDUCATION.

Introduced by: Takumi R

Amends provisions relating to new century charter school funding. Provides that no deductions from general fund appropriations for each new century charter school shall be without the written approval of the executive director of the charter school administrative office. Provides that the legislature shall make an appropriation based upon the budget request including additional appropriations for collective bargaining increases for charter school employee members of collective bargaining units. Appropriation. -- Establishes the task force on charter school governance to identify and recommend to the legislature revisions to the existing charter school law. Report to the legislature. Appropriation. (\$\$) --
HB1136 HD3

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to EDM then WAM

HB1141 HD2 (HSCR 966)

RELATING TO WAIMANO RIDGE.

Introduced by: Takumi R, Takai K

Prohibits any state or county agency, commission, or department to grant, approve, or issue any lease or permit that authorizes the new or expanded use or further development of existing leased lands or facilities on state owned land in the Waimano ridge area of Oahu. Requires the department of health, in consultation with the department of land and natural resources, Waimano ridge homeowners, interested members of the Pearl City community, and other stakeholders, to prepare an updated master plan for the future use of the state owned Waimano ridge lands. Further requires the department to prepare and disseminate an annual report detailing activities on the ridge. -- HB1141 HD2

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to HTH then WLA

HB1144 HD2 (HSCR 563)

RELATING TO SOCIAL WORKERS.

Introduced by: Yamane R, Lee M, Green J

Establishes provisions relating to social work student loan subsidy program; special fund. Establishes the program within the department of education, department of health, department of human services, department of public safety, and department of labor and industrial relations. Provides that the program shall be administered by the respective directors to assume the repayment of the outstanding balance on all student loans that were entered into by licensed bachelor social workers, licensed social workers, or licensed clinical social workers in their pursuit of a bachelor's or master's degree from an accredited college or university. Requires the licensed social worker to agree to work for the department in a full time equivalent position for at least 2 consecutive years in a shortage area determined by the director. Establishes student loan subsidy program special funds. Appropriation. (\$\$) -- HB1144 HD2

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to HTH/ HMS/ LBR/ then WAM

HB1146 HD1 (HSCR 614)

RELATING TO CIVIL SERVICE.

Introduced by: Yamane R, Lee M, Green J

Establishes provisions relating to social workers; elimination or replacement prohibited. Prohibits the department of human resources development to eliminate any social worker class or replace it with any other class titled human resources professional throughout all jurisdictions of the state civil service. Requires the department to immediately restore the social worker class and require within the qualifications for the class that individuals hold an advanced degree, a bachelor's, master's, or a doctorate degree, in social work from a college or university. Requires that all individuals that meet the qualifications that were transferred from the eliminated social worker class or were employed subsequent to July 15, 2004, in

HOUSE BILLS THAT PASSED THIRD READING

a social worker / human services professional position, or any position which replaces the eliminated social worker class be immediately transferred and restored to the social worker class. Requires that the department create a new class and transfer into that class any individual who does not meet the qualifications for the restored social worker class. -- HB1146 HD1

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to HMS/ LBR/ then WAM

HB1152 HD1 (HSCR 875)

RELATING TO TRAFFIC.

Introduced by: Yamane R

Requires the director of transportation to undertake a study to develop a comprehensive set of recommendations for improving traffic flow in the central Oahu corridor. Report to the legislature and the governor. Further requires the department to establish a task force to provide advice and assistance to the department. Appropriation. (\$\$) -- HB1152 HD1

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to TGO then WAM

HB1154 HD1 (HSCR 820)

RELATING TO AGRICULTURE.

Introduced by: Hale H

Establishes provisions relating to home based agricultural producer of honey; exemption. Provides that a home based agricultural producer of honey shall not be required to process honey in a certified honey house or food processing establishment, or be required to obtain a permit from the department of health if the producer sells less than 50 gallons of honey a year, sells all of the honey directly to the consumer and prints on the container the name and address of the producer, net weight and volume of the honey, date it was produced, and that the product is home produced and processed. -- Establishes provisions relating to home based agricultural producer of honey; inspections. Provides that if the department receives a consumer complaint about a home based agricultural producer of honey, the producer shall be subject to food sampling and subsequent inspection of its premises if the product has been determined to be misbranded or adulterated. -- HB1154 HD1

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to WLA then CPH

HB1155 HD1 (HSCR 740)

RELATING TO NATUROPATHY.

Introduced by: Souki J

Establishes provisions relating to authority to administer natural medicines by injection. Provides that the board of examiners in naturopathy shall adopt a formulary of natural medicines that naturopaths may administer by injection; establish the qualifications necessary to administer natural medicines by injection; and grant the authority to administer natural medicines by injection to qualified naturopaths. Adds that the practice of naturopathy includes the administration of natural medicines using appropriate methods, including injection as authorized by the board. Provides that the department of commerce and consumer affairs shall establish a temporary advisory committee on the administration of natural medicines by injection. -- HB1155 HD1

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to HTH then CPH

HB1162 HD1 (HSCR 764)

RELATING TO LIQUOR TAX.

Introduced by: Karamatsu J

Amends provisions relating to liquor tax. Redefines cooler beverage to mean any liquor containing less than 7 per cent alcohol by volume to which non beverage flavorings, juices, water, colorings, or preservatives are added. -- HB1162 HD1

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Single Referral to WAM

HB1166 HD1 (HSCR 819)

RELATING TO MECHANIC'S LIENS.

Introduced by: Karamatsu J, Nishimoto S, Caldwell K, Oshiro B

Amends provisions relating to filing notices and contents. Provides that the Application and Notice shall be filed not later than 60 days after the date of completion of the improvement against which it was filed. -- HB1166 HD1

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Single Referral to CPH

HB1171 HD1 (HSCR 770)

RELATING TO CRIMINAL IMPERSONATION.

Introduced by: Karamatsu J, Morita H

Establishes provisions relating to criminal impersonation. Provides that a person commits

HOUSE BILLS THAT PASSED THIRD READING

the offense of criminal impersonation if the person, with the intent to deceive and harass, annoy, or alarm another, or in reckless disregard thereof, makes or causes to be made, a likeness of that other person which the person knows to be false. Provides that criminal impersonation is a petty misdemeanor. -- HB1171 HD1

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Single Referral to JHW

HB1173 HD2 (HSCR 831)

RELATING TO MOTOR VEHICLE NOISE.

Introduced by: Wakai G, Nishimoto S, Lee M, Shimabukuro M

Amends provisions relating to motor vehicle muffler. Adds penalties for the 2nd and 3rd violations of the provision which prohibits a person to sell, alter or install a muffler which will noticeably increase the noise emitted by the vehicle. -- HB1173 HD2

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to TGO then JHW

HB1179 HD2 (HSCR 891)

MAKING AN APPROPRIATION FOR THE HAWAII COMMISSION FOR NATIONAL AND COMMUNITY SERVICE.

Introduced by: Arakaki D, Green J

Appropriation to the university of Hawaii for state matching funds for the administration of the Hawaii commission for national and community service. (\$\$) -- HB1179 HD2

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to HRE then WAM

HB1192 HD2 (HSCR 890)

RELATING TO THE LYON ARBORETUM.

Introduced by: Caldwell K

Appropriation to the university of Hawaii for the repair, maintenance, and operating expenses of the Harold L. Lyon Arboretum. (\$\$) -- HB1192 HD2

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to HRE then WAM

HB1199 HD1 (HSCR 100)

RELATING TO THE FILIPINO CENTENNIAL CELEBRATION COMMISSION.

Introduced by: Abinsay F, Chang J, Karamatsu J, Tsuji C, Wakai G, Nishimoto S, Morita H, Marumoto B, Takumi R, Arakaki D, Kanoho E, Magaoay M, Tanaka K, Shimabukuro M, Moses M, Halford C, Hale H, Ching C, Sonson A, Lee M, Waters T, Yamane R, Herkes R, Caldwell K, Say C

Appropriation to the Filipino centennial celebration commission for the Filipino centennial celebration. Requires match by the commission. (\$\$) -- HB1199 HD1

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Single Referral to WAM

HB1200 HD2 (HSCR 853)

RELATING TO STATE ENTERPRISE ZONES.

Introduced by: Abinsay F, Chang J, Karamatsu J, Magaoay M, Tsuji C, Herkes R

Establishes provisions relating to agricultural business, extension of tax incentives. Allows the department of agriculture to extend all tax incentives to existing qualified agricultural businesses for the number of months of duration for the force majeure event. -- Establishes provisions 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. -- HB1200 HD2

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to WLA then WAM

HB1201 HD2 (HSCR 834)

RELATING TO AGRICULTURAL THEFT.

Introduced by: Abinsay F, Wakai G, Halford C, Herkes R

Amends provisions relating to theft in the 2nd degree. Adds that a person commits the offense of theft in the 2nd degree if the person commits theft of agricultural commodities or products that exceed 35 pounds, from premises that are fenced, enclosed, or secured in a manner designed to exclude intruders or there is prominently displayed on the premises a sign to give notice. Provides that possession of agricultural commodities without ownership and movement certificates is evidence that the person knows that the agricultural commodities are stolen. -- Amends provisions relating to theft of livestock. Provides that

HOUSE BILLS THAT PASSED THIRD READING

possession of livestock without a livestock ownership and movement certificate is evidence that the person knows the livestock is stolen. Provides that theft of livestock is a class C felony. -- HB1201 HD2

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to WLA then JHW

HB1202 HD2 (HSCR 835)

RELATING TO AGRICULTURAL TRESPASSING.

Introduced by: Abinsay F, Chang J, Karamatsu J, Magaoay M, Tsuji C, Herkes R
Amends provisions relating to criminal trespass in the 2nd degree. Adds that a person commits criminal trespass in the 2nd degree if the person enters cultivated or uncultivated agricultural land that is posted with signs forbidding trespass displayed along all exterior boundaries and at all roads and trails entering the land, without the permission of the owner of the land, the owner's agent, or the person in lawful possession of the land. -- HB1202 HD2

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to WLA then JHW

HB1206 HD1 (HSCR 36)

MAKING AN APPROPRIATION FOR CIVIL DEFENSE.

Introduced by: Ito K, Chong P, Karamatsu J, Takai K, Wakai G, Yamane R, Tanaka K, Tsuji C, Lee M, Chang J, Magaoay M, Herkes R

Appropriation to the department of defense to update state tsunami inundation maps. (\$\$)
-- HB1206 HD1

Current Status: Mar=08 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to TGO then WAM

HB1207 HD1 (HSCR 111)

MAKING AN APPROPRIATION FOR EMERGENCY SHELTER RETROFITTING.

Introduced by: Ito K, Chong P, Karamatsu J, Takai K, Wakai G, Yamane R, Tanaka K, Tsuji C, Lee M, Chang J, Magaoay M, Herkes R

Authorizes the issuance of general obligation bonds for appropriation to the department of defense to improve emergency shelters used during a disaster. (\$\$) -- HB1207 HD1

Current Status: Mar=08 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to TGO/ CPH/ then WAM

HB1214 HD2 (HSCR 945)

RELATING TO PREVAILING WAGES.

Introduced by: Say C (BR)

Amends provisions relating to applicability; wages, hours, and other requirements. Defines public work to include projects subsidized through the receipt of a state tax credit or county tax exemption, or undertaken through the use of state or county land. Defines public work to also mean a construction contract between private persons if more than 25 per cent of the assignable square feet of the property is leased for use by the State, any political subdivision, any county, or any agency of the State or county for its use, whether or not the property is privately owned and the lease agreement is entered into prior to the construction contract becoming effective or construction work is performed according to plan, specifications, or criteria established by the State, any political subdivision, any county, or any agency of the State or county. Provides that the prevailing wages shall be established by the director of labor and industrial relations as the sum of the basic hourly rate and the cost to an employer of providing a laborer or mechanic with fringe benefits. -- HB1214 HD2

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to LBR/ TGO/ then WAM

HB1217 HD1 (HSCR 922)

RELATING TO HOUSING.

Introduced by: Say C

Amends provisions relating to housing development by the housing and community development corporation of Hawaii. Authorizes the corporation to develop lower cost housing projects. Defines lower cost housing project as a residential project in which all of the dwellings are designated for persons or families with income identified as 140 per cent or less of the area median income for that county. -- HB1217 HD1

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to CPH then WAM

HB1221

RELATING TO STATUTORY REVISION: AMENDING, REENACTING, OR REPEALING VARIOUS PROVISIONS OF THE HAWAII REVISED STATUTES AND THE SESSION LAWS OF HAWAII FOR THE PURPOSE OF CORRECTING ERRORS AND REFERENCES, CLARIFYING LANGUAGE, AND DELETING OBSOLETE OR UNNECESSARY PROVISIONS.

Introduced by: Say C (BR)

Amends or repeals various provisions of the Hawaii revised statutes and the session laws

HOUSE BILLS THAT PASSED THIRD READING

of Hawaii for the purpose of correcting errors, clarifying language, correcting references, and deleting obsolete or unnecessary provisions. -- HB1221

Current Status: Feb=17 05 Introduction/Passed First Reading - Senate
Feb=22 05 Single Referral to JHW

HB1222 HD1 (HSCR 756)

RELATING TO PUBLIC EMPLOYEES.

Introduced by: Say C, Caldwell K

Amends provisions relating to merit appeals board; duties, and jurisdiction. Provides the board with authority to hear appeals relating to denial or loss of promotional opportunity or demotion due to reclassification of positions in a reorganization. Allows the board the authority to hear and decide appeals pending before the state civil service commission as of June 30, 2002. -- HB1222 HD1

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Single Referral to LBR

HB1224

RELATING TO TAXATION.

Introduced by: Say C (BR)

Establishes provisions relating to amounts of less than 1 dollar. Prohibits the department of taxation to collect or refund amounts of less than 1 dollar. -- HB1224

Current Status: Mar=08 05 Introduction/Passed First Reading - Senate
Mar=10 05 Single Referral to WAM

HB1235 HD1 (HSCR 810)

RELATING TO TRAVEL ALLOWANCES.

Introduced by: Say C, Halford C

Amends provisions relating to allowance for legislative travel allowances. Requires that the allowance shall not exceed the maximum allowance for expenses payable to any federal or state public employee. -- HB1235 HD1

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Single Referral to WAM

HB1236

RELATING TO THE LEGISLATURE.

Introduced by: Say C, Fox G, Marumoto B

Amends provisions relating to allowances for legislators. Increases the annual allowance for each member of the legislature to \$7,500 for incidental expenses connected with legislative duties. Provides that when the legislative salary is increased, the legislative allowance shall be increased by the same percentage. -- HB1236

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Single Referral to WAM

HB1237 HD1 (HSCR 755)

RELATING TO INVASIVE SPECIES.

Introduced by: Morita H

Establishes provisions relating to removal of alien plant species; permit and site plan approval. Provides that a public landowner may apply for a permit and site plan approval with the department of land and natural resources for the removal of alien plant species located within the landowner's conservation zoned property. Provides that preparation of an environmental assessment or an environmental impact statement shall not be required for the application for a permit and site plan approval, unless the department determines that the removal of alien plant species will have a significant effect on the environment. Defines alien plant species to mean any plant that is not native to the Hawaiian islands. -- HB1237 HD1

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to WLA/ EIA/ then JHW

HB1238 HD1 (HSCR 881)

RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST SEAWATER AIR CONDITIONING PROJECTS ON THE ISLAND OF OAHU.

Introduced by: Morita H

Authorizes the issuance of special purpose revenue bonds to assist Honolulu Seawater Air Conditioning LLC, in the design and construction of the portion of this district cooling project consisting of its chilled water distribution system and balance of system components and structures; and to assist Honolulu Seawater Air Conditioning LLC (or a partnership in which it is a general partner, or the successor in interest or assignee of Honolulu Seawater Air Conditioning LLC) with 1 or more of the following: establishment of a chilled water distribution system and balance of system components and structures; and / or the financing, refinancing, or both, of the costs related to the planning, design, and construction of the chilled water distribution system and balance of system components and structures described above, including costs of construction, renovation, equipping, and purchasing

HOUSE BILLS THAT PASSED THIRD READING

tangible assets (including land and easements for the chilled water distribution system, and other improvements) comprising such chilled water distribution system. Authorizes the issuance of refunding special purpose revenue bonds to refund the special purpose revenue bonds. (\$\$) -- HB1238 HD1

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to WLA/ EIA/ then WAM

HB1239 HD1 (HSCR 934)

RELATING TO HIGHWAY DESIGN.

Introduced by: Morita H, Lee M, Caldwell K

Requires the director of transportation to establish new design guidelines to govern new construction, reconstruction, resurfacing, restoration, or rehabilitation of bridges, principal and minor arterial roads, collector and local roads, and streets. -- HB1239 HD1

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to TGO then WAM

HB1276 HD3 (HSCR 856)

RELATING TO PUBLIC ACCESS.

Introduced by: Oshiro M

Amends provisions relating to agreements to defend and indemnify. Provides that affiliates, respective heirs, executors, administrators, representatives, successors, trustees, guardians, assigns, lessees, officers, directors, stockholders, employees and partners will receive the same rights to defense and indemnity from the State as owners of public or private lands who enter into agreements with the department of land and natural resources. -- HB1276 HD3

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to WLA/ JHW/ then WAM

HB1278 HD2 (HSCR 967)

RELATING TO IMPROVING WATER QUALITY.

Introduced by: Oshiro M, Magaoay M, Karamatsu J

Requires the watershed scientists with the center for conservation and research training (CCRT) of the university of Hawaii to prepare a comprehensive watershed management plan that includes the best strategies to manage water quality problems in Lake Wilson and to identify and solicit federal and other funding and to coordinate the pilot scale demonstration project of the constructed wetland designs developed. Appropriation to the university of Hawaii. (\$\$) -- HB1278 HD2

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to WLA then WAM

HB1280 HD1 (HSCR 370)

RELATING TO FLOOD CONTROL.

Introduced by: Magaoay M

Requires the center for conservation and research training (CCRT) of the university of Hawaii to develop comprehensive watershed management plans to develop the best strategies to manage flooding caused by storm runoff in 2 of Hawaii's most severely flood impacted watersheds as identified by the center and to coordinate the implementation of those best watershed management measures developed. Appropriation. Requires match from federal Environmental Protection Agency funds. (\$\$) -- HB1280 HD1

Current Status: Mar=04 05 Introduction/Passed First Reading - Senate
Mar=08 05 Multiple Referral to WLA/ HRE/ then WAM

HB1293 HD1 (HSCR 371)

MAKING AN APPROPRIATION FOR A GRANT-IN-AID TO THE CITY AND COUNTY OF HONOLULU TO CLEAN THE SALT LAKE WATERWAY.

Introduced by: Wakai G, Nishimoto S

Appropriation to the city and county of Honolulu as a grant in aid for the cleaning of the Salt Lake waterway. Requires match by the city and county of Honolulu. (\$\$) -- HB1293 HD1

Current Status: Mar=04 05 Introduction/Passed First Reading - Senate
Mar=08 05 Single Referral to WAM

HB1295 HD2 (HSCR 938)

RELATING TO SCHOOLS.

Introduced by: Chong P, Ito K

Requires the department of education to ensure that asbestos testing is conducted prior to any exterior or interior renovations or painting of school facilities at all schools, except charter schools, and maintain records of all students who may have been exposed to dust containing asbestos during an exterior renovation project that was conducted at King intermediate in December 2004. Appropriation. (\$\$) -- HB1295 HD2

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to EDM then WAM

HB1300 HD2 (HSCR 939)

RELATING TO EARLY CHILDHOOD EDUCATION.

HOUSE BILLS THAT PASSED THIRD READING

Introduced by: Say C, Takai K, Oshiro M, Oshiro B, Takamine D, Arakaki D, Tsuji C, Kanoho E, Hale H, Lee M, Magaoay M, Schatz B, Kawakami B, Herkes R, Caldwell K, Chong P, Takumi R, Berg L, Nishimoto S, Evans C, Chang J, Wakai G, Abinsay F, Yamane R, Karamatsu J, Yamashita K, Morita H, Sonson A, Hiraki K, Waters T, Ito K, Green J, Kahikina M

Establishes provisions relating to the ranking system. Requires the department of human services to adopt a ranking system based upon the recommendations of the early childhood education task force, upon which licenses will be issued to early childhood education programs. Provides that the system shall be based on program standards which may include education levels of staff, compliance history of the child care facility, accessibility to students who are financially disadvantaged, and learning program curriculum, and other indicators as recommended by the ranking committee. Defines ranking system to mean a system that provides indicators by which the quality of early childhood education programs may be measured, and which may include indicators such as a program's licensing status, accreditation, learning environment, staff or director qualifications, staff or director training, staff to child ratios, and group size. Establishes the early childhood education task force within legislative reference bureau to develop a ranking system for early education. Report to the legislature. Appropriation to support the operations of the rating committee. (\$\$) -- HB1300 HD2

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to EDM/ HMS/ then WAM

HB1301 HD1 (HSCR 419)

RELATING TO INVASIVE SPECIES.

Introduced by: Say C, Takai K, Oshiro M, Oshiro B, Morita H, Tsuji C, Hale H, Kanoho E, Lee M, Chong P, Evans C, Shimabukuro M, Chang J, Hiraki K, Kahikina M, Magaoay M, Arakaki D, Cabanilla R, Karamatsu J, Wakai G, Schatz B, Nishimoto S, Kawakami B, Herkes R, Yamane R, Berg L, Abinsay F, Ito K, Waters T, Caldwell K

Appropriation to the department of land and natural resources for response and control efforts for programs and initiatives that are found to be most effective in the control or eradication of priority invasive species including the coqui frog. (\$\$) -- HB1301 HD1

Current Status: Mar=08 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to EIA then WAM

HB1302 HD1 (HSCR 915)

RELATING TO BUSINESS FEES.

Introduced by: Say C, Takai K, Oshiro M, Oshiro B, Hiraki K, Wakai G, Magaoay M, Nishimoto S, Hale H, Morita H, Waters T, Yamashita K, Herkes R, Abinsay F, Chong P, Yamane R, Chang J, Kahikina M, Arakaki D, Tsuji C, Lee M, Karamatsu J, Shimabukuro M, Evans C, Kanoho E, Caldwell K, Schatz B, Kawakami B, Berg L

Reduces the fees for Hawaii revised business corporation Act, nonprofit corporation Act, partnerships, uniform limited partnership Act and the uniform limited liability company Act. -- HB1302 HD1

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to CPH then WAM

HB1303 HD2 (HSCR 964)

RELATING TO HOUSING.

Introduced by: Say C, Takai K, Oshiro M, Oshiro B, Kahikina M, Arakaki D, Kanoho E, Evans C, Nishimoto S, Herkes R, Caldwell K, Chong P, Berg L, Yamane R, Abinsay F, Chang J, Hale H, Lee M, Kawakami B, Schatz B, Karamatsu J, Green J, Morita H, Magaoay M, Hiraki K, Sonson A, Ito K, Waters T, Yamashita K, Wakai G

Establishes provisions relating to land use density. Authorizes the counties to provide flexibility in land use density provisions to encourage the development of any rental housing complex where at least 50 per cent of the rental units are set aside for very low and low income households. -- Provides a general excise tax exemption for the gross income received by any person or firm for the planning, design, financing, construction, sale, or lease in the state of a certified housing project. -- Requires the rental housing trust fund to provide funding for housing projects where at least 50 per cent of the units are for persons or families at or below 80 per cent of the median family income. Requires 10 per cent of the general excise tax imposed on residential rentals to be deposited into the rental housing trust fund. -- Amends provisions relating to conveyance tax. Provides that the tax shall be 10 cents per 100 dollars for property worth less than 600,000 dollars, 20 cents per 100 dollars for property worth 600,000 dollars and over but less than 1 million dollars, and 30 cents per 100 dollars for property worth 1 million dollars and over. Provides taxes for properties where the purchaser is not eligible for a county homeowner's exemption on property tax. Allows tax exemption on any document or instrument conveying real property to any nonprofit organization that has been certified by the Hawaii housing finance and development administration for low income housing development. Increases the distribution of

HOUSE BILLS THAT PASSED THIRD READING

conveyance tax revenues to the rental housing reserve fund to 50 per cent. Declares a moratorium on the demolition of all decommissioned housing projects administered by the corporation for 2 years or until such time that the housing projects may be offered for rehabilitation to nonprofit organizations and government agencies. -- Requires the corporation to offer any decommissioned low income public housing project to nonprofit organizations or government agencies for rehabilitation into emergency or transitional shelter facilities for the homeless or rehabilitation into rental units for very low to low income households. -- Appropriation for the expansion of emergency and transition shelter facilities serving the homeless. -- Requires the corporation to require all provider agencies to submit an annual report on the homeless served. Changes housing development to lower cost housing development. -- Establishes the Hawaii public housing administration law. Establishes the administration within the department of human services to develop and maintain a public housing advocacy and information system to aid public housing consumers. Authorizes the administration to develop property and acquire property through eminent domain. Transfers state housing programs and homeless assistance of the housing and community development corporation of Hawaii to the administration. Annual report to the legislature. Establishes the public housing finance revolving fund to be used for long term and other special financing of the administration. Repeals the rental house trust fund advisory commission and transfers powers to the corporation. -- Establishes a temporary legislative task force in the house of representatives to further identify near term solutions to Hawaii's affordable rental housing and homeless problem. Task force shall cease to exist after June 30, 2007 (sunset). Report to the legislature. (\$\$) -- HB1303 HD2

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to CPH/ IGA/ then WAM

HB1304 HD1 (HSCR 151)

RELATING TO HEALTH.

Introduced by: Say C, Takai K, Oshiro M, Oshiro B, Sonson A, Arakaki D, Green J, Magaoay M, Evans C, Abinsay F, Berg L, Takumi R, Karamatsu J, Tsuji C, Cabanilla R, Chang J, Shimabukuro M, Kahikina M, Hale H, Caldwell K, Herkes R, Kawakami B, Schatz B, Nishimoto S, Yamane R, Yamashita K, Wakai G, Chong P, Morita H, Waters T, Hiraki K, Kanoho E

Establishes a temporary health care task force within the office of the governor to develop a plan to implement healthcare for all Hawaii residents. Provides that the task force shall develop a plan for implementing healthcare for all the residents of Hawaii. Report to the legislature. Allows task force to request assistance from the department of health and other state agencies. Appropriation. (\$\$) -- HB1304 HD1

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to HTH/ CPH/ then WAM

HB1305 HD1 (HSCR 705)

RELATING TO EQUAL PAY.

Introduced by: Say C, Takai K, Oshiro M, Oshiro B, Sonson A, Tsuji C, Chang J, Herkes R, Schatz B, Nishimoto S, Yamane R, Shimabukuro M, Kahikina M, Caldwell K, Cabanilla R, Waters T, Magaoay M, Evans C, Lee M, Abinsay F, Berg L, Arakaki D, Green J, Takumi R, Karamatsu J, Saiki S, Kawakami B, Luke S, Chong P, Yamashita K, Wakai G, Hale H, Morita H, Hiraki K, Kanoho E

Establishes provisions relating to equal pay; sex discrimination. Prohibits an employer to discriminate 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 that are performed under similar working conditions. Establishes a 5 year pay equity task force to be conducted under the office of the governor. Requires the task force to review relevant information and develop recommendations to the legislature on funding or specific actions to correct any gender based pay inequities that are discovered. Annual report to the legislature. Act to be repealed on June 30, 2011 (sunset). -- HB1305 HD1

Current Status: Mar=04 05 Introduction/Passed First Reading - Senate
Mar=08 05 Multiple Referral to LBR then JHW

HB1306 HD1 (HSCR 708)

RELATING TO EMPLOYMENT PRACTICES.

Introduced by: Say C, Takai K, Oshiro M, Oshiro B, Takamine D, Magaoay M, Evans C, Lee M, Abinsay F, Berg L, Green J, Arakaki D, Takumi R, Karamatsu J, Sonson A, Chang J, Shimabukuro M, Kahikina M, Caldwell K, Cabanilla R, Herkes R, Kawakami B, Nakasone B, Hale H, Morita H, Yamane R, Chong P, Tsuji C, Hiraki K, Kanoho E

Establishes provisions relating to sick leave. Provides that it shall be unlawful for any employer or labor organization to refuse to hire or employ, or to bar or discharge from employment, or withhold pay, demote, or penalize an employee because the employee uses

HOUSE BILLS THAT PASSED THIRD READING

accrued and available sick leave as provided by the terms and conditions of a sick leave policy under a valid collective bargaining agreement or a valid employment policy. -- HB1306 HD1

Current Status: Mar=04 05 Introduction/Passed First Reading - Senate
Mar=08 05 Multiple Referral to LBR then JHW

HB1308 HD1 (HSCR 879)

RELATING TO LAND CONSERVATION.

Introduced by: Say C, Takai K, Oshiro M, Oshiro B, Takamine D, Wakai G, Kawakami B, Waters T, Evans C, Kanoho E, Lee M, Berg L, Green J, Arakaki D, Takumi R, Karamatsu J, Shimabukuro M, Magaoay M, Kahikina M, Caldwell K, Cabanilla R, Herkes R, Luke S, Nishimoto S, Schatz B, Yamane R, Tsuji C, Chong P, Yamashita K, Chang J, Hale H, Morita H, Hiraki K, Abinsay F, Sonson A

Changes the fund for the environment to the land conservation fund. Provides that the land conservation fund is exempt from the 5 per cent deduction of all receipts from all special funds. Requires that 25 per cent of all revenues from the conveyance tax be credited to the fund. Requires the department of land and natural resources to administer and manage the fund. Requires the department to recommend to the board of land and natural resources specific parcels of land to be acquired, restricted with conservation easements, or preserved. Requires the fund be used for the preservation of watershed protection, coastal areas and access, habitat protection, cultural and historical sites, recreational and public hunting areas, parks, natural areas, agricultural protection, and open spaces and scenic resources. Requires the board to review and select the lands to be acquired and to publish an annual report, including a financial report, to the legislature, governor and public. Allows the board to make grants to state agencies and nonprofit land conservation organizations and for nonprofit organizations to sell, lease or otherwise dispose of acquired land with the prior written approval of the board. -- HB1308 HD1

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to WLA then WAM

HB1309 HD2 (HSCR 953)

RELATING TO TAXATION.

Introduced by: Say C, Takai K, Oshiro M, Oshiro B, Takamine D, Magaoay M, Evans C, Lee M, Abinsay F, Berg L, Arakaki D, Green J, Takumi R, Karamatsu J, Chong P, Chang J, Hiraki K, Kanoho E, Shimabukuro M, Kahikina M, Hale H, Caldwell K, Cabanilla R, Herkes R, Morita H, Kawakami B, Schatz B, Yamane R, Tsuji C, Yamashita K

Establishes provisions relating to county surcharge on state tax. Allows the counties to establish a surcharge on general excise tax and use tax by ordinance. Provides that the funds from the surcharges shall be used by any county with a population greater than 500,000 for either operating or capital costs of public transportation systems within the county, including public buses, trains, ferries, pedestrian paths or sidewalks, or bicycle paths, and for complying with the Americans with Disabilities Act and by any county with a population less than 500,000 for either operating or capital costs of public transportation systems within the county, including public roadways or highways, public buses, trains, ferries, pedestrian paths or sidewalks, or bicycle paths, and for complying with the Americans with Disabilities Act. -- Repeals the transit capital development fund. Act to be repealed June 30, 2015 (sunset). -- HB1309 HD2

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to TGO/ IGA/ then WAM

HB1317 HD1 (HSCR 71)

RELATING TO MEDICAID.

Introduced by: Hiraki K

Amends provisions relating to duties of the department of human services. Prohibits the department from removing prescription drug benefits from managed care plans that provide health care coverage for Hawaii medicaid beneficiaries. Appropriation. (\$\$) -- HB1317 HD1

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to HMS/ HTH/ then WAM

HB1318 HD1 (HSCR 946)

RELATING TO PUBLIC EMPLOYEES.

Introduced by: Abinsay F, Magaoay M, Wakai G, Lee M, Tanaka K, Arakaki D, Ito K

Establishes provisions relating to leave of absence to serve as bone marrow donor and organ donor. Provides that any officer or employee in the service of the State or counties shall be entitled to 7 days paid leave each calendar year to serve as a bone marrow donor and 30 days paid leave each calendar year to serve as an organ donor. -- HB1318 HD1

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to LBR then WAM

HB1320 HD1 (HSCR 546)

RELATING TO EMERGENCY 911.

HOUSE BILLS THAT PASSED THIRD READING

Introduced by: Evans C
Establishes provisions relating to retention of emergency 911 dispatch tape recordings. Requires each county safety answering point to retain the dispatch recordings of all emergency 911 calls for not less than 1 year. -- HB1320 HD1
Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to IGA/ JHW/ then WAM

- HB1324 HD2 (HSCR 935) RELATING TO HIGHWAY SAFETY.
Introduced by: Souki J, Lee M, Caldwell K
Establishes the photo red light imaging detector program (photo red light imaging system). Authorizes any county to implement the program to impose monetary liability on the operator of a motor vehicle for failure to comply with traffic signal laws. Establishes the photo red light imaging detector program account into which fines collected will be deposited and which shall be used for the establishment, operation, management, and maintenance of the system. -- HB1324 HD2
Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to TGO/ IGA/ then JHW then WAM
- HB1331 HD1 (HSCR 990) RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR JACOBY DEVELOPMENT INC.
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. (\$\$) -- HB1331 HD1
Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to EIA then WAM
- HB1360 HD2 (HSCR 989) RELATING TO THE WAIALUA AGRIBUSINESS INCUBATOR.
Introduced by: Magaoay M, Abinsay F
Authorizes the issuance of general obligation bonds for appropriation to the university of Hawaii for the design, planning, and construction of an agribusiness incubator in the Waialua district. (\$\$) -- HB1360 HD2
Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to WLA/ HRE/ then WAM
- HB1378 HD1 (HSCR 543) RELATING TO THE JUDICIARY.
Introduced by: Saiki S, Luke S
Amends provisions relating to order for protection. Adds that the petition shall also disclose to the court the existence of any divorce, separation, annulment, separate maintenance, or any other proceeding involving the custody of a minor child pending between the parties, as well as any prior restraining order issued. Adds that if a suit for divorce or a child custody proceeding is pending, any application for a protective order shall be filed in that same proceeding. Amends provisions relating to temporary restraining order. Adds that documentation in the form of police records, medical or hospital records, or any other public or private record approved by the court, may accompany the petition, but shall not be required by the court. Allows the court to permit supervised visitation if the petitioner and respondent have a minor child or children together, and the child or children are not named in the petition. -- HB1378 HD1
Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to JHW then WAM
- HB1387 MAKING AN APPROPRIATION FOR STATE CIVIL DEFENSE POSITIONS.
Introduced by: Chang J, Magaoay M, Tsuji C, Ito K, Say C, Wakai G, Marumoto B
Appropriation to the department of defense to establish 8 additional positions to assist state civil defense in reorganizing its operations and re constituting an around the clock, year round emergency operating center. (\$\$) -- HB1387
Current Status: Mar=08 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to TGO then WAM
- HB1390 HD1 (HSCR 914) RELATING TO CULTURE AND THE ARTS.
Introduced by: Chang J, Karamatsu J
Appropriation to the department of accounting and general services to support the Hawaii state foundation on culture and the arts biennium grants program to sustain and develop vital

HOUSE BILLS THAT PASSED THIRD READING

community programming in culture, the arts, history, and the humanities for the people of Hawaii. (\$\$) -- HB1390 HD1

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to MAT then WAM

HB1393 HD2 (HSCR 942)

RELATING TO THE COMMISSION ON THE STATUS OF WOMEN.

Introduced by: Lee M, Morita H, Oshiro M, Kawakami B, Caldwell K, Karamatsu J, Takumi R, Hiraki K, Evans C, Berg L, Shimabukuro M

Amends provisions relating to the temporary state commission on the status of women. Places the commission within the department of human services instead of the office of the lieutenant governor. Adds that the remaining 7 women shall be appointed by the governor from a list of 20 prospective appointees recommended by the women's legislative caucus. Provides that the 7 members shall serve as voting members. -- HB1393 HD2

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Single Referral to JHW

HB1413 HD1 (HSCR 849)

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

Introduced by: Kahikina M, Kawakami B, Morita H, Kanoho E

Amends provisions relating to the Hawaiian homes commission act. Provides that loans may be made by acceptable private mortgage insurers if approved by the commission. -- HB1413 HD1

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to JHW/ CPH/ then WAM

HB1426 HD2 (HSCR 759)

RELATING TO SPECIAL PURPOSE REVENUE BONDS.

Introduced by: Souki J

Establishes provisions relating to assisting private not for profit organizations, public instrumentalities and their qualified affiliates in the development of affordable housing for low and moderate income households, the elderly, and employees of public or not for profit entities. Provides that special purpose revenue bonds for each single project or multi project program for private not for profit organizations, public instrumentalities and qualified affiliates engaged in the development of affordable housing for low and moderate income households, the elderly, or employees of public or not for profit entities shall be authorized by a separate act of the legislature by an affirmative vote of 2/3 of the members to which each house is entitled. -- HB1426 HD2

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to CPH then WAM

HB1430 HD2 (HSCR 838)

RELATING TO SOLID WASTE CONTROL.

Introduced by: Morita H

Establishes provisions relating to petty misdemeanor disposal of solid waste. Provides that a person commits the offense of petty misdemeanor disposal of solid waste if the person knowingly discards, disposes of, deposits, discharges, or dumps solid waste, or by contract or otherwise arranges directly or indirectly for the disposal of solid waste in an amount equal to or greater than 1 cubic yard in volume and less than 10 cubic yards in volume anywhere other than a permitted solid waste management system without the approval of the director of health. Establishes penalties. -- HB1430 HD2

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to EIA then JHW

HB1433

MAKING AN APPROPRIATION TO THE COMMISSION ON WATER RESOURCE MANAGEMENT.

Introduced by: Morita H, Kanoho E

Appropriation to the department of land and natural resources for data collection, monitoring, planning, and water management needs. Requires that moneys allocated shall not reduce existing funding for the commission on water resource management. (\$\$) -- HB1433

Current Status: Mar=04 05 Introduction/Passed First Reading - Senate
Mar=08 05 Multiple Referral to WLA then WAM

HB1434 HD3 (HSCR 991)

RELATING TO RENEWABLE ENERGY.

Introduced by: Morita H, Green J, Evans C, Thielen C, Shimabukuro M, Caldwell K

Amends provisions relating to State support for achieving renewable portfolio standards which requires the department of land and natural resources to work with electric utility companies and renewable energy developers to expedite the development of renewable energy resources. -- Amends provisions relating to renewable portfolio standards. Redefines cost effective to include that the calculation of avoided costs shall account for risks attendant

HOUSE BILLS THAT PASSED THIRD READING

to fossil fuel generation, including environmental, cultural, and economic costs, where fossil fuel generation is being avoided. Requires the public utilities commission to establish and monitor an intrastate renewable energy credits trading program. Repeals heat pumps and ice storage. Requires an electric utility company to be responsible for conducting sufficient advance planning to acquire its percentage of net electricity sales. Requires the commission to investigate and if feasible as a means of enhancing the renewable portfolio standard to implement the intra state trading program; the green power pricing system; and the photovoltaic buydown program. -- HB1434 HD3

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to EIA/ CPH/ then WAM

HB1442 HD2 (HSCR 840)

RELATING TO LATERAL PUBLIC ACCESS.

Introduced by: Kanoho E, Morita H

Amends provisions relating to public access of shorelines. Requires counties to enact ordinances requiring developers or subdevelopers to connect existing accesses to the shoreline with lateral public access along the shoreline or coastline, unless precluded by topography. -- HB1442 HD2

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to WLA then JHW

HB1448 HD2 (HSCR 670)

RELATING TO INCOME TAX CREDIT.

Introduced by: Ito K

Provides an automatic fire sprinkler system income tax credit for each system installed. Provides that the credit shall be ____ per cent of the cost of the system up to 1,000 dollars. Requires the department of taxation to determine the estimated amount of tax revenues lost as a result of the credit. Report to the legislature. -- HB1448 HD2

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Single Referral to WAM

HB1449 HD1 (HSCR 821)

RELATING TO WORKERS' COMPENSATION.

Introduced by: Oshiro B, Caldwell K

Amends provisions relating to computation of average weekly wage under workers' compensation law. Establishes that when calculating temporary partial disability or temporary total disability benefits for airline employees who are pilots or flight attendants, the average weekly wage for these employees shall be the hourly rate at the place of employment where the injury occurred, multiplied by the average hours worked in the 52 weeks preceding the week in which the injury occurred. -- HB1449 HD1

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to LBR then WAM

HB1450 HD2 (HSCR 832)

RELATING TO CIVIL RIGHTS.

Introduced by: Oshiro B, Luke S, Oshiro M, Schatz B

Amends provisions relating to employment practices. Defines gender identity or expression to mean a person's actual or perceived gender regardless of whether that gender is different from that traditionally associated with the person's sex at birth. Provides that it shall be an unlawful discriminating practice for an employer to refuse to hire or employ a person because of gender identity or expression. -- Amends provisions relating to the civil rights commission to include gender identity or expression. -- HB1450 HD2

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Single Referral to JHW

HB1453 HD1 (HSCR 706)

RELATING TO ANIMALS.

Introduced by: Oshiro B, Lee M

Establishes provisions relating to trusts for domestic or pet animals. Provides that a trust for the care of 1 or more designated domestic or pet animals is valid. Provides that the trust terminates when no living animal is covered by the trust. Provides that a governing instrument shall be liberally construed to bring the transfer to presume against a merely precatory or honorary nature of its disposition and to carry out the general intent of the transferor. Amends provisions relating to time of taking effect; provisions for transition. -- HB1453 HD1

Current Status: Mar=04 05 Introduction/Passed First Reading - Senate
Mar=08 05 Single Referral to JHW

HB1459 HD1 (HSCR 760)

RELATING TO SPECIAL PURPOSE REVENUE BONDS FOR HEALTH CARE FACILITIES.

Introduced by: Takamine D

Amends provisions relating to not for profit corporations that provide health care facilities to

HOUSE BILLS THAT PASSED THIRD READING

the general public. Redefines project agreement to include leases, subleases, conditional sale agreements, or other similar financing contracts or agreements entered into by the department of budget and finance with a project party, lender, lessor, or other 3rd party. -- Authorizes the issuance of special purpose revenue bonds to assist Hawaii Pacific Health, a Hawaii corporation, the obligated group in which Hawaii Pacific Health is a member, 1 or more of its not for profit affiliates, or any combination thereof, in financing, refinancing, reimbursing, or any combination thereof, costs related to the acquisition or construction of health care facilities and costs related to the acquisition and installation of information technology, equipment, software, and other related projects for Hawaii Pacific Health, and 1 or more of its not for profit affiliates, or both. Authorizes the issuance of refunding special purpose revenue bonds to refund the special purpose revenue bonds. (\$\$) -- HB1459 HD1
Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to HTH then WAM

- HB1461 RELATING TO STATE FUNDS.
Introduced by: Takamine D
Amends provisions relating to transfer of nongeneral funds. -- HB1461
Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Single Referral to WAM
- HB1462 RELATING TO THE STATE OF HAWAII.
Introduced by: Takamine D
Amends provisions relating to deposit of state funds in treasury. -- HB1462
Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Single Referral to WAM
- HB1463 RELATING TO STATE FINANCES.
Introduced by: Takamine D
Amends provisions relating to transfers of non-general funds. -- HB1463
Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Single Referral to WAM
- HB1464 RELATING TO THE STATE BUDGET.
Introduced by: Takamine D
Amends provisions relating to the state budget. -- HB1464
Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Single Referral to WAM
- HB1465 RELATING TO TAXATION.
Introduced by: Takamine D
Amends provisions relating to jeopardy assessments and security for payment. Provides that jeopardy assessments shall apply to income taxes imposed on taxpayers and employers. -- HB1465
Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Single Referral to WAM
- HB1469 HD1 (HSCR 911) RELATING TO PROCUREMENT.
Introduced by: Takamine D, Hale H, Shimabukuro M, Evans C, Waters T
Amends provisions relating to responsibility of offerors. Adds that small purchases do not need verification relating to general excise tax clearance, Hawaii employment security law, workers' compensation law, temporary disability insurance law, and prepaid health care act. -- HB1469 HD1
Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to TGO then WAM
- HB1472 RELATING TO TRAFFIC.
Introduced by: Chong P
Requires the director of transportation to study the feasibility of setting up permanent contraflow lanes on the Pali highway during peak traffic hours. Report to the legislature and the governor. -- HB1472
Current Status: Mar=04 05 Introduction/Passed First Reading - Senate
Mar=08 05 Multiple Referral to TGO then WAM
- HB1476 HD1 (HSCR 880) RELATING TO NORTH KOHALA.
Introduced by: Berg L, Herkes R
Requires the department of land and natural resources to renew its efforts to acquire,

HOUSE BILLS THAT PASSED THIRD READING

through land exchange, the 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. -- HB1476 HD1
Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to MAT/ WLA/ then WAM

HB1498 HD1 (HSCR 761)

MAKING AN APPROPRIATION FOR TWENTY-FOUR HOUR ADVANCED EMERGENCY AMBULANCE SERVICES FOR UPCOUNTRY MAUI.
Introduced by: Yamashita K, Nishimoto S, Karamatsu J, Tsuji C, Cabanilla R
Appropriation to the department of health to provide 24 hour advanced life support ambulance services for the upcountry region of Maui. (\$\$) -- HB1498 HD1
Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to HTH then WAM

HB1528 HD2 (HSCR 1003)

RELATING TO PUBLIC EMPLOYEES.
Introduced by: Say C, Oshiro M
Amends provisions relating to the salaries and wages of the auditor, the director of the legislative reference bureau, the ombudsman, their respective 1st assistants, the administrator of the procurement office, the manager and deputy manager of the stadium authority, the vice director of civil defense, the deputy of water resources management, the executive director and executive assistant of the housing and community development corporation of Hawaii, the chairperson of the public utilities commission, the recycling coordinator, the director of the executive office on aging, the chairperson of the Hawaii paroling authority, the director of the office of veterans' services, the chairperson of the labor and industrial relations appeals board, the executive director of the office of community services, the commissioner of financial institutions, and the state public defender. -- HB1528 HD2
Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to LBR then WAM

HB1529 HD1 (HSCR 753)

RELATING TO GOVERNMENT.
Introduced by: Say C, Oshiro M
Amends provisions relating to executive orders. Authorizes the governor to issue executive orders to carry out the powers of office consistent with the constitution of the State of Hawaii and laws. Requires a copy of all executive orders to be transmitted to the president of the senate and the speaker of the house of representatives within 5 business days of execution by the governor. -- Amends provisions relating to procedure for adoption, amendment, or repeal of rules. Requires that an agency file a notice of intent to adopt rules with the office of the auditor at least 5 business days prior to issuing a notice of public hearing. Requires proposed state agency rules to be posted at least 30 days before a public hearing and transmitted to the office of the auditor. Allows an agency to conduct further public hearings, announce its decision during the public hearing or take the matter under submission for decision making at a subsequent public hearing. Requires that all decisions to recommend the adoption, amendment, or repeal of a rule be in writing. Provides that a public hearing may be waived by posting the full text of the proposed rulemaking action on the internet and transmitting the proposed rulemaking action to the office of the auditor, and by citing federal law that provides the agency with rulemaking authority. Allows an interested person to challenge an agency's adoption or amendment of a rule on the grounds that the rule is invalid because the action exceeds the rulemaking authority of the agency. Provides that if the court finds that the rule is invalid the petitioner shall be awarded 1,000 dollars and reasonable attorneys' fees and costs relating to the administrative process. -- HB1529 HD1
Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to TGO then JHW

HB1530 HD1 (HSCR 921)

RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST PALOLO CHINESE HOME AND ITS SUBSIDIARIES.
Introduced by: Say C, Kahikina M, Sonson A
Authorizes the issuance of special purpose revenue bonds to assist Palolo Chinese Home, a Hawaii not for profit corporation, and its not for profit subsidiaries, to finance the expansion, construction, and rebuilding of its health care facilities. Authorizes the issuance of refunding special purpose revenue bonds to refund the special purpose revenue bonds. (\$\$) -- HB1530 HD1
Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to HMS/ HTH/ then WAM

HB1535 HD2 (HSCR 931)

RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST

HOUSE BILLS THAT PASSED THIRD READING

UTILITIES SERVING THE GENERAL PUBLIC.

Introduced by: Say C

Authorizes the issuance of special purpose revenue bonds to assist Hawaiian Electric Company, Inc., Maui Electric Company, Limited and Hawaii Electric Light Company, Inc., Hawaii corporations, to continue multi project capital improvement programs, including the acquisition of land, facilities used to produce electricity, transmission and distribution facilities, and other electric systems and facilities, or any combination thereof. Requires the approval of the public utilities commission. Authorizes the issuance of refunding special purpose revenue bonds to refund the special purpose revenue bonds. (\$\$) -- HB1535 HD2

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to CPH then WAM

HB1536 HD1 (HSCR 372)

RELATING TO THE ALA WAI CANAL.

Introduced by: Say C, Nishimoto S, Fox G, Caldwell K

Appropriation to the department of health as state matching funds for the Ala Wai canal trash trap cleanup project. (\$\$) -- HB1536 HD1

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to HTH then WAM

HB1542 HD1 (HSCR 743)

RELATING TO CONTRACTORS.

Introduced by: Say C (BR)

Establishes provisions relating to investigation of complaints. Provides that the department of commerce and consumer affairs shall investigate a complaint of a violation of the contractors law within ___ working days of the receipt and complete the investigation within ___ days of the receipt. Provides that if the investigator determines that a person is in violation of licensing of craftsmen, the investigator shall issue a citation within ___ working days after the investigation is completed. -- HB1542 HD1

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Single Referral to CPH

HB1548 HD1 (HSCR 947)

RELATING TO THE EMPLOYER-UNION HEALTH BENEFITS TRUST FUND.

Introduced by: Say C (BR)

Amends provisions relating to the composition of the board of trustees of the employer union health benefits trust fund. Increases the number of members from 10 to 12, 11 of whom shall be appointed by the governor and 1 of whom shall be appointed by the counties on a rotational basis. Provides that the governor may not reduce the term of trustees selected by the counties. Further provides that a vacancy on the board shall be filled by appointment of the governor or selected by a mayor in the case of a vacancy in the county trustee position. -- HB1548 HD1

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to LBR then WAM

HB1550 HD1 (HSCR 842)

RELATING TO STUDENTS.

Introduced by: Say C

Amends provisions relating to self administration of medication by student permitted by adding an emergency administration. Requires the department of education to permit department employees and agents to volunteer to administer glucagon in an emergency situation to students with diabetes. Requires written certification from the student's physician. Requires instruction by a qualified health professional. -- HB1550 HD1

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to EDM/ HTH/ then JHW

HB1554 HD2 (HSCR 415)

RELATING TO LEASEHOLD CONVERSION.

Introduced by: Hiraki K

Provides an income tax deduction of 75 per cent of the income derived by a fee simple owner from the sale of a leased fee interest in a residential house lot or multi family residential leasehold property to the lessee of the residential house lot or a multi family residential leasehold unit or to the association of apartment of owners of the multi family residential leasehold building. Act to be repealed on January 1, 2011 (sunset). -- HB1554 HD2

Current Status: Mar=08 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to CPH then WAM

HB1555 HD1 (HSCR 859)

RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR HUALALAI ACADEMY.

Introduced by: Green J

Authorizes the issuance of special purpose revenue bonds to assist Hualalai Academy, a

HOUSE BILLS THAT PASSED THIRD READING

Hawaii corporation, to finance 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. (\$\$) -- HB1555 HD1
Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to EDM then WAM

HB1556 HD1 (HSCR 867)

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

Introduced by: Evans C, Green J

Authorizes the issuance of special purpose revenue bonds to assist PLK Air Services Group LLC, with the planning, design, and construction of, and obtaining equipment, furnishings and apparatus for, a Kona coffee and macadamia manufacturing facility and air cargo logistics and fulfillment center at Kona international airport. Authorizes the issuance of refunding special purpose revenue bonds to refund the special purpose revenue bonds. (\$\$) -- HB1556 HD1

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to TGO/ WLA/ then WAM

HB1570 HD1 (HSCR 749)

RELATING TO AFFORDABLE RENTAL HOUSING.

Introduced by: Kahikina M

Requires the housing and community development corporation of Hawaii, the department of Hawaiian home lands, and other interested parties invited by the corporation or the department, to meet to investigate, identify, and eliminate barriers against Hawaiian home land beneficiaries to build affordable units on those lands to rent to other native Hawaiians. Report to the legislature by the corporation. -- HB1570 HD1

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to CPH then JHW

HB1583 HD1 (HSCR 999)

RELATING TO INCOME TAX.

Introduced by: Takai K, Ito K, Chong P

Provides an income tax deduction for income received by each member of the armed forces and the reserve components of the Army, Navy, Air Force, Marine Corps, or Coast Guard of the US, and the Hawaii national guard during the time the member is assigned by military orders outside of Hawaii. -- HB1583 HD1

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to EDM then WAM

HB1590 HD2 (HSCR 961)

RELATING TO THE HAWAII FILM AND DIGITAL MEDIA INDUSTRY.

Introduced by: Chang J, Karamatsu J

Changes the motion picture and film production income tax credits to the motion picture, digital media, and film production income tax credit. Changes the tax credits from 4 per cent to ____ per cent in any county with a population over 700,000 and to ____ per cent in any county with a population of 700,000 or less for productions costs after December 31, 2004, and before January 1, 2011 (sunset). Act to be repealed on January 1, 2011. -- HB1590 HD2

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to MAT then WAM

HB1594

MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS.

Introduced by: Caldwell K

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 1 (nonsupervisory blue collar employees) and for state officers and employees excluded from collective bargaining. (\$\$) -- HB1594

Current Status: Mar=04 05 Introduction/Passed First Reading - Senate
Mar=08 05 Multiple Referral to LBR then WAM

HB1595

MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS.

Introduced by: Caldwell K

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 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. (\$\$) -- HB1595

Current Status: Mar=04 05 Introduction/Passed First Reading - Senate
Mar=08 05 Multiple Referral to LBR then WAM

HOUSE BILLS THAT PASSED THIRD READING

- HB1596 MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS.
Introduced by: Caldwell K
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 7 (faculty of the university of Hawaii and community college system) and for state officers and employees who are excluded from collective bargaining. (\$\$) -- HB1596
Current Status: Mar=04 05 Introduction/Passed First Reading - Senate
Mar=08 05 Multiple Referral to LBR then WAM
- HB1597 MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS.
Introduced by: Caldwell K
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 9 (registered professional nurses) and for state officers and employees excluded from collective bargaining. (\$\$) -- HB1597
Current Status: Mar=04 05 Introduction/Passed First Reading - Senate
Mar=08 05 Multiple Referral to LBR then WAM
- HB1598 MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS.
Introduced by: Caldwell K
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 10 (nonprofessional hospital and institutional workers), for state officers and employees excluded from collective bargaining. (\$\$) -- HB1598
Current Status: Mar=04 05 Introduction/Passed First Reading - Senate
Mar=08 05 Multiple Referral to LBR then WAM
- HB1599 MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS.
Introduced by: Caldwell K
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), and unit 13 (other professional and scientific employees), and for state officers and employees excluded from collective bargaining. (\$\$) -- HB1599
Current Status: Mar=04 05 Introduction/Passed First Reading - Senate
Mar=08 05 Multiple Referral to LBR then WAM
- HB1605 HD1 (HSCR 860) RELATING TO SCHOOLS.
Introduced by: Takumi R, Ito K, Takai K, Thielen C
Appropriation to the department of education to be deposited into the Hawaii 3R's school repair and maintenance fund, and for the Hawaii 3R's coordinator position. Allows the governor to modify provisions of this Act, and if modified, report to the legislature. (\$\$) -- HB1605 HD1
Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to EDM then WAM
- HB1606 HD1 (HSCR 1004) RELATING TO TEACHERS.
Introduced by: Takumi R
Amends provisions relating to salary increases; annual longevity. Changes annual longevity to annual performance. Provides that teachers are entitled to a 3.14 per cent annual salary increment. Requires the department of education to establish a comprehensive evaluation process for all teachers and to establish a teacher advisory team to work with the principal and the teacher to address possible improvements or to locate a suitable position for the teacher's abilities. -- HB1606 HD1
Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to EDM/ LBR/ then WAM
- HB1608 HD1 (HSCR 675) RELATING TO VOLUNTARY EMPLOYEES' BENEFICIARY ASSOCIATION TRUSTS.
Introduced by: Takumi R, Halford C, Lee M, Magaoay M, Waters T, Karamatsu J, Evans C, Morita H, Sonson A, Tsuji C, Yamane R, Oshiro B, Marumoto B, Thielen C, Green J, Kahikina M, Nishimoto S, Ching C, Moses M, Pine K, Stonebraker W, Takai K, Berg L, Shimabukuro M, Chang J, Kawakami B, Hiraki K, Ito K, Abinsay F, Kanoho E, Herkes R
Establishes the voluntary employees' beneficiary association (VEBA) trusts law. Provides criteria for employee organizations establishing voluntary employees' beneficiary association

HOUSE BILLS THAT PASSED THIRD READING

trusts. Establishes provisions 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 provisions relating to state and county contributions to the trust, retired employees. 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 equal to the contribution paid on behalf of a similarly situated retiree. Establishes provisions 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. Provides that for purposes of negotiating contributions by the State and the counties to a voluntary employees' beneficiary association trust as part of a collective bargaining agreement, all prospective retirees who retire on or after July 1, 2005, shall be considered members of the bargaining unit to which they belonged prior to their retirement from the State of Hawaii or the counties. Act to be repealed on July 1, 2008 (sunset)-- HB1608 HD1

Current Status: Feb=23 05 Introduction/Passed First Reading - Senate
Feb=23 05 Multiple Referral to LBR then WAM

HB1614 HD1 (HSCR 948)

RELATING TO CIVIL SERVICE PERSONNEL.

Introduced by: Takumi R

Establishes provisions relating to civil service benefits for civil service employees of the department of education. Requires that personnel not exempt from civil service under either a department of education civil service system or an executive branch civil service system, as of July 1, 2005, shall have the same benefits relating to transfer, reduction in force, medical placement, and seniority as if they were in the same jurisdiction. -- HB1614 HD1

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to LBR/ EDM/ then WAM

HB1639 HD2 (HSCR 836)

RELATING TO AGRICULTURAL LIABILITY.

Introduced by: Abinsay F, Chang J

Establishes provisions relating to agricultural trespass or theft; exemption from liability. Provides that a qualified farmer shall be exempt from civil liability for injuries and damages suffered by a person on the farmer's agricultural land who enters or remains on the land without the permission of the farmer or commits, or attempts to commit, theft of agricultural equipment, supplies, or commodities on the land except for such damages or injuries as may result from the farmer's gross negligence or wanton acts or omissions. -- HB1639 HD2

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to WLA then JHW

HB1640 HD3 (HSCR 968)

RELATING TO IMPORTANT AGRICULTURAL LANDS.

Introduced by: Abinsay F

Establishes provisions relating to important agricultural lands. Defines important agricultural lands as lands that are capable of producing sustained high agricultural yields when treated and managed according to accepted farming methods and technology, contribute to the State's economic base and produce agricultural commodities for export or local consumption or are needed to promote the expansion of agricultural activities and income for the future, even if currently not in production. Requires that such lands are identified and plan for maintenance of strategic agricultural land resource base that can support a diversity of agricultural activities and opportunities. Establishes important agricultural lands; policies. Establishes standards and criteria for the identification of important agricultural lands. Allows qualified landowner to petition the land use commission to designate and map the lands as important agricultural lands. Establishes incentives for important agricultural lands. Requires each county to identify and map important agricultural lands and transmit the adopted maps to the commission. Requires the department of agriculture and office of planning to review the county report and recommendations and provide comments to commission. Requires the commission to designate important agricultural lands. Establishes standards and criteria for the reclassification or rezoning of important agricultural lands. Requires that the maps be reviewed at least once every 10 years and no more than

HOUSE BILLS THAT PASSED THIRD READING

once every 5 years. -- Provides an important agricultural lands; agricultural infrastructure improvement credit. Provides that the credit shall be for an amount equal to the cost of improvements made for agricultural infrastructure. Requires that the department of agriculture with the assistance of the department of taxation to develop and recommend a package of proposals for agricultural incentives and other measures that promote agricultural viability, sustained growth of the agricultural industry, and the long term use and protection of important agricultural lands. Report to the legislature. Reports to the legislature by the commission prior to the regular sessions of 2006 and 2007. Appropriation. (\$\$) -- HB1640 HD3

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to WLA then WAM

HB1641 HD1 (HSCR 927)

RELATING TO NON-AGRICULTURAL PARK LANDS.

Introduced by: Abinsay F, Kanoho E

Establishes provisions relating to nonagricultural park lands special fund. Establishes the nonagricultural park lands special fund administered by the department of agriculture. Provides that legislative appropriations and all lease, rent, fees, penalties, and any other revenue or funds collected from nonagricultural park lands that are transferred, or in the process of being transferred shall be deposited into the fund. Provides that moneys in the special fund shall be used to pay for costs incurred in managing, administering, and overseeing nonagricultural park lands. -- HB1641 HD1

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to WLA then WAM

HB1645 HD1 (HSCR 954)

RELATING TO MASS TRANSIT.

Introduced by: Caldwell K

Establishes a mass transit planning special account into which shall be deposited portions of the fuel tax. Requires the director of finance to transfer 600,000 dollars from the account to a separate account of the highway fund for each county with a population greater than 500,000. Requires the county to utilize the money to develop and finalize a mass transit work plan that includes a fixed guideway mass transit system. Provides that if the county council approves the work plan within 1 year of the receipt of the funds, the director of finance shall transfer 3 million dollars from the account to the separate account of the county's highway fund for an environmental impact statement and to establish a financial plan for the system. -- HB1645 HD1

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to TGO/ IGA/ then WAM

HB1657 HD1 (HSCR 912)

RELATING TO SPECIAL PURPOSE REVENUE BONDS TO ASSIST HOKU SCIENTIFIC.

Introduced by: Karamatsu J

Authorizes the issuance of special purpose revenue bonds to assist Hoku Scientific, a Hawaii company, with planning, designing, constructing, and equipping facilities for the production of the company's core products. Authorizes the issuance of refunding special purpose revenue bonds to refund the special purpose revenue bonds. (\$\$) -- HB1657 HD1

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to MAT then WAM

HB1659 HD1 (HSCR 747)

RELATING TO NONCOMMERCIAL PIERS.

Introduced by: Ito K, Meyer C, Thielen C, Kanoho E, Chong P

Amends Act 261, session laws of 2000, as amended by Act 68, session laws of 2002, as amended by Act 103, session laws of 2002, allowing the department of land and natural resources to lease lands for private noncommercial piers in Kane'ohe (Kaneohe) bay, by extending the sunset date to June 30, 2007. -- HB1659 HD1

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Single Referral to WLA

HB1666 HD1 (HSCR 812)

RELATING TO STATE FUNDS.

Introduced by: Takamine D

Amends provisions relating to estimated expenditures; approval. Allows the director of finance to decrease, modify or amend a department's estimate or allotment if the amount of the estimate or allotment will result in a shortfall in the treasury. Provides that when the director of finance determines that the actual receipts from taxes or any other sources for any appropriation are less than was anticipated and the amount available for the appropriation or for any allotment period is less than the amount estimated or allotted, the director shall, with the approval of the governor and after notice to the department or establishment concerned, shall reduce the amount allotted or to be allotted. Amends provisions relating to

HOUSE BILLS THAT PASSED THIRD READING

program execution. Requires appropriations be to released within 90 days of approval of the legislature. -- HB1666 HD1

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Single Referral to WAM

HB1668

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 ___ and ___, 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. (\$\$) -- HB1668

Current Status: Mar=08 05 Introduction/Passed First Reading - Senate
Mar=10 05 Single Referral to WAM

HB1672

RELATING TO THE BUDGET.

Introduced by: Takamine D, Morita H, Lee M, Kawakami B, Karamatsu J, Arakaki D, Abinsay F

Establishes provisions relating to restriction or withholding of funds lawfully budgeted and appropriated; public hearing required. Provides that prior to the imposition of any restriction or withholding of any funds lawfully budgeted and appropriated by the legislature, the governor or the director of finance shall conduct a public hearing on the proposed restriction or withholding and the reasons therefor. -- HB1672

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Single Referral to WAM

HB1688 HD1 (HSCR 579)

MAKING AN APPROPRIATION TO THE UNIVERSITY OF HAWAII COLLEGE OF TROPICAL AGRICULTURE AND HUMAN RESOURCES.

Introduced by: Waters T (BR)

Appropriation to the university of Hawaii for the continued development of high value agricultural products, a breeding program to provide new agricultural products, the assessment of local and export markets, development of industry assessments, disease prevention programs, and other high priority needs, and to support organic agriculture programs within the university system, such as the organic agriculture center at leeward community college, provided that these appropriations be added to the base budget request of the university. (\$\$) -- HB1688 HD1

Current Status: Mar=04 05 Introduction/Passed First Reading - Senate
Mar=08 05 Multiple Referral to HRE/ WLA/ then WAM

HB1705 HD1 (HSCR 815)

RELATING TO GASOLINE.

Introduced by: Caldwell K

Establishes provisions relating to governor's determination. Provides that the provisions of maximum pretax wholesale price for sale of gasoline shall not become operable until and unless the governor publishes a notice statewide that the implementation of these provisions are beneficial to the economic well being, health, and safety of the people of the State. Provides that these provisions shall become operable 5 days after the publication of the notice by the governor unless otherwise specified by the governor. Provides that once made effective by the governor, these provisions remain in effect until the governor publishes a notice statewide making it inoperable. Provides that the inoperability shall become effective upon the issuance of the written determination by the governor. -- Repeals provisions relating to governor's emergency powers. -- HB1705 HD1

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to EIA then CPH

HB1707 HD2 (HSCR 824)

RELATING TO THE SEAWATER AIR CONDITIONING.

Introduced by: Morita H

Redefines public utility to exclude any person who owns, controls, operates, or manages any seawater air conditioning district cooling project if at least 50 per cent of the energy required for the seawater air conditioning district cooling system is provided by a renewable energy resource, such as cold, deep seawater. -- HB1707 HD2

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to WLA/ EIA/ then CPH

HB1709

RELATING TO CRIMINAL PROPERTY DAMAGE.

Introduced by: Oshiro B, Takai K, Finnegan L, Karamatsu J

Establishes provisions relating to aggravated criminal property damage. Provides that a

HOUSE BILLS THAT PASSED THIRD READING

person commits the offense of aggravated criminal property damage if the person intentionally damages the property of another without the other's consent and has been convicted 2 or more times in the 5 years preceding the offense of an offense under criminal property damage in the 3rd and 4th degrees. -- HB1709

Current Status: Mar=08 05 Introduction/Passed First Reading - Senate
Mar=10 05 Single Referral to JHW

HB1712 HD1 (HSCR 701)

RELATING TO ELECTIONS.

Introduced by: Oshiro B, Luke S, Oshiro M, Takai K

Amends provisions relating to elections. Provides that any nonprofit organizations for the provision and compensation of precinct officials and other election related personnel, services, and activities, shall not be a political action committee or organized for a political purpose. -- Provides that unless authorized it shall be unlawful for any person to use, print, publish, or distribute any voter registration information acquired directly or indirectly from the voter registration affidavits or any list prepared therefrom. -- Provides that each political party may appoint no more than 1 watcher who may be present at any time in each precinct and absentee polling place. Further provides that poll watchers may review the polling book but may not record confidential information, including social security numbers and dates of birth. -- HB1712 HD1

Current Status: Mar=04 05 Introduction/Passed First Reading - Senate
Mar=08 05 Single Referral to JHW

HB1713 HD1 (HSCR 671)

RELATING TO CAMPAIGN SPENDING.

Introduced by: Oshiro B, Luke S, Schatz B, Caldwell K, Lee M, Thielen C, Oshiro M, Yamane R, Shimabukuro M, Morita H, Waters T, Say C, Berg L, Green J

Establishes provisions relating to a comprehensive public funding for elections of the state legislature or the office of governor or lieutenant governor. Establishes sufficiency of funding for comprehensive public funding. Provides that on September 1 of each odd numbered year before a general election the campaign spending commission shall determine whether there is a minimum of 4.5 million dollars in the Hawaii election campaign fund during election years in which there is not a gubernatorial election and 16.5 million dollars in the fund during election years when there is a gubernatorial election. Further provides that if there is not sufficient funding, then the provisions shall be inoperative for the following general election year. Establishes qualifications for comprehensive public funding. Establishes seed money contributions and limitations on use of seed money. Provides that seed money may be used only to determine whether sufficient support exists for a participating candidate to run for office. Establishes restriction on use of surplus campaign funds. Establishes qualifying campaign contributions. Establishes certification of qualification for public funds and provisions relating to comprehensive publicly funded candidates, contributions and expenditures, penalties, reporting, continuing obligations, and disbursements. Establishes provisions for equalizing funds. Establishes deposit of and access to comprehensive public funds and deposit of money into the Hawaii election campaign. Amends provisions relating to Hawaii election campaign fund; creation. Amends provisions 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 3 staff positions to support publicly funded elections for the state legislature or the office of governor or lieutenant governor, including 2 staff positions for computer analysis of campaign contributions and for auditing and monitoring, 1 staff position to administer the comprehensive public funding program and 1 staff position to enforce the comprehensive public funding program. Requires the campaign spending commission to establish an independent, bi partisan review committee to undertake a substantive review of the functioning of the comprehensive public funding program following the 2006 election. Report to the legislature. Requires the legislative reference bureau to assist the campaign spending commission in drafting any proposed amendments. (\$\$) -- HB1713 HD1

Current Status: Mar=08 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to JHW then WAM

HB1715 HD1 (HSCR 771)

RELATING TO CIVIL RIGHTS.

Introduced by: Oshiro B, Luke S

Amends provisions relating to discrimination in real property transactions. 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 provisions relating to discriminatory practices in real property transactions to include sexual orientation.

HOUSE BILLS THAT PASSED THIRD READING

Amends provisions relating to blockbusting to include sexual orientation and familial status.
-- HB1715 HD1
Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Single Referral to JHW

HB1720 HD1 (HSCR 811) RELATING TO THE GENERAL EXCISE TAX.
Introduced by: Wakai G, Herkes R, Morita H, Luke S, Oshiro B, Ito K, Nishimoto S, Lee M, Shimabukuro M, Berg L
Establishes provisions relating to exemptions and exclusions to imposition of general excise tax; review; report. Requires the tax review commission to conduct a review of statutory exemptions and exclusions from general excise taxes for certain taxpayers. Report to legislature and the governor. -- HB1720 HD1
Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Single Referral to WAM

HB1721 RELATING TO LOW-INCOME HOUSEHOLD RENTERS.
Introduced by: Wakai G, Nishimoto S, Evans C, Shimabukuro M, Morita H, Oshiro B
Amends the low income household renters income tax credit. Redefines adjusted gross income to mean the federal adjusted gross income. Increases the adjusted gross income amount to claim the tax credit to 35,000 dollars. -- HB1721
Current Status: Mar=08 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to CPH then WAM

HB1723 HD2 (HSCR 993) RELATING TO CAPITAL INVESTMENTS.
Introduced by: Wakai G, Nishimoto S, Oshiro B
Authorizes the Hawaii strategic development corporation to freely transfer income tax credits or credits for the taxation of banks and other financial corporations in the amount of _____ dollars. Authorizes the corporation to incur indebtedness of _____ dollars. Appropriation. (\$\$)
-- HB1723 HD2
Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to MAT/ BED/ then WAM

HB1728 HD1 (HSCR 332) RELATING TO EDUCATION.
Introduced by: Chong P, Ito K, Tanaka K
Appropriation to the department of education to hire part time teachers, tutors, or both for elementary and intermediate public schools that need them, provided that no public elementary school receive more than 10,000 dollars and no public intermediate school receive more than 15,000 dollars. (\$\$) -- HB1728 HD1
Current Status: Mar=04 05 Introduction/Passed First Reading - Senate
Mar=08 05 Multiple Referral to EDM then WAM

HB1731 HD2 (HSCR 923) RELATING TO HOUSING.
Introduced by: Kahikina M, Kanoho E
Establishes provisions relating to housing projects on public lands and priority to native Hawaiians. Requires the housing and community development corporation of Hawaii in consultation with the department of land and natural resources to identify and prioritize public lands in the various counties that are suitable for housing projects to be developed. Upon completion of a prioritized list, the corporation shall request the governor to transfer parcels to the corporation to be developed. Adds that 20 per cent of all units developed on lands transferred for sale, in fee or leasehold or for rent shall be made available to any qualified Hawaiian. -- HB1731 HD2
Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to CPH/ JHW/ then WAM

HB1733 HD2 (HSCR 956) RELATING TO BIOLOGICAL EVIDENCE.
Introduced by: Luke S, Oshiro B, Thielen C, Kanoho E, Takumi R, Herkes R, Sonson A, Morita H, Berg L, Oshiro M, Saiki S, Shimabukuro M, Caldwell K, Marumoto B, Ito K, Evans C, Kahikina M, Magaoay M
Establishes forensic identification law. Requires the police department of the city and county of Honolulu to be responsible for the management and administration of the State's DNA (deoxyribonucleic acid) database and databank identification program and for liaison with the FBI (Federal Bureau of Investigation) and other relevant agencies regarding the State's participation in a national DNA database that allows the storage and exchange of DNA records submitted by state and local forensic DNA laboratories nationwide. Provides that the department, the police departments of the counties of Hawaii, Kauai, and Maui, the department of public safety, and the office of youth services shall implement this law. --

HOUSE BILLS THAT PASSED THIRD READING

Amends provisions relating to time limitations of the Hawaii penal code. Adds that a prosecution may be commenced for any felony offense involving evidence containing DNA, if a test confirming the presence of DNA is performed prior to expiration of the period of limitation but these provisions shall not extend the period of limitation by more than 10 years from the expiration of the period of limitation. -- Repeals provisions relating to mental and medical examination; deoxyribonucleic acid collection. Establishes DNA analysis monetary assessment; DNA registry special fund. Appropriation to reimburse the county police departments and for the fund to the department of public safety. (\$\$) -- HB1733 HD2

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to JHW then WAM

HB1734 HD1 (HSCR 773)

RELATING TO DRUGS.

Introduced by: Luke S, Oshiro B, Thielen C, Kanoho E, Herkes R, Sonson A, Oshiro M, Evans C, Marumoto B, Tsuji C, Hale H, Kahikina M, Magaoay M, Shimabukuro M, Waters T, Caldwell K, Saiki S, Nishimoto S

Establishes provisions relating to clean and sober homes. Defines clean and sober homes to mean houses that are shared by unrelated adult persons who are recovering from substance abuse, who share household expenses, and do not require 24 hour supervision, rehabilitation, or therapeutic services or care in or on the premises. Provides that clean and sober homes shall meet all applicable laws, codes, and rules of the counties and State. -- Establishes provisions relating to special treatment facilities. Requires all special treatment facilities to be licensed and to mean a therapeutic residential program for care, diagnosis, treatment, or rehabilitation for socially or emotionally distressed persons, mentally ill persons, persons suffering from substance abuse, and developmentally disabled persons. -- Establishes provisions relating to therapeutic living programs. Requires therapeutic living program to be licensed and to mean a supervised living arrangement that provides mental health, substance abuse services or supportive services for individuals or families who do not need the structure of a special treatment facility and are transitioning from a more restrictive treatment setting to independent living. Repeals provisions relating to drug rehabilitation homes; permitted use in residential areas. -- HB1734 HD1

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to HTH/ IGA/ then JHW

HB1737 HD1 (HSCR 943)

MAKING AN APPROPRIATION FOR UNIFORM LAWS.

Introduced by: Luke S, Kanoho E, Herkes R, Oshiro B, Nishimoto S, Morita H, Oshiro M, Kahikina M, Chang J, Caldwell K, Saiki S, Marumoto 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 2005 annual meeting of the NCCUSL. (\$\$) -- HB1737 HD1

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to JHW then WAM

HB1738 HD1 (HSCR 754)

RELATING TO COMMUNITY RESTITUTION.

Introduced by: Luke S

Changes community service to community restitution. Amends Act 105, session laws of 2002 and Act 84, session laws of 2004. -- HB1738 HD1

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Single Referral to JHW

HB1739 HD2 (HSCR 996)

RELATING TO DRUGS.

Introduced by: Luke S, Oshiro B, Oshiro M, Herkes R, Kanoho E, Takumi R, Morita H, Berg L, Ito K, Evans C, Chong P, Kahikina M, Magaoay M, Karamatsu J, Chang J, Waters T, Caldwell K, Tsuji C, Hale H, Abinsay F, Shimabukuro M, Saiki S

Establishes the crystal methamphetamine eradication program called the drug busters program within the department of the attorney general to combat the manufacture, distribution, and sale of methamphetamine in the crystalline form, commonly known as ice. Report to the legislature. Requires the attorney general and the director of public safety to take all steps necessary to obtain federal funding for the program. -- Appropriation to the department of health for adolescent substance abuse treatment programs, with priority given, based on school need and substance abuse rates, to establishing school based treatment programs in all high schools and to establishing, as an alternative to treatment programs, prevention and intervention programs in all middle and intermediate schools; for substance abuse prevention, with priority given to drug education and awareness in the schools and community partnerships, non school youth activities in communities with the greatest need,

HOUSE BILLS THAT PASSED THIRD READING

education and support for families and parenting women, and community mobilization, provided that at least 50 per cent of the sums appropriated be expended for development and use of evidence based substance abuse programs and practices, with emphasis on Hawaiian culturally based programs, that include youth to youth programs, non school hour programs in communities with the greatest need, and education and support for families in crisis, provided further that the sums appropriated be expended so as to ensure equitable distribution among the islands based on population and other need indicators; for a statewide substance abuse awareness and education campaign targeted at youth, families, the workplace, and community using multi media community presentations and events; for adult treatment services, including family counseling, with priority given to women of child bearing age, pregnant women, parents of young children in the home, and on culturally based programs, especially for Hawaiians. -- Appropriation to the city and county of Honolulu, county of Hawaii, county of Maui, and county of Kauai as a grant in aid to the respective counties to fund, by competitive bidding, community based substance abuse prevention programs, drug education and awareness in the schools, community partnerships and non school hour programs in communities with greatest need, coordination of community based drug abatement and mobilization efforts, provided that program effectiveness be monitored and evaluated and that funds will be awarded based on size of population served, prevalence of drug use, and distribution of drug related crimes, and provided further that no funds be expended under this section unless matched by funds from the county or private sources. -- Appropriation to the department of the attorney general for the payment of expenses arising in connection with enforcement activities of the drug nuisance abatement unit in the department of the attorney general, including the cost of employing attorneys, auditors, investigators, and other personnel as necessary to promote the effective and efficient conduct of the unit's activities. -- Appropriation to the department of education for student substance abuse referral for the purpose of assessments by certified substance abuse treatment counselors. (\$\$) -- HB1739 HD2

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to JHW/ HTH/ then WAM

HB1740 HD1 (HSCR 545)

RELATING TO ELECTRONIC VOTING.

Introduced by: Luke S, Oshiro B, Thielen C, Berg L, Ito K, Morita H, Sonson A, Evans C, Oshiro M, Tsuji C, Hale H, Abinsay F, Magaoay M, Karamatsu J, Shimabukuro M, Waters T, Caldwell K, Saiki S, Marumoto B

Amends provisions relating to electronic voting requirements. Prohibits an electronic voting system to be used in any election unless it generates a paper ballot that may be inspected and corrected by the voter before the vote is cast, and every paper ballot is retained as the definitive record of the vote cast. -- Amends provisions relating to election frauds to include those people who, directly or indirectly, personally or through another, willfully designs, alters, accesses, or programs any electronic voting system to inaccurately record, tally, or report votes cast on the system. Appropriation. (\$\$) -- HB1740 HD1

Current Status: Mar=08 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to JHW then WAM

HB1745 HD1 (HSCR 127)

RELATING TO REPORTS TO THE LEGISLATURE.

Introduced by: Luke S, Oshiro B

Repeals provisions requiring the judiciary to report to the legislature before establishing a new account or fund, before convening and for uncollectible delinquent fines and restitution. -- Amends provisions relating to expenditures. Repeals the requirement that the commissioners of the State council for interstate adult offender supervision report to the legislature. -- Amends provisions relating to parental preferences in government contracts, programs, and services. Repeals the Judiciary's report to the legislature. -- Amends provisions relating to spouse and child abuse special account; judiciary. Repeals the judiciary's and department of health's annual report to the legislature. -- Amends provisions relating to surcharge for parent education for separating parties in matrimonial actions, where either party has a minor child, and for parties in parentage actions; special fund. Repeals the judiciary's annual financial report to the legislature. -- Amends Act 100, session laws of 1999, Act 90, session laws of 2001, and Act 203, session laws of 1996, by repealing the judiciary's and the department of commerce and consumer affairs' joint report to the legislature. -- HB1745 HD1

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to JHW then WAM

HB1746 HD1 (HSCR 652)

RELATING TO ELECTIONS.

Introduced by: Luke S, Oshiro B

Requires the office of elections to develop and implement a vote by mail pilot program that

HOUSE BILLS THAT PASSED THIRD READING

shall replace traditional polling places for elections in 2006. Requires that the pilot program shall be implemented in the 3 representative districts with the lowest voter turnout rate in the last 2 election cycles. Report to the legislature. Appropriation. Act to be repealed on December 31, 2007 (sunset). (\$\$) -- HB1746 HD1

Current Status: Mar=08 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to JHW then WAM

HB1747 HD1 (HSCR 772)

RELATING TO CAMPAIGNS.

Introduced by: Luke S, Oshiro B

Establishes provisions relating to limit on contributions from nonresident individuals and persons. Provides that contributions from individuals who are not a resident of the state at the time of the contribution are made or any person, including a noncandidate committee, resident in another state, or whose participants are not residents at the time the contribution is made, shall not exceed 30 per cent of the total contributions received by a candidate or candidate's committee during the election period. -- Amends provisions relating to registration. Provides that no candidate seeking election to the same office in successive elections is required to report any change in information submitted in an organizational report. Requires a noncandidate committee to file an organizational report within 10 days of receiving contributions or making expenditures that amount to more than 1,000 dollars in a 2 year election period. -- Amends provisions relating to filing of reports, generally. Requires that a candidate or committee of a candidate who is seeking election to the senate, house of representatives, or the office of Hawaiian affairs, shall file with the office of the campaign spending commission or county clerk. Allows a candidate or committee without access to a computer or the internet to request a waiver from electronic filing. -- Amends provisions relating to campaign contributions; limits as to persons. Prohibits a person or any other entity from making contributions to any candidate greater than 500 dollars during an election period. Prohibits a person or any other entity from making contributions in an aggregate amount greater than 25,000 dollars to any number of candidates or noncandidate committees during an election period. Prohibits a person or any other entity from making contributions to any noncandidate committee greater than 500 dollars during an election. Requires that noncandidate committee limits to a candidate shall be the same as those for a person or other entity. Requires the return of any excess contribution to the original donor within 30 days from receipt. Provides that any excess contribution not returned to the original donor within 30 days shall escheat to the Hawaii election campaign fund. Provides that no person or other entity shall make contributions to any political party in an aggregate amount greater than 10,000 dollars in any 2 year election period. -- Amends provisions relating to candidate funding; amounts available. Establishes that the maximum amount of public funds available to a candidate for the office of Hawaiian affairs shall not exceed 1,500 dollars in any election year. -- Amends provisions relating to qualifying campaign contributions; amounts. Changes limits from contributions for the candidate's respective office for each election, to from individual residents of Hawaii. -- Amends provisions relating to eligibility for payments. Provides that candidates qualified to be on the election ballot for a special election shall not be eligible to receive payments from the Hawaii election campaign fund. -- Amends provisions relating to entitlement to payments. Provides that any candidate who makes the minimum amount of qualifying contributions 1 time for an election period is entitled to receive for each election that the candidate's name appears on the ballot the minimum payment in an amount equal to the qualifying campaign contributions and payments of 2 dollars for each 1 dollar of qualifying contributions in excess of the minimum amount of qualifying contributions, except that the candidate shall not receive more than the maximum amount of public funds for a primary election. -- HB1747 HD1

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to JHW then WAM

HB1749 HD2 (HSCR 549)

RELATING TO CRIMINAL OFFENSES.

Introduced by: Luke S, Oshiro B

Requires the university of Hawaii William S. Richardson school of law and the legislative reference bureau to continue the review process commenced under House Concurrent Resolution No. 261, H.D. 1, S.D. 1, 2004 (HCR261 HD1 SD1), by periodically identifying, reviewing, and analyzing, to the extent possible, all state statutes (other than the Hawaii Penal Code) and rules that establish criminal offenses specifically denominated as misdemeanors or petty misdemeanors or criminal offenses that authorize imprisonment or fines in excess of 1,000 dollars, or both, but that involve conduct for which, typically only a fine is imposed. Requires the school and the bureau to provide the judiciary with a list of offenses and for the judiciary to identify any offenses that involve conduct for which, typically, only a fine is imposed and those that most frequently appear before the courts. Requires the school and the bureau to contact the departments with jurisdiction over the offenses to help

HOUSE BILLS THAT PASSED THIRD READING

determine whether the offenses may be decriminalized. Requires the bureau to draft legislation and report to the legislature. -- HB1749 HD2

Current Status: Mar=04 05 Introduction/Passed First Reading - Senate
Mar=08 05 Multiple Referral to HRE then JHW

HB1750

MAKING AN APPROPRIATION FOR COMMUNITY-BASED REINTEGRATION PROGRAMS FOR FEMALE OFFENDERS TRANSITIONING FROM PRISON TO THE COMMUNITY.

Introduced by: Luke S

Appropriation to the department of public safety to support community based reintegration programs for female offenders transitioning from prison back into the community. (\$\$) -- HB1750

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to JHW then WAM

HB1756 HD2 (HSCR 823)

RELATING TO PROBATE.

Introduced by: Luke S

Amends provisions relating to probate of wills and administration. Adds that if the testator or trustor has designated the attorney preparing the will to serve as the personal representative, the attorney shall prepare for the testator's or trustor's approval a written disclosure both of the fact that the attorney anticipates being paid for such service and the method by which such compensation will be determined. -- HB1756 HD2

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Single Referral to JHW

HB1758 HD1 (HSCR 341)

RELATING TO UNEMPLOYMENT BENEFITS.

Introduced by: Luke S, Oshiro B, Caldwell K, Takumi R, Herkes R, Morita H, Berg L, Oshiro M, Ito K, Hale H, Abinsay F, Kahikina M, Magaoay M, Karamatsu J, Shimabukuro M, Saiki S

Amends provisions relating to retirement payments. Provides that the amount of any pension, retirement or retired pay, annuity, or other similar periodic payment under the Social Security Act or the Railroad Retirement Act of 1974 shall not result in a reduction of benefits under this section. Provides that, for all claims filed on or after January 1, 2006, for any week with respect to which an individual is receiving a pension under a plan maintained or contributed to by a base period or chargeable employer, the weekly benefit amount payable to such individual for such week shall be reduced by an amount equal to the amount of the pension that is reasonably attributable to that week. -- HB1758 HD1

Current Status: Mar=04 05 Introduction/Passed First Reading - Senate
Mar=08 05 Multiple Referral to LBR then WAM

HB1760 HD1 (HSCR 762)

RELATING TO SOLID WASTE.

Introduced by: Luke S

Amends provisions relating to disposal of solid waste. Adds that a county may develop and administer other alternatives if the alternative complies with the county's integrated solid waste management plan; and achieves the solid waste volumes necessary to meet a resource recovery facility's minimum operating requirements. -- HB1760 HD1

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Single Referral to EIA/ IGA/

HB1763 HD2 (HSCR 957)

RELATING TO THE PENAL CODE.

Introduced by: Luke S

Requires the judicial council of Hawaii to conduct a comprehensive review of the Hawaii penal code to recommend to the legislature such amendments to the code as it may conclude are necessary so that the amendments to the penal code are consistent with and conform to the principles and philosophy of the code, the code is in harmony with the entire criminal justice system, and the continued force and effectiveness of the code is assured. Requires the council to appoint a committee to assist with the study in an advisory committee. Report to the legislature. Appropriation. (\$\$) -- HB1763 HD2

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to JHW then WAM

HB1773 HD1 (HSCR 1005)

RELATING TO WORKERS' COMPENSATION LAW.

Introduced by: Say C, Oshiro M

Amends provisions relating to workers' compensation law. -- Amends provisions relating to vocational rehabilitation. Requires a provider to submit an evaluation report to the employer and director of labor and industrial relations. Requires the evaluation to determine whether the employee requires vocational rehabilitation services, identify the necessary services, and

HOUSE BILLS THAT PASSED THIRD READING

state whether the provider can provide these services. Allows the director to approve a plan that is determined to be in the best interests of and approved by the injured employee. Requires the rehabilitation unit to issue a reconsideration determination to affirm, reverse or modify a request for reconsideration. Authorizes the director to designate the hearings officer and issue a written decision. -- Provides that guidelines on frequency of treatment shall not be considered as an authoritative prescription for health care. -- Provides that if an employee is unable to complete a regular daily work shift due to a work injury the employee shall be deemed totally disabled for work for that day. Provides that if the employee is unable to perform light work, temporary disability benefits cannot be discontinued based solely on the inability to perform light work. -- Prohibits rules adopted or amended on or after January 1, 2005, pertaining to any workers' compensation case from having the force and effect of law. Repealed on January 1, 2007 (sunset). -- Amends proceedings upon claim to include provisions for hearings. -- Allows for reasonable attorney's fees to be awarded. -- Amends provisions relating to reports of physicians, surgeons and hospitals to require interim reports of current diagnosis and prognosis. -- Amends provisions relating to penalties for fraud. Provides for entitlement of reimbursement for attorney's fees and costs if found that fraud has not occurred. Allows the insurance commissioner to investigate workers' compensation fraud. -- HB1773 HD1

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Single Referral to WAM

HB1784 HD2 (HSCR 873)

RELATING TO THE OFFICE OF INTERNATIONAL AFFAIRS.

Introduced by: Hale H

Requires the department of business, economic development, and tourism to convene a task force of organizations and individuals to address the question of Hawaii's role in international affairs and to recommend to the legislature an organizational structure and for an "office of international affairs" or such other structure that the task force may recommend. Report to the legislature. Appropriation. (\$\$) -- HB1784 HD2

Current Status: Mar=10 05 Introduction/Passed First Reading - Senate
Mar=10 05 Multiple Referral to EIA/ BED/ then WAM