

**BILLS PASSED**  
**BY THE**  
**HAWAII STATE LEGISLATURE**  
**REGULAR SESSION OF 2012**

SHOWING ACTIONS TAKEN AS OF

May 3, 2012

Prepared by the:



**Legislative Reference Bureau Systems Office**  
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Honolulu, HI 96813

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

## **FOREWORD**

This publication contains brief descriptions of all bills passed by the Hawaii State Legislature during the Regular Session of 2012. We have included such data as the bill number, title, introducer, description, committee reports, current status, and sections of the Hawaii Revised Statutes affected by the bill. This publication reflects data recorded up to and including May 3, 2012, which is the date that the Legislature adjourned sine die. For your information, under Article III, Section 16 of the Hawaii State Constitution, the Governor has 45 days after adjournment sine die (not counting Saturdays, Sundays, and holidays), to consider bills for approval.

The Legislative Reference Bureau discourages the use of these descriptions of bills as a substitute for the bills passed by the Legislature. These descriptions are meant to be handy reference tools, not substitutes for the text. Copies of bills may be obtained at the various locations mentioned in this report.

This publication has been created by the Legislative Reference Bureau - Systems Office. Information on the approval of bills, their effective dates, subjects of bills passed, laws affected by bills passed, or any questions covering the data shown may be directed to Dwight Kagawa or Lori Lee Ohta. They are located at the State Capitol, Room 413 and their phone number is (808) 587-0700.

Charlotte A. Carter-Yamauchi  
Acting Director  
Legislative Reference Bureau

May 2012

**WHERE TO OBTAIN COPIES OF BILLS OR ACTS  
(Honolulu)**

SOURCE	CONTACT	HOURS	COST
All public libraries. See <a href="http://www.librarieshawaii.org">www.librarieshawaii.org</a> or listing in white pages: State Government, Dept. of Education, Public Library System	Reference Desk	Different for each library. Call to inquire.	Electronic access via the internet only. Library card required. Optional 15¢/page donation for printout.
Hawaii State Archives Iolani Palace Grounds 364 S. King Street Honolulu 96813 Phone: 586-0329	Reference Archivist	Monday - Friday 9:00 am - 4:00 pm	Copies of 2011 - 2012 bills, committee reports, resolutions, and concurrent resolutions will be available after December 2012. No charge for local govt. agencies. For private individuals – 25¢/page. Postage and handling charge for any mailings. Certification is \$2.25 per document.
Senate Document Center State Capitol Room 012A Honolulu 96813 Phone: 586-6755	Tia Lobendahn or Senate Clerk's office (586-6720)	Monday - Friday 8:00 am - 4:00 pm	Free for reasonable quantities. Will fax 10 pages or less and mail reasonable quantities.
House Printshop State Capitol Room 012B Honolulu 96813 Phone: 586-6591	Tammy Tengan or Summer Kaleo	Monday - Friday 8:00 am - 4:00 pm	General public – free. Mail and fax requests received for reasonable quantities.
Lieutenant Governor State Capitol 5 <sup>th</sup> Floor Honolulu 96813 Phone: 586-0255	Dawn	Monday - Friday 7:45 am - 4:30 pm	10¢/page
Supreme Court Law Library 417 S. King Street, Rm. 115 Honolulu 96813 Phone: 539-4964	Front Desk	Monday - Friday 7:45 am - 4:15 pm	15¢/page (self service). Will mail to attorneys on neighbor islands if unavailable at county circuit court libraries or for neighbor island requesters via email for 15¢/page plus \$2 handling charge (and postage for mail-outs), prepayment with business or cashier's check or money order required.
William S. Richardson School of Law Library 2525 Dole Street Honolulu 96822 Phone: 956-7583	Circulation Desk	Different hours depending on time of year. Call to inquire or check website at <a href="http://library.law.hawaii.edu">http://library.law.hawaii.edu</a>	9¢/page (with UH debit card — \$1 fee for card) Acts only.

**WHERE TO OBTAIN COPIES OF BILLS OR ACTS  
(Hawaii, Kauai, & Maui)**

SOURCE	CONTACT	HOURS	COST
<i>Hawaii</i>			
All public libraries. See <a href="http://www.librarieshawaii.org">www.librarieshawaii.org</a> or listing in white pages: State Government, Dept. of Education, Public Library System	Reference Desk	Different for each library. Call to inquire.	Electronic access via the internet only. Optional 15¢/page donation for printout.
Third Circuit Court Law Library - Hilo Hale Kaulike 777 Kilauea Avenue Hilo 96720 Phone: 961-7438	Debbie	Monday - Friday 7:45 am - 4:30 pm	10¢/page (self service) 15¢/page via usage of the internet
Third Circuit Court Law Library - Kona Keakealani Building (Old Kona Hospital) 79-1020 Haukapila Street Kealahou 96750 Phone: 322-8729	Carol	Monday - Friday 7:45 am - 4:15 pm	10¢/page (self service) 15¢/page via usage of the internet
<i>Kauai</i>			
All public libraries. See <a href="http://www.librarieshawaii.org">www.librarieshawaii.org</a> or listing in white pages: State Government, Dept. of Education, Public Library System	Reference Desk	Different for each library. Call to inquire.	Electronic access via the internet only. Optional 15¢/page donation for printout.
Fifth Circuit Court Law Library - Kauai 3970 Kaana Street, Suite 100 Lihue 96766-1281 Phone: 482-2327	Rhonda	Monday - Friday 7:45 am - 4:15 pm Closed 12:00 - 1:00 pm	15¢/page (self service) or via usage of the internet
<i>Maui</i>			
All public libraries. See <a href="http://www.librarieshawaii.org">www.librarieshawaii.org</a> or listing in white pages: State Government, Dept. of Education, Public Library System	Reference Desk	Different for each library. Call to inquire.	Electronic access via the internet only. Optional 15¢/page donation for printout.
Second Circuit Court Law Library - Maui Judiciary Complex, Room 207 2145 Main Street Wailuku 96793 Phone: 244-2959	Service Center Rm. 141	Monday - Friday 7:45 am - 4:30 pm	15¢/page (self service) or via usage of the internet

## SENATE BILLS THAT PASSED THE LEGISLATURE

- SB0112 SD1 HD1 CD1 (CCR 164-12) RELATING TO TOURISM.  
Introduced by: Espero W  
Appropriation to the department of business, economic development, and tourism for the application for a spaceport license from the Federal Aviation Administration. Requires matching funds from the federal government. Report to the legislature. (\$\$) -- SB0112 CD1  
Committee Reports: SSCR 432 (PGM/ EDT/ TSM/) SSCR 712 (WAM) HSCR 1070 (ERB) HSCR 1489 (FIN) CCR 164-12  
Current Status: May-03 12 Passed Legislature
- SB0155 SD2 HD1 CD1 (CCR 70-12) RELATING TO ATHLETIC TRAINERS.  
Introduced by: Baker R, Green J, Ige D  
Establishes the athletic trainers law. Prohibits a person to represent, advertise, or announce oneself, either publicly or privately, as an athletic trainer, or use in connection with the person's name or place of business the words registered athletic trainer, or any other words, letters, abbreviations, or insignia indicating or implying that the person is an athletic trainer unless the person has registered with the department of commerce and consumer affairs. Requires the department to maintain a current list of names and business addresses of athletic trainers and the registrant's copy of its certification from the National Athletic Trainers Association Board of Certification to be a public record. Requires physician to provide supervision to an athletic trainer for athletic training services plans or protocols. Establishes penalties. -- Amends provisions relating to repeal dates for newly enacted professional and vocational regulatory programs. Repeals athletic trainers law on June 30, 2018 (sunset). -- Allows the department of commerce and consumer affairs to employ necessary personnel without regard to civil service laws, to assist with and prepare for the implementation and continuing functions of athletic trainers law. -- Establishes temporary surcharge paid by athletic trainers upon the issuance of a new registration and at each renewal period and which will be maintained in a separate account within the compliance resolution fund. Provides transfer formula and protocol, and requires excess amount appropriated in the act to be deposited in the compliance resolution fund. -- Appropriation out of the compliance resolution fund to implement the registration of athletic trainers. (\$\$) -- SB0155 CD1  
Committee Reports: SSCR 249 (CPN) SSCR 632 (WAM) HSCR 1045 (CPC/ JUD/) HSCR 1578 (FIN) CCR 70-12  
Current Status: May-03 12 Passed Legislature  
Section Affected: (15 SECTIONS) ATHLETIC TRAINERS, 26H-4
- SB0223 SD1 HD1 (HSCR 1503-12) RELATING TO DOMESTIC ABUSE ORDERS.  
Introduced by: Baker R, Kidani M, Shimabukuro M, Chun Oakland S, Tokuda J  
Amends provisions relating to abuse of family or household members; penalty. Requires, rather than allows, any police officer, with or without a warrant, who has reasonable grounds to believe that there was physical abuse or harm inflicted by 1 person upon a family or household member, regardless of whether the physical abuse or harm occurred in the officer's presence, to order the person to leave the premises for a period of separation of 24 hours, during which time the person shall not initiate any contact, either by telephone or in person, with the family member. Requires the police officer to seize all firearms and ammunition that the police officer has reasonable grounds to believe were used or threatened to be used in the commission of an offense under this section. -- SB0223 HD1  
Committee Reports: SSCR 2539 (JDL) HSCR 1204-12 (HUS) HSCR 1503-12 (JUD)  
Current Status: Apr-25 12 Received by the Governor  
Section Affected: 709-906
- SB0239 SD2 HD2 CD1 (CCR 2-12) RELATING TO THE HAWAII TOBACCO SETTLEMENT SPECIAL FUND.  
Introduced by: Tokuda J  
Amends provisions relating to the Hawaii tobacco settlement special fund. Adds that the 28 per cent appropriated into the university of Hawaii revenue undertakings fund shall be used as payment of annual operating expenses incurred by the new medical school facility and provides that starting with fiscal year 2013 - 2014, the amount to be appropriated shall be reduced to 27 per cent and for fiscal year 2014 - 2015, the amount shall be reduced to 26 per cent. -- Requires the university to prepare a detailed accounting of all revenues and expenditures relating to moneys appropriated into the fund and any moneys used for the operating costs of the medical school facility. Reports to the legislature. Further requires the university to report to the legislature detailing its financial plan to fund the operating expenses of the John A. Burns school of medicine

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beginning July 1, 2015, when it is no longer authorized to use a portion of the Hawaii tobacco settlement special fund moneys. Reports to the legislature. -- SB0239 CD1  
Committee Reports: SSCR 324 (EDU/ HTH/) SSCR 722 (WAM) HSCR 985 (HLT)  
HSCR 1189 (HED) HSCR 1541 (FIN) CCR 2-12  
Current Status: Jan-30 12 Received by the Governor  
Feb-13 12 Approved by Governor (Act 2 2012)  
Section Affected: 328L-2

SB0240 SD2 HD2 CD1 (CCR 85-12) RELATING TO PHYSICIAN WORKFORCE ASSESSMENT.  
Introduced by: Tokuda J, Chun Oakland S  
Amends provisions relating to the John A. Burns school of medicine special fund. Requires at least 50 per cent of the total amount of assessment fees deposited from the physician workforce assessment fees to be used for purposes identified by the Hawaii medical education council to support physician workforce assessment and planning efforts, including the recruitment and retention of physicians, for rural and medically underserved areas of the State. Increases the limit on expenditures from the special fund. Repealed on June 30, 2017 (sunset). -- Amends Act 18, special session laws of 2009, establishing the workforce assessment fee and requiring the director of commerce and consumer affairs to disburse from the compliance resolution fund, funds collected from the fee, to the special fund, by changing the report to the legislature, the state health planning and development agency, and the Hawaii medical board to be made annually and by extending the sunset date. -- SB0240 CD1  
Committee Reports: SSCR 323 (EDU/ HTH/) SSCR 721 (WAM) HSCR 1170 (HLT)  
HSCR 1514 (FIN) CCR 85-12  
Current Status: May-03 12 Passed Legislature  
Section Affected: 304A-2171, 453-8.8, ACT 18 2009 1SP

SB0243 SD2 HD1 CD1 (CCR 83-12) RELATING TO THE WESTERN INTERSTATE COMMISSION FOR HIGHER EDUCATION.  
Introduced by: Tokuda J  
Establishes provisions relating to the Hawaii western interstate commission for higher education. Establishes the commission comprised of the state commissioners to the western interstate commission for higher education placed within the university of Hawaii. Allows the Hawaii commission to establish a repayment program policy for students who receive any financial support from the student exchange program. Establishes the professional student exchange program special fund to receive repayments and which shall be used to support the program's activities and enforce collection. -- SB0243 CD1  
Committee Reports: SSCR 185 (EDU) SSCR 638 (WAM) HSCR 1061 (HED) HSCR 1590 (FIN) CCR 83-12  
Current Status: May=01 12 Passed Legislature  
Section Affected: 304A- (4 SECTIONS), 304A-3205

SB0490 SD3 HD1 CD1 (CCR 167-12) RELATING TO THE HAWAII TOURISM AUTHORITY.  
Introduced by: Galuteria B  
Amends provisions relating to the transient accommodations tax. Changes the maximum amount deposited into the tourism special fund beginning on July 1, 2012, and ending on June 30, 2015 (sunset) to 71 million dollars and provides that beginning July 1, 2012, 2 million dollars shall be expended for the development and implementation of initiatives to take advantage of expanded visa programs and increased travel opportunities for international visitors to Hawaii. -- SB0490 CD1  
Committee Reports: SSCR 2073 (TSM) SSCR 2250 (TSM) SSCR 2598 (WAM) HSCR 983-12 (TOU/ INT/) HSCR 1642-12 (FIN) CCR 167-12  
Current Status: May-03 12 Passed Legislature  
Section Affected: 237D-6.5

SB0596 SD2 HD1 CD1 (CCR 100-12) RELATING TO HAWAII HEALTH CORPS.  
Introduced by: Green J, Nishihara C, Shimabukuro M, Baker R, Ige D  
Establishes the Hawaii health corps law. Requires the university of Hawaii John A. Burns school of medicine and the school of nursing and dental hygiene to administer the Hawaii health corps program to encourage physicians, physician assistants, and nurse practitioners to serve in counties where there is a shortage, with priority given to a rural area county. Creates the Hawaii rural health care provider loan repayment program within the program to provide loan repayments to eligible physicians, assistants, and nurses. Provides that participants in the program may be ordered by the governor to serve as 1st responders in the event of a declared emergency in the State and at the

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- capacity determined by the director of health. Establishes the Hawaii health corps revolving fund. Requires the deans of the school of medicine and school of nursing and dental hygiene to annually report to the legislature. -- SB0596 CD1  
Committee Reports: SSCR 253 (HTH/ EDU/) SSCR 648 (WAM) HSCR 1165 (HLT/ HED/) HSCR 1542 (FIN) CCR 100-12  
Current Status: May=01 12 Passed Legislature  
Section Affected: (6 SECTIONS) HAWAII HEALTH CORPS
- SB0650 HD1 (HSCR 1268-12) PROPOSING AN AMENDMENT TO ARTICLE VI, SECTION 3, OF THE CONSTITUTION OF THE STATE OF HAWAII AUTHORIZING THE CHIEF JUSTICE OF THE STATE SUPREME COURT TO APPOINT RETIRED JUDGES TO SERVE AS EMERITUS JUDGES.  
Introduced by: Baker R, Chun Oakland S, Tsutsui S, Shimabukuro M  
Proposes to amend the constitution. Allows the chief justice to appoint judges who have retired upon attaining the age of 70 years as emeritus judges, permitting the appointed judges to serve as temporary judges in courts no higher than the court level they reached prior to the retirement and for terms not to exceed 3 months for each appointment. -- SB0650 HD1  
Committee Reports: SSCR 2515 (JDL) HSCR 1268-12 (JUD) HSCR 1667-12 (FIN)  
Current Status: May=01 12 Passed Legislature  
Section Affected: ART VI S3
- SB0745 SD2 HD2 (HSCR 1645-12) RELATING TO SEAWATER AIR CONDITIONING.  
Introduced by: Fukunaga C  
Amends Act 165, session laws of 2007, which established the issuance of special purpose revenue bonds to assist seawater air conditioning projects on the island of Oahu, by extending the sunset date to issue these bonds from June 30, 2012 to June 30, 2015. -- SB0745 HD2  
Committee Reports: SSCR 129 (ENE) SSCR 754 (WAM) HSCR 1140 (ERB/ EEP/) HSCR 1645-12 (FIN)  
Current Status: May=03 12 Passed Legislature  
Section Affected: ACT 165 2007
- SB0809 SD1 HD1 CD1 (CCR 3-12) RELATING TO THE UNIVERSITY OF HAWAII.  
Introduced by: Tokuda J  
Amends Act 161, session laws of 2007, as amended by Act 94, session laws of 2009, relating to university of Hawaii projects and purposes. Increases the principal amount of revenue bonds authorized. Appropriation out of the revenue bond proceeds. Requires the university to report to the legislature upon issuance of additional revenue bonds. (\$\$)  
-- SB0809 CD1  
Committee Reports: SSCR 51 (EDU) SSCR 784 (WAM) HSCR 1064 (HED) HSCR 1486 (FIN) CCR 3-12  
Current Status: Jan-30 12 Received by the Governor  
Feb-13 12 Approved by Governor (Act 3 2012)  
Section Affected: ACT 161 2007, ACT 94 2009
- SB0824 SD2 HD2 CD1 (CCR 5-12) RELATING TO MOTOR CARRIERS.  
Introduced by: English J  
Establishes provisions relating to motor carrier indemnification agreements prohibited. Requires a transportation services contract or agreement that requires a motor carrier to indemnify, defend, or hold harmless or that purports to indemnify, defend, or hold harmless the indemnitee under the contract or agreement from any claim or liability arising from the negligence or intentional acts or omissions of the indemnitee to be deemed void and unenforceable. -- SB0824 CD1  
Committee Reports: SSCR 9 (TIA) SSCR 608 (JDL) HSCR 1112 (TRN) HSCR 1535-12 (CPC/ JUD/) CCR 5-12  
Current Status: Apr-27 12 Received by the Governor  
Section Affected: 271- (1 SECTION) MOTOR CARRIER INDEMNIFICATION AGREEMENTS PROHIBITED
- SB1083 SD1 HD1 CD1 (CCR 101-12) MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS.  
Introduced by: Hee C  
Appropriation to the director of finance for the Hawaii employer union health benefits trust fund costs contained in the supplemental agreements negotiated between the University of Hawaii and the exclusive bargaining representative of collective bargaining unit 7

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(faculty of the university of Hawaii and community college system) and for state officers and employees excluded from collective bargaining who belong to the same compensation plans as those officers and employees within collective bargaining unit 7 (faculty of the university of Hawaii and community college system). (\$\$) -- SB1083 CD1  
Committee Reports: SSCR 67 (JDL) SSCR 455 (WAM) HSCR 962 (LAB) HSCR 1604 (FIN) CCR 101-12

Current Status: May-03 12 Passed Legislature

SB1269 SD2 HD2 CD1 (CCR 107-12) RELATING TO THE DEFINITION OF COMPENSATION FOR PURPOSES OF THE EMPLOYEES' RETIREMENT SYSTEM.

Introduced by: Tsutsui S (BR)

Amends provisions relating to employee compensation under the employees' retirement system. Provides that for service after June 30, 2012, compensation to an employee or officer shall include the normal periodic payments of money for services performed, overtime differentials, elective salary reduction contributions under the Internal Revenue Code and 12 month differentials for employees of the department of education. Prohibits any other additional or extra payments to an employee or officer, including overtime, supplementary payments, bonuses, lump sum salary supplements, allowances or differentials, including differentials for stand by duty, temporary unusual work hazards, compression differentials, or temporary differentials. -- SB1269 CD1

Committee Reports: SSCR 419 (JDL) SSCR 684 (WAM) HSCR 1211 (LAB) HSCR 1599 (FIN) CCR 107-12

Current Status: May-03 12 Passed Legislature

Section Affected: 88-21.5

SB1276 SD2 HD2 CD1 (CCR 16-12) RELATING TO INSURANCE.

Introduced by: Tsutsui S (BR)

Requires any department, agency, officer, or other entity of the State, administratively or otherwise, seeking to establish a basic health program, as contemplated by section 1331 of the federal Patient Protection and Affordable Care Act (P.L. 111-148), as amended, to submit proposed legislation to and for introduction and consideration by the legislature, that authorizes or directs the establishment and operation of a basic health program. Requires that a report on the feasibility, plan for sustainability, and benefits of establishing a basic health plan accompany the requested legislation. -- Requires the insurance division of the department of commerce and consumer affairs to prepare a comprehensive study on the feasibility of establishing a basic health program in Hawaii that includes but is not limited to an analysis of the short term and long term financial costs and benefits to the State; immediate and ongoing availability of federal funds to support the program and requirements for long term sustainability; options for selecting providers for the program; effect of the program on relevant existing health care providers and health care organizations, programs, and agencies, including the Hawaii health connector; potential benefits to enrollees of the program compared to the potential drawbacks to these same individuals if a basic health program is not offered; and any other considerations that may impact the overall delivery of health care in Hawaii. Report to the legislature. -- SB1276 CD1

Committee Reports: SSCR 286 (CPN) SSCR 748 (WAM) HSCR 1009 (CPC) HSCR 1686-12 (FIN) CCR 16-12

Current Status: May-01 12 Passed Legislature

SB1312 HD1 (HSCR 1529-12) RELATING TO THE LEGACY LAND CONSERVATION COMMISSION.

Introduced by: Tsutsui S (BR)

Amends provisions relating to acquisition of resource value land. Defines the commission to mean the legacy land conservation commission. Requires the chairperson of the natural area reserves system commission or the chairperson's designated representative from the natural area reserves system commission to serve as an ex officio voting member and the members of the commission shall elect the chairperson of the commission. -- SB1312 HD1

Committee Reports: SSCR 2557 (WLH) HSCR 1529-12 (FIN)

Current Status: Apr-13 12 Received by the Governor

Apr-26 12 Approved by Governor (Act 82 2012)

Section Affected: 173A-2, 173A-2.4

SB1382 SD2 HD1 CD1 (CCR 81-12) RELATING TO EDUCATION.

Introduced by: Tokuda J, Kidani M, Dela Cruz D, Chun Oakland S

Requires the auditor to examine the federal Higher Education Act of 1965, as amended,



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and federal regulations pursuant to that Act, and recommend the best available options to the State, including a regulatory framework, to ensure the State's compliance with provisions relating to the authorization of institutions that offer educational programs beyond secondary education in the State for the purposes of federal program eligibility. Report to the legislature. -- SB1382 CD1

Committee Reports: SSCR 377 (EDU) SSCR 652 (WAM) HSCR 1187 (HED/ EDN/ HSCR 1484 (FIN) CCR 81-12

Current Status: May=01 12 Passed Legislature

SB1500 HD1 CD1 (CCR 20-12)

RELATING TO ANATOMICAL GIFTS.

Introduced by: Fukunaga C

Amends provisions relating to rights and duties of procurement organization and others under medical and research use of bodies law. Requires a person to whom an anatomical gift passes to accept or reject the anatomical gift unless the anatomical gift is medically unsuitable for transplantation, therapy, research, or education. Requires acceptance to occur when the gift is made under medical and research use of bodies law regardless of whether another person, including family members, has made an anatomical gift. -- SB1500 CD1

Committee Reports: SSCR 2560 (JDL) HSCR 1186-12 (HLT) HSCR 1506-12 (JUD) CCR 20-12

Current Status: May=01 12 Passed Legislature

Section Affected: 327-14

SB2001 SD1 HD2 CD1 (CCR 74-12)

RELATING TO THE PUBLIC LAND TRUST.

Introduced by: Solomon M, Dela Cruz D, Kahele G

Amends provisions relating to objectives and policies for facility systems--energy. Requires the State to promote the development of indigenous geothermal energy resources that are located on public trust land as an affordable and reliable source of firm power for Hawaii. Requires consultation and public input from the native Hawaiian community and the general public when developing projects with public land trust lands. -- SB2001 CD1

Committee Reports: SSCR 2519 (WLH/ ENE/) HSCR 1001-12 (EEP/ WLO/) HSCR 1256-12 (HAW) HSCR 1651-12 (FIN) CCR 74-12

Current Status: May-01 12 Passed Legislature

Section Affected: 226-18

SB2009 SD1 HD2 (HSCR 1497-12)

RELATING TO INSURANCE.

Introduced by: Baker R

Establishes provisions relating to homeowners insurance claims history. Prohibits insurers from refusing to issue or renew, or canceling a homeowners insurance policy, or establishing rates for coverage based in whole or in part on inquiries made by any consumer to an insurer, unless the inquiry provides information not previously disclosed by the insured. -- SB2009 HD2

Committee Reports: SSCR 2513 (CPN) HSCR 1233-12 (HSG) HSCR 1497-12 (CPC)

Current Status: Apr-13 12 Received by the Governor

Apr-26 12 Approved by Governor (Act 80 2012)

Section Affected: 431:10E-(4 SECTIONS) HOMEOWNERS INSURANCE CLAIMS HISTORY

SB2013 SD1 HD2 (HSCR 1500-12)

RELATING TO DENTAL HYGIENISTS.

Introduced by: Baker R

Amends provisions relating to who may become dental hygienists; fees. Requires that the original or a copy of the certificate of licensure be prominently displayed at all times in the workplace where the dental hygienist is employed or practices. Requires a dental hygienists pocket identification card to be readily available for viewing upon request to ensure the license is current. -- SB2013 HD2

Committee Reports: SSCR 2424 (CPN) HSCR 1241-12 (HLT) HSCR 1500-12 (CPC)

Current Status: Apr-13 12 Received by the Governor

Apr-26 12 Approved by Governor (Act 81 2012)

Section Affected: 447-1

SB2056 HD2 CD1 (CCR 73-12)

RELATING TO THE PENAL CODE.

Introduced by: Tsutsui S (BR)

Amends provisions relating to terms of probation. Requires that the defendant's probation officer is to report to the court concerning the defendant's compliance or

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noncompliance with the conditions of probation prior to the court granting early discharge.  
-- SB2056 CD1  
Committee Reports: SSCR 2488 (JDL) HSCR 1028-12 (JUD) HSCR 1668-12 (FIN)  
CCR 73-12  
Current Status: May=01 12 Passed Legislature  
Section Affected: 706-623

SB2084 SD1 HD1 (HSCR 1550-12) RELATING TO HEALTH INSURANCE.  
Introduced by: Green J, Baker R, Espero W  
Amends the accident and health or sickness insurance contracts law, benefit societies law, and the health maintenance organizations act (HMOs) by prohibiting insurers to require an insured person over the age of 40 to obtain a referral from a primary care provider or other physician for an annual screening mammogram. Provides that if the screening mammogram indicates that follow up services are advisable, a referral shall be made to the patient's primary care physician or other physician, as designated by the patient. -- SB2084 HD1  
Committee Reports: SSCR 2183 (HTH) SSCR 2502 (CPN) HSCR 1043-12 (HLT)  
HSCR 1213-12 (CPC) HSCR 1550-12 (FIN)  
Current Status: Apr-16 12 Received by the Governor  
Apr-30 12 Approved by Governor (Act 92 2012)  
Section Affected: 431:10A- (1 SECTION), 432:1- (1 SECTION), 432:2- (1 SECTION), 432D-23

SB2101 SD1 HD2 (HSCR 1551-12) RELATING TO THE TRICARE PROGRAM.  
Introduced by: Green J, Baker R, Chun Oakland S, Espero W  
Amends Act 70, session laws of 2009, providing a general excise tax exemption for amounts received by a managed care support contractor of the TRICARE program by repealing the sunset date of December 31, 2015. -- SB2101 HD2  
Committee Reports: SSCR 2254 (HTH) SSCR 2585 (WAM) HSCR 1048-12 (HLT)  
HSCR 1251-12 (PBM) HSCR 1551-12 (FIN)  
Current Status: May-01 12 Vetoed  
May=03 12 Veto Overridden - Senate  
May=03 12 Roll Call Vote: No: none; Ex: none  
Section Affected: ACT 70 2009, 237-24

SB2103 SD2 HD2 CD1 (CCR 66-12) RELATING TO HEALTH.  
Introduced by: Green J  
Amends provisions under nurses law. Redefines the practice of nursing as a licensed practical nurse and the practice of nursing as a registered nurse to include the orders of a licensed physician assistant, practicing with required physician supervision, and acting as the agent of the supervising physician. Act to be repealed on July 1, 2017 (sunset). -- SB2103 CD1  
Committee Reports: SSCR 2257 (HTH) SSCR 2499 (CPN) HSCR 1131-12 (HLT)  
HSCR 1556-12 (CPC) CCR 66-12  
Current Status: May=01 12 Passed Legislature  
Section Affected: 457-2

SB2110 SD1 HD1 (HSCR 1680-12) RELATING TO THE PRESERVATION OF HAWAII'S MOVING IMAGES.  
Introduced by: Espero W, Gabbard M, Ige D, Fukunaga C, Ihara L, Baker R, Tsutsui S, Tokuda J  
Establishes provisions relating to 'Ulu'ulu (Ulu ulu) : the Henry Ku'uualoha (Kuuualoha) Giugni Moving Image Archive of Hawaii. Designates as the official state archive moving image. Establishes the Ulu ulu: the Henry Kuualoha Giugni Moving Image Archive of Hawaii special fund to be administered by the university of Hawaii to support the archive's activities. -- SB2110 HD1  
Committee Reports: SSCR 2113 (EDT/ EDU/) SSCR 2603 (WAM) HSCR 1027-12 (HED) HSCR 1680-12 (FIN)  
Current Status: Apr-13 12 Received by the Governor  
Apr-27 12 Approved by Governor (Act 90 2012)  
Section Affected: 304A- (1 SECTION), 304A- (1 SECTION)

SB2115 SD2 HD2 CD1 (CCR 86-12) RELATING TO CHARTER SCHOOLS.  
Introduced by: Tokuda J, Kidani M, Galuteria B, Tsutsui S, Ige D, Fukunaga C, Wakai G, Kahele G, Chun Oakland S, English J, Gabbard M, Espero W, Baker R, Kim D, Ryan P

## SENATE BILLS THAT PASSED THE LEGISLATURE

Repeals the private charter schools laws and replaces with the public charter schools law. -- SB2115 CD1

Committee Reports: SSCR 2375 (EDU) SSCR 2750 (WAM) HSCR 1239-12 (EDN/LAB/) HSCR 1690-12 (FIN) CCR 86-12

Current Status: May-03 12 Passed Legislature

Section Affected: (31 SECTIONS) PUBLIC CHARTER SCHOOLS, 26-35.5, 89-6, 89-10.55, 302A-101, 302A-1101, 302A-1151, 302A-1151.5, 302A-1302, 302A-1303.6, 302A-1403, 302A-1404, 302A-1505, 302B-1, 302B-2, 302B-3, 302B-3.5, 302B-3.6, 302B-4, 302B-5, 302B-6, 302B-7, 302B-8, 302B-9, 302B-10, 302B-11, 302B-12, 302B-13, 302B-14, 302B-14.5, 302B-15, 302B-16

### SB2116 SD2 HD1 CD1 (CCR 154-12) RELATING TO CHARTER SCHOOLS.

Introduced by: Tokuda J, Kidani M, Galuteria B, Tsutsui S, Ige D, English J, Fukunaga C, Wakai G, Espero W, Gabbard M, Chun Oakland S, Kahele G, Baker R, Ryan P

Requires the board of education in consultation with national organizations to contract for an implementation and transition coordinator to assist with the implementation of the recommendations of the charter school governance, accountability, and authority task force and to transition from the current charter school system to a new charter school system. Exempts the contracting of the coordinator from the Hawaii public procurement code. Appropriation. (\$\$) -- SB2116 CD1

Committee Reports: SSCR 2355 (EDU) SSCR 2699 (WAM) HSCR 1235-12 (EDN) HSCR 1659-12 (FIN) CCR 154-12

Current Status: May-03 12 Passed Legislature

### SB2126 SD2 HD2 (HSCR 1626-12) RELATING TO HEALTH CARE.

Introduced by: Chun Oakland S, Green J, Espero W

Establishes provisions relating to home and community based case management agencies and community care foster family homes under department of health law. Requires the department to license any person, agency, or organization engaged in providing, coordinating, or monitoring comprehensive services to clients in community care foster family homes, or medicaid clients in expanded adult residential care homes, and assisted living facilities. Requires any person or household who wants to take in, for a fee, any adult who is at the nursing facility level of care to obtain a certificate of approval from the department. Requires the department to do criminal history checks and adult abuse perpetrator checks. Establishes penalties. -- Repeals provisions related to home and community based case management agencies and community care foster family homes under department of human services law. -- Transfers employees, equipment and property, contracts and other agreements, and funds from the department of human services to the department of health. -- SB2126 HD2

Committee Reports: SSCR 2258 (HTH/ HMS/ JDL/) SSCR 2653 (WAM) HSCR 1244-12 (HLT/ HUS/) HSCR 1626-12 (FIN)

Current Status: Apr-16 12 Received by the Governor  
Apr-30 12 Approved by Governor (Act 93 2012)

Section Affected: 321- (11 SECTIONS) HOME AND COMMUNITY-BASED CASE MANAGEMENT AGENCIES AND COMMUNITY CARE FOSTER FAMILY HOMES, 346-53, 346-97, 346D-4.5, 846-2.7, 346-81, 346-82, 346-83, 346-84, 346-85, 346-331, 346-332, 346-333, 346-334, 346-335, 346-336

### SB2158 HD1 CD1 (CCR 102-12) RELATING TO BAIL.

Introduced by: Taniguchi B

Amends provisions relating to release after bail by adding procedure when court closed. Requires the prisoner to be discharged promptly from custody or imprisonment when bail is offered and taken. Requires that when the court with jurisdiction is closed, including nights, weekends, and holidays, a law enforcement agency having custody of a person may accept cash bail, a certified copy of a bail bond prefiled with the court from any person, or original bail bond from a person licensed, a bill agent or to sell, solicit, and negotiate surety insurance. -- SB2158 CD1

Committee Reports: SSCR 2448 (JDL) HSCR 1141-12 (JUD) HSCR 1590-12 (FIN) CCR 102-12

Current Status: May=01 12 Passed Legislature

Section Affected: 804-7

### SB2167 SD1 HD2 (HSCR 1496-12) RELATING TO PROFESSIONS AND VOCATIONS.

## SENATE BILLS THAT PASSED THE LEGISLATURE

Introduced by: Baker R  
Amends provisions under professional engineers, architects, surveyors and landscape architects. Defines land surveying and professional surveyor. Redefines landscape architect to include a person who does perform professional services. Repeals the definitions of surveyor and land surveyor. -- SB2167 HD2  
Committee Reports: SSCR 2481 (CPN) HSCR 1096-12 (ERB) HSCR 1496-12 (CPC)  
Current Status: Apr-13 12 Received by the Governor  
Apr-26 12 Approved by Governor (Act 79 2012)  
Section Affected: 464-1

SB2214 SD2 HD2 CD1 (CCR 108-12) RELATING TO COLLECTIVE BARGAINING.  
Introduced by: Hee C  
Amends provisions relating to the scope of the collective bargaining negotiations; consultation. Provides that the obligation to meet and negotiate does not compel either party to agree to a proposal or make a concession. Repeals the provision that parties cannot negotiate about cost items. Requires that negotiations relating to the contributions to the Hawaii employer union health benefits trust fund be for the purpose of agreeing upon the amounts which the State and counties shall contribute toward the payment of costs for health benefits and group life insurance benefits provided that the parties shall not be bound by the amounts contributed under prior agreements. Repeals the provision arbitration shall not be available to resolve impasses or disputes. -- Amends provisions relating to the resolution of disputes; impasses. Requires that the decision of the arbitration panel be final and binding upon the parties of all provisions submitted to the arbitration panel. Repeals exceptions. -- SB2214 CD1  
Committee Reports: SSCR 2180 (JDL) SSCR 2725 (WAM) HSCR 1094-12 (LAB) HSCR 1580-12 (FIN) CCR 108-12  
Current Status: May-03 12 Passed Legislature  
Section Affected: 89-9, 89-11

SB2220 SD1 HD2 CD1 (CCR 168-12) RELATING TO THE BOILER AND ELEVATOR SAFETY LAW.  
Introduced by: Hee C  
Establishes provisions relating to boiler and elevator special fund; establishment; purposes. Establishes the special fund into which shall be deposited fees, legislative appropriations, and all interest and investment moneys earned on moneys in the fund to provide for sufficient operating costs to carry out the boiler and elevator law. Annual reports to the legislature. Requires no later than 5 years from the establishment of the special fund, the director to reimburse the general fund for the amount of any initial appropriation that was made by the general revenues of the State to the special fund. Establishes fees for inspections, permits, and examinations of boilers, pressure systems, elevators, kindred equipment, and amusement rides. -- Appropriation of start up funds to the special fund. (\$\$) -- SB2220 CD1  
Committee Reports: SSCR 2007 (JDL) SSCR 2662 (WAM) HSCR 1153-12 (LAB/ERB/) HSCR 1581-12 (FIN) CCR 168-12  
Current Status: May-03 12 Passed Legislature  
Section Affected: 397- (1 SECTION), 397-5, 397-8

SB2221 SD1 HD1 CD1 (CCR 24-12) RELATING TO CHILD ABUSE.  
Introduced by: Hee C  
Amends provisions relating to promoting child abuse in the 2nd degree. A person commits the offense of promoting child abuse in the 2nd degree if the person possesses 30 or more images of any form of child pornography, and the content of at least 1 image contains 1 or more of a minor who is younger than the age of 12, sadomasochistic abuse of a minor, or bestiality involving a minor. -- SB2221 CD1  
Committee Reports: SSCR 2276 (HMS) SSCR 2463 (JDL) HSCR 1163-12 (HUS) HSCR 1446-12 (JUD) CCR 24-12  
Current Status: May=01 12 Passed Legislature  
Section Affected: 707-751

SB2222 SD2 HD1 CD1 (CCR 25-12) RELATING TO SEXUAL IMAGES PRODUCED BY MINORS.  
Introduced by: Hee C  
Establishes provisions relating to promoting minor produced sexual images in the 1st degree. Provides that a person, 18 years of age or older, commits the offense of promoting minor produced sexual images in the 1st degree if the person intentionally or knowingly commands, requests, or encourages a minor to use a computer, cell phone, or any other device capable of electronic data transmission or distribution to transmit to

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any person a nude photograph or video of a minor. Makes it a misdemeanor. -- Establishes provisions relating to promoting minor produced sexual images in the 2nd degree. Provides that a minor commits the offense of promoting minor produced sexual images in the 2nd degree if the minor knowingly uses a computer, cell phone, or any other device capable of electronic data transmission or distribution to transmit or distribute to another person a nude photograph or video of a minor or the minor's self, intentionally or knowingly commands, requests, or encourages another minor to use a computer, cell phone, or any other device capable of electronic data transmission or distribution, to transmit to any person a nude photograph or video of a minor or the minor's self. Makes it a petty misdemeanor. -- SB2222 CD1  
Committee Reports: SSCR 2164 (EDT) SSCR 2566 (JDL) HSCR 1164-12 (HUS) HSCR 1412-12 (JUD) CCR 25-12  
Current Status: May=01 12 Passed Legislature  
Section Affected: 712- (2 SECTIONS) PROMOTING MINOR-PRODUCED SEXUAL IMAGES IN THE FIRST DEGREE

SB2224 SD1 HD1 (HSCR 1570-12)

RELATING TO THE TAX LIEN AND ENCUMBRANCE RECORD.

Introduced by: Hee C

Amends provisions relating to tax lien and encumbrance record. Adds that judgments payable to the state or county and liens or taxes payable to the county shall be recorded by the director of finance and maybe a condition precedent to the vehicle's renewal, registration, or transfer of ownership. Allows the taxpayer to provide evidence of entering into a payment plan with the director of taxation. Prohibits state and county agencies to be charged a fee for any entry made in the tax lien and encumbrance record. -- SB2224 HD1

Committee Reports: SSCR 2171 (TIA/ PGM/ JDL/) SSCR 2728 (WAM) HSCR 1041-12 (TRN) HSCR 1570-12 (FIN)

Current Status: Apr-13 12 Received by the Governor  
Apr-24 12 Approved by Governor (Act 67 2012)

Section Affected: 286-46

SB2228 SD2 HD2 (HSCR 1558-12)

RELATING TO PSEUDOEPHEDRINE.

Introduced by: Green J, Chun Oakland S

Amends provisions relating to sales of products, mixtures, or preparations containing pseudoephedrine; reporting requirement for wholesalers. Prohibits a pharmacy or retailer from selling or distributing to a person without a prescription products containing more than 3.6 grams per day or more than 9 grams per 30 day period of pseudoephedrine. Repeals provisions of any product, 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. Requires pharmacy or retailer to comply with conditions that any person purchasing or otherwise acquiring any product, mixture, or preparation to produce a valid, government issued identification and maintain a record of required information for each sale of a nonprescription product containing pseudoephedrine and requires every purchaser to sign a written or electronic log attesting to the validity of the information. Requires a pharmacy or retailer before completing an over the counter sale to electronically submit the required sales tracking information to the National Precursor Log Exchange administered by NADDI (National Association of Drug Diversion Investigators). Prohibits the pharmacy or retailer from completing the sale if the system generates a stop sale alert. Immunizes pharmacies or retailers from civil liability for complying with the Act. Allows the administrator of the narcotics enforcement division of the department of public safety to grant temporary exemptions for good cause. Requires NADDI to forward Hawaii transaction records to the department of public safety weekly and provide real time access to the information through the national Precursor Log Exchange online portal to law enforcement in the State as authorized by the narcotics enforcement division provided that the narcotics enforcement division executes a memorandum of understanding with NADDI governing access to the information; provided further that the narcotics enforcement division shall establish the electronic tracking system in conjunction with the State's existing narcotics tracking system beginning no later than January 1, 2015. Requires the system to be capable of generating a stop sale alert, which shall be a notification that completion of the sale would result in the pharmacy or retailer or purchaser violating quantity limits. Requires the system to contain an override function that may be used by the seller of pseudoephedrine who has a reasonable fear that imminent bodily harm will result if they do not complete the sale. Requires each override to be logged by the system. Changes prohibition against knowingly purchasing, possessing, receiving, or acquiring more than

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9 grams of any product, mixture, or preparation containing any detectable quantity of pseudoephedrine or its salts, isomers, or salts of optical isomers within a 30 day period to knowingly purchasing, receiving, or otherwise acquiring 3.6 grams or more per day or 9 or more grams per 30 day period of pseudoephedrine; and makes violators guilty of a class C felony. Also makes guilty of a class C felony those who violate various tracking requirements established by the act. -- SB2228 HD2

Committee Reports: SSCR 2357 (HTH) SSCR 2500 (CPN) HSCR 1051-12 (HLT)  
HSCR 1558-12 (JUD)

Current Status: Apr-25 12 Received by the Governor

Section Affected: 329-75

SB2229 SD2 HD1 (HSCR 1188-12)

RELATING TO VACCINATIONS.

Introduced by: Green J, Chun Oakland S

Establishes provisions relating to influenza vaccinations; children. Allows a pharmacist to administer the influenza vaccine to persons between 14 and 17 years of age pursuant to a valid prescription. Requires the pharmacist to verify that the prescriber or the prescriber's authorized agent is the patient's medical home and requires the pharmacist to provide information to the medical home within 72 hours and to the department of health immunization registry within 5 business days. Further requires the pharmacists to complete a training program approved by the Accreditation Council of Pharmacy Education. Defines medical home to mean the primary care physician who, working in collaboration with the family, oversees the acute, chronic, and preventive health needs of the patient in a comprehensive, coordinated, and continuous fashion. Amends provisions relating to renewal of licenses; continuing education requirement by requiring a pharmacist who administers the influenza vaccine to complete a training program approved by the board of pharmacy within every other biennial renewal period and submit proof of successful completion of the training program to the board. -- SB2229 HD1

Committee Reports: SSCR 2311 (HTH) SSCR 2564 (CPN) HSCR 1188-12 (HLT)  
HSCR 1508-12 (CPC)

Current Status: Apr-10 12 Received by the Governor

Apr-20 12 Approved by Governor (Act 42 2012)

Section Affected: 461- (1 SECTION), 461-1, 461-8, 461-21

SB2236 HD2 CD1 (CCR 178-12)

RELATING TO INFORMATION TECHNOLOGY.

Introduced by: Fukunaga C, Baker R, Chun Oakland S, Ige D, Galuteria B, Shimabukuro M

Amends provisions relating to assisting utilities serving the general public in providing electric energy or gas by adding telecommunications. Authorizes the issuance of special purpose revenue bonds to assist Clearcom, Inc., or a partnership headed by Clearcom, Inc., with the planning, permitting, design, construction, equipping, and operating of broadband infrastructure at locations throughout the State. Authorizes the issuance of refunding special purpose revenue bonds to refund the special purpose revenue bonds. (\$\$) -- SB2236 CD1

Committee Reports: SSCR 2531 (EDT) HSCR 1127-12 (ERB) HSCR 1670-12 (FIN)  
CCR 178-12

Current Status: May-03 12 Passed Legislature

Section Affected: 39A-191, 39A-192, 39A-193, 39A-194, 39A-195, 39A-196,  
39A-197, 39A-199, 39A-203, 39A-205, 39A-206, 39A-208

SB2238 SD1 HD2 CD1 (CCR 89-12)

RELATING TO TAXATION.

Introduced by: Fukunaga C

Amends provisions relating to general excise tax benefits; denial of tax benefits for failure to properly claim. Requires the director of taxation to 1st give written notice to a nonprofit organization to comply and that the organization shall have 90 days to comply. -- Amends provisions relating to certain amounts held in trust; liability of key individuals. Exempts any officer, manager, or other person having control or supervision over amounts of gross proceeds or gross income collected to pay the general excise tax and held in, or who is charged with the responsibility for the filing of returns or the payment of general excise tax on gross income or gross proceeds collected and held in trust for a nonprofit organization. -- SB2238 CD1

Committee Reports: SSCR 2088 (EDT) SSCR 2605 (WAM) HSCR 1228-12 (ERB)  
HSCR 1647-12 (FIN) CCR 89-12

Current Status: May-01 12 Passed Legislature

Section Affected: 237-9.3, 237-41.5

## SENATE BILLS THAT PASSED THE LEGISLATURE

- SB2239 SD1 HD1 CD1 (CCR 127-12) RELATING TO ECONOMIC DEVELOPMENT.  
Introduced by: Fukunaga C  
Amends provisions relating to the exemption from grants and subsidies law and the Hawaii public procurement code. Exempts grants made under the community based economic development program. Requires the Hawaii strategic development corporation to expend the moneys in the hydrogen investment capital special fund. Repeals the high technology innovation corporation. -- SB2239 CD1  
Committee Reports: SSCR 2116 (EDT/ PGM/) SSCR 2606 (WAM) HSCR 1080-12 (ERB) HSCR 1182-12 (EEP) HSCR 1585-12 (FIN) CCR 127-12  
Current Status: May-03 12 Passed Legislature  
Section Affected: 210D-13, 211F-5.7, 206M-51, 206M-52, 206M-53, 206M-54, 206M-55, 206M-56, 206M-57, 206M-58, 206M-59
- SB2247 SD2 HD1 (HSCR 1411-12) RELATING TO PUBLIC SAFETY.  
Introduced by: Espero W, Kidani M, Nishihara C, Ryan P  
Amends provisions relating to interception, access, and disclosure of wire, oral, or electronic communications, use of pen register, trap and trace device, and mobile tracking device prohibited. Allows a person or entity providing electronic communication service to the public to divulge the contents of any such communication to a law enforcement agency, public safety agency, or public safety answering point if the provider, in good faith, believes that an emergency involving danger of death or serious bodily injury to any person requires disclosure without delay of communications relating to the emergency, and is provided with a certification in writing from the governmental entity that provides the facts and circumstances establishing the existence of the emergency, that the specific disclosure is required, and sets forth the period of time during which the disclosure of the information is authorized and specifies the information required. Provides that no cause of action shall lie in any court against any provider of electronic communication service, its officers, employees, or agents, custodian, or other specified person for disclosing information in accordance with the terms of a certification under this part. -- SB2247 HD1  
Committee Reports: SSCR 2005 (PGM) SSCR 2676 (CPN) HSCR 1411-12 (JUD)  
Current Status: Apr-16 12 Received by the Governor  
Apr-30 12 Approved by Governor (Act 94 2012)  
Section Affected: 803-42
- SB2261 HD1 CD1 (CCR 163-12) RELATING TO THE WEED AND SEED PROGRAM.  
Introduced by: Espero W, Fukunaga C  
Appropriation to the department of labor and industrial relations to maintain the current operation of the weed and seed program in areas currently designated for the weed and seed program. (\$\$) -- SB2261 CD1  
Committee Reports: SSCR 2061 (PGM/ JDL/) SSCR 2727 (WAM) HSCR 1064-12 (PBM/ LAB/) HSCR 1269-12 (JUD) HSCR 1561-12 (FIN) CCR 163-12  
Current Status: May-03 12 Passed Legislature
- SB2277 SD2 HD2 CD1 (CCR 79-12) RELATING TO ENDANGERED AND THREATENED SPECIES.  
Introduced by: Gabbard M, Shimabukuro M  
Repeals provisions relating to administrative enforcement of rules, plans, agreements, or licenses under the conservation of aquatic life, wildlife, and land plants law. -- Amends Act 380, session laws of 1997, as amended by Act 3, session laws of 2001, as amended by Act 90, session laws of 2006, by requiring that no new safe harbor agreements, habitat conservation plans, or incidental take licenses issued pursuant to the endangered species and threatened species, habitat conservation plans, and safe harbor agreements laws be approved or issued on or after June 30, 2017 (sunset). -- SB2277 CD1  
Committee Reports: SSCR 2298 (ENE/ WLH/) SSCR 2682 (JDL) HSCR 997-12 (WLO) HSCR 1270-12 (JUD) HSCR 1592-12 (FIN) CCR 79-12  
Current Status: May-01 12 Passed Legislature  
Section Affected: 195D-27, ACT 380 1997, ACT 3 2001, ACT 90 2006
- SB2281 SD1 HD1 (HSCR 1284-12) RELATING TO ENVIRONMENTAL IMPACT STATEMENTS.  
Introduced by: Gabbard M, Ryan P, English J, Shimabukuro M  
Amends provisions relating to environmental impact statements law. Amends provisions relating to applicability and requirements. Allows an agency to authorize an applicant to choose not to prepare an environmental assessment and to prepare an environmental impact statement that begins with preparation of an environmental impact statement

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preparation notice as provided by rules if the agency determines that an environmental impact statement is likely to be required. -- SB2281 HD1  
Committee Reports: SSCR 2154 (ENE/ PGM/) SSCR 2544 (WAM) HSCR 1284-12 (EEP) HSCR 1638-12 (FIN)  
Current Status: Apr-27 12 Received by the Governor  
Section Affected: 343-5

SB2318 SD1 HD2 CD1 (CCR 98-12) RELATING TO ADULT GUARDIANSHIP AND PROTECTIVE PROCEEDINGS JURISDICTION.  
Introduced by: Chun Oakland S  
Establishes the uniform adult guardianship and protective proceedings jurisdiction act. Establishes communication and cooperation between states and foreign jurisdictions to uniformly handle proceedings involving adult guardianships and protective proceedings. Establishes procedures in determining appropriate forum and transfer of guardianship or conservatorship to another state. -- SB2318 CD1  
Committee Reports: SSCR 2082 (HMS) SSCR 2505 (JDL) HSCR 984-12 (HUS) HSCR 1274-12 (JUD) HSCR 1576-12 (FIN) CCR 98-12  
Current Status: May=01 12 Passed Legislature  
Section Affected: (22 SECTIONS) UNIFORM ADULT GUARDIANSHIP AND PROTECTIVE PROCEEDINGS JURISDICTION ACT

SB2320 SD2 HD2 CD1 (CCR 166-12) RELATING TO AGING.  
Introduced by: Chun Oakland S  
Establishes provisions relating to kupuna care program. Allows the executive office on aging to establish the kupuna care program. Requires the program to provide affordable and quality home and community based services. Allows the program to be provided in every county as a function of the aging and disability resource centers. Appropriations for the kupuna care program and for the healthy aging partnership program, and as grants to Catholic Charities Hawaii for the Lanakila multi purpose senior center, to Moiliili Community Center for the Moiliili senior center, to Waikiki Community Center, and to the Alzheimer's Association, Aloha Chapter, to establish a wanderer's registration service to protect individuals with Alzheimer's disease and related dementia as well as for related services. (\$\$) -- SB2320 CD1  
Committee Reports: SSCR 2099 (HMS) SSCR 2766 (WAM) HSCR 1248-12 (HLT/ HUS/) HSCR 1674-12 (FIN) CCR 166-12  
Current Status: May-03 12 Passed Legislature  
Section Affected: 349- (1 SECTION) KUPUNA CARE PROGRAM

SB2323 SD1 HD1 CD1 (CCR 103-12) MAKING APPROPRIATIONS FOR PUBLIC EMPLOYMENT COST ITEMS.  
Introduced by: Hee C  
Appropriation to the director of finance for salary increases and other cost adjustments related to favored nations provisions in the supplemental agreement negotiated between the department of education and the exclusive bargaining representative of collective bargaining unit 2 (supervisory blue collar employees), collective bargaining unit 3 (nonsupervisory white collar employees), collective bargaining unit 4 (supervisory white collar employees), collective bargaining unit 6 (educational officers and other personnel of the department of education), collective bargaining unit 13 (other professional and scientific employees), for employees of the department of education, including the Hawaii state public library system, and for state officers and employees excluded from collective bargaining who belong to the same compensation plans as those officers and employees of the department of education. -- Appropriation to the director of finance for the Hawaii employer union health benefits trust fund costs contained in the supplemental agreement negotiated between the department of education and the exclusive bargaining representative of collective bargaining unit 6 (educational officers and other personnel of the department of education), and for state officers and employees excluded from collective bargaining who belong to the same compensation plans as those officers and employees within collective bargaining unit 6 (educational officers and other personnel of the department of education). (\$\$) -- SB2323 CD1  
Committee Reports: SSCR 2032 (JDL) SSCR 2590 (WAM) HSCR 1020-12 (LAB) HSCR 1582-12 (FIN) CCR 103-12  
Current Status: May-03 12 Passed Legislature

SB2324 SD1 HD1 CD1 (CCR 104-12) MAKING APPROPRIATIONS FOR PUBLIC EMPLOYMENT COST ITEMS.  
Introduced by: Hee C  
Appropriation to the director of finance for salary increases and other cost adjustments



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related to favored nations provisions in the supplemental agreement negotiated between the state executive branch and the exclusive bargaining representative of collective bargaining unit 2 (supervisory blue collar employees), collective bargaining unit 3 (nonsupervisory white collar employees), collective bargaining unit 4 (supervisory white collar employees), collective bargaining unit 13 (other professional and scientific employees), and for state officers and employees in the state executive branch excluded from collective bargaining who belong to the same compensation plans as those officers and employees within collective bargaining unit 2 (supervisory blue collar employees), collective bargaining unit 3 (nonsupervisory white collar employees), collective bargaining unit 4 (supervisory white collar employees), collective bargaining unit 13 (other professional and scientific employees). -- Appropriation to the director of finance for the Hawaii employer union health benefits trust fund costs contained in the supplemental agreement negotiated between the state executive branch, department of education, and University of Hawaii and the exclusive bargaining representative of collective bargaining unit 2 (supervisory blue collar employees), collective bargaining unit 3 (nonsupervisory white collar employees), collective bargaining unit 4 (supervisory white collar employees), collective bargaining unit 13 (other professional and scientific employees), and for state officers and employees in the state executive branch, department of education, and University of Hawaii excluded from collective bargaining who belong to the same compensation plans as those officers and employees within collective bargaining unit 2 (supervisory blue collar employees), collective bargaining unit 3 (nonsupervisory white collar employees), collective bargaining unit 4 (supervisory white collar employees), collective bargaining unit 13 (other professional and scientific employees). (\$\$) -- SB2324 CD1

Committee Reports: SSCR 2033 (JDL) SSCR 2793 (WAM) HSCR 1054-12 (LAB)  
HSCR 1583-12 (FIN) CCR 104-12

Current Status: May-03 12 Passed Legislature

SB2335 HD2 CD1 (CCR 97-12)

RELATING TO SPECIAL MANAGEMENT AREAS.

Introduced by: English J, Galuteria B, Chun Oakland S, Kidani M

Amends provisions relating to definitions under the coastal zone management law. Development does not include final subdivision approval; provided that in counties that may automatically approve tentative subdivision applications as a ministerial act within a fixed time of the submission of a preliminary plat map, unless the director takes specific action, a special management area use permit if required, shall be processed concurrently with an application for tentative subdivision approval or after a subdivision tentative approval and before final subdivision approval. -- SB2335 CD1

Committee Reports: SSCR 2476 (WLH/ PGM/) HSCR 1305-12 (WLO/ EEP/) HSCR  
1654-12 (FIN) CCR 97-12

Current Status: May-01 12 Passed Legislature

Section Affected: 205A-22

SB2337 SD1 (SSCR 2122)

RELATING TO TRANSPORTATION.

Introduced by: English J, Galuteria B, Kahele G, Kidani M

Allows the department of transportation to extend, modify, alter or amend, upon mutual agreement with a concession, the terms of concession contracts, leases, and permits in exchange for revenue enhancing improvements made or paid by the concession. -- SB2337 SD1

Committee Reports: SSCR 2122 (TIA) SSCR 2729 (WAM) HSCR 1100-12 (TRN)  
HSCR 1565-12 (FIN)

Current Status: Apr-11 12 Received by the Governor

Apr-23 12 Approved by Governor (Act 46 2012)

SB2341 SD2 HD2 CD1 (CCR 67-12)

RELATING TO LAND USE.

Introduced by: English J

Amends provisions relating to districting and classification of lands. Provides that agricultural districts shall include agricultural tourism activities including overnight accommodations of 21 days or less, for 1 stay within a county; provided that this shall apply only to a county that includes at least 3 islands and has adopted ordinances regulating agricultural tourism activities; provided further that the agricultural tourism activities coexist with a bona fide agricultural activity. -- Amends provisions relating to zoning. Repeals the provision that overnight accommodations shall not be permitted. -- SB2341 CD1

Committee Reports: SSCR 2295 (AGL/ WLH/) SSCR 2675 (TSM) HSCR 1258-12  
(AGR/ ERB/) HSCR 1538-12 (WLO) CCR 67-12

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Current Status: May-03 12 Passed Legislature  
Section Affected: 141-9, 205-2, 205-4.5, 205-5

- SB2344 SD2 HD1 CD1 (CCR 175-12) MAKING AN APPROPRIATION FOR THE HAWAII HEALTH AUTHORITY.  
Introduced by: Ige D  
Appropriation to the office of the governor for the Hawaii health authority. (\$\$) -- SB2344 CD1  
Committee Reports: SSCR 2181 (HTH) SSCR 2652 (WAM) HSCR 1132-12 (HLT) HSCR 1552-12 (FIN) CCR 175-12  
Current Status: May-03 12 Passed Legislature
- SB2375 SD3 HD2 CD1 (CCR 19-12) RELATING TO AGRICULTURAL-BASED COMMERCIAL OPERATIONS.  
Introduced by: Dela Cruz D, Solomon M, Nishihara C  
Amends provisions relating to Hawaii right to farm Act. Redefines farming operation to include agricultural based commercial operations, including a roadside stand that is not an enclosed structure, owned and operated by a producer and operated by a producer for the display and sale of agricultural products grown in Hawaii, and retail activities in an enclosed structure owned and operated by a producer for the display and sale of agricultural products grown in Hawaii, value added products that were produced using agricultural products grown in Hawaii, logo items related to the producer's agricultural operations and other food items; and a retail food establishment owned and operated by a producer and permitted by the department of health that prepares and serves food at retail using products grown in Hawaii and value added products that were produced using agricultural products grown in Hawaii. Requires the owner of an agricultural based commercial operation to certify, upon request of an officer or agent charged with enforcement, that the agricultural products displayed or sold by the operation meet the requirements. -- Amends provisions related to permissible uses within the agricultural districts. Adds agricultural based commercial operations to uses permitted within agricultural districts. -- SB2375 CD1  
Committee Reports: SSCR 2291 (AGL) SSCR 2466 (WLH) - filed FLOOR AMENDMENT 5 HSCR 1259-12 (AGR/ ERB/) HSCR 1502-12 (WLO) CCR 19-12  
Current Status: May-01 12 Passed Legislature  
Section Affected: 165-2, 205-2, 205-4.5
- SB2378 SD1 HD1 CD1 (CCR 110-12) RELATING TO LEGACY LANDS.  
Introduced by: Dela Cruz D, Kidani M, Nishihara C  
Amends provisions relating to authority to acquire and convey by adding easement required and exemption. Requires rather than allows the board of land and natural resources, in consultation with the senate president and the speaker of the house of representatives to require as a condition of the receipt of funds that state, county agencies and nonprofit land conservation organizations receiving funds under this chapter provide a conservation easement, or an agricultural easement or deed restriction or covenant to the department of land and natural resources; the department of agriculture; the agribusiness development corporation; the public land development corporation; an appropriate land conservation agency; or an appropriate county, state, or federal natural resource conservation agency, that shall run with the land and be recorded with the land to ensure the longterm protection of land having value as a resource to the State and preserve the interests of the State.á Requires the board to require as a condition of the receipt of funds that it be an owner of any such conservation easement. Allows the board or an appropriate land conservation organization or county, state, or federal agency required to be provided an easement pursuant to this section may grant an exemption for any easement required pursuant to this section. -- SB2378 CD1  
Committee Reports: SSCR 2304 (WLH/ AGL/) SSCR 2731 (WAM) HSCR 1159-12 (WLO) HSCR 1682-12 (FIN) CCR 110-12  
Current Status: May-03 12 Passed Legislature  
Section Affected: 173A-4, 173A-5
- SB2383 SD1 HD1 CD1 (CCR 90-12) RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST NOT-FOR-PROFIT CORPORATIONS THAT PROVIDE HEALTH CARE FACILITIES TO THE GENERAL PUBLIC.  
Introduced by: Galuteria B, Ryan P, Tokuda J  
Amends Act 176, session laws of 2003, as amended by Act 86, session laws of 2007, authorizing the issuance of special purpose revenue bonds to assist the Queen's health

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systems by extending the period to June 30, 2018 (sunset). -- SB2383 CD1  
Committee Reports: SSCR 2187 (HTH) SSCR 2586 (WAM) HSCR 1133-12 (HLT)  
HSCR 1675-12 (FIN) CCR 90-12  
Current Status: May-03 12 Passed Legislature  
Section Affected: ACT 176 2003, ACT 86 2007

SB2386 SD2 HD2 (HSCR 1318-12) RELATING TO THE NATIVE HAWAIIAN ROLL COMMISSION.  
Introduced by: Galuteria B, Ryan P, Kidani M, Kahele G, Solomon M, Tokuda J  
Amends the native Hawaiian roll commission. Requires the native Hawaiian roll commission to be responsible for receiving and maintaining documents that verify ancestry; cultural, social, or civic connection to the native Hawaiian community; and age from individuals seeking to be included in the roll of qualified native Hawaiians. Requires these documents be confidential. Prohibits the commission from publishing or releasing any verification documents of any qualified Native Hawaiian on the roll. -- SB2386 HD2  
Committee Reports: SSCR 2052 (HWN) SSCR 2574 (JDL) HSCR 1032-12 (HAW)  
HSCR 1318-12 (JUD) HSCR 1633-12 (FIN)  
Current Status: Apr-16 12 Received by the Governor  
Apr-26 12 Approved by Governor (Act 84 2012)  
Section Affected: 10H-3, 10H-4

SB2397 SD1 HD3 (HSCR 1614-12) RELATING TO FIRE SPRINKLERS.  
Introduced by: Espero W (BR)  
Establishes provisions relating to fire sprinklers; residences. Prohibits any county from requiring the installation or retrofitting of automatic fire sprinklers or an automatic fire sprinkler system in any new or existing detached 1 or 2 family dwelling unit in a structure used only for residential purposes; and non residential agricultural and aquacultural building and structures located outside an urban area; provided that this shall not apply to new homes that require a variance from access road or fire fighting water supply requirements. Act to be repealed on June 30, 2017(sunset). -- SB2397 HD3  
Committee Reports: SSCR 2055 (PGM) SSCR 2465 (WLH) HSCR 1036-12 (HSG)  
HSCR 1249-12 (PBM) HSCR 1614-12 (FIN)  
Current Status: Apr-16 12 Received by the Governor  
Apr-26 12 Approved by Governor (Act 83 2012)  
Section Affected: 46- (1 SECTION) FIRE SPRINKLERS

SB2402 SD1 HD1 CD1 (CCR 14-12) RELATING TO LIGHT POLLUTION.  
Introduced by: Espero W  
Establishes provisions relating to night sky protective strategy. Requires after July 1, 2014 that all state agencies comply with shielded lighting fixture requirements, whereby every new outdoor light fixture emitting more than 3000 lumens installed be required to be fully shielded and have a correlated color temperature of 4000 Kelvin or less; provided that the impact of artificial light on shoreline and ocean waters be subject to provisions relating to artificial light on shoreline and ocean waters. Prohibits new mercury vapor lamps from being sold or installed in the state after June 30, 2014 (sunset). Requires the retrofit work or replacement of existing lighting fixtures meet specific standards. Identifies specific lighting sources that are exempt. -- SB2402 CD1  
Committee Reports: SSCR 2213 (EDT/ ENE/) SSCR 2460 (PGM) HSCR 980-12  
(TRN) HSCR 1290-12 (EEP/ ERB/) HSCR 1566-12 (FIN) CCR  
14-12  
Current Status: May-01 12 Passed Legislature  
Section Affected: 201- (1 SECTION) NIGHT SKY PROTECTION STRATEGY

SB2412 SD2 HD2 (HSCR 1605-12) RELATING TO CONTRACTS.  
Introduced by: Wakai G, Chun Oakland S  
Amends provisions relating to payment for goods and services under contractors law. Changes the time within which a contractor is required to pay a subcontractor from 60 to 10 days and increases the interest to 1 1/2 per cent per month. Provides that provisions are inapplicable where delay in payment is due to a bona fide dispute between the subcontractor and contractor concerning the goods and services contracted for. Prohibits provisions from applying to public contracts or to expenditure of public money and public contracts law. -- SB2412 HD2  
Committee Reports: SSCR 2142 (CPN) SSCR 2734 (WAM) HSCR 1266-12 (ERB)  
HSCR 1605-12 (CPC/ JUD/)  
Current Status: Apr-20 12 Received by the Governor  
Section Affected: 444-25

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- SB2419 SD2 HD3 CD1 (CCR 6-12) RELATING TO PERSONAL INFORMATION.  
Introduced by: Baker R, Green J, Chun Oakland S  
Establishes provisions relating to unlawful use of certificate of Hawaii identification card or driver's license. Prohibits any business from scanning the machine readable zone of the individual's Hawaii Identification card or driver's license to use or retain any information contained therein, except for limited purposes. -- Amends the social security number protection law by changing it to the personal information protection law. -- SB2419 CD1  
Committee Reports: SSCR 2382 (CPN/ EDT/) SSCR 2685 (JDL) HSCR 1042-12 (TRN) HSCR 1264-12 (ERB) HSCR 1445-12 (JUD) CCR 6-12  
Current Status: Apr-27 12 Received by the Governor  
Section Affected: 487J- (1 SECTION), 487J-1
- SB2424 SD2 HD2 CD1 (CCR 156-12) RELATING TO PROFESSIONAL EMPLOYER ORGANIZATIONS.  
Introduced by: Baker R  
Repeals the professional employment organization law and establishes provisions within the professional employer organizations law. Establishes the professional employer organization special fund administered by the department of labor and industrial relations to implement and operate the registration of organizations. Establishes fees and penalties. -- Allows the director to establish specified positions to carry out the purposes of the professional employer organizations law. -- Appropriation into and out of the professional employer organization special fund. (\$\$) -- SB2424 CD1  
Committee Reports: SSCR 2361 (CPN/ JDL) SSCR 2794 (WAM) HSCR 1053-12 (LAB/ ERB/) HSCR 1299-12 (CPC/ JUD/) HSCR 1678-12 (FIN) CCR 156-12  
Current Status: May-03 12 Passed Legislature  
Section Affected: 373L- (11 SECTIONS), 209E-2, 237-24.75, 373L-1, 373L-2, 373L-3, 373K-1, 373K-2
- SB2435 SD1 HD1 CD1 (CCR 161-12) RELATING TO INFORMATION ACCESS.  
Introduced by: Baker R, Green J, Tokuda J, Tsutsui S, Espero W, English J, Fukunaga C, Kidani M, Chun Oakland S  
Appropriation to the vocational rehabilitation and services for the blind division of the department of human services to maintain a telephone base audible information access service. (\$\$) -- SB2435 CD1  
Committee Reports: SSCR 2286 (HMS) SSCR 2583 (WAM) HSCR 1171-12 (HUS/ HLT/) HSCR 1615-12 (FIN) CCR 161-12  
Current Status: May-03 12 Passed Legislature
- SB2466 SD2 HD2 CD1 (CCR 129-12) RELATING TO LONG-TERM CARE FACILITIES.  
Introduced by: Green J, Chun Oakland S  
Establishes the nursing facility sustainability program law. Establishes the nursing facility sustainability program special fund administered by the department of human services into which shall be deposited specified revenues including from the nursing facility sustainability fee and federal matching funds. Provides that no less than 88 per cent of the fee shall match federal medicaid funds with the combined total to be used to enhance capitated rates to the QUEST expanded access plans for the purpose of increasing medicaid payments to private nursing facilities, 12 per cent of the fee shall be used by the department to restore funding for the 3 per cent reduction in reimbursements to nursing facilities effective 2012, and to the extent remaining after restoring the 3 per cent reduction for other purposes, and all moneys remaining in the special fund on December 30, 2013, shall be distributed to nursing facilities within 30 day in the same proportions as received from the nursing facilities. Requires the department to charge and collect a provider fee on health care items or services provided by nursing facilities. Requires nursing facilities to pay the nursing facility sustainability fee based on the net patient service revenue of all nursing facilities that are subject to the fee but not to exceed 4 per cent of net patient service revenue and calculated on a per resident day basis. Establishes penalties. Limits use of the special fund as specified. -- Amends provisions relating to special fund reimbursements for departmental administrative expenses under management of state funds law. Adds to list of funds exempted from responsibility for pro rata share of administrative expenses incurred for the operations supported by a respective special fund, the nursing facility sustainability program special fund. -- Act to be repealed on June 30, 2013 (sunset); provided that the portion of the act specifying per cent of use of the special fund to be repealed on December 31, 2013. -- SB2466 CD1  
Committee Reports: SSCR 2249 (HMS) SSCR 2644 (WAM) HSCR 1247-12 (HLT/

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- HUS/) HSCR 1627-12 (FIN) CCR 129-12  
Current Status: May-03 12 Passed Legislature  
Section Affected: (14 SECTIONS) NURSING FACILITY SUSTAINABILITY PROGRAM, 36-30
- SB2486 SD1 HD1 CD1 (CCR 22-12) RELATING TO THE PENAL CODE.  
Introduced by: Kidani M, Espero W, Shimabukuro M, Chun Oakland S  
Amends provisions relating to terroristic threatening, defined. Adds that a person commits the offense of terroristic threatening if the person threatens, by word or conduct, to cause harm to property of another, including the pets or livestock. -- SB2486 CD1  
Committee Reports: SSCR 2451 (JDL) HSCR 1494-12 (JUD) CCR 22-12  
Current Status: May=01 12 Passed Legislature  
Section Affected: 707-715
- SB2503 SD1 HD1 (HSCR 1194-12) RELATING TO ANIMAL CRUELTY.  
Introduced by: Hee C  
Amends provisions relating to forfeiture of animal prior to disposition of criminal charges include equine. Allows the court to award reasonable attorney's fees and court costs to the petitioner following the conviction of the defendant in addition to any reasonable costs incurred by the petitioner in the caring for the pet animal or equine. -- SB2503 HD1  
Committee Reports: SSCR 2453 (JDL) HSCR 1194-12 (JUD)  
Current Status: Apr-04 12 Received by the Governor  
Apr-17 12 Approved by Governor (Act 25 2012)  
Section Affected: 711-1109.1, 711-1109.2
- SB2506 SD2 HD1 (HSCR 1198-12) RELATING TO CIVIL IDENTIFICATION.  
Introduced by: Hee C  
Transfers the power, function, and duties of the department of the attorney general as they relate to the civil identification program to the department of transportation. -- Establishes provisions relating to issuance of identification card or temporary card under the highway safety law. Requires the examiner to drivers to issue cards. Establishes the state identification card fee special fund to be administered by the director of transportation to be used for the card program. Requires the counties to be reimbursed for the costs incurred in the administration of the card program. -- Repeals, repealed background check provisions. -- SB2506 HD1  
Committee Reports: SSCR 2241 (TIA/ PGM/ JDL/) SSCR 2669 (WAM) HSCR 1198-12 (TRN) HSCR 1631-12 (FIN)  
Current Status: May=03 12 Passed Legislature  
Section Affected: 286- (13 SECTIONS) CIVIL IDENTIFICATION CARDS, 128-6, 286-2, 286-101, 286-102, 286-104, 286-106, 286-107, 286-108, 286-110, 286-112, 286-113, 286-114, 286-122, 286-123, 286-125, 286-134, 286-136, 286-137, 846-21, 846-22, 846-23, 846-24, 846-27, 846-28, 846-29, 846-30, 846-30.5, 846-31, 846-32, 846-34, 846-35, 846-36, 846-37
- SB2508 SD2 HD1 CD1 (CCR 21-12) RELATING TO CAMPAIGN REPORTING LAWS.  
Introduced by: Hee C  
Amends provisions relating to the time for candidate committee to file preliminary reports. -- SB2508 CD1  
Committee Reports: SSCR 2124 (JDL) FLOOR AMENDMENT 2 HSCR 1019-12 (JUD) CCR 21-12  
Current Status: May-01 12 Passed Legislature  
Section Affected: 11-334
- SB2518 SD1 (SSCR 2048) RELATING TO MOTOR AND OTHER VEHICLES.  
Introduced by: Ryan P, Galuteria B, Chun Oakland S, Espero W, Shimabukuro M, Kidani M, Tokuda J  
Amends provisions relating to expiration of licenses; out of country active duty military personnel by adding dependents. Provides that any member of the US armed forces who is on active federal service or the member's dependent if the dependent accompanied the member, and whose driver's license expired while the member was deployed outside the US, shall remain valid for 90 days after the service member's return to the US. -- SB2518 SD1  
Committee Reports: SSCR 2048 (TIA/ PGM/) HSCR 1253-12 (PBM/ TRN/) HSCR 1448-12 (JUD)

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Current Status: Apr-03 12 Received by the Governor  
Apr-17 12 Approved by Governor (Act 22 2012)  
Section Affected: 286-106.5

SB2534 SD2 HD2 (HSCR 1628-12)

RELATING TO PUBLIC SCHOOL FACILITIES.

Introduced by: Tokuda J

Establishes provisions relating to school facilities special fund. Requires all proceeds from leases, permits, interest income generated from public school lands and facilities, and other revenue generated from the nonpermanent disposition of public school lands and facilities to be deposited into the fund. Requires the fund to be administered by the department of education in consultation with the board of education. Requires that all monies in the school facilities special fund be used exclusively for the new construction and upgrade of 21st century school facilities, and the retrofit and upgrade of existing school facilities to meet 21st century school standards. Requires the public land development corporation to report to the legislature. -- SB2534 HD2

Committee Reports: SSCR 2200 (EDU/ WLH/) SSCR 2637 (WAM) HSCR 998-12 (WLO) HSCR 1236-12 (EDN) HSCR 1628-12 (FIN)

Current Status: Apr-24 12 Received by the Governor

Section Affected: 171C- (1 SECTION), 171C-17

SB2536 HD2 CD1 (CCR 160-12)

RELATING TO CLEAN AND SOBER HOMES AND HALFWAY HOUSES.

Introduced by: Tokuda J

Establishes a temporary clean and sober home and halfway house task force exempt from requirements set forth under selection and terms of members of boards and commissions provisions. Requires the task force to establish a clear, legal definition of a clean and sober home; establish clear occupancy requirements for clean and sober homes and halfway houses; develop a plan of accountability for clean and sober homes and halfway houses to ensure compliance with occupancy and other requirements; conduct an inventory of clean and sober homes statewide, identifying current occupancy levels, and determining compliance with county zoning laws and tax requirements; promote community and advocate education; balance community concerns with the needs of individuals requiring clean and sober homes and halfway houses; and establish a pilot clean and sober home and halfway house for a county with a population of over 900,000. Requires the task force to consult with appropriate county agencies to ensure that clients are referred only to clean and sober homes and halfway homes meeting various state and federal requirements. -- Report to the legislature. -- Task force to cease to exist on June 30, 2013 (sunset). -- SB2536 CD1

Committee Reports: SSCR 2358 (HTH/ PGM/) SSCR 2723 (WAM) HSCR 1246-12 (HLT/ HUS/) HSCR 1597-12 (FIN) CCR 160-12

Current Status: May-03 12 Passed Legislature

SB2540 SD2 HD2 CD1 (CCR 76-12)

RELATING TO EDUCATION.

Introduced by: Tokuda J, Chun Oakland S, Kidani M

Amends provisions relating to districts, generally under the boundaries laws. Repeals provision that the state shall be divided into districts for education. -- Amends provisions relating to education. Defines complex to mean the high school and those elementary, middle, and intermediate schools that feed into the high school as designated by the department of education and defines complex area to mean the administrative unit that includes 1 or more complexes as designated by the department. Defines district to mean the state public education system as whole, except as used by the department for federal compliance and reporting requirements. Repeals definition of gifted and talented children, job sharing, regional administrative unit, and school complex. Allows principal of a secondary school to approve vending machines. Provides that gender equity applies to grades 9 to 12 only. Requires complex area supervisors to supervise the delivery of administrative and instructional services for special education programs and special schools within their complex. Repeals regional educational units. Repeals school / community based management system. Repeals the department of education's responsibility to regulate the courses of study. Repeals provision which allows the department of education to group students in accordance with their abilities and educational needs. Authorizes the collection of charges for the loss, destruction, breakage, or damage of school textbooks, instructional materials, library books, equipment, or supplies. Requires a minor to attend school of the service area in which they reside unless the person is enrolled in a Hawaiian language medium education program or charter school; granted a geographic exception by the department; or out of service area attendance is mandated by the department or federal government.

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Requires the department to identify unused public school facilities that may be appropriate for charter schools, early learning programs such as the pre plus program, and any other purpose the board deems appropriate. Provides that suitable empty classrooms shall be inventoried for potential use by charter schools, early learning programs such as the pre plus program, or for any other purpose the board deems appropriate with priority given to facilities on sites with sufficient space for 3 or more classrooms. Allows rather than requires the committee on weights to develop a weighted student formula and allows rather than requires the board of education to adopt a weighted student formula. Provides that moneys in the non appropriated local school account may be used by the school. Changes pregrade education to early education. Changes federal indirect overhead reimbursement to federal impact aid military liaison. Repeals the Hawaii 3R's school repair and maintenance advisory board and annual report to the legislature. Repeals incentive and innovation grants; Hawaii teacher cadet program fund; work based learning program authorized; school to work transition program; established; agriculture education program; career and technical education program; veterans high school diploma for armed services veterans and others; programs for gifted and talented children; e mail accounts for students; factors; unequal aggregate expenditures; equity in athletics; rules and implementation; compliance report; no private right of action; newly hired employees; considerations in appointing teachers; school personnel engaged in instructional work, other than teachers and educational officers; retired teachers; coursework waiver; substitute teachers; public schools; minimum staffing levels; Hawaii principal academy; learning support centers; textbook replacement fees; restitution; textbook list; school districts; record of pupils; release from attendance; schools; merchandise; use of school buildings; school based budget flexibility; school budget, general fund; use of resources by schools; federal / state cooperation authorized; noise and climate control at school facilities; asbestos testing; school inspection program; providers of construction or project related professional services for the repair and maintenance of public schools; volunteer status; coordinator position established; prioritization of repair and maintenance; early learning facilities; identifying sites; and occupancy and use of facilities of public schools. -- SB2540 CD1  
Committee Reports: SSCR 2027 (EDU) SSCR 2611 (WAM) HSCR 1224-12 (EDN)  
HSCR 1554-12 (FIN) CCR 76-12

Current Status: May-01 12 Passed Legislature  
Section Affected: 4-1, 36-35, 36-36, 92F-12, 302A-101, 302A-412, 302A-431, 302A-461, 302A-603, 302A-604, 302A-626, 302A-1102, 302A-1114, 302A-1125, 302A-1128, 302A-1130, 302A-1130.6, 302A-1133.5, 302A-1143, 302A-1149.5, 302A-1151.5, 302A-1303.5, 302A-1303.6, 302A-1305, 302A-1312, 302A-1401, 302A-1404, 302A-1502.4, 302A-1507, 302A-301, 302A-401.5, 302A-429, 302A-431.5, 302A-431.6, 302A-431.7, 302A-431.8, 302A-431.9, 302A-444, 302A-445, 302A-446, 302A-462, 302A-464, 302A-465, 302A-466, 302A-467, 302A-601.3, 302A-606, 302A-633.5, 302A-638.5, 302A-640, 302A-705, 302A-831, 302A-1104, 302A-1127, 302A-1130.5, 302A-1142, 302A-1144, 302A-1146, 302A-1150, 302A-1201, 302A-1302, 302A-1303, 302A-1308, 302A-1313, 302A-1501, 302A-1501.5, 302A-1502, 302A-1502.6, 302A-1505, 302A-1506.5, 302B-3.6

### SB2545 SD2 HD2 CD1 (CCR 173-12) RELATING TO EDUCATION.

Introduced by: Tokuda J

Establishes provisions relating to the executive office on early learning; director; general functions, duties, and powers. Establishes the office temporarily within the office of the governor. Provides that on July 1, 2015, the office on early learning shall be permanently placed within the department of education. Further provides that the office shall be head by the director of the executive office on early learning who shall be appointed by the governor. Requires the office to develop the early learning system. Establishes an early learning advisory board appointed by the governor to advise the office. Establishes the early childhood education pre plus program within the office to expand access to affordable early learning education for children from low income families. Requires the office, the department, and the department of human services to work to develop suitable pre plus classrooms. Repeals the junior kindergarten program. Allows the use of vacant public school facilities for pre plus programs. Repeals the early learning council. Report to the legislature. Appropriation. (\$\$) -- SB2545 CD1

Committee Reports: SSCR 2004 (EDU) SSCR 2612 (WAM) HSCR 1221-12 (EDN/ HUS/) HSCR 1661-12 (FIN) CCR 173-12

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Current Status: May-03 12 Passed Legislature  
Section Affected: 302L- (3 SECTIONS), 302A-411, 302A-1151.5, 302L-1, 302L-3, 346-1.7, 302A-1506.5, 302L-2, 302L-4, 302L-5, 302L-3.5

### SB2576 SD1 HD3 CD1 (CCR 109-12) RELATING TO PROSTITUTION.

Introduced by: Chun Oakland S, Kidani M, Tokuda J, Shimabukuro M, Baker R  
Establishes provisions relating to prostitution; motion to vacate conviction. Provides that a person convicted of committing the offense of prostitution, loitering for the purpose of engaging in or advancing prostitution, street solicitation of prostitution in designated areas, or convicted of a lesser offense when originally charged with a violation of prostitution, may file a motion to vacate the conviction if the defendant's participation in the offense was the result of the person having been a victim of promoting prostitution in the 1st degree, or a severe form of trafficking. -- Amends provisions relating to prostitution. Changes the fine for a 1st offense to a minimum of 500 dollars. -- SB2576 CD1

Committee Reports: SSCR 2474 (JDL) HSCR 1068-12 (HUS) HSCR 1309-12 (JUD)  
HSCR 1577-12 (FIN) CCR 109-12

Current Status: May-03 12 Passed Legislature  
Section Affected: 712- (1 SECTION), 712-1200

### SB2588 SD1 HD3 (HSCR 1574-12) RELATING TO LIMITATION OF ACTIONS.

Introduced by: Shimabukuro M, Chun Oakland S, Kidani M, Fukunaga C, Ige D  
Establishes provisions relating to civil action arising from sexual offenses; application; certificate of merit. Provides that an action for recovery of damages based on physical, psychological, or other injury or condition suffered by a minor arising from sexual abuse of the minor may be commenced against the person who committed the act of sexual abuse. Provides that the time for commencement of the action shall be within 8 years of the date the plaintiff or the person who committed the act attains the age of majority or 3 years of the date the plaintiff discovers or reasonably should have discovered that psychological injury or illness occurring after the age of majority was caused by the sexual abuse. Provides that for a period of 2 years following the effective date of this Act, a victim of child sexual abuse that occurred in this State who has been barred from filing a claim against the victim's abuser due to the expiration of the applicable civil statute of limitations that was in effect prior to the effective date of Act \_\_\_\_\_, session laws of Hawaii 2012, may file a claim in a circuit court of this State against the person who committed the act of sexual abuse. Allows claims against a legal entity for gross negligence, except the State or its political subdivisions under certain conditions. Allows a defendant to recover attorney's fees if a court determines that false accusations were made. Requires a certificate of merit to be filed by the attorney for the plaintiff and shall be sealed and remain confidential. Requires the certificate to include a notarized statement by a psychologist, marriage and family therapist, mental health counselor, or clinical social worker who is knowledgeable in the relevant facts and issues involved in the action, who is not a party to the action, and who is not currently treating nor had previously treated the plaintiff. -- SB2588 HD3

Committee Reports: SSCR 2473 (JDL) HSCR 1013-12 (HUS) HSCR 1313-12 (JUD)  
HSCR 1574-12 (FIN)

Current Status: Apr-13 12 Received by the Governor  
Apr-24 12 Approved by Governor (Act 68 2012)

Section Affected: 657- (1 SECTION) CIVIL ACTION ARISING FROM SEXUAL OFFENSES

### SB2630 HD2 (HSCR 1557-12) RELATING TO NOISE.

Introduced by: Fukunaga C

Authorizes a liquor commission in a county with a population of 700,000 or greater to establish a pilot program that exclusively employs both a dBA and a dBC sound level measurement system for the purpose of community noise control. Act to be repealed on May 5, 2017 (sunset). -- SB2630 HD2

Committee Reports: SSCR 2437 (PGM) HSCR 1289-12 (EEP) HSCR 1557-12 (CPC)

Current Status: Apr-24 12 Received by the Governor

Section Affected: 281-17

### SB2632 SD1 HD1 CD1 (CCR 10-12) RELATING TO FEE TIME SHARE INTERESTS.

Introduced by: Baker R, Dela Cruz D, Tokuda J

Amends provisions relating to land court registration. Redefines deregistered land to mean land, other than a fee time share interest, that is the subject of a certificate of title,



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and a fee time share interest that is the subject of a certificate of title recorded in the bureau of conveyances prior to July 1, 2012, whether such certificate of title is certified by the assistant registrar on, before, or after July 1, 2012, and all other fee time share interests. -- Amends provisions relating to deregistration of fee interests. Allows the registered owner of the fee interest in registered land to submit a written request to the assistant registrar to deregister the land. Provides procedures for request for deregistration. Requires that fee time share interests no longer constitute registered land and title to fee time share interests shall no longer be registered. -- Amends provisions relating to effect of deregistration. Provides that neither voluntary deregistration of land other than a fee time share interest nor mandatory deregistration of any fee time share interest, whether by recordation of a certificate of title in the bureau of conveyances prior to July 1, 2012, by operation of law thereafter, shall disturb the effect of any proceedings in the land court where the question of title has been determined. -- Amends provisions relating to chain of title of deregistered land. Requires that a certificate of title for land other than a fee time share interest certified by the assistant registrar constitutes a new chain of record title in the registered owner of any estate or interest as shown on the certificate of title so certified. -- Amends provisions relating to identification of reference to registration of original. Provides that if the owner of a fee time share interest acquired title pursuant to a deed or other instrument filed or recorded in the land court, then the registrar need not accept for recording any deed, mortgage, or other voluntary instrument purporting to convey or affect title to such fee time share interest unless the deed, mortgage, or other voluntary instrument contains a reference to the certificate of title number by which the owner of the fee time share interest acquired title. -- SB2632 CD1  
Committee Reports: SSCR 2288 (CPN/ JDL) SSCR 2775 (WAM) HSCR 982-12 (TOU) HSCR 1677-12 (FIN) CCR 10-12  
Current Status: May-01 12 Passed Legislature  
Section Affected: 501-20, 501-71, 501-261, 501-262, 501-264, 502-33, 657-33.5

SB2640 SD1 HD1 CD1 (CCR 8-12)

RELATING TO WASTEWATER.

Introduced by: Shimabukuro M

Amends provisions relating to functions reassigned to the counties. Allows counties to permit the use of authorized individual wastewater treatment system as an onsite means of wastewater disposal when the individual wastewater treatment system pre dates a county operated wastewater treatment system and the county determines that allowing the individual wastewater treatment system is fair and equitable, except for cesspools in a special management area. -- SB2640 CD1

Committee Reports: SSCR 2524 (PGM/ ENE/) HSCR 1495-12 (JUD) CCR 8-12

Current Status: May-01 12 Passed Legislature

Section Affected: 27-21.6

SB2646 SD1 HD2 CD1 (CCR 68-12)

RELATING TO BUILDING PERMITS.

Introduced by: Nishihara C

Establishes provisions relating to agricultural and aquacultural buildings and structures; no building permit required. Requires each county to establish an agricultural buildings and structures exemption list of buildings and structures that are exempt from existing building permit requirements. Allows agricultural buildings, structures, or appurtenances thereto, which are not used as dwelling or lodging units, to be exempted from existing building permit requirements where they are no more than 1,000 square feet in floor area; provided that the aggregate floor area of the exempted agricultural building, structure, or appurtenance thereto shall not exceed 5,000 square feet per zoning lot and the minimum horizontal separation between each agricultural building, structure, or appurtenance thereto is 15 feet, and the agricultural buildings, structures, or appurtenances thereto are located on a commercial farm or ranch and are used for general agricultural or aquacultural operations, or for purposes incidental to such operations; provided further that the agricultural building, structure, or appurtenances thereto is constructed or installed on property that is used primarily for agricultural or aquacultural operations, and is 2 or more contiguous acres in area or 1 or more contiguous acres in area if located in a non residential agricultural or aquacultural park; that upon completion of construction or installation, the owner or occupier provides written notice to the appropriate county fire department and county building permitting agency of the size, type, and locations of the building, structure or appurtenance thereto. Requires the notification to be provided to the county agencies within 30 days of the completion of the building, structure, or appurtenance thereto. Failure to provide such written notice may void the building permit exemption. Prohibits electrical power and plumbing systems from being connected to the building or structure without first obtaining the appropriate county electrical or

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plumbing permit, and all such installations shall be installed under the supervision of a licensed electrician or plumber and inspected and approved by an appropriate county or licensed inspector; and disposal of wastewater from any building or structure constructed or installed complies with water pollution law. Exempts buildings and structures from county permit requirements. Requires the department of the attorney general to establish a task force to assess any conflicts between applicable state statutes, including county organization and administration, county code requirements and the interest of the State's commercial agriculture and aquaculture industries. -- SB2646 CD1

Committee Reports: SSCR 2137 (AGL) SSCR 2494 (PGM) HSCR 1185-12 (AGR)  
HSCR 1501-12 (WLO) CCR 68-12

Current Status: May-01 12 Passed Legislature

Section Affected: 46- (1 SECTION) AGRICULTURAL AND AQUACULTURAL  
BUILDINGS AND STRUCTURES

SB2648 HD1 (HSCR 1147-12)

RELATING TO CAMPAIGN FINANCE.

Introduced by: Kim D, Espero W, Galuteria B, Shimabukuro M, Kouchi R, Kahele G,  
Kidani M, Nishihara C, Dela Cruz D

Amends provisions relating to campaign funds only used for certain purposes. Allows campaign funds to award scholarships to students attending an institution of higher education or vocational education school full time in a program leading to a degree, certificate, or other recognized educational credential; provided that in any election period, the total amount of all scholarships awarded shall be no more than twice the maximum amount that 1 person may contribute to that candidate; provided further that no awards shall be made from the filing deadline for nomination papers to the date of the general election. -- SB2648 HD1

Committee Reports: SSCR 2480 (JDL) HSCR 1147-12 (JUD)

Current Status: Apr-02 12 Received by the Governor

Apr-13 12 Approved by Governor (Act 20 2012)

Section Affected: 11-381

SB2650 SD1 (SSCR 2225)

RELATING TO PROMOTION OF CONTROLLED SUBSTANCES.

Introduced by: Kim D, Kidani M, Espero W, Chun Oakland S, Fukunaga C, Ryan P,  
Shimabukuro M

Amends provisions relating to promoting a controlled substance in, on, or near schools, school vehicles, or public parks by adding public housing projects or complexes. -- SB2650 SD1

Committee Reports: SSCR 2225 (HMS) HSCR 1292-12 (HSG) HSCR 1507-12 (JUD)

Current Status: Apr-04 12 Received by the Governor

Apr-17 12 Approved by Governor (Act 23 2012)

Section Affected: 712-1249.6

SB2655 SD2 HD3 CD1 (CCR 78-12)

RELATING TO PORTABLE ELECTRONICS INSURANCE.

Introduced by: Baker R, Fukunaga C

Establishes provisions relating to portable electronics insurance. Provides for the licensure of vendors with a limited lines license, requirements for sale of portable electronics insurance, authority of vendors of portable electronics, sanctions for violations, termination or modification of portable electronics insurance, application for license and fees, and portable electronics insurance claims. -- SB2655 CD1

Committee Reports: SSCR 2282 (EDT/ CPN/) SSCR 2629 (WAM) HSCR 1073-12  
(ERB) HSCR 1207-12 (CPC) HSCR 1621-12 (FIN) CCR 78-12

Current Status: May-01 12 Passed Legislature

Section Affected: 431: - (8 SECTIONS) PORTABLE ELECTRONICS INSURANCE

SB2671 SD1 (SSCR 2343)

RELATING TO COLLECTIVE BARGAINING.

Introduced by: Hee C

Amends provisions relating to Hawaii labor relations board. Allows the board to hire attorneys, paralegals and other personnel. Allows any attorney employed by the board part time or contract staff member to represent the board in litigation, draft legal documents for the board, and provide other necessary legal services to the board. -- SB2671 SD1

Committee Reports: SSCR 2343 (JDL) SSCR 2786 (WAM) HSCR 1117-12 (LAB)  
HSCR 1679-12 (FIN)

Current Status: Apr-11 12 Received by the Governor

Apr-23 12 Approved by Governor (Act 49 2012)

Section Affected: 89-5

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- SB2678 SD2 HD2 CD1 (CCR 177-12) RELATING TO HONOULIULI.  
Introduced by: Espero W, Kidani M, Fukunaga C, Ige D, Gabbard M  
Requires the department of land and natural resources to establish a Honouliuli park site project advisory group to develop recommendations to leverage county, state, federal, and private funding for an educational resource center at the Honouliuli site. Requires the advisory group to work with the Japanese cultural center of Hawaii, Japanese American citizens league, university of Hawaii at west Oahu, historians, and other interested stakeholders, including business, veteran, community, legislative, and other organizations. Report to the legislature. Appropriation. Requires matching funds. (\$\$)  
-- SB2678 CD1  
Committee Reports: SSCR 2392 (EDT/ WLH/) SSCR 2634 (WAM) HSCR 1303-12 (WLO) HSCR 1655-12 (FIN) CCR 177-12  
Current Status: May-03 12 Passed Legislature
- SB2695 SD2 HD2 CD1 (CCR 169-12) RELATING TO LIVESTOCK FEED.  
Introduced by: Tsutsui S (BR)  
Requires the department of agriculture in collaboration with other research institutions to implement a livestock feed feasibility pilot project to explore the viability of producing and processing livestock feed within the State, and to produce and process livestock feed on the land held by the department of agriculture. Report to the legislature. Appropriation. Allows a portion of the funds to be used to serve as matching funds for a federal construction grant awarded to build a pilot scale feed mill to assess the operational feasibility of a feed mill in the State. Appropriation for the agricultural development division of the department to reimburse qualified producers of milk, pork, eggs, poultry, and beef or, for the cost of feed for beef cattle, dairy cows or goats, hogs, and poultry; provided that feed costs shall be limited to only the feed fed to the qualifying flock or heard and shall not include the feed purchases for resale or gift, or the cost of transportation to Hawaii. (\$\$) -- SB2695 CD1  
Committee Reports: SSCR 2020 (AGL) SSCR 2576 (WAM) HSCR 1260-12 (AGR) HSCR 1681-12 (FIN) CCR 169-12  
Current Status: May-03 12 Passed Legislature
- SB2698 SD1 HD1 (HSCR 1444-12) RELATING TO THE INFORMATION PRIVACY AND SECURITY COUNCIL.  
Introduced by: Tsutsui S (BR)  
Amends provisions relating to information privacy and security council; established; duties; reports. Changes the chair of the information privacy and security council from the comptroller to the chief information officer or the chief information officer's designee.  
-- SB2698 HD1  
Committee Reports: SSCR 2440 (EDT) HSCR 1444-12 (JUD)  
Current Status: Apr-12 12 Received by the Governor  
Apr-24 12 Approved by Governor (Act 71 2012)  
Section Affected: 487N-5
- SB2709 HD2 (HSCR 1598-12) RELATING TO FURNISHING THE DATE OF VITAL EVENTS TO GOVERNMENTAL AGENCIES WITHIN THE STATE OF HAWAII THAT REQUEST VERIFICATION.  
Introduced by: Tsutsui S (BR)  
Amends provisions relating to disclosure of records under the state public health statistics act. Allows the department of health upon request from a governmental agency of the State of Hawaii or its political subdivisions to disclose verified vital events to the governmental agency. -- SB2709 HD2  
Committee Reports: SSCR 2192 (HTH) HSCR 988-12 (HLT) HSCR 1271-12 (JUD) HSCR 1598-12 (FIN)  
Current Status: Apr-16 12 Received by the Governor  
Apr-26 12 Approved by Governor (Act 86 2012)  
Section Affected: 338-18
- SB2737 SD1 HD2 CD1 (CCR 96-12) RELATING TO PUBLIC MEETINGS.  
Introduced by: Tsutsui S (BR)  
Amends provisions relating to a meeting by videoconference by changing it to meeting by interactive conference technology; notice; quorum. Allows a board to hold a meeting by interactive conference technology provided that there is audio, or audio and visual interaction between all members. Allows a board member with a disability that limits or impairs the member's ability to physically attend the meeting to participate in a board meeting from a location not accessible to the public; provided that the member with a disability is connected to other members of the board and the public by both visual and

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audio means, and the member identifies where the member is located and who, if anyone, is present at that location with the member. -- SB2737 CD1

Committee Reports: SSCR 2114 (EDT) SSCR 2464 (JDL) HSCR 1144-12 (JUD)  
HSCR 1666-12 (FIN) CCR 96-12

Current Status: May=01 12 Passed Legislature

Section Affected: 92-2, 92-3.5

### SB2739 SD2 HD1 CD1 (CCR 126-12) RELATING TO THE SMALL BUSINESS REGULATORY REVIEW BOARD.

Introduced by: Tsutsui S (BR)

Amends provisions relating to a small business statement after public hearing. Requires that for any proposed rule that affects a small business, the agency shall submit a small business statement to the small business regulator review board. Allows the board to request a written response from the agency explaining the rationale used to deny the public concerns. Requires the agency to respond in writing. -- Amends provisions relating to small business regulatory review board; powers. Reduces the number of board members from 11 to 9 members and shall be appointed by the governor provided. -- Amends provisions relating to periodic review; evaluation report. Provides that by June 30 of each year each agency shall submit to the small business regulatory review board a list of any rules to be amended or repealed, based upon any new, amended, or repealed statute. -- SB2739 CD1

Committee Reports: SSCR 2089 (EDT/ CPN/) SSCR 2607 (WAM) HSCR 1128-12  
(ERB) HSCR 1644-12 (FIN) CCR 126-12

Current Status: May-03 12 Passed Legislature

Section Affected: 201M-3, 201M-5, 201M-7

### SB2740 SD1 (SSCR 2150)

#### RELATING TO THE HOUSING LOAN AND MORTGAGE PROGRAM.

Introduced by: Tsutsui S (BR)

Amends Act 291, session laws of 1980, as amended by Act 304, session laws of 1996, as amended by Act 185, session laws of 2004, as amended by Act 231, session laws of 2007, as amended by Act 121, session laws of 2008, authorizing the Hawaii housing finance development corporation to issue revenue bonds to maintain the housing loan program by increasing the amount. (\$\$) -- SB2740 SD1

Committee Reports: SSCR 2150 (WLH) SSCR 2545 (WAM) HSCR 1232-12 (HSG)  
HSCR 1825-12 (FIN)

Current Status: May-03 12 Passed Legislature

Section Affected: ACT 291 1980, ACT 304 1996, ACT 185 2004, ACT 231 2007,  
ACT 121 2008

### SB2742 SD1 HD2 CD1 (CCR 88-12)

#### RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY.

Introduced by: Tsutsui S (BR)

Amends provisions relating to the Hawaii community development authority; established. Reduces the number of required members for the authorities of each designated community development district from 13 to 9 voting members. Repeals the provisions that members must be appointed by the governor from lists submitted by the president of senate and speaker of the house of representatives. Adds a cultural expert appointed by the governor, 1 member appointed by the governor with the advice and consent of the senate, except for the Kalaeloa community development district. Provides that the chairperson of the Hawaiian homes commission or the chairperson's designee, shall serve as an ex officio voting member for the Kalaeloa community development district only. Provides that 3 members shall be county members appointed by the governor. Provides that of the county members appointed to the authority for the Kalaeloa community development district, 1 member be a resident of the district and a resident of either the Ewa zone, or the Waianae zone. Requires that county members be considered in determining quorum and majority only on issues not relating to the Heeia community development district and may only vote on issues not related to the Heeia community development district. Requires the governor to appoint 3 additional voting members to the authority to represent the Heeia community development district. Requires the 3 member be considered in determining quorum and majority only on issues relating to the Heeia community development district and may vote only on issues related to the Heeia community development district. Requires the 3 members be residents of the Heeia community development district or the Koolau-poko district. -- Amends provisions relating to Barbers Point Naval Air Station redevelopment; power to redevelop established. Repeals provisions relating to 5 additional board members. -- Amends provisions relating to the Heeia community development district. Repeals provisions relating to 3 additional members. -- Establishes provisions relating to lease of projects.

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Allows the Hawaii community development authority, without recourse to public auction or public notice for sealed bids, to lease for a term not exceeding 65 years all or any portion of the real or personal property constituting a project to any person, upon such terms and conditions as may be approved by the authority, if the authority finds that the lease is in conformity with the community development plan. Allows the authority to repurchase the leasehold interest in the project, if the purchaser other than a state agency, desires to sell the property within 10 years; provided that the authority determines that a waiver will not be contrary to the community development plan. Allows the authority to include as a term of the sale the provision for the repurchase of the property if the purchaser in a residential project is a state agency. -- SB2742 CD1  
Committee Reports: SSCR 2428 (WLH) HSCR 1152-12 (WLO) HSCR 1684-12 (FIN) CCR 88-12  
Current Status: May-01 12 Passed Legislature  
Section Affected: 206E-3, 206E-191, 206E-202, 206E- (1 SECTION)

SB2745 SD1 HD2 CD1 (CCR 11-12) RELATING TO ENVIRONMENT.  
Introduced by: Tsutsui S (BR)  
Establishes provisions relating to climate change adaptation priority guidelines under the Hawaii State planning act. -- SB2745 CD1  
Committee Reports: SSCR 2447 (ENE/ WLH/) HSCR 1110-12 (EEP/ WLO/) HSCR 1650-12 (FIN) CCR 11-12  
Current Status: May-01 12 Passed Legislature  
Section Affected: 226- (1 SECTION), 226-102

SB2746 SD1 HD3 CD1 (CCR 69-12) RELATING TO ELECTRIC VEHICLES.  
Introduced by: Tsutsui S (BR)  
Repeals Act 290, session laws of Hawaii 1997. Authorizes the department of transportation to adopt rules for the registration of, and issuance of special license plates for electric vehicles. Exempts electric vehicle on which an electric vehicle license plate is affixed from payment of parking fees under certain conditions. Exempts an electric vehicle on which an electric vehicle license plate is affixed from high occupancy vehicle lane (HOV) restrictions. Act repealed on June 30, 2014 (sunset). -- SB2746 CD1  
Committee Reports: SSCR 2085 (TIA/ ENE/) SSCR 2550 (WAM) HSCR 979-12 (TRN) HSCR 1288-12 (EEP) HSCR 1571-12 (FIN) CCR 69-12  
Current Status: May-01 12 Passed Legislature  
Section Affected: ACT 290 1997

SB2747 SD1 HD2 (HSCR 1183-12) RELATING TO ELECTRIC VEHICLE PARKING.  
Introduced by: Tsutsui S (BR)  
Amends provisions relating to designation of parking spaces for electric vehicles; charging by adding system and repealing units. -- Requires places of public accommodation with at least 100 parking spaces available for use by the general public to have at least 1 parking space designated exclusively for electric vehicles and equipped with an electric vehicle charging system located anywhere in the parking structure or lot, provided that no parking space designated for electric vehicles shall displace or reduce accessible stalls required by the Americans with Disabilities Act Accessibility Guidelines. -- Provides that beginning January 1, 2013, any person who parks a non electric vehicle in a space designated and marked as reserved for electric vehicles shall receive a warning. -- SB2747 HD2  
Committee Reports: SSCR 2083 (TIA/ ENE/) SSCR 2549 (WAM) HSCR 1038-12 (TRN) HSCR 1183-12 (EEP) HSCR 1567-12 (FIN)  
Current Status: Apr-13 12 Received by the Governor  
Apr-27 12 Approved by Governor (Act 89 2012)  
Section Affected: 291-71, 291-72

SB2748 SD1 HD1 CD1 (CCR 7-12) RELATING TO UNCLAIMED PROPERTY.  
Introduced by: Tsutsui S (BR)  
Amends provisions relating to unclaimed property. Requires that except for property held in a safe deposit box or other safekeeping depository, upon filing the report of abandoned property, the holder of property presumed abandoned shall pay, deliver, or cause to be paid or delivered to the administrator the property described in the report as unclaimed. -- Requires that an agreement which provides for compensation that exceeds 10 per cent of the total value of the property to be unenforceable except by the owner. Allows the court to award reasonable attorney's fees to an owner who prevails in the action. -- SB2748 CD1

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Committee Reports: SSCR 2236 (CPN/ JDL) SSCR 2735 (WAM) HSCR 1215-12 (JUD) HSCR 1587-12 (FIN) CCR 7-12  
Current Status: May-01 12 Passed Legislature  
Section Affected: 523A-9, 523A-25, 560:3-1210

SB2751 HD1 (HSCR 1193-12)

### RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM.

Introduced by: Tsutsui S (BR)

Amends provisions relating to the composition of the board of trustees of the employees' retirement system. Requires that of the 3 citizen members, 2 have at least 3 years of experience providing financial services, including investments, to public corporate, or private institutional clients. -- SB2751 HD1

Committee Reports: SSCR 2209 (JDL) SSCR 2791 (WAM) HSCR 1193-12 (LAB) HSCR 1579-12 (FIN)

Current Status: Apr-13 12 Received by the Governor  
Apr-24 12 Approved by Governor (Act 72 2012)

Section Affected: 88-24

SB2752 SD1 (SSCR 2038)

### RELATING TO ELECTRIC UTILITIES.

Introduced by: Tsutsui S (BR)

Establishes provisions relating to power purchase agreements; cost recovery for electric utilities. Allows power purchase costs to be recovered by the utility from the customer base of the electric utility company through 1 or more adjustable surcharges established by the public utilities commission. -- SB2752 SD1

Committee Reports: SSCR 2038 (CPN) SSCR 2736 (WAM) HSCR 1005-12 (EEP) HSCR 1180-12 (CPC) HSCR 1607-12 (FIN)

Current Status: Apr-11 12 Received by the Governor  
Apr-23 12 Approved by Governor (Act 55 2012)

Section Affected: 269- (1 SECTION) POWER PURCHASE AGREEMENTS

SB2758 SD1 (SSCR 2579)

### RELATING TO BUSINESS REGISTRATION.

Introduced by: Tsutsui S (BR)

Amends provisions relating to the Hawaii business corporations act, the Hawaii nonprofit corporation act, the professional corporation act, partnerships law, the uniform limited partnership act, and the uniform limited liability company act. -- SB2758 SD1

Committee Reports: SSCR 2041 (CPN) SSCR 2579 (WAM) HSCR 1179-12 (CPC) HSCR 1623-12 (FIN)

Current Status: Apr-11 12 Received by the Governor  
Apr-24 12 Approved by Governor (Act 58 2012)

Section Affected: 414-51, 414-403, 414D-14, 414D-61, 414D-71, 414D-72, 414D-73, 414D-104.5, 414D-182, 414D-250, 415A-8, 415A-14.6, 425-6, 425-14, 425-164, 425E-108, 425E-211, 425E-810, 428-105, 428-205, 428-811

SB2759 SD1 (SSCR 2068)

### RELATING TO SECURITIES.

Introduced by: Tsutsui S (BR)

Amends provisions relating to the uniform securities act. Requires an insurer claiming an exemption to file a notice of transaction with the commissioner of securities no later than 15 days after the 1st sale in this State. Changes the reference to 485A-202(a)(11) and (14) to 485A-202(a)(10) and (13). Changes the investment company Act to the investment advisers Act. -- SB2759 SD1

Committee Reports: SSCR 2068 (CPN) HSCR 1493-12 (CPC)

Current Status: Apr-05 12 Received by the Governor  
Apr-23 12 Approved by Governor (Act 54 2012)

Section Affected: 485A-202, 485A-402, 485A-501, 485A-502

SB2763 SD2 HD2 CD1 (CCR 75-12)

### RELATING TO MORTGAGE LOAN ORIGINATION.

Introduced by: Tsutsui S (BR)

Amends provisions relating to secure and fair enforcement for mortgage licensing act. Provides that employees who perform mortgage loan originator activities for a mortgage servicer company or a nonprofit organization are exempt from registration and licensures as a mortgage loan originator under specified conditions. Requires specified sole proprietorships to be reimbursed for the fees paid for the state mortgage loan originator's initial application and annual license renewal fees. Establishes responsibilities for a branch manager for a branch office. Amends provisions relating to exemptions by extending those who are exempted from application of the secure and fair enforcement

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for mortgage licensing act to an institution regulated by the Farm Credit Administration and to employees of government agencies or of housing finance agencies who act as mortgage loan originators. Establishes fees for nonprofit organizations to maintain a valid registration as a nonprofit organization in the Nationwide Mortgage Licensing System and Registry. -- SB2763 CD1

Committee Reports: SSCR 2174 (CPN) SSCR 2580 (WAM) HSCR 1176-12 (CPC) HSCR 1610-12 (FIN) CCR 75-12

Current Status: May-01 12 Passed Legislature

Section Affected: 454F- (3 SECTIONS), 454F-1, 454F-1.5, 454F-1.6, 454F-1.7, 454F-1.8, 454F-2, 454F-4.9, 454F-8, 454F-22

SB2765 SD2 HD2 CD1 (CCR 15-12)

RELATING TO CAPTIVE INSURANCE COMPANIES.

Introduced by: Tsutsui S (BR)

Amends provisions relating to captive insurance companies. Provides that captive insurance companies writing direct workers' compensation insurance policies may be subject to provisions relating to insurers supervision, rehabilitation and liquidation if the company is deemed insolvent. Amends provisions relating to grounds and procedures for suspension and revocation of certificate of authority by adding fines. Allows the insurance commissioner to suspend or revoke the certificate of authority or impose a fine of not less than 100 dollars nor more than 10,000 dollars per violation or a combination of actions, and provides notice and hearing procedure related to commissioner's actions. -- SB2765 CD1

Committee Reports: SSCR 2147 (CPN) SSCR 2740 (WAM) HSCR 1210-12 (CPC) HSCR 1611-12 (FIN) CCR 15-12

Current Status: May=01 12 Passed Legislature

Section Affected: 431:19-115.7, 431:19-101, 431:19-101.2, 431:19-101.5, 431:19-101.8, 431:19-102, 431:19-102.2, 431:19-102.3, 431:19-102.4, 431:19-104, 431:19-106, 431:19-106.5, 431:19-107, 431:19-108, 431:19-109, 431:19-110, 431:19-111.5, 431:19-113, 431:19-115, 431:19-203, 431:19-308, 431:19-309, 431:19-101.3

SB2766 SD2 HD2 CD1 (CCR 87-12)

RELATING TO ENTITIES REGULATED BY THE INSURANCE COMMISSIONER.

Introduced by: Tsutsui S (BR)

Amends provisions relating to benefit societies. Requires the insurance commissioner to collect in advance specified fees. Provides that fees and penalties shall be deposited into the compliance resolution fund. Provides that upon issuance of a certificate of registration the society may apply for a certificate of authority. -- Amends provisions relating to mutual benefit societies. Repeals provisions relating to the authority to offer death, sick, disability, or other benefits; certificate of existence. -- SB2766 CD1

Committee Reports: SSCR 2036 (CPN) SSCR 2741 (WAM) HSCR 1045-12 (HLT) HSCR 1214-12 (CPC) HSCR 1599-12 (FIN) CCR 87-12

Current Status: May-01 12 Passed Legislature

Section Affected: 432:1- (1 SECTION), 432:1-102, 432:1-202, 432:1-301, 432:1-303, 432:1-304, 432:1-305, 432:1-405, 432:1-407, 432:2-602, 432:2-603, 432D-13, 432D-17, 432D-19, 432:1-307

SB2767 SD2 HD1 CD1 (CCR 9-12)

RELATING TO INSURANCE.

Introduced by: Tsutsui S (BR)

Amends provisions relating to guaranty associations. Adopts the National Association of Insurance Commissioners' Property and Casualty Insurance Guaranty Association Model Act and Life and Health Insurance Guaranty Association Model Act. -- SB2767 CD1

Committee Reports: SSCR 2042 (CPN) SSCR 2625 (WAM) HSCR 996-12 (CPC) HSCR 1612-12 (FIN) CCR 9-12

Current Status: May-01 12 Passed Legislature

Section Affected: 431:16-105, 431:16-108, 431:16-112, 431:16-203, 431:16-205, 431:16-206, 431:16-208, 431:16-209, 431:16-210, 431:16-212, 431:16-214, 431:16-217, 431:16-219

SB2768 SD1 (SSCR 2581)

RELATING TO INSURANCE.

Introduced by: Tsutsui S (BR)

Amends provisions relating to unauthorized insurers and surplus lines. Allows a nonresident applicant to receive a nonresident surplus lines broker license under specified conditions. Requires the insurance commissioner to waive requirements if the

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applicant's home state awards nonresident surplus lines broker licenses to residents of this State on the same basis. Establishes provisions for surplus lines broker license examinations, prerequisites for license renewal, and continuing education recordkeeping. -- Amends provisions relating to producer licensing; reinsurance intermediary; and life insurance and annuities. -- SB2768 SD1

Committee Reports: SSCR 2156 (CPN) SSCR 2581 (WAM) HSCR 995-12 (CPC) HSCR 1608-12 (FIN)

Current Status: Apr-11 12 Received by the Governor  
Apr-24 12 Approved by Governor (Act 66 2012)

Section Affected: 431:8- (9 SECTIONS), 431:2-203, 431:8-102, 431:8-310, 431:8-317, 431:9A-102, 431:9A-105, 431:9A-108, 431:9A-124, 431:9B-101, 431:9B-102, 431:9B-106, 431:10D-622, 431:10D-626

SB2769 SD2 HD3 CD1 (CCR 12-12)

RELATING TO INSURANCE.

Introduced by: Tsutsui S (BR)

Amends provisions relating to rate regulation. Requires, upon the insurance commissioner's request, all homeowners and motor vehicle insurers to provide information to the commissioner. Requires the commissioner to publish annually by electronic or online publication on the official website of the insurance division a list of all homeowners and motor vehicle insurers with representative annual premiums for homeowners insurance for each homeowners insurer and for motor vehicle insurance. Amends provisions relating to rate adjustment mandates. Allows the commissioner to adjust filed rates upon a finding that a rate is excessive, inadequate or unfairly discriminatory, subject to specified notice and hearing requirements. Repeals provisions relating to intervention by commissioner to adjust rates. -- SB2769 CD1

Committee Reports: SSCR 2238 (CPN) SSCR 2742 (WAM) HSCR 1037-12 (HSG) HSCR 1297-12 (CPC) HSCR 1662-12 (FIN) CCR 12-12

Current Status: May=01 12 Passed Legislature

Section Affected: 431:14- (1 SECTION), 431:10C-210, 431:14-103.3, 431:14-104, 431:14-106, 431:10C-209.5

SB2772 SD1 (SSCR 2422)

RELATING TO THE HAWAII STATE PUBLIC LIBRARY SYSTEM.

Introduced by: Tsutsui S (BR)

Amends Act 51, session laws of 2004, relating to transfers to the department of education. Provides that it does not apply to the Hawaii state public library system and its employees. -- SB2772 SD1

Committee Reports: SSCR 2422 (EDU) HSCR 1102-12 (EDN) HSCR 1553-12 (FIN)

Current Status: Apr-11 12 Received by the Governor  
Apr-24 12 Approved by Governor (Act 61 2012)

Section Affected: ACT 51 2004

SB2773 SD1 HD1 CD1 (CCR 84-12)

RELATING TO LIBRARIES.

Introduced by: Tsutsui S (BR)

Amends provisions relating to appointment of state librarian; duties; salary. Allows the state librarian to appoint a secretary exempt from civil service laws. -- Repeals provisions relating to the bond memorial library in Kohala, North Kohala, county of Hawaii. -- SB2773 CD1

Committee Reports: SSCR 2092 (EDU) SSCR 2758 (WAM) HSCR 1091-12 (EDN) HSCR 1555-12 (FIN) CCR 84-12

Current Status: May=01 12 Passed Legislature

Section Affected: 312-2.1, 312-3, 312-6

SB2774 SD2 HD1 (HSCR 1657-12)

RELATING TO GOVERNMENT PUBLICATIONS.

Introduced by: Tsutsui S (BR)

Establishes provisions relating to notification when electronic publications posted. Requires every state and county agency to notify the state publications distribution center with identification and location information for each electronic publication made available on a public networked information system such as the Internet. -- Amends provisions relating to deposit of publications. Requires every state and county agency to deposit 7 copies with the state publications distribution center and additional copies upon a request of a representative of that center. -- Amends provisions related to disposition of statutes and court reports. Repeals the requirement for no more than 50 copies. -- Amends provisions relating to rules. Repeals the provision that the board of education may make rules about the center. Requires the chief information officer, with the



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assistance of the office of information management and technology and the Hawaii state public library system, and in consultation with the counties, to review the technology, personnel, training, fiscal, and other requirements necessary to implement a program through which state and county agencies would make all of their publications available in electronic format for online distribution. Report to the legislature. -- SB2774 HD1

Committee Reports: SSCR 2167 (EDT/ PGM/) SSCR 2632 (WAM) HSCR 1103-12 (EDN) HSCR 1657-12 (FIN)

Current Status: Apr-13 12 Received by the Governor  
Apr-24 12 Approved by Governor (Act 63 2012)

Section Affected: 93- (1 SECTION), 93-2, 93-3, 93-11, 93-5

### SB2776 SD2 HD2 CD1 (CCR 165-12) RELATING TO PUBLIC SAFETY.

Introduced by: Tsutsui S (BR)

Amends corrections law. Amends provisions relating to reentry intake service centers. Requires the center to provide pretrial risk assessments on adult offenders, with specified exceptions, for the courts within 3 working days of admission to a correctional center. Further requires the center to assist in the conduct of presentence assessments on adult offenders and the preparation of presentence reports when requested by the courts. Increases the Hawaii paroling authority by adding 2 part time members. Limits to no more than 6 months mandatory imprisonment for violating parole unless they have been charged with a new felony offense or new specified misdemeanor offenses, absconded or left the state, did not register as a sex offender or condition related to proximity to specified person or locations, or has been previously reimprisoned for violating parole, so long as the authority has approved a parole plan; and requires the minimum term of imprisonment to be as determined by the court or the paroling authority. Amends provisions relating to parole procedure; release on parole; terms of parole, recommitment, and reparole; final unconditional release. Requires a validated risk management assessment to be used to determine the person's risk of re offense and suitability for community supervision. Amends provisions relating to victim restitution. Increases the amount deducted and paid to the victim to 25 per cent of the total of all moneys earned to be deducted monthly and paid to the victim once the amount reaches 25 dollars, or annually, whichever is sooner. -- Provisions of the act amending provisions relating to reentry intake service centers, limiting mandatory imprisonment for violating parole, validated risk management assessments, victim restitution, and provisions amending provisions relating to parole when, shall be repealed on July 1, 2018 (sunset). -- SB2776 CD1

Committee Reports: SSCR 2146 (PGM/ JDL/) SSCR 2656 (WAM) HSCR 1061-12 (PBM) HSCR 1276-12 (JUD) HSCR 1562-12 (FIN) CCR 165-12

Current Status: May-03 12 Passed Legislature

Section Affected: 353-10, 353-61, 353-63, 353-66, 706-670, 353-22.6, 353-69

### SB2778 SD1 HD1 CD1 (CCR 155-12) MAKING AN APPROPRIATION FOR EARLY CHILDHOOD HEALTH.

Introduced by: Tsutsui S (BR)

Establishes a childhood obesity prevention task force chaired by the director of health or designee to develop and recommend legislation related to the prevention of childhood obesity. Requires the task force to assemble accurate research, fiscal and demographic information, and justification to support policy development, and track outcomes and research other state, county, and organizational policy agendas and suggested best practices related to childhood obesity prevention policies. Requires the task force to meet at least monthly from July through November 2012. Report to the legislature. Task force to be dissolved on December 31, 2012 (sunset). Appropriation out of the Hawaii tobacco settlement special fund to the department of health to collect and analyze Hawaii specific early childhood obesity data to identify children at risk; to increase awareness of the health implications of early childhood obesity; to promote best practices through community based initiatives to improve healthy life choices, such as training and technical assistance to child care providers to promote exercise and nutrition best practices and the advantages of breastfeeding. (\$\$) -- SB2778 CD1

Committee Reports: SSCR 2262 (HTH) SSCR 2548 (WAM) HSCR 1135-12 (HLT) HSCR 1548-12 (FIN) CCR 155-12

Current Status: May-03 12 Passed Legislature

### SB2779 SD2 HD1 CD1 (CCR 162-12) RELATING TO THE AGING AND DISABILITY RESOURCE CENTERS.

Introduced by: Tsutsui S (BR)

Establishes provisions relating to aging and disability resource centers program under executive office on aging law. Allows to be established a statewide aging and disability

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resource center with sites in each county to streamline access to long term supports and services by integrating the full range of long term supports and services into a single, coordinated system. Requires the executive office on aging to coordinate the implementation of the statewide aging and disability resource center. Allows the aging and disability resource center to be a function of each area agency on aging within the respective geographic service area. -- Appropriation to the executive office on aging to administer and establish a statewide aging and disability resource center with sites in each county. (\$\$) -- SB2779 CD1

Committee Reports: SSCR 2239 (HMS) SSCR 2772 (WAM) HSCR 1172-12 (HUS/HLT/) HSCR 1616-12 (FIN) CCR 162-12

Current Status: May-03 12 Passed Legislature

Section Affected: 349- (2 SECTIONS) AGING AND DISABILITY RESOURCE CENTERS PROGRAM

SB2780 SD1 HD2 CD1 (CCR 157-12) RELATING TO THE DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES  
Introduced by: Tsutsui S (BR)  
Requires the state procurement office and the office of information management and technology to submit monthly reports to the legislature on the status of information technology procurements for authorized projects undertaken by the office of information management and technology to implement the State's information technology strategic plan. Authorizes the state procurement officer to approve exemptions for individual procurements that facilitate the immediate deployment of demonstration technology projects authorized in the Supplemental Appropriations Act of 2012. Requires the office of information management and technology to submit a report on the number of information technology procurements completed on an expedited basis, the results achieved in each technology project, as well as recommendations on the feasibility of establishing a new category for information technology procurements within the States procurement laws. -- SB2780 CD1  
Committee Reports: SSCR 2168 (EDT) SSCR 2744 (WAM) HSCR 1149-12 (ERB) HSCR 1622-12 (FIN) CCR 157-12  
Current Status: May-03 12 Passed Legislature

SB2783 RELATING TO THE PUBLIC TRUST LANDS.  
Introduced by: Tsutsui S (BR)  
Conveys lots 1, 2, 3, 4, 5, 6 (portion), and 9 of File Plan 2471 filed at the bureau of conveyances on February 23, 2010; TMK (1) 2-1-15-61; and TMK (1) 2-1-15-51 (Kakaako Makai lands) to the office of Hawaiian affairs as the office's portion of the income and proceeds from the public trust lands for the periods November 7, 1978, through June 30, 2012. -- SB2783  
Committee Reports: SSCR 2380 (HWN/ WLH/) SSCR 2710 (JDL/ WAM/) HSCR 1025-12 (WLO/ HAW/) HSCR 1272-12 (JUD) HSCR 1413-12 (FIN)  
Current Status: Mar-30 12 Received by the Governor  
Apr-11 12 Approved by Governor (Act 15 2012)

SB2785 SD2 HD2 (HSCR 1593-12) RELATING TO INTERISLAND ELECTRIC TRANSMISSION CABLE SYSTEMS.  
Introduced by: Tsutsui S (BR)  
Provides that the cable surcharge shall be exempt from public service company taxes and public utilities taxes. Establishes provisions relating to interisland transmission system. Provides that prior to installing a high voltage electric transmission cable system a cable company shall be selected through a request for proposal, or other process approved by the public utilities commission, and issued a certificate of public convenience and necessity by the commission. Requires the commission to approve, by order, the tariff of the certified cable company. Requires the commission to establish a cable surcharge to allow recovery of the high voltage electrical transmission cable system costs designated for recovery according to the ratemaking principles determined by the commission. Allows the company to recover costs for the purchase of the cable. -- Provides that amounts received as a cable surcharge by the electric utility company shall be excluded from income taxes. -- SB2785 HD2  
Committee Reports: SSCR 2106 (ENE/ CPN/) SSCR 2748 (WAM) HSCR 1000-12 (WLO/ EEP/) HSCR 1181-12 (CPC) HSCR 1593-12 (FIN)  
Current Status: May=03 12 Passed Legislature  
Section Affected: 269- (5 SECTIONS) INTERISLAND TRANSMISSION SYSTEM, 239- (1 SECTION), 240- (1 SECTION), 235-7, 269-30

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- SB2787 SD2 HD1 CD1 (CCR 71-12) RELATING TO ELECTRICITY.  
Introduced by: Tsutsui S (BR)  
Establishes provisions relating to electric reliability. Authorizes the public utilities commission to adopt standards to ensure the reliable design and operation of the Hawaii electric system and to monitor reliability and operation of the system. Requires each user, owner, or operator of the Hawaii electric system or any other person, business, or other entity seeking to make an interconnection on the system to follow procedures to be established by the commission and allows the commission to require them to pay a surcharge to be collected by the utility. Requires the surcharge to be used to ensure the reliable operation of the system and overseeing grid access. -- SB2787 CD1  
Committee Reports: SSCR 2067 (CPN) SSCR 2743 (WAM) HSCR 1004-12 (EEP) HSCR 1177-12 (CPC) HSCR 1639-12 (FIN) CCR 71-12  
Current Status: May-01 12 Passed Legislature  
Section Affected: 269- (9 SECTIONS) ELECTRIC RELIABILITY, 269-1
- SB2790 SD1 HD1 (HSCR 1634-12) RELATING TO THE DEPARTMENT OF HAWAIIAN HOME LANDS.  
Introduced by: Tsutsui S (BR)  
Amends Act 187, session laws of 2010, which establishes the obligations of the department of Hawaiian home lands by changing the sunset date from June 30, 2012 to June 30, 2015 (sunset). Report to the legislature. -- Amends provisions relating to the Hawaiian homes commission act of 1920. Repeals the requirement that the Department of Hawaiian Home Lands deposit 15 per cent of all revenues from the lease agreements from the time a lease extension is granted into the Native Hawaiian Rehabilitation Fund. Repeals the provision that the department submit an annual report to the Legislature and the US Department of the Interior on expenditures from the Native Hawaiian Rehabilitation Fund that are derived from the leases. -- Amends provisions relating to commercial and multipurpose project leases; extension of term by requiring all lease revenues from commercial and multipurpose project leases collected by the department to be deposited into the Hawaiian home administration account. -- SB2790 HD1  
Committee Reports: SSCR 2172 (HWN) SSCR 2667 (WAM) HSCR 1034-12 (HAW) HSCR 1634-12 (FIN)  
Current Status: Apr-27 12 Received by the Governor  
Section Affected: ACT 187 2010, 37-40, 103D-309, HAWAIIAN HOMES COMMISSION ACT 1920 213, HAWAIIAN HOMES COMMISSION ACT 1920 228
- SB2796 SD1 (SSCR 2584) RELATING TO DEATH BENEFITS.  
Introduced by: Tsutsui S (BR)  
Amends provisions relating to death benefits for deceased medical or financial assistance recipients and disposition of unclaimed corpses by changing corpses to dead human bodies. Requires all unclaimed dead human bodies to be cremated. Requires individuals who have possession, charge, or control of any unclaimed dead human body to be cremated at public expense to have 60 days from date of death to submit in writing to the department of human services determination that the body is unclaimed and its application for payment for cremation. Prohibits time limitation on county medical examiners or coroners by which to submit written determination that body is unclaimed and application for payment for cremation. Amends Act 205, session laws of 2010, establishing a 1 time lump sum death benefits equal to the Social Security Administration 1 time lump sum death benefit by repealing the sunset date. -- SB2796 SD1  
Committee Reports: SSCR 2229 (HMS) SSCR 2584 (WAM) HSCR 1124-12 (HUS) HSCR 1541-12 (FIN)  
Current Status: Apr-11 12 Received by the Governor  
Apr-24 12 Approved by Governor (Act 62 2012)  
Section Affected: 346-15, ACT 205 2010, 346-59.9
- SB2797 SD1 HD1 CD1 (CCR 91-12) RELATING TO PSYCHOTROPIC MEDICATIONS IN MEDICAID.  
Introduced by: Tsutsui S (BR)  
Amends Act 205, session laws of 2010, by repealing the sunset date for psychotropic medication but retaining the repeal of provisions relating to death benefits and prohibiting the department of human services from expending money from the Medicaid budget without legislative approval. -- SB2797 CD1  
Committee Reports: SSCR 2334 (HTH) SSCR 2779 (WAM) HSCR 1173-12 (HUS/ HLT/) HSCR 1544-12 (FIN) CCR 91-12  
Current Status: May=01 12 Passed Legislature  
Section Affected: ACT 205 2010, 346-15, 346-59.9

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- SB2798 SD1 HD1 (HSCR 1687-12) RELATING TO INSURER REQUIREMENTS.  
Introduced by: Tsutsui S (BR)  
Amends provisions relating to insurer requirements under medicaid related mandates. Requires health insurers to provide the State upon request information for all its members and beginning in 2014 to provide to an independent 3rd party entity no more than quarterly a report listing its members which the 3rd party entity shall match with 1 provided by the department of human services and provide information for medical assistance recipients. -- SB2798 HD1  
Committee Reports: SSCR 2139 (HMS) SSCR 2620 (CPN) HSCR 986-12 (HUS) HSCR 1687-12 (FIN)  
Current Status: Apr-18 12 Received by the Governor  
Apr-30 12 Approved by Governor (Act 95 2012)  
Section Affected: 431L-2.5
- SB2800 SD1 HD1 CD1 (CCR 77-12) RELATING TO EXEMPTIONS FROM CHILD CARE LICENSING.  
Introduced by: Tsutsui S (BR)  
Amends provisions relating to exclusions; exemptions under child care law. Prohibits from being construed to include, child care programs licensed by the department of education, charter school review panels, the Hawaii council of private schools, or any federal agency. Amends the exclusion of child care programs for children 5 years of age and older conducted by counties by repealing the age limitation. -- SB2800 CD1  
Committee Reports: SSCR 2442 (HMS/ EDU/) HSCR 1009-12 (HUS) HSCR 1222-12 (EDN) HSCR 1688-12 (FIN) CCR 77-12  
Current Status: May-01 12 Passed Legislature  
Section Affected: 346-152
- SB2803 SD2 (SSCR 2501) RELATING TO CONTRACT PROPOSALS FOR CHILD CARE.  
Introduced by: Tsutsui S (BR)  
Amends provisions relating to proposals and awards under purchases of health and human services law. Prohibits any contract to be performed by an applicant who lacks any license necessary to conduct the business being sought by the request for proposals, with the exception of proposals from applicants to operate a child care program required to be licensed under the license for group child care home, group child care center law. -- SB2803 SD2  
Committee Reports: SSCR 2224 (HMS) SSCR 2501 (CPN) HSCR 1205-12 (HUS) HSCR 1542-12 (FIN)  
Current Status: Apr-11 12 Received by the Governor  
Apr-24 12 Approved by Governor (Act 60 2012)  
Section Affected: 103F-401.5
- SB2804 SD2 HD2 CD1 (CCR 180-12) RELATING TO THE HAWAII INTERAGENCY COUNCIL ON HOMELESSNESS.  
Introduced by: Tsutsui S (BR)  
Establishes provisions relating to Hawaii interagency council on homelessness. Establishes the Hawaii interagency council on homelessness under the department of human services. Requires the council to serve as the statewide homelessness planning and policy development entity and to formulate and advise the governor on the implementation of a unified 10 year statewide plan to address homelessness in all Hawaii counties as well as to facilitate the acquisition of funding and resources for state and county homeless programs. Annual reports to the legislature, governor and each county mayor. Establishes requirements for the 10 year state plan developed by the council. -- Appropriation for administrative expenses of the council. -- Requires the department in conjunction with the council to conduct a study on designating safe facilities located at camping areas or partially open or closed buildings that provide at least clean eating areas, showers, toilets, laundry facilities, and locker rooms in various locations throughout the State for homeless persons for overnight stays, and requires the study to include consideration of specified topics. Report to the legislature. (\$\$) -- SB2804 CD1  
Committee Reports: SSCR 2314 (HMS) SSCR 2773 (WAM) HSCR 1231-12 (HSG) HSCR 1663-12 (FIN) CCR 180-12  
Current Status: May-03 12 Passed Legislature  
Section Affected: 346- (3 SECTIONS) HAWAII INTERAGENCY COUNCIL ON HOMELESSNESS
- SB2808 MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF HUMAN SERVICES FOR HEALTH CARE PAYMENTS.  
Introduced by: Tsutsui S (BR)

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Appropriation to the department of human services for the health care payments program (HMS 401). (\$\$) -- SB2808

Committee Reports: SSCR 2014 (HMS) SSCR 2418 (WAM) HSCR 1126-12 (HUS)  
HSCR 1543-12 (FIN)

Current Status: Apr-11 12 Received by the Governor  
Apr-20 12 Approved by Governor (Act 31 2012)

- SB2810 SD1 HD1 CD1 (CCR 80-12) RELATING TO EMPLOYMENT EXEMPTION FOR DOMESTIC SERVICES AUTHORIZED BY THE DEPARTMENT OF HUMAN SERVICES.  
Introduced by: Tsutsui S (BR)  
Amends provisions in workers' compensation law, temporary disability insurance, and prepaid health care act laws. Redefines employment to exclude domestic services including attendant care and day care services authorized by the department of human services under the Social Security Act or provided through state funded medical assistance to individuals ineligible for medicaid and performed by an individual in the employ of a recipient of social services payments. -- SB2810 CD1  
Committee Reports: SSCR 2231 (HMS) SSCR 2570 (JDL) HSCR 1010-12 (HUS)  
HSCR 1200-12 (LAB) HSCR 1545-12 (FIN) CCR 80-12  
Current Status: May=01 12 Passed Legislature  
Section Affected: 386-1, 392-5, 393-5
- SB2813 SD1 HD1 CD1 (CCR 99-12) RELATING TO THE DISABILITY AND COMMUNICATION ACCESS BOARD SPECIAL FUND.  
Introduced by: Tsutsui S (BR)  
Amends provisions relating to the disability and communication access board special fund. Provides that the fund may receive all moneys received by the access board not just application fees for credentialing of interpreters. -- SB2813 CD1  
Committee Reports: SSCR 2233 (HMS) SSCR 2642 (WAM) HSCR 1136-12 (HLT)  
HSCR 1600-12 (FIN) CCR 99-12  
Current Status: May=01 12 Passed Legislature  
Section Affected: 348F-7
- SB2816 SD1 HD1 CD1 (CCR 92-12) RELATING TO HOSPITAL LICENSING.  
Introduced by: Tsutsui S (BR)  
Amends provisions relating to hospitals; licensing. Changes from a yearly to a continuing basis throughout the term of an accreditation of the joint commission on accreditation of healthcare organizations the time during which rules may provide that such accreditation demonstrates a hospital's compliance with licensing inspections. -- SB2816 CD1  
Committee Reports: SSCR 2193 (HTH) SSCR 2493 (CPN) HSCR 1530-12 (FIN) CCR  
92-12  
Current Status: May=01 12 Passed Legislature  
Section Affected: 321-14.5
- SB2818 HD1 (HSCR 977-12) RELATING TO DISPOSITION OF DEAD HUMAN BODIES.  
Introduced by: Tsutsui S (BR)  
Amends provisions relating to unclaimed bodies by changing it to disposition of dead human bodies. Requires due diligence to notify the relatives, friends, any representative of a fraternal society of which the deceased was a member, and any legally responsible party. Requires a submittal of a written description of the efforts to determine that the dead body in unclaimed to the department of human services for payment for cremation. Repeals provisions relating to medical use of unclaimed bodies and university receiving unclaimed bodies. -- SB2818 HD1  
Committee Reports: SSCR 2356 (HTH/ HMS/) HSCR 977-12 (HLT) HSCR 1549-12  
(FIN)  
Current Status: Apr-16 12 Received by the Governor  
Apr-26 12 Approved by Governor (Act 75 2012)  
Section Affected: 327-32, 327-36, 327-38, 327-31, 327-33, 327-34, 327-35, 327-37
- SB2820 HD2 (HSCR 1601-12) RELATING TO THE HAWAII ADVISORY COMMISSION ON DRUG ABUSE AND CONTROLLED SUBSTANCES.  
Introduced by: Tsutsui S (BR)  
Amends provisions relating to duties of the commission under uniform controlled substances act. Repeals from the required duties of the Hawaii advisory commission on drug abuse and controlled substances the duties to act in an advisory capacity to the department of public safety relating to the scheduling of substances and the

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establishment and maintenance of the classes of controlled substances, and to encourage research on abuse of controlled substances. -- SB2820 HD2

Committee Reports: SSCR 2194 (HTH) SSCR 2461 (PGM) HSCR 1189-12 (HLT)  
HSCR 1601-12 (FIN)

Current Status: Apr-16 12 Received by the Governor  
Apr-26 12 Approved by Governor (Act 87 2012)

Section Affected: 329-4

SB2821 HD3 CD1 (CCR 93-12)

RELATING TO MORTALITY REVIEW OF DEATHS OF PERSONS WITH DEVELOPMENTAL OR INTELLECTUAL DISABILITIES.

Introduced by: Tsutsui S (BR)

Establishes provisions relating to mortality review of deaths of persons with developmental or intellectual disabilities. Allows the department of health to conduct multidisciplinary and multiagency mortality review of deaths of person with developmental or intellectual disabilities in order to reduce the incidence of preventable deaths. Requires upon written request of the director of health, all providers of medical care or other services and state and county agencies to disclose to the department and individuals appointed by the director of health to participate in the mortality review of a death of a person with developmental or intellectual disabilities, adult death review information regarding the circumstances of death. Requires disclosure of information regarding ongoing civil or criminal investigation to be at the discretion of the applicable state, county, or federal law enforcement agency. Makes information and records acquired by the department during its review confidential and permits disclosure only as necessary to carry out the purposes of the act. Requires information that would not identify any person to be public record. Prohibits individuals participating in the review from being questioned in any civil or criminal proceeding regarding information presented in or opinions formed as a result of a meeting of the multidisciplinary and multiagency mortality review of deaths of persons with developmental or intellectual disabilities. Provides that nothing in provisions relating to use of information and records from mortality reviews of deaths of persons with developmental or intellectual disabilities be construed to prevent a person from testifying to information obtained independently of the department's review or which is public information or where disclosure is required by law or court order. Prohibits information held by the department as a result of the review from being subjected to subpoena, discovery, or introduction into evidence in any civil or criminal proceeding except that information otherwise available from other sources is not immune solely because they were provided as required by the act. Prohibits all agencies and individuals participating in reviews from civil and criminal liability for providing information under the act. -- SB2821 CD1

Committee Reports: SSCR 2195 (HTH) HSCR 989-12 (HLT) HSCR 1283-12 (JUD)  
HSCR 1602-12 (FIN) CCR 93-12

Current Status: May=01 12 Passed Legislature

Section Affected: 321- (6 SECTIONS) MORTALITY REVIEW OF DEATHS OF PERSONS WITH DEVELOPMENTAL OR INTELLECTUAL DISABILITIES

SB2822 SD2 HD2 (HSCR 1652-12)

RELATING TO RECYCLING.

Introduced by: Tsutsui S (BR)

Establishes the Hawaii electric device recycling task force, within the department of health, to make recommendations for a workable recycling program for electric devices in Hawaii, keeping in mind the conditions and needs of the various islands. Report to the legislature. Task force dissolved on June 30, 2013 (sunset). -- SB2822 HD2

Committee Reports: SSCR 2396 (ENE) SSCR 2640 (WAM) HSCR 1108-12 (EEP)  
HSCR 1652-12 (FIN)

Current Status: Apr-13 12 Received by the Governor  
Apr-26 12 Approved by Governor (Act 78 2012)

SB2825 SD1 HD1 CD1 (CCR 72-12)

RELATING TO THE HAWAII IMMUNIZATION REGISTRY.

Introduced by: Tsutsui S (BR)

Amends provisions relating to immunization registry. Adds that the registry information include the patient's history of vaccine preventable diseases and contraindications, precautions, or comments regarding immunizations or medication. Allows access to the registry by authorized health care providers or by authorized employees of the providers, and includes compliance with Hawaii vaccines for children and other state provided vaccine programs' vaccine ordering and accountability policies and procedures as a purpose for which the registry may be accessed. Further allows access to specific

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individuals by authorized health organizations that have been contracted to provide health insurance or health plan coverage for those individuals. Requires a patient's name and date of birth to be maintained in the registry when a patient, or the parent or legal guardian of a minor refuses inclusion in the registry. -- SB2825 CD1

Committee Reports: SSCR 2196 (HTH) SSCR 2571 (JDL) HSCR 1047-12 (HLT) HSCR 1298-12 (CPC) HSCR 1596-12 (FIN) CCR 72-12

Current Status: May-01 12 Passed Legislature  
Section Affected: 325-121, 325-123, 325-124, 325-125

SB2827 SD1 HD1 CD1 (CCR 159-12) RELATING TO THE TRAUMA SYSTEM SPECIAL FUND.  
Introduced by: Tsutsui S (BR)  
Amends provisions relating to trauma system special fund by including among the things the fund shall be used to subsidize, costs to staff and operate the State's injury prevention program. -- SB2827 CD1  
Committee Reports: SSCR 2191 (HTH) SSCR 2780 (WAM) HSCR 1137-12 (HLT) HSCR 1603-12 (FIN) CCR 159-12  
Current Status: May-03 12 Passed Legislature  
Section Affected: 321-22.5

SB2828 HD3 (HSCR 1604-12) RELATING TO THE HAWAII EARLY INTERVENTION COORDINATING COUNCIL.  
Introduced by: Tsutsui S (BR)  
Amends provisions relating to Hawaii early intervention coordinating council; establishment. Increases the membership of the council and adds that the council advise and assist the department of education regarding the transition of toddlers with special needs to preschool and other appropriate services. -- SB2828 HD3  
Committee Reports: SSCR 2197 (HTH) HSCR 1008-12 (HLT/ HUS/) HSCR 1223-12 (EDN) HSCR 1604-12 (FIN)  
Current Status: Apr-16 12 Received by the Governor  
Apr-30 12 Approved by Governor (Act 96 2012)  
Section Affected: 321-353

SB2833 SD1 HD2 CD1 (CCR 94-12) RELATING TO EMPLOYMENT EXEMPTION FOR DOMESTIC SERVICES FOR PERSONS WITH DEVELOPMENTAL AND INTELLECUTAL DISABILITIES. (SIC)  
Introduced by: Tsutsui S (BR)  
Amends provisions in Hawaii employment security law, workers' compensation law, temporary disability insurance, and prepaid health care act laws. Amends provisions referring to domestic in home and community based service for persons with developmental and intellectual disabilities under the medicaid home and community based service program by including as an alternative, services provided through state funded medical assistance to individuals ineligible for medicaid. -- SB2833 CD1  
Committee Reports: SSCR 2198 (HTH) SSCR 2680 (JDL) HSCR 1011-12 (HUS) HSCR 1201-12 (LAB) HSCR 1546-12 (FIN) CCR 94-12  
Current Status: May=01 12 Passed Legislature  
Section Affected: 383-7, 386-1, 392-5, 393-5

SB2842 SD1 HD1 (HSCR 1220-12) RELATING TO CIVIL ACTIONS FOR DISCRIMINATORY PRACTICES IN REAL PROPERTY TRANSACTIONS.  
Introduced by: Tsutsui S (BR)  
Amends provisions relating to enforcement discrimination in real property transactions. Allows an aggrieved person to file a civil action or discriminatory practice made unlawful no later than 2 years after the occurrence or the termination of an alleged discriminatory practice, provided that the civil rights commission shall issue a right to sue on a complaint filed with the commission if it determines that a civil action alleging similar acts has been filed. -- SB2842 HD1  
Committee Reports: SSCR 2478 (JDL) HSCR 1220-12 (JUD) HSCR 1588-12 (FIN)  
Current Status: Apr-13 12 Received by the Governor  
Apr-26 12 Approved by Governor (Act 85 2012)  
Section Affected: 515-9

SB2850 SD1 HD2 (HSCR 1595-12) RELATING TO GROUNDED VESSELS.  
Introduced by: Tsutsui S (BR)  
Amends provisions relating to vessel aground on State property. Authorizes the department of land and natural resources, if the department has made good faith efforts to provide actual notice to the owner or the owner's representative but such actual notice is futile, the department to assume control of the grounded vessel within 24 hours from

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the time it has been determined actual notice is futile. Allows the owner of the vessel to continue as the primary agent in salvaging the vessel after 24 hours upon providing proof of a marine insurance policy listing the State as an additional insured in the amount of at least 1 million dollars and proof that the owner is actively and effectively initiating a salvage effort with reasonable evidence, as determined by the department, that the vessel may be saved within 72 hours of grounding, provided that the department may allow an extension beyond the 72 hour limit, if it determines that no additional environmental damage exists. -- SB2850 HD2

Committee Reports: SSCR 2487 (WLH) HSCR 1162-12 (WLO) HSCR 1595-12 (FIN)  
Current Status: Apr-13 12 Received by the Governor  
Apr-23 12 Approved by Governor (Act 57 2012)  
Section Affected: 200-47.5

### SB2858 SD1 HD2 CD1 (CCR 105-12) RELATING TO OPEN GOVERNMENT.

Introduced by: Tsutsui S (BR)

Establishes provisions relating to agency appeal of a decision by the office of information practices. Allows an agency to seek judicial review of a decision by the office of information practices administered by the lieutenant governor. Requires the circuit court's decision to be limited to the record that was before the office when it rendered the decision, provided that if the action to compel disclosure is brought because an agency has not made a record available after the office has made a decision to disclose the record and the agency has not appealed that decision within the time period provided, the decision of the office shall not be subject to challenge by the agency in the action to compel disclosure. Requires that opinions and rulings of the office be considered as precedent unless found to be palpably erroneous, except that in an action to compel disclosure brought by an aggrieved person after the office upheld the agency's denial of access to the person, the opinion or ruling upholding the agency's denial of access shall be reviewed de novo. Requires the court to uphold a decision of the office unless it concludes that the decision was palpably erroneous. -- SB2858 CD1

Committee Reports: SSCR 2457 (JDL) HSCR 1216-12 (JUD) HSCR 1591-12 (FIN)  
CCR 105-12  
Current Status: May-01 12 Passed Legislature  
Section Affected: 92F- (1 SECTION), 92-1.5, 92-12, 92F-15, 92F-27

### SB2859 SD1 HD2 (HSCR 1589-12) RELATING TO OPEN GOVERNMENT.

Introduced by: Tsutsui S (BR)

Amends provisions relating to the public agency meetings and record law. Allows board member to hear testimony for a meeting cancelled for lack of quorum, provided that deliberation or decision making on any item, for which testimony or presentations are received, occurs only at a duly noticed meeting of the board held subsequent to the meeting at which the testimony and presentation were received; the members present shall create a record of the oral testimony or presentations and provide copies of the testimony and presentations at the canceled meeting to all members of the board. Allows 2 or more members of a board, but less than the number of members which would constitute a quorum for the board, to attend an information meeting or presentation on matters relating to official board business and to participate in a discussion on a social media web site about matters relating to official board business. -- SB2859 HD2

Committee Reports: SSCR 2458 (JDL) HSCR 1151-12 (JUD) HSCR 1589-12 (FIN)  
Current Status: May=01 12 Passed Legislature  
Section Affected: 92-2.5, 92-7

### SB2865 HD1 (HSCR 1563-12) RELATING TO DEPARTMENT OF PUBLIC SAFETY FEDERAL REIMBURSEMENT MAXIMIZATION SPECIAL FUND.

Introduced by: Tsutsui S (BR)

Amends provisions relating to federal reimbursement maximization special fund. Adds that the funds in the federal reimbursement maximization special fund shall additionally be used by the department of public safety to hire consultants to provide training for corrections officers and to conduct facility or program evaluations; for vehicles to transport inmates; provide pre release and reentry programs; improve technology; and develop a plan for workforce recruitment and retention. -- SB2865 HD1

Committee Reports: SSCR 2271 (PGM) SSCR 2795 (WAM) HSCR 1252-12 (PBM)  
HSCR 1563-12 (FIN)  
Current Status: Apr-13 12 Received by the Governor  
Apr-26 12 Approved by Governor (Act 77 2012)  
Section Affected: 353C-7



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- SB2866 SD1 HD2 (HSCR 1564-12) RELATING TO COMPREHENSIVE OFFENDER REENTRY SYSTEM.  
Introduced by: Tsutsui S (BR)  
Establishes provisions relating to offender reentry office under comprehensive offender reentry system law. Establishes within the department of public safety an offender reentry office to oversee the development and implementation of the comprehensive offender reentry system. -- Amends provisions relating to reentry intake service centers under corrections law. Repeals reentry provisions. -- Amends Act 24, special session laws of 2009. Requires the reentry commission to ensure that the comprehensive offender reentry under the comprehensive offender reentry system law is implemented as soon as practicable to provide programs and services that result in the release of inmates onto parole when the maximum terms have been served instead of delaying the release for lack of programs and services. Changes the composition of the reentry commission and decreases membership from 11 to 10 members. Extends date that the commission shall cease to exist to December 1, 2015 (sunset). -- Requires that the members of the commission appointed pursuant to Act 24, special session laws of 2009, cease to be members on June 30, 2012. Requires that new members to the commission be selected beginning July 1, 2012. -- SB2866 HD2  
Committee Reports: SSCR 2443 (PGM) HSCR 1250-12 (PBM) HSCR 1564-12 (FIN)  
Current Status: Apr-13 12 Received by the Governor  
Apr-26 12 Approved by Governor (Act 76 2012)  
Section Affected: 353H- (1 SECTION), 353-10, ACT 24 2009 1SP
- SB2868 SD1 HD1 (HSCR 1531-12) RELATING TO TAX CLEARANCE FEES.  
Introduced by: Tsutsui S (BR)  
Establishes provisions relating to tax clearance fees. Allows the department of taxation to charge a fee for each tax clearance application submitted and for each certified copy of a tax clearance. -- SB2868 HD1  
Committee Reports: SSCR 2527 (WAM) HSCR 1531-12 (FIN)  
Current Status: Apr-30 12 Received by the Governor  
Section Affected: 231- (1 SECTION) TAX CLEARANCE FEES
- SB2871 SD1 HD2 CD1 (CCR 13-12) RELATING TO COMMERCIAL DRIVER'S LICENSE.  
Introduced by: Tsutsui S (BR)  
Establishes provisions relating to mobile electronic devices (cell phone, cellular phone, mobile telephone, wireless telephone); use while operating a commercial motor vehicle prohibited. Prohibits a person with a commercial driver's license from operating a commercial motor vehicle while using a mobile electronic device, including using the mobile electronic device for texting. Exempts emergency responders using a mobile electronic device while in the performance and scope of their official duties, drivers using 2 way radios while in the performance and scope of their work related duties and who are operating fleet vehicles, and drivers holding a valid amateur radio operator license issued by the federal communications commission and using a 1/2 duplex 2 way radio. Establishes fine and disqualification from driving a commercial vehicle. Defines mobile electronic device to mean any handheld or other portable electronic equipment recognized by the citing officer or other witness to be capable of providing wireless or data communications, or both, between 2 or more persons or of providing amusement, including but not limited to a cellular phone, text messaging device, paging device, personal digital assistant, laptop computer, video game, or digital photographic device, or any device to input, write, send, receive, or read text, but does not include any equipment installed in a commercial motor vehicle for the purpose of providing audio, navigation, or emergency assistance to the operator of the commercial motor vehicle or video entertainment to the passengers in the rear seats of the commercial motor vehicle. A "2 way radio" or Private Land Mobile Radio System as defined by Title 47 of the Code of Federal Regulations, Part 90, when used for business purposes, shall not be considered to be a "mobile electronic device". -- Amends provisions relating to commercial driver's license required. Prohibits a person to operate a commercial motor vehicle without a commercial driver's license in such person's possession. -- SB2871 CD1  
Committee Reports: SSCR 2157 (TIA) SSCR 2800 (WAM) HSCR 1139-12 (TRN) HSCR 1447-12 (JUD) CCR 13-12  
Current Status: May=01 12 Passed Legislature  
Section Affected: 291- (1 SECTION), 286-231, 286-235
- SB2872 HD1 (HSCR 1572-12) RELATING TO PROCUREMENT.  
Introduced by: Tsutsui S (BR)

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Amends provisions relating to the Hawaii public procurement code. Amends provisions requiring that in any contract involving not only state or county funds but supplemental funds from a utility, this law is applicable to that portion of the contract price payable out of state or county funds as well as that portion of the contract price payable out of funds from a utility, or payable out of state or county funds paid to a utility by repealing pursuant to the relocation of utility facilities provision. -- SB2872 HD1

Committee Reports: SSCR 2438 (PGM) HSCR 1157-12 (TRN) HSCR 1572-12 (FIN)

Current Status: Apr-13 12 Received by the Governor

Apr-24 12 Approved by Governor (Act 70 2012)

Section Affected: 103D-309

SB2873 SD1 HD3 CD2 (SENATE  
FLOOR AMENDMENT 11 OR  
HOUSE FLOOR AMENDMENT 8)

RELATING TO ENVIRONMENTAL IMPACT STATEMENTS.

Introduced by: Tsutsui S (BR)

Establishes provisions relating to exception to applicability of chapter under environmental impact statements law. Requires the exemption of secondary action that is limited to the installation, improvement, renovation, construction, or development of infrastructure within an existing public right of way or highway; provided that the primary action requires a permit or approval that is not subject to discretionary consent. Amends provisions relating to applicability and requirements. Changes requirement that the agency initially receiving and agreeing to process a request for approval shall prepare an environmental assessment to requirement that the agency require the applicant to prepare an environmental assessment. Requires where there is a question as to which of 2 or more agencies with jurisdiction has the responsibility of determining whether an environmental assessment is required, the office of environmental quality control after consultation with and assistance from the affected state or county agencies, shall determine which agency has the responsibility for determining whether an environmental assessment by the applicant is required, except in situations involving secondary actions and provided that in no case shall the office be considered the approving agency. -- Repeals Act 87, session laws of 2009, which established exception to applicability of law relating to environmental impact statements. -- Repeals Act 45, session laws of 2011, which sunsets Act 87, session laws of 2009, on July 1, 2013. -- SB2873 CD2

Committee Reports: SSCR 2446 (ENE) HSCR 978-12 (TRN) HSCR 1285-12 (EEP)  
HSCR 1537-12 (JUD) CCR 23-12 - filed SENATE FLOOR  
AMENDMENT 11 HOUSE FLOOR AMENDMENT 8

Current Status: May-03 12 Passed Legislature

Section Affected: 343- (1 SECTION), 343-5, ACT 87 2009, ACT 45 2011

SB2874 SD1 (SSCR 2119)

RELATING TO AIRPORT REVENUE.

Introduced by: Tsutsui S (BR)

Amends provisions relating to disposition by negotiation. Redefines airport related to mean a purpose or activity that requires air transportation to achieve that purpose or activity; or an activity that generates revenue for the airport system. Allows granting the use and occupancy of any portion of the land under the department of transportation jurisdiction which for the time being may not be required by the department for aeronautics purposes. -- SB2874 SD1

Committee Reports: SSCR 2119 (TIA) SSCR 2554 (WAM) HSCR 1015-12 (TRN)  
HSCR 1568-12 (FIN)

Current Status: Apr-11 12 Received by the Governor

Apr-23 12 Approved by Governor (Act 47 2012)

Section Affected: 171-59, 261-7

SB2876 SD2 HD3 (HSCR 1630-12)

RELATING TO THE COMMERCIAL HARBORS.

Introduced by: Tsutsui S (BR)

Amends harbors law. Establishes provisions relating to State harbors civil violations system; authorization. Establishes within the department of transportation a State harbors civil violations system to process violations of departmental regulations and administrative penalties and allows all State harbors infractions subject to administrative penalties to be adjudicated under new provisions. Establishes provisions relating to general administrative penalties. Authorizes the department to set, charge, and collect administrative fines or bring legal action to recover administrative fees and costs. Limits administrative fines to not exceed \$10,000 per day. Amends provisions relating to violation of rules; penalty. Provides fine and violation specifications. Amends provisions relating to fines arising from environmental protection violations by adding maritime transportation security and allowing the department to deposit reimbursable amounts into the harbor special fund. -- SB2876 HD3

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Committee Reports: SSCR 2243 (WLH/ TIA/) SSCR 2804 (WAM) HSCR 1040-12 (TRN) HSCR 1311-12 (JUD) HSCR 1630-12 (FIN)  
Current Status: May=01 12 Passed Legislature  
Section Affected: 266- (2 SECTIONS), 266-19, 266-25, 266-28

SB2877 SD1 HD1 (HSCR 1199-12) RELATING TO HARBORS FIREBOAT.  
Introduced by: Tsutsui S (BR)  
Amends provisions relating to maintenance of fire boat. Repeals references to the city and county of Honolulu. -- SB2877 HD1  
Committee Reports: SSCR 2296 (PGM/ WLH/) SSCR 2658 (WAM) HSCR 1199-12 (TRN/ PBM/) HSCR 1569-12 (FIN)  
Current Status: Apr-13 12 Received by the Governor  
Apr-24 12 Approved by Governor (Act 69 2012)  
Section Affected: 266-22

SB2933 SD2 HD2 CD1 (CCR 174-12) RELATING TO OCEAN SAFETY.  
Introduced by: Baker R, Tsutsui S  
Establishes provisions relating to safety of ocean users; rules. Requires the department of land and natural resources to adopt rules to promote greater safety of ocean users in the State's nearshore waters. -- Establishes alternate access to state boating facilities; rules. Requires the department to adopt rules to allow vessels holding a valid ocean recreation management area commercial use permit to use a state small boat harbor or boat launching ramp when unsafe wind and sea conditions would prevent safe access to the shoreline through a designated ingress or egress zone. Requires the vessel operator or master to give the department prior notice of the presence or threat of such conditions and to be subject to local direction and control as necessary to avoid conflict with other users of the facility. Appropriation to the department of land and natural resources for the installation of 8 swim zone buoys at Kamaole beach. -- Requires the department to relocate the buoys in the waters off Kaanapali beach between Mala Wharf and Black Rock on the island of Maui to waters beyond the lanes or areas used by canoe paddlers. -- Establishes the west Maui ocean recreation management area advisory committee to advise the department on issues related to the uses and maintenance of state waters within the west Maui ocean recreation management area, particularly within the waters adjacent to Kaanapali on the island of Maui. Temporary advisory committee to be repealed on June 30, 2015 (sunset). Report to the legislature. (\$\$) -- SB2933 CD1  
Committee Reports: SSCR 2402 (WLH) SSCR 2601 (WAM) HSCR 1140-12 (WLO) HSCR 1629-12 (FIN) CCR 174-12  
Current Status: May-03 12 Passed Legislature  
Section Affected: 200- (2 SECTIONS) SAFETY OF OCEAN USERS

SB2939 SD1 HD1 CD1 (CCR 158-12) RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST ST. FRANCIS HEALTHCARE SYSTEM OF HAWAII.  
Introduced by: Chun Oakland S  
Authorizes the issuance of special purpose revenue bonds for the purpose of assisting St. Francis Healthcare System of Hawaii, a Hawaii nonprofit corporation, to finance the construction, improvement, and equipment of the facilities formerly known as Hawaii Medical Center East that are devoted solely to assisted living services, hospice care, adult day care, or other outpatient services. Authorizes the issuance of refunding special purpose revenue bonds to refund the special purpose revenue bonds. (\$\$) -- SB2939 CD1  
Committee Reports: SSCR 2336 (HTH) SSCR 2781 (WAM) HSCR 1190-12 (HLT) HSCR 1625-12 (FIN) CCR 158-12  
Current Status: May-03 12 Passed Legislature

SB2946 SD2 HD2 (HSCR 1573-12) RELATING TO TRANSPORTATION.  
Introduced by: Ige D  
Amends provisions relating to the rental motor vehicle and tour vehicle surcharge tax. Extends the sunset date of the 7.50 dollars surcharge tax to June 30, 2016. Amends Act 104, session laws of 2011, relating to the remittance of the surcharge and establishing a rental motor vehicle customer facility charge on the customer, by extending the sunset date to June 30, 2016. -- Provides that for fiscal years 2012 - 2013 and 2013 - 2014, 3 dollars per day per rental transaction shall be deposited into the state highway fund, \_\_\_\_\_ dollars shall be deposited into the rental motor vehicle customer facility charge special fund, \_\_\_\_\_ dollars shall be deposited into the general fund, and the remainder shall be deposited into the rental motor vehicle customer facility charge special fund. Further

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provides that for fiscal years 2014 - 2015 and 2015 - 2016, 3 dollars per day per rental transaction shall be deposited into the state highway fund, \_\_\_\_ dollars shall be deposited into the rental motor vehicle customer facility charge special fund, \_\_\_\_ dollars shall be deposited into the general fund, and the remainder shall be deposited into the rental motor vehicle customer facility charge special fund. -- Authorizes the department of transportation to issue rental motor vehicle customer facility revenue bonds. (\$\$) -- SB2946 HD2

Committee Reports: SSCR 2120 (TIA) SSCR 2670 (WAM) HSCR 1158-12 (TRN)  
HSCR 1573-12 (FIN)

Current Status: May=03 12 Passed Legislature

Section Affected: 251-2, ACT 104 2011, 251-5, 261-7

SB2947 SD2 HD2 CD1 (CCR 176-12) RELATING TO TAXATION.

Introduced by: Ige D

Amends provisions relating to publication of reports. Requires the department of taxation to report to the legislature on the resources and information needed to complete the reports on tax credits; an identification of the best means of providing information in an electronic format in the future; and recommendations for additional information that may be required for inclusion in the reports as the department upgrades its tax computer systems and associated enterprise resource planning implementation. Allows rather than requires the department to explore and implement all reasonable methods of covering the costs of distribution of the reports. -- Authorizes the department to establish 3 permanent full time equivalent positions (3.0 FTE) and 1 temporary full time equivalent position (1.0 FTE). Appropriation. -- Amends provisions relating to expedited appeals and dispute resolution program. Authorizes the director of taxation to appoint an administrative appeals officer exempt from civil service laws. (\$\$) -- SB2947 CD1

Committee Reports: SSCR 2090 (EDT) SSCR 2608 (WAM) HSCR 1076-12 (ERB)  
HSCR 1649-12 (FIN) CCR 176-12

Current Status: May-03 12 Passed Legislature

Section Affected: 231-3.4, 231-7.5

SB2952 SD2 (SSCR 2614)

RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR LE JARDIN ACADEMY.

Introduced by: Tokuda J

Authorizes the issuance of special purpose revenue bonds to assist Le Jardin academy, a private not for profit elementary and secondary school, in financing and refinancing the planning, acquisition, construction, improvement, and equipping of its educational facilities in the state of Hawaii. Authorizes the issuance of refunding special purpose revenue bonds to refund the special purpose revenue bonds. (\$\$) -- SB2952 SD2

Committee Reports: SSCR 2095 (EDU) SSCR 2614 (WAM) HSCR 1092-12 (EDN)  
HSCR 1824-12 (FIN)

Current Status: May-03 12 Passed Legislature

SB2958 SD2 HD2 CD1 (CCR 179-12) RELATING TO HEALTH.

Introduced by: Green J

Appropriation to the department of health as a grant to the Kapiolani Medical Center for Women and Children to establish an apheresis stem cell collection program to support pediatric bone marrow transplantation to serve all young children to adulthood. (\$\$) -- SB2958 CD1

Committee Reports: SSCR 2332 (HTH) SSCR 2587 (WAM) HSCR 1129-12 (HLT)  
HSCR 1673-12 (FIN) CCR 179-12

Current Status: May-03 12 Passed Legislature

SB2971

RELATING TO VEHICLES.

Introduced by: Tsutsui S

Amends provisions relating to offenses against the person. Redefines vehicle to mean the same as the use of intoxicants while operating a vehicle law. Amends provisions relating to negligent injury in the 1st degree. Provides that a person is guilty of the offense of negligent injury in the 1st degree if that person causes serious bodily injury to another person by the operation of a vehicle in a negligent manner. -- Amends provisions relating to negligent injury in the 2nd degree. Provides that a person is guilty of the offense of negligent injury in the 2nd degree if that person causes substantial bodily injury to another person by the operation of a vehicle in a negligent manner. -- SB2971

Committee Reports: SSCR 2449 (JDL) HSCR 1101-12 (TRN) HSCR 1449-12 (JUD)

Current Status: Apr-03 12 Received by the Governor

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- Section Affected: Apr-17 12 Approved by Governor (Act 21 2012)  
707-700, 707-705, 707-706
- SB3001 SD2 HD2 CD1 (CCR 106-12) RELATING TO WILDLIFE.  
Introduced by: Kahele G, Solomon M, Gabbard M, Ryan P, Kidani M, Shimabukuro M, Green J  
Establishes provisions relating to interisland transportation of wild or feral deer prohibited. Prohibits a person to intentionally, knowingly, or recklessly transfer, transport, and release after transport through interisland movement any live wild or feral deer unless permitted by the department of land and natural resources or other department of the State. -- Establishes penalties and fines. -- SB3001 CD1  
Committee Reports: SSCR 2399 (JDL) SSCR 2591 (WAM) HSCR 1160-12 (WLO) HSCR 1559-12 (JUD) CCR 106-12  
Current Status: May-01 12 Passed Legislature  
Section Affected: 183D- (1 SECTION), 183D-1, 183D-5
- SB3002 SD2 HD1 CD1 (CCR 18-12) RELATING TO REAL ESTATE BROKERS AND SALESPERSONS.  
Introduced by: Kahele G, Shimabukuro M  
Amends provisions relating to revocation, suspension, and fine under real estate brokers and salespersons law. Requires that the real estate commission consider whether a licensee relied in good faith on information provided by other persons or 3rd parties when making a determination to revoke, suspend, fine, or terminate a registration or certificate on the basis of making any misrepresentation concerning any real estate transaction or on the basis of failing to ascertain and disclose all material facts. -- SB3002 CD1  
Committee Reports: SSCR 2377 (CPN) SSCR 2498 (JDL) HSCR 1511-12 (CPC/ JUD/) CCR 18-12  
Current Status: May-01 12 Passed Legislature  
Section Affected: 467-14
- SB3003 SD1 HD2 (HSCR 1635-12) RELATING TO GEOTHERMAL RESOURCES.  
Introduced by: Kahele G, Solomon M, Green J, Chun Oakland S, Galuteria B, Espero W, Dela Cruz D, Shimabukuro M  
Amends provisions relating to mining leases on reserved lands. Repeals provisions relating to the granting of a geothermal mining lease does not create the presumption that geothermal development activities occur on land within the geothermal mining lease until the area is designated a geothermal resource subzone. -- Amends provisions relating to exploration. Authorizes the board of land and natural resources to issue an exploration permit for geothermal resources as well as minerals. -- Amends provisions relating to zoning amendments under conservation district law. Requires geothermal resources exploration and geothermal resource development to be permitted uses in all zones of the conservation district.0 -- Amends provisions relating to districting and classification of lands under the land use commission. Requires rural districts to include geothermal resources exploration and geothermal resource development. -- Repeals provisions relating to geothermal resource subzones. -- Repeals provisions relating to designation of areas as geothermal resource subzones. Repeals provisions relating to exploratory wells. -- SB3003 HD2  
Committee Reports: SSCR 2408 (ENE/ WLH/ PGM/) SSCR 2618 (CPN/ WAM/) HSCR 1109-12 (EEP/ WLO/) HSCR 1635-12 (FIN)  
Current Status: Apr-16 12 Received by the Governor  
Apr-30 12 Approved by Governor (Act 97 2012)  
Section Affected: 182-1, 182-5, 182-6, 183C-4, 205-2, 205-4.5, 205-5, 205-5.1, 205-5.2, 205-5.3
- SB3006 SD2 HD2 CD1 (CCR 95-12) RELATING TO MOTOR VEHICLE TIRES.  
Introduced by: Shimabukuro M  
Requires the director of health to convene a task force to study ways to prevent or control the problem of abandoned tires littering the landscape. Report to the legislature. Task force dissolved on December 31, 2013 (sunset). -- SB3006 CD1  
Committee Reports: SSCR 2234 (HTH/ ENE/) SSCR 2588 (WAM) HSCR 1107-12 (EEP) HSCR 1653-12 (FIN) CCR 95-12  
Current Status: May=01 12 Passed Legislature
- SB3008 HD3 CD1 (CCR 82-12) RELATING TO FAMILY COURT.  
Introduced by: Shimabukuro M  
Amends provisions relating to publication of notices and process. Provides that in all

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family court cases, if the plaintiff or petitioner, as a result of impoverishment, is unable to publish notice, the plaintiff or petitioner shall file an affidavit attesting to impoverishment and to the fact that, after due and diligent search, the whereabouts of the individual sought to be served are unknown. Provides that upon such filings, the family court shall order that service be made by forwarding a certified copy of the pleadings and process to the individual at the last known address by registered or certified mail. -- SB3008 CD1

Committee Reports: SSCR 2345 (JDL) SSCR 2792 (WAM) HSCR 1067-12 (HUS)  
HSCR 1278-12 (JUD) HSCR 1547-12 (FIN) CCR 82-12

Current Status: May-01 12 Passed Legislature

Section Affected: 601-13

SB3010 SD2 HD1 (HSCR 1685-12)

RELATING TO TRANSPORTATION.

Introduced by: Tsutsui S, Kidani M, Shimabukuro M, Green J, Chun Oakland S

Exempts the department of transportation and any of its contractors from specified governmental requirements to the extent necessary to expedite specified projects for the bridge rehabilitation and replacement program beginning July 1, 2012, and ending June 30, 2017 (sunset). Requires that the rules under the act meet federal requirements that are a necessary condition to the receipt of federal funds by the State. -- SB3010 HD1

Committee Reports: SSCR 2087 (TIA/ PGM/ ENE/) SSCR 2672 (WAM) HSCR  
1156-12 (TRN/ EEP/) HSCR 1685-12 (FIN)

Current Status: Apr-30 12 Received by the Governor

SB3017 SD2 (SSCR 2799)

RELATING TO THE TRANSIENT ACCOMMODATIONS TAX.

Introduced by: Kim D, Tsutsui S, Kouchi R

Amends provisions relating to the transient accommodations tax. Defines transient accommodation furnished on a complimentary or gratuitous basis to include transient accommodations such as prize giveaways, contestant winnings, charitable gifts, and complimentary or gratuitous rooms furnished as part of a travel package and to not include accommodations furnished as part of a tourism industry promotional or marketing activity. -- SB3017 SD2

Committee Reports: SSCR 2045 (TSM) SSCR 2799 (WAM) HSCR 1023-12 (TOU)  
HSCR 1823-12 (FIN)

Current Status: May-01 12 Passed Legislature

Section Affected: 237D-2

SB3024 SD1 HD1 (HSCR 1018-12)

RELATING TO CORPORATIONS.

Introduced by: Tsutsui S

Amends provisions relating to action plan under the Hawaii business corporation act. Provides that if the plan involves a merger of a publicly traded corporation with or into a direct or indirect subsidiary corporation, of which all of the outstanding shares of each class are owned directly or indirectly by the publicly traded corporation, the plan shall be approved upon receiving the affirmative vote of the holders of a majority of each class of the shares entitled to vote thereon as a class and of the total shares entitled to vote thereon and any class of shares of any such corporation shall be entitled to vote as a class if any such plan contains any provision that, if contained in a proposed amendment to articles of incorporation, would entitle that class of shares to vote as a class and, in the case of an exchange, if the class is included in the exchange; as if each party to the merger was incorporated on or after July 1, 1987. -- SB3024 HD1

Committee Reports: SSCR 2421 (CPN) HSCR 1018-12 (ERB)

Current Status: Mar-22 12 Received by the Governor

Apr-09 12 Approved by Governor (Act 11 2012)

Section Affected: 414-313

SB3025 SD2 HD2 (HSCR 1665-12)

RELATING TO AFFORDABLE HOUSING CREDITS.

Introduced by: Tsutsui S

Amends provisions relating to housing; county powers. Provides that credits shall be issued for each single family residence, multi family unit, other residential unit, or if allowed under the county's affordable housing program, vacant lot, to be developed by the department of Hawaiian home lands. Provides that county wide or project specific requirements for the location of affordable housing units; housing class, use, or type; construction time; or other county requirements for affordable housing units shall not impair, restrict, or condition the county's obligation to apply the credits in full satisfaction of all county requirements whether by rule, ordinance, or particular zoning conditions of a project. Act to be repealed on June 30, 2015 (sunset). -- SB3025 HD2

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Committee Reports: SSCR 2353 (HWN/ WLH/) SSCR 2616 (PGM) HSCR 1295-12  
(HSG/ HAW/) HSCR 1665-12 (FIN)  
Current Status: Apr-17 12 Received by the Governor  
May-02 12 Approved by Governor (Act 98 2012)  
Section Affected: 46-15.1

SB3029 SD1 HD1 (HSCR 1353-12) RELATING TO STATUTORY REVISION: AMENDING VARIOUS PROVISIONS OF THE HAWAII REVISED STATUTES AND THE SESSION LAWS OF HAWAII FOR THE PURPOSE OF CORRECTING ERRORS AND REFERENCES AND CLARIFYING LANGUAGE.

Introduced by: Tsutsui S (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. -- SB3029 HD1  
Committee Reports: SSCR 2530 (JDL) HSCR 1353-12 (JUD)  
Current Status: Apr-04 12 Received by the Governor  
Apr-20 12 Approved by Governor (Act 34 2012)  
Section Affected: 11-156, 11-157, 12-8, 121-15, 128D-1, 142-61, 144-4, 144-9, 235-2.4, 432E-5, 432E-35, 514A-121.5, 514B-161, 712-1240, ACT 151 2009, 346-352, 235-1, 235-7, 237-1, 237-23, 431:1-201, 432:1-104, 432:2-101

SB3031 SD1 HD1 (HSCR 1499-12) RELATING TO INTOXICATING LIQUOR.  
Introduced by: Tsutsui S (BR)  
Amends provisions relating to prohibitions under intoxicating liquor law. Changes prohibition against licensees failing immediately, to failing to timely, prevent or suppress any violent, quarrelsome, disorderly, lewd, immoral or unlawful conduct of any person on the premises. -- SB3031 HD1

Committee Reports: SSCR 2265 (PGM) SSCR 2575 (JDL) HSCR 1263-12 (ERB)  
HSCR 1499-12 (CPC)  
Current Status: Apr-13 12 Received by the Governor  
Apr-26 12 Approved by Governor (Act 88 2012)  
Section Affected: 281-78

SB3062 SD1 HD2 CD1 (CCR 17-12) RELATING TO INSURANCE.  
Introduced by: Baker R  
Establishes the life settlements law (viatical settlement). Prohibits a person to act as a provider or broker with an owner of life insurance who is a resident of Hawaii without 1st having obtained a license from the insurance commissioner. Allows the commissioner to suspend, revoke, or refuse to renew the license of any licensee. -- Amends provisions related to fees under insurance code law by establishing fees for life settlement contract provider's and broker's licenses and fees for services as specified. -- SB3062 CD1

Committee Reports: SSCR 2444 (CPN) HSCR 1120-12 (CPC) HSCR 1624-12 (FIN)  
CCR 17-12  
Current Status: May-01 12 Passed Legislature  
Section Affected: (31 SECTIONS) LIFE SETTLEMENTS, 431:7-101

## SENATE BILLS THAT PASSED THE LEGISLATURE

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## HOUSE BILLS THAT PASSED THE LEGISLATURE

- HB0046 HD2 SD2 (SSCR 3318) RELATING TO PUBLIC HOUSING.  
Introduced by: Rhoads K  
Establishes provisions relating to prohibition on smoking in and around public housing; designated smoking areas. Prohibits smoking at any public housing project or state low income housing project. Requires the Hawaii public housing authority to designate permissible smoking areas. Allows the authority to terminate any lease, rental agreement, permit, or license upon the 3rd violation provided that, a violation by a non resident who is visiting a resident shall be deemed a violation by the resident if the resident is within 20 feet of the visitor at the time of the violation. -- HB0046 SD2  
Committee Reports: HSCR 257 (HSG) HSCR 657-12 (JUD) SSCR 2957 (HMS) SSCR 3318 (JDL)  
Current Status: Apr-25 12 Received by the Governor  
Section Affected: 356D- (1 SECTION), 356D-92
- HB0238 HD2 SD1 (SSCR 2063) RELATING TO TEMPORARY RESTRAINING ORDERS.  
Introduced by: Say C (BR)  
Amends provisions relating to temporary restraining order. Requires that a person serve a mandatory minimum term of imprisonment of 15 days and be fined for a 1st conviction for violation of a temporary restraining order if the person has a prior conviction for murder in the 1st and 2nd degree, assault in the 1st and 2nd degree, kidnapping, unlawful imprisonment in the 1st degree, sexual assault in the 1st, 2nd and 3rd degrees, continuous sexual assault of a minor under the age of 14, promoting child abuse in the 1st degree, burglary in the 1st and 2nd degree, abuse of family or household members, and aggravated harassment by stalking. -- HB0238 SD1  
Committee Reports: HSCR 393 (HUS) HSCR 651 (JUD) SSCR 844 (HMS) SSCR 2063 (JDL)  
Current Status: Apr-18 12 Received by the Governor  
Section Affected: 586-4
- HB0246 HD1 SD2 CD1 (CCR 140-12) RELATING TO APPROPRIATIONS TO THE DEPARTMENT OF THE PROSECUTING ATTORNEY OF THE CITY AND COUNTY OF HONOLULU.  
Introduced by: Say C (BR)  
Appropriation to the city and county of Honolulu department of the prosecuting attorney for grants in aid for the career criminal prosecution unit, for prosecution in drug court, for Hawaii's opportunity probation with enforcement program, and for the victim witness assistance program, including the hiring of necessary staff. (\$\$) -- HB0246 CD1  
Committee Reports: HSCR 577 (JUD) HSCR 857 (FIN) SSCR 2069 (JDL/ PGM/ SSCR 3345 (WAM) CCR 140-12  
Current Status: May-03 12 Passed Legislature
- HB0280 HD1 SD2 CD1 (CCR 114-12) RELATING TO AGRICULTURE.  
Introduced by: Tsuji C  
Establishes provisions relating to false labeling of Hawaii grown green coffee. Provides that a person commits the offense of false labeling of Hawaii grown green coffee if the person knowingly transports, distributes, advertises, sells, or possesses with the intent to sell Hawaii grown green coffee, cherry coffee, or parchment coffee that is falsely labeled with regard to the geographic origin of the Hawaii grown coffee. -- Amends provisions relating to duties of department; violations; proceedings; penalties. Provides that nothing in this act shall prohibit the county police departments and county prosecutors or state law enforcement agencies from investigating and enforcing criminal violations of this chapter. -- Amends provisions relating to inspection and classification of agricultural commodities; fees. Repeals requirement that all Hawaii grown green coffee beans be inspected by the department of agriculture for grade and origin unless otherwise specified by rules of the department. -- Amends provisions relating to prohibited act. Prohibits Hawaii grown coffee beans from being shipped outside the area of their geographic origin to any point within the State or outside the State unless the coffee bean package containing the beans has been marked with or contains a documentation of geographic origin approved by the department. -- HB0280 CD1  
Committee Reports: HSCR 295-12 (AGR) HSCR 585-12 (AGR) HSCR 755-12 (FIN) SSCR 2979 (AGL) SSCR 3239 (WAM) CCR 114-12  
Current Status: May-01 12 Passed Legislature  
Section Affected: 708- (1 SECTION), 147-2, 147-4, 147-7, 147-23
- HB0283 HD1 SD2 CD1 (CCR 135-12) RELATING TO STATE FUNDS.  
Introduced by: Tsuji C, Ito K, Herkes R, Chong P, Awana K, Har S

## HOUSE BILLS THAT PASSED THE LEGISLATURE

Authorizes the director of finance to transfer funds from the agricultural loan revolving fund to the pest inspection, quarantine, and eradication fund. -- Appropriation out of the pest inspection, quarantine, and eradication fund to the department of agriculture for a program to control and eradicate the coffee berry borer, including the destruction of feral coffee trees. (\$\$) -- HB0283 CD1

Committee Reports: HSCR 716-12 (FIN) SSCR 2929 (AGL) SSCR 3238 (WAM) CCR 135-12

Current Status: May-03 12 Passed Legislature

HB0297 HD1 SD1 (SSCR 2344)

RELATING TO THE PROBATION SERVICES FEE.

Introduced by: Say C (BR)

Amends provisions relating to probation services fee. Requires court to order a defendant to pay a compensation fee and a probation services fee upon every defendant who has entered a plea of guilty or nolo contendere to a petty misdemeanor, misdemeanor, or felony. -- HB0297 SD1

Committee Reports: HSCR 304 (JUD) HSCR 850 (FIN) SSCR 2344 (JDL) SSCR 3277 (WAM)

Current Status: Apr-20 12 Received by the Governor

Section Affected: 706-648, 853-1

HB0302 HD1 SD2 (SSCR 3278)

RELATING TO THE PROBATION SERVICES SPECIAL FUND.

Introduced by: Say C (BR)

Amends provisions relating to interstate transfer fee. Requires fees collected to be deposited into the probation services special fund. -- Requires moneys in the probation services special fund to be used by the judiciary to monitor and enforce compliance with the terms and conditions of probation and other supervision programs for defendants; and support other duties and activities related to the supervision of defendants. -- HB0302 SD2

Committee Reports: HSCR 307 (JUD) HSCR 858 (FIN) SSCR 2338 (JDL) SSCR 3278 (WAM)

Current Status: May-03 12 Passed Legislature

Section Affected: 353B-6, 706-649

HB0304 HD1 SD1 CD1 (CCR 153-12)

RELATING TO STATE FINANCES.

Introduced by: Oshiro M

Appropriation to the department of human services for grants to Adult Friends for Youth; for grants to the Alzheimer's Association, Aloha Chapter; for grants to Best Buddies International; for grants to Catholic Charities Hawaii; for grants to the Domestic Violence Action Center; to Family Promise of Hawaii; for grants to the Susannah Wesley Community Center. -- Appropriation to the department of labor and industrial relations for grants to Ballet Hawaii; for grants to Catholic Charities Hawaii; for grants to Legal Aid Society of Hawaii; for grants to Malama Learning Center; for grants to Moanalua Gardens Foundation; for grants to Palama Settlement; for grants to Parents and Children Together; for grants to Surfing the Nations; for grants to Volunteer Legal Services Hawaii. -- Appropriation to the department of defense for grants to The Chamber of Commerce of Hawaii. -- Appropriation to the department of health for grants to Child and Family Service - Maui; for grants to Child and Family Service - Kauai; for grants to Child and Family Service - Oahu; for grants to the Coalition for a Drug-Free Hawaii; for grants to Gregory House Programs; for grants to Hawaii Meth Project; for grants to the Kalihi-Palama Health Center; for grants to the Moliili Community Center; for grants to ORI Anuenue Hale, Inc.; for grants to Pacific Renal Care Foundation; for grants to Partners in Development Foundation; for grants to Read Aloud America, Inc.; for grants to Wahiawa General Hospital; for grants to Waikiki Community Center, Inc. -- Appropriation to the judiciary for grants to The Children's Alliance of Hawaii, Inc.; for grants to Hawaii Family Law Clinic. -- Appropriation to the department education for grants to Hawaii 3R's; for grants to Read to Me International Foundation. -- Appropriation to the department of accounting and general services for grants to the Hawaii United Okinawa Association; for grants to the Hawaii Theater Center. -- Appropriation to the department of Hawaiian home lands for grants to La'i (Lai) Opua 2020; for grants to Waiohuli Hawaiian Homesteaders Association, Inc. (\$\$) -- HB0304 CD1

Committee Reports: HSCR 727-12 (FIN) SSCR 3205 (WAM) CCR 153-12

Current Status: May-03 12 Passed Legislature

HB0425 HD3 SD2 (SSCR 3169)

RELATING TO PUBLIC UTILITIES.

Introduced by: Morita H

## HOUSE BILLS THAT PASSED THE LEGISLATURE

Amends provisions relating to general powers and duties under public utilities commission law. Requires the public utilities commission to consider the costs and benefits of a diverse fossil fuel portfolio and of maximizing the efficiency of all electric utility assets to lower and stabilize the cost of electricity. Prohibits anything in provisions relating to general powers and duties from subverting the obligation of electric utilities to meet the renewable portfolio standards set forth in provisions relating to renewable portfolio standards. -- HB0425 SD2

Committee Reports: HSCR 35-12 (EEP) HSCR 214-12 (EEP) HSCR 713-12 (CPC)  
SSCR 2949 (ENE) SSCR 3169 (CPN)

Current Status: Apr-18 12 Received by the Governor

Section Affected: 269-6

HB0461 HD1 SD1 (SSCR 2450)

RELATING TO THE UNIFORM MILITARY AND OVERSEAS VOTERS ACT.

Introduced by: Keith-Agaran G

Establishes provisions relating to uniform military and overseas voters act. -- HB0461 SD1

Committee Reports: HSCR 225 (PBM) HSCR 575 (JUD) HSCR 764 (FIN) SSCR 2450 (JDL)

Current Status: Apr-30 12 Received by the Governor

Section Affected: (18 SECTIONS) UNIFORM MILITARY AND OVERSEAS VOTERS ACT, 15-5, 15-3.5

HB0608 HD3 SD1 CD2 (SENATE FLOOR AMENDMENT 1 OR HOUSE FLOOR AMENDMENT 1)

RELATING TO HEALTH.

Introduced by: Yamane R

Appropriation to the department of health for a grant in aid for The Queen's Medical Center to support services to perform kidney and liver transplants in Hawaii. Requires matching private funds. -- Appropriation to the department of health for a grant in aid for National Kidney Foundation of Hawaii to maintain its chronic kidney disease management program. Requires matching private funds. -- HB0608 CD2

Committee Reports: HSCR 126 (HLT) HSCR 368 (HLT) HSCR 894 (FIN) SSCR 859 (HTH) SSCR 1100 (WAM) CCR 1-12 SENATE FLOOR AMENDMENT 1 HOUSE FLOOR AMENDMENT 1

Current Status: Feb-03 12 Received by the Governor

Feb-04 12 Approved by Governor (Act 1 2012)

HB0609 HD2 SD2 CD1 (CCR 116-12)

RELATING TO HEALTH.

Introduced by: Yamane R

Establishes provisions relating to Hawaii Medical Center East; affiliation; acquisition under Hawaii health systems corporation law. Allows the Hawaii Medical Center East on Oahu to be assimilated into the Hawaii health systems corporation by negotiation between the corporation and the owners of the Hawaii Medical Center East. Prohibits any liabilities of the Hawaii Medical Center East from becoming liabilities of the corporation. Exempts the Hawaii Medical Center East, once assimilated, from concessions on public property and expenditure of public money and public contracts laws and its board of directors, if any, from provisions relating to meetings under public agency meetings and records law. Exempts the purchase of goods and services by or on behalf of Hawaii Medical Center East, after assimilation, from Hawaii public procurement code and purchases of health and human services laws. Exempts assimilation of Hawaii Medical Center East into the corporation from provisions relating to hospital acquisition under health planning and resources development and health care cost control law. -- HB0609 CD1

Committee Reports: HSCR 120-12 (HLT) HSCR 424-12 (HLT) HSCR 826-12 (FIN)  
SSCR 2896 (HTH) SSCR 3342 (WAM) CCR 116-12

Current Status: May-01 12 Passed Legislature

Section Affected: 323F- (1 SECTION) HAWAII MEDICAL CENTER-EAST

HB0626 SD1 (SSCR 3143)

RELATING TO THE HAWAII UNIFORM COLLABORATIVE LAW ACT.

Introduced by: Evans C

Establishes the Hawaii uniform collaborative law act. Establishes procedures intended to resolve a collaborative matter without intervention by a court, arbitrator, administrative agency, or other body acting in an adjudicative capacity or a legislative body conducting a hearing or similar process. -- HB0626 SD1

Committee Reports: HSCR 533-12 (JUD) HSCR 854-12 (FIN) SSCR 3143 (JDL)

Current Status: Apr-20 12 Received by the Governor

Section Affected: (22 SECTIONS) HAWAII UNIFORM COLLABORATIVE LAW

## HOUSE BILLS THAT PASSED THE LEGISLATURE

### ACT

- HB0679 HD1 SD1 CD1 (CCR 41-12) RELATING TO FIREARMS.  
Introduced by: Ito K, Chang J, Awana K, Har S, McKelvey A, Tsuji C  
Amends provisions relating to liability of firearm owners. Provides that if a firearm discharges and the discharge of the firearm proximately causes either personal injury or property damage to any person, the owner of the firearm shall be absolutely liable for the damage. Provides that the absolute liability shall not apply to the National Rifle Association certified firearms instructors during the course of providing firearms training or safety courses or classes at a firing range to persons seeking to acquire a permit for the acquisition of a pistol or revolver, provided that this act shall not be construed to relieve a National Rifle Association certified firearms instructor from any other tort liability that may be applicable. -- HB0679 CD1  
Committee Reports: HSCR 605-12 (PBM) HSCR 916-12 (JUD) SSCR 3195 (JDL) CCR 41-12  
Current Status: May-01 12 Passed Legislature  
Section Affected: 663-9.5
- HB0755 HD3 SD2 (SSCR 3231) RELATING TO PUBLIC HOUSING.  
Introduced by: Cabanilla R, Mizuno J, Chong P, Brower T, Awana K, Say C  
Amends provisions relating to Hawaii public housing authority law. Amends provisions relating to termination and eviction. Requires a written notice in accordance with requirements imposed under federal law to inform the tenant of the delinquency payment. Amends provisions relating to hearings. Changes membership on eviction board from no fewer than 3 of which 1 shall be a tenant, to no fewer than 1 and no more than 3 persons of which 1 shall be a tenant. Repeals requirement that at least 1 eviction board be established in each county of the State. Allows the eviction board to conduct hearings using video conferencing technology. -- HB0755 SD2  
Committee Reports: HSCR 121 (HSG) HSCR 452-12 (JUD) HSCR 785-12 (FIN) SSCR 2934 (HMS) SSCR 3231 (JDL)  
Current Status: Apr-30 12 Received by the Governor  
Section Affected: 356D-92, 356D-93
- HB0905 HD1 SD1 CD1 (CCR 4-12) RELATING TO DELIVERY OF GOVERNMENT SERVICES.  
Introduced by: Yamane R, Yamashita K, Cullen T, Manahan J, Aquino H  
Amends provisions relating to collaboration of providers by changing it to participation of providers. Provides that prior to a state agency's release of a request for proposal, at the request of the agency, a provider shall participate in the agency's development of a delivery plan for health and human services. -- HB0905 CD1  
Committee Reports: HSCR 292 (HLT/ HUS/) HSCR 897 (FIN) SSCR 1119 (HTH/ HMS/ WAM/) CCR 4-12  
Current Status: Feb-01 12 Received by the Governor  
Feb-15 12 Approved by Governor (Act 4 2012)  
Section Affected: 103F-203
- HB0994 HD1 (HSCR 1-12) RELATING TO MOTOR VEHICLE INSURANCE.  
Introduced by: Nakashima M  
Amends provisions relating to covered loss deductible. Requires covered loss deductible to not include any optional coverage, or benefits paid or incurred. -- HB0994 HD1  
Committee Reports: HSCR 1-12 (LAB) HSCR 667-12 (CPC) SSCR 2984 (JDL) SSCR 3164 (CPN)  
Current Status: Apr-11 12 Received by the Governor  
Apr-20 12 Approved by Governor (Act 32 2012)  
Section Affected: 431:10C-301.5
- HB1054 HD1 SD1 CD1 (CCR 65-12) RELATING TO EDUCATION.  
Introduced by: Say C (BR)  
Amends provisions relating to the libraries law. Allows the board of education to enter into contract as approved by the governor with affiliates of the friends of the library of Hawaii, and any tax exempt nonprofit organization whose primary purpose is to support a state library branch for the purpose of obtaining the use of the books and property and income of the friends of the library of Hawaii, its affiliates, and such tax exempt nonprofit organizations. Requires an annual audit of the trust fund to be submitted to the legislature and the board of education. Authorizes the head librarian of each library branch to request the issuance of licenses, revocable permits, concessions, or rights of

## HOUSE BILLS THAT PASSED THE LEGISLATURE

entry for the use of library facilities and grounds, with the approval of the state librarian, and in consultation with the board of education. Requires the state librarian to administer the licenses, revocable permits, concessions, or rights of entry. Provides that net proceeds received by the friends of the library of Hawaii from the operation of any concession, vending machine, or other activity thru a statewide contract within or on the grounds of any state library facility shall be deposited into the friends of the library of Hawaii special fund. Also provides that all net proceeds received by the friends of the library of Hawaii, an affiliate of the friends of the library of Hawaii, or any nonprofit organization from the operation of any concession, vending machine, or other activity within, or on the grounds of, any state library facility shall be deposited into an account in a federally insured financial institution, with such account being held in that organization's name and controlled exclusively by that organization. Requires annual financial statement to be submitted to the state librarian. -- HB1054 CD1

Committee Reports: HSCR 21 (EDN) HSCR 875 (FIN) SSCR 3142 (EDU) CCR 65-12  
Current Status: May-01 12 Passed Legislature  
Section Affected: 312-2, 312-3.7, 312-3.8

HB1181 HD1 SD1 (SSCR 3304)

RELATING TO GOVERNMENT.

Introduced by: Choy I (BR)

Establishes provisions relating to relief from retaliatory actions under the general provisions (counties) law. Requires any employee, contractor, or agent to be entitled to all relief necessary to make that employee, contractor, or agent whole, if that employee, contractor, or agent is discharged, demoted, suspended, threatened, harassed, or in any other manner discriminated against in the terms and conditions of employment, contract, or agency relationship because of lawful acts done by the employee, contractor, agent or associated others in furtherance of an action by private persons or other efforts to stop or address any conduct in action for false claims to the State. Prohibits a person from bringing an action which is based upon allegations or transactions which are the subject of a civil suit or an administrative civil money penalty proceeding in which the State is already a party. Provides that a person who knowingly makes, uses, or causes to be made or used, a false record or statement material to an obligation to pay or transmit money or property to the county, or knowingly conceals, or knowingly and improperly avoids or decreases an obligation to pay or transmit money or property to the county is liable to the State for a civil penalty. Increases civil penalties. -- Amends provisions relating to action for false claims to the counties, qui tam actions. -- Establishes provisions relating to relief from retaliatory actions under the actions by and against the state law. Requires any employee, contractor, or agent to be entitled to all relief necessary to make that employee, contractor, or agent whole, if that employee, contractor, or agent is discharged, demoted, suspended, threatened, harassed, or in any other manner discriminated against in the terms and conditions of employment, contract, or agency relationship because of lawful acts done by the employee, contractor, agent or associated others in furtherance of an action by private persons or other efforts to stop or address any conduct in action for false claims to the State. Provides that a person who knowingly makes, uses, or causes to be made or used, a false record or statement material to an obligation to pay or transmit money or property to the State, or knowingly conceals, or knowingly and improperly avoids or decreases an obligation to pay or transmit money or property to the State is liable to the State for a civil penalty. Establishes civil penalties. -- Prohibits a person from bringing an action which is based upon allegations or transactions which are the subject of a civil suit or an administrative civil money penalty proceeding in which the State is already a party. -- HB1181 SD1

Committee Reports: HSCR 717-12 (FIN) SSCR 2970 (PGM/JDL) SSCR 3304 (WAM)  
Current Status: Apr-27 12 Received by the Governor  
Section Affected: 46- (2 SECTIONS), 46-171, 46-177, 46-178, 661- (2 SECTIONS), 661-21, 661-27, 661-28

HB1295 HD3 SD2 CD1 (CCR 59-12)

RELATING TO BUSINESS.

Introduced by: McKelvey A

Establishes provisions relating to unlicensed contracting offenses. Provides that a person commits the offense of unlicensed contracting activity if the person engages in any activity, other than an offense involving the inadvertent failure to renew a previously existing license, or uses any word, title, or representation to induce the false belief that the person is licensed to engage in contracting activity. Makes it a misdemeanor. -- Provides that a person commits the offense of habitual unlicensed contracting activity if the person is has had 2 or more convictions within 10 years, preceding the time of the conduct for which the person is charged, for unlicensed contracting activity, and engages

## HOUSE BILLS THAT PASSED THE LEGISLATURE

in any activity for which a contractor's license is required and is not licensed as a contractor when engaging in the activity, or uses any word, title, or representation to induce the false belief that the person is licensed to engage in contracting activity. Makes it a class C felony. -- Provides that a person commits the offense of unlicensed contractor fraud if the person engages in any activity that requires a contractor's license and is not licensed as a contractor when the person engages in the activity, and while engaged in the activity, obtains or exerts control over the property of another by deception, with intent to deprive the other of the property. -- Provides that a person commits the offense of unlicensed contractor fraud in the 1st degree if the person commits unlicensed contractor fraud and the total value of the property over which the person obtains control is equal to or greater than 20,000 dollars. Makes it a class B felony. -- Provides that a person commits the offense of unlicensed contractor fraud in the 2nd degree if the person commits unlicensed contractor fraud and the total value of the property over which the person obtains control is less than 20,000 dollars. Makes it a class C felony. -- Provides that for unlicensed contractor fraud, the value of the property shall be the greater of the value of property as provided for in burglary in the 2nd degree. -- Amends provisions relating to civil and criminal sanctions for unlicensed activity; fines; injunctive relief; damages; forfeiture. Provides that any person, who engages in an activity requiring a license issued by the licensing authority and who fails to obtain the required license, or who uses any word, title, or representation to induce the false belief that the person is licensed to engage in the activity, other than a circumstance of 1st instance involving the inadvertent failure to renew a previously existing license, shall be guilty of a misdemeanor and each day of unlicensed activity shall be deemed a separate offense. -- HB1295 CD1

Committee Reports: HSCR 121-12 (ERB) HSCR 563-12 (ERB) HSCR 693-12 (JUD/CPC/) SSCR 3006 (JDL/CPN/) SSCR 3348 (WAM) CCR 59-12  
Current Status: May=01 12 Passed Legislature  
Section Affected: 708- (6 SECTIONS) UNLICENSED CONTRACTING OFFENSES, 436B-27

HB1398 HD1 SD1 CD1 (CCR 42-12)

RELATING TO THE HAWAII PUBLIC HOUSING AUTHORITY.

Introduced by: Jordan J

Establishes provisions relating to development of property; partnership or development agreement. Authorizes the Hawaii public housing authority to execute a partnership or development agreement with a private party for any public housing project. Except as provided by federal law or regulation exempts the authority from expenditure of public money and public contracts law and the Hawaii public procurement code. Annual reports to the legislature. -- HB1398 CD1

Committee Reports: HSCR 383-12 (HSG) HSCR 786-12 (FIN) SSCR 2990 (HMS/WLH/ PGM/) SSCR 3245 (WAM) CCR 42-12  
Current Status: May-01 12 Passed Legislature  
Section Affected: 356D- (1 SECTION) DEVELOPMENT OF PROPERTY

HB1524 HD2 SD2 (SSCR 3322)

RELATING TO AGRICULTURAL THEFT.

Introduced by: Hashem M, Tsuji C, Choy I, McKelvey A, Awana K

Establishes provisions relating to theft; agricultural product; sentencing. Requires person who is sentenced for an offense involving theft of an agricultural product or commodity to make payment to the property owner for the value of the stolen agricultural product and the cost of replanting. -- Amends provisions relating to agricultural commodities; ownership and movement certification. Requires a person upon sale of any agricultural commodity or upon transportation of lots of any agricultural commodity of more than 200 pounds or with a value of at least 100 dollars to complete a certificate describing the commodity, the amount and value of the commodity, seller's name, residence, address, telephone number, and license plate number of the vehicle used by the seller to deliver the commodity to the place of purchase, the name of the farm owner and address of origin, the name of the buyer or consignee, and the signature of the seller and, upon sale, the signature of the buyer or consignee. -- Amends provisions relating to theft in the 2nd degree. Provides that a person commits the offense of theft in the 2nd degree if the person commits theft of agricultural commodities that are generally known to be marketed for commercial purposes. Possession of agricultural commodities without ownership and movement certificates is prima facie evidence that the products are or have been stole. -- Amends provisions relating to enforcement; deleting citation and summons; and adds criminal penalties. Establishes penalties. -- Repeals form of citation and summons act and administration of cash. -- HB1524 SD2.

Committee Reports: HSCR 119 (AGR) HSCR 936 (JUD) SSCR 2289 (AGL) SSCR

## HOUSE BILLS THAT PASSED THE LEGISLATURE

3322 (JDL)  
Current Status: Apr-23 12 Received by the Governor  
Section Affected: 708- (1 SECTION), 145-22, 145-23, 145-25, 145-27, 708-831,  
145-26, 145-28

HB1543 SD1 CD1 (CCR 34-12)

RELATING TO THE MOTOR VEHICLE INDUSTRY LICENSING LAW.

Introduced by: Herkes R

Amends provisions relating to reimbursement for parts under the motor vehicle industry licensing act. Prohibits a manufacturer or distributor from recovering, or attempting to recover, from dealers its cost for reimbursing a dealer for warranty work. Requires the director of commerce and consumer to conduct a review of the costs of the repairs of motor vehicles, including the prices charged by dealers for performing repairs under warranty and repairs not under warranty, and to compare such costs to repairs performed by non dealers. -- HB1543 CD1

Committee Reports: HSCR 612 (CPC) SSCR 3128 (CPN) CCR 34-12

Current Status: May=01 12 Passed Legislature

Section Affected: 437-56

HB1617 HD2 SD2 CD1 (CCR 112-12)

RELATING TO PUBLIC LANDS.

Introduced by: Chang J, Tsuji C, Herkes R, Har S, Nakashima M, McKelvey A

Establishes provisions relating to commercial, hotel, resort, or industrial leases; extension of term. Allows the board of land and natural resources to extend the lease term of public lands for commercial, hotel or industrial use upon the approval by the board of a development agreement proposed by the lessee or the lessee and developer to make substantial improvements to the demised premises. Requires the lessee, or the lessee and developer to submit to the board the plans and specifications for the total development being proposed. Requires the board to review the specifications and determine whether the development is of sufficient worth and value to justify the extension of the lease; the estimated period of time to complete the improvements and expected date of completion of the improvements; and the minimum revised annual rent based on the fair market value of the lands to be developed, as determined by an appraiser for the board, and percentage rent where gross receipts exceed a specified amount. Prohibits any lease extension until the board and the lessee, or the lessee and the developer, mutually agree to the terms and conditions of the development agreement. Prohibits construction to commence until the lessee, or the lessee and developer have filed with the board a sufficient bond conditioned upon the full and faithful performance of all the terms and conditions of the development agreement. Requires extension of the lease to be based upon the substantial improvements to be made and to be no longer than 55 years. Requires that any extension of a lease granted is to be effectuated, documented, and executed using the most current lease form and leasing practices and policies of the board. -- Establishes provisions relating to withdrawal of leased land; fair compensation; lease extension. Requires the lease rent to be reduced in proportion to the value of the land withdrawn or made unusable upon a withdrawal or taking of leased land that causes any portion of the land to become unusable for the specific use or uses for which it was leased. Prohibits any land that is under cultivation to be withdrawn or taken until the crops are harvested, unless the board of land and natural resources pays the lessee the value of the crops. Requires the board to pay to the lessee the difference between the appraised breeding value and the salvage value, including the cost of transportation to a market on the island on which the leased land is located if the breeding livestock cannot be relocated or marketed for the breeding value. -- HB1617 CD1

Committee Reports: HSCR 198 (WLO) HSCR 561 (TOU/ ERB/) HSCR 832 (FIN)  
SSCR 3011 (WLH/ JDL/) SSCR 3299 (WAM) CCR 112-12

Current Status: May-01 12 Passed Legislature

Section Affected: 171- (1 SECTION), 171- (1 SECTION), 171-37, 171-38

HB1666 HD1 SD1 CD1 (CCR 33-12)

RELATING TO THE PENAL CODE.

Introduced by: Wooley J

Amends provisions relating to negligent homicide in the 1st degree. Provides that a person commits the offense of negligent homicide in the 1st degree if that person causes the death of a vulnerable user by the operation of a vehicle in a negligent. -- Amends provisions relating to negligent homicide in the 2nd degree. Provides that a person commits the offense of negligent homicide in the 2nd degree if that person causes the death of a vulnerable user by the operation of a vehicle in a manner that constitutes simple negligence. -- Amends provisions relating to negligent injury in the 1st degree.

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Provides that a person commits the offense of negligent injury in the 1st degree if that person causes substantial bodily injury to a vulnerable user by the operation of a motor vehicle in a negligent manner. -- HB1666 CD1

Committee Reports: HSCR 126-12 (TRN) HSCR 799-12 (JUD) SSCR 3185 (JDL) CCR 33-12

Current Status: May-01 12 Passed Legislature

Section Affected: 707-700, 707-702.5, 707-703, 707-705

HB1671 HD2 SD2 (SSCR 3321)

RELATING TO PROCUREMENT.

Introduced by: Choy I

Amends provisions relating to the Hawaii public procurement code. Establishes provisions requiring the state procurement office to keep statistics on solicitations and awards protested. -- Amends provisions relating to administrative proceedings for review. Requires the several hearings officers appointed by the director of the department of commerce and consumer affairs to have jurisdiction to review and determine any request from any bidder, offeror, contractor, person, or governmental body aggrieved by a determination of the chief procurement officer, head of a purchasing agency, or a designee of either officer. Provides that the party shall have the burden of proof, including the burden of producing evidence as well as the burden of persuasion. -- Requires party initiating proceedings to pay the department of commerce and consumer affairs a specified cash or protest bond amount that will be returned if the initiating party prevails. -- Reduces the number of days the hearings officer has to transmit the record of the administrative proceedings to the circuit court upon the filing of an application for judicial review. Provides that judicial review shall be resolved within 30 days or the circuit court shall lose jurisdiction and the decision of the hearings officer shall remain. -- HB1671 SD2

Committee Reports: HSCR 53-12 (ERB) HSCR 922-12 (FIN) SSCR 2965 (PGM) SSCR 3321 (JDL/ WAM/)

Current Status: Apr-20 12 Received by the Governor

Section Affected: 103D- (1 SECTION), 103D-701, 103D-709, 103D-710

HB1695 SD1 (SSCR 3036)

RELATING TO TAXATION.

Introduced by: Choy I

Amends erroneous claim for refund or credit. Provides that the penalty shall not apply to any portion of an underpayment on which a penalty is imposed under provisions relating to substantial understatements or misstatements of amounts; penalty. -- HB1695 SD1

Committee Reports: HSCR 375-12 (JUD) HSCR 857-12 (FIN) SSCR 3036 (WAM)

Current Status: Apr-24 12 Received by the Governor

Section Affected: 231-36.8

HB1698

RELATING TO QUALIFIED COMMUNITY REHABILITATION PROGRAMS.

Introduced by: Rhoads K

Amends Act 213, session laws of 2008, relating to qualified community rehabilitation programs. Repeals the requirement that the department of human resources development annually report to the legislature on expenditures of qualified community rehabilitation programs and related activities. -- HB1698

Committee Reports: HSCR 10-12 (LAB) HSCR 882-12 (FIN) SSCR 2848 (HMS) SSCR 3270 (WAM)

Current Status: Apr-11 12 Received by the Governor

Apr-23 12 Approved by Governor (Act 44 2012)

Section Affected: ACT 213 2008

HB1705 HD1 SD1 CD1 (CCR 58-12)

RELATING TO TAXATION.

Introduced by: Evans C

Amends income tax provisions to conform the Hawaii income tax law to the Federal Internal Revenue Code. Provides that Revenue Code Section 501 (c) (12), (15) and (16) (with respect to exempt organizations) shall not be operative except that section 501 (c) (12) shall be operative for companies that provide potable water to residential communities that lack any access to public utility water services. -- Provides a general excise tax exemption for companies that provide potable water to residential communities that lack any access to public utility water services and are exempt under section 501 (c) (12). -- HB1705 CD1

Committee Reports: HSCR 723-12 (FIN) SSCR 3174 (WAM) CCR 58-12

Current Status: May-01 12 Passed Legislature



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Section Affected: 235-2.3, 237-23

HB1726 HD1 SD2 CD1 (CCR 147-12) RELATING TO ENERGY.  
Introduced by: Coffman D  
Amends Act 253, session laws of 2007, establishing the energy systems development special fund to develop an integrated approach and portfolio management of renewable energy project that will reduce Hawaii's dependence on fossil fuel and imported oil and other imported energy resources and move Hawaii toward energy self sufficiency by extending the sunset date. -- HB1726 CD1  
Committee Reports: HSCR 18-12 (EEP) HSCR 905-12 (FIN) SSCR 2950 (ENE) SSCR 3235 (WAM) CCR 147-12  
Current Status: May-03 12 Passed Legislature  
Section Affected: ACT 253 2007

HB1743 RELATING TO DRIVER LICENSING.  
Introduced by: Souki J, Ichiyama L  
Amends provisions relating to driver licensing. Increases the gross vehicle weight rating to 18,000 pounds or less. -- HB1743  
Committee Reports: HSCR 16-12 (TRN) HSCR 246-12 (JUD) SSCR 2838 (TIA)  
Current Status: Mar-19 12 Received by the Governor  
Apr-04 12 Approved by Governor (Act 10 2012)  
Section Affected: 286-102

HB1744 HD1 (HSCR 955-12) RELATING TO COMPENSATION.  
Introduced by: Rhoads K, Say C  
Amends Act 85, session laws of 2009, as amended by Act 57, session laws of 2011, by extending the 5 per cent salary decrease for the governor, lieutenant governor, justices and judges of all state courts, the administrative director of the State or an equivalent position, and the department heads or executive officers and the deputies or assistants to the department heads or executive officers of certain departments, and members of the legislature until June 30, 2013 (sunset), provided that the salary recommendations of the 2006 commission on salaries for those positions effective July 1, 2011, shall become effective on July 1, 2013. Repeals provisions relating to restoring leaves of absence. -- HB1744 HD1  
Committee Reports: HSCR 9-12 (LAB) HSCR 955-12 (FIN) SSCR 3191 (JDL/ WAM/)  
Current Status: Apr-11 12 Received by the Governor  
Apr-23 12 Approved by Governor (Act 48 2012)  
Section Affected: ACT 85 2009, ACT 57 2011

HB1746 HD1 (HSCR 264-12) RELATING TO CONDOMINIUMS.  
Introduced by: Rhoads K, Brower T, Luke S, Ichiyama L  
Amends provisions of metering of utilities. Allows the board of directors to authorize the installation of separate meters to determine the use by each of the residential and commercial apartments of utilities, including electricity, water, gas, fuel, oil, sewerage, and drainage; provided that the cost of installing the meters shall be paid by the association. -- HB1746 HD1  
Committee Reports: HSCR 264-12 (HSG) HSCR 666-12 (CPC) SSCR 3093 (CPN)  
Current Status: Apr-02 12 Received by the Governor  
Apr-12 12 Approved by Governor (Act 18 2012)  
Section Affected: 514A-15.5, 514B-42

HB1754 HD1 SD1 (SSCR 2886) RELATING TO ELECTIONS.  
Introduced by: Say C (BR)  
Amends provisions relating to a request for an absentee ballot. Requires the chief election officer or the clerk in a county to mail an absentee ballot to each registered voter in an area that has less than 500 registered voters as of the preceding general election in an area covered by a unique ballot type, if an election day polling place will not be established for such voters. -- HB1754 SD1  
Committee Reports: HSCR 11-12 (JUD) HSCR 767-12 (FIN) SSCR 2886 (JDL)  
Current Status: Apr-20 12 Received by the Governor  
Section Affected: 15-4

HB1755 HD2 SD2 CD1 (CCR 141-12) RELATING TO VOTER REGISTRATION.  
Introduced by: Say C (BR)  
Establishes provisions relating to the application to register electronically. Allows the

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clerk of the county to permit a person who has a valid government issued identification that is capable of electronic confirmation to submit an application to register to vote electronically. -- Amends provisions relating to the general county register; restrictions in use. Repeals the requirement that the clerk maintain a list of all registered voters in each precinct and copies of affidavit of registration. Allows the clerk to release voter lists or data, provided that the information furnished in the affidavit is copied or released for election or government purposes only. Repeals the requirement that the clerk maintain records by computer tape or otherwise of office of Hawaiian affairs registered voters to facilitate their identification as a separate category of voters. -- Amends provisions relating to the application to register. Repeals the provision that any person qualified to and desiring to register as a voter for the election of members of the board of trustees of the office of Hawaii affairs make and subscribe to an application in the form of an affidavit that the person is Hawaiian. Requires the applicant to swear to the truth of the allegations of self subscribing affirmation in the affidavit. Requires the voter registration transaction captured by the online voter registration system to be assigned a transaction number. -- Amends provisions relating to closing register; list of voters. Repeals the requirement that the clerk of each county maintain a list of all registered voters in each precinct. -- Amends provisions relating to the nomination papers: number of signers. Requires that the nomination papers for candidates for members of the board of trustees of the office of Hawaiian affairs shall be signed by not less than 25 persons registered to vote. Requires the chief election officer and the clerk of each county to work collaboratively to study the feasibility of using the last 4 digits of the social security number in lieu of using that number in its entirety in voter registration and record keeping. Report to the legislature. Appropriation. (\$\$) -- HB1755 CD1

Committee Reports: HSCR 449-12 (JUD) HSCR 773-12 (FIN) SSCR 2883 (JDL)  
SSCR 3347 (WAM) CCR 141-12

Current Status: May-03 12 Passed Legislature

Section Affected: 11- (1 SECTION), 11-14, 11-15, 11-24, 12-5

HB1764 HD1 SD1 (SSCR 3192)

RELATING TO THE RESIDENCY OF APPOINTIVE OFFICERS.

Introduced by: Say C (BR)

Amends provisions relating to citizenship and residence; exceptions. Provides that the 1 year residency requirement may be waived by the appointing authority when the appointive office is required to have highly specialized or scientific knowledge and training and a qualified applicant who is a resident for at least 1 year is not available to fill the position. -- HB1764 SD1

Committee Reports: HSCR 28-12 (LAB) HSCR 455-12 (JUD) SSCR 3192 (JDL/  
WAM)

Current Status: Apr-24 12 Received by the Governor

Section Affected: 78-1

HB1765 HD2 SD1 (SSCR 2847)

RELATING TO CRIMINAL HISTORY RECORD CHECKS FOR COUNTY EMPLOYEES.

Introduced by: Say C (BR)

Amends provisions relating to employer inquiries into conviction record under employment practices law. -- Amends provisions relating to criminal history record checks. Allows the county liquor commissions to check on employees and prospective employees involved in liquor administration, law enforcement, and liquor control investigations. Allows the counties to conduct criminal history record checks on prospective employees who work with vulnerable adults or senior citizens in community based programs, for fire department positions that involve contact with children or dependent adults, for emergency medical services positions that involve contact with children or dependent adults, for emergency management positions and community volunteers whose responsibilities involve planning and executing Homeland Security measures including viewing, handling, and engaging in law enforcement or classified meetings and assisting vulnerable and disabled citizens during emergencies or crises. -- HB1765 SD1

Committee Reports: HSCR 54-12 (LAB) HSCR 534-12 (JUD) HSCR 807-12 (FIN)  
SSCR 2847 (PGM/ HMS/) SSCR 3226 (JDL)

Current Status: Apr-27 12 Received by the Governor

Section Affected: 378-2.5, 846-2.7

HB1772

RELATING TO VIOLATION OF PRIVACY.

Introduced by: Say C (BR)

Amends provisions relating to violation of privacy in the 2nd degree. Clarifies that a person commits the offense of violation of privacy in the 2nd degree if the person

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intentionally installs or uses, or both, in any private place, without consent of the person or persons entitled to privacy therein, any means or device for observing, recording, amplifying, or broadcasting sounds or events in that place other than another person in a stage of undress or sexual activity. -- HB1772

Committee Reports: HSCR 664-12 (JUD) SSCR 3199 (JDL)

Current Status: Apr-11 12 Received by the Governor

Apr-24 12 Approved by Governor (Act 59 2012)

Section Affected: 711-1111

HB1777 HD1 SD1 (SSCR 3196)

RELATING TO PRODUCTION OF RECORDS.

Introduced by: Say C (BR)

Establishes criminal process records law. Allows the search of or commanding production of records that are in the actual or constructive possession of a recipient who receives service outside Hawaii, regardless of whether the recipient or the records are physically located within the State. Requires records production to be made within 20 business days of service. -- HB1777 SD1

Committee Reports: HSCR 634-12 (JUD) HSCR 769-12 (FIN) SSCR 3196 (JDL)

Current Status: Apr-25 12 Received by the Governor

Section Affected: (6 SECTIONS) CRIMINAL PROCESS RECORDS, 836-1

HB1788 HD1 SD1 CD1 (CCR 36-12)

RELATING TO COMPUTER CRIME.

Introduced by: Keith-Agaran G, Lee C, Luke S, Nishimoto S, Brower T, Rhoads K, Aquino H

Establishes provisions relating to computer fraud in the 3rd degree. Provides that a person commits the offense of computer fraud in the 3rd degree if the person knowingly accesses a computer, computer system, or computer network with the intent to commit the offense of theft in the 3rd or 4th degree. Makes it a class C felony. -- Amends provisions relating to computer fraud in the 1st degree. Provides that a person commits the offense of computer fraud in the 1st degree if the person knowingly accesses a computer, computer system, or computer network with the intent to commit the offense of theft in the 1st degree. Makes it a class A felony. -- Provides that a person commits the offense of computer fraud in the 2nd degree if the person knowingly accesses a computer, computer system, or computer with the intent to commit the offense of theft in the 2nd degree. Makes it a class B felony. -- Amends provisions that a person commits the offense of unauthorized computer access in the 1st degree if the person knowingly accesses a computer, computer system or computer network without authorization and thereby obtains information, and the offense was committed for the purpose of commercial or private financial gain, the offense was committed in furtherance of any other crime, the value of the information obtained exceeds 20,000 dollars, or the information has been determined by a statute or to require protection against unauthorized disclosure. Makes it a class A felony. -- Amends provisions relating to unauthorized computer access in the 2nd degree. Provides that a person commits the offense of unauthorized computer access in the 2nd degree if the person knowingly accesses a computer, computer system, or computer network without authorization and thereby obtains information. Makes it a class B felony. -- Amends provisions relating to unauthorized computer access in the 3rd degree. Provides that a person commits the offense of unauthorized computer access in the 3rd degree if the person knowingly accesses a computer, computer system, or computer network without authorization. Makes it a class C felony. -- HB1788 CD1

Committee Reports: HSCR 676-12 (JUD) SSCR 2924 (EDT) SSCR 3230 (JDL) CCR 36-12

Current Status: May=01 12 Passed Legislature

Section Affected: 708- (1 SECTION), 708-891, 708-891.5, 708-895.5, 708-895.6, 708-895.7

HB1791 SD1 CD1 (CCR 44-12)

RELATING TO HOMICIDE.

Introduced by: Keith-Agaran G

Amends provisions relating to mandatory revocation of license by a court. Requires any court of competent jurisdiction to forthwith revoke the license of any driver upon a conviction of negligent homicide in the 1st or 2nd degree resulting from the operation of a motor vehicle. Requires the court to determine period of revocation at time of sentencing. -- Amends provisions relating to period of suspension or revocation. Prohibits a person whose license was revoked from applying for, and the examiner of drivers may not grant, a new driver's license until the expiration of the period of revocation determined by the court. -- Amends provisions relating to sentence of

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imprisonment for class A felony. Requires that a person who has been convicted of manslaughter be sentenced to an indeterminate term of imprisonment of 20 years without the possibility of suspension of sentence or probation. -- HB1791 CD1

Committee Reports: HSCR 320-12 (TRN) HSCR 731-12 (JUD) SSCR 2932 (TIA) SSCR 3229 (JDL) CCR 44-12

Current Status: May=01 12 Passed Legislature

Section Affected: 286-124, 286-126, 706-624, 706-659

HB1800 HD2 SD2 CD1 (CCR 132-12) RELATING TO THE JUDICIARY.

Introduced by: Say C (BR)

Judiciary supplemental appropriations Act of 2012. Appropriations to the judiciary for the 2011 - 2013 fiscal biennium. (\$\$) -- HB1800 CD1

Committee Reports: HSCR 573-12 (JUD) HSCR 964-12 (FIN) SSCR 3007 (JDL) SSCR 3236 (WAM) CCR 132-12

Current Status: May-03 12 Passed Legislature

Section Affected: ACT 61 2011, (1 SECTION), ACT 139 2009

HB1838 SD1 CD1 (CCR 133-12) RELATING TO STATE BONDS.

Introduced by: Oshiro M

Establishes debt limit on general obligation bonds. Authorizes the issuance of general obligation bonds. Authorizes the issuance of general obligation bonds to refund any general obligation bonds. (\$\$) -- HB1838 CD1

Committee Reports: HSCR 715-12 (FIN) SSCR 3175 (WAM) CCR 133-12

Current Status: May-03 12 Passed Legislature

HB1858 RELATING TO WORKFORCE INFORMATION.

Introduced by: Oshiro M, Rhoads K

Establishes provisions relating to executive branch workforce demographic profile. Requires the director of human resources development to compile a profile on the workforce of the executive branch. Annual report to the legislature. -- HB1858

Committee Reports: HSCR 30-12 (LAB) HSCR 808-12 (FIN) SSCR 3026 (JDL)

Current Status: Mar-30 12 Received by the Governor

Apr-12 12 Approved by Governor (Act 16 2012)

Section Affected: 76- (1 SECTION) EXECUTIVE BRANCH WORKFORCE DEMOGRAPHIC PROFILE

HB1868 HD1 (HSCR 59-12) RELATING TO TELECOMMUNICATIONS.

Introduced by: Herkes R

Amends provisions relating to retail intrastate services, fully competitive. Limits prohibition on charging a higher rate for retail telecommunications service to retail telecommunications basic exchange service. -- HB1868 HD1

Committee Reports: HSCR 59-12 (CPC) SSCR 2923 (EDT) SSCR 3165 (CPN)

Current Status: Apr-11 12 Received by the Governor

Apr-25 12 Became Law Without Governor's Signature (Act 74 2012)

Section Affected: 269-1, 269-16.85

HB1874 RELATING TO VOG.

Introduced by: Herkes R

Amends provisions relating to Act 229, session laws of 2011, relating to vog by adding to the required members of the interagency task force on vog any other representative from a representative district that is impacted by vog as may be appointed at the discretion of the speaker of the house of representatives and any other senator from a senatorial district that is impacted by vog as may be appointed at the discretion of the president of the senate. -- HB1874

Committee Reports: HSCR 606-12 (PBM) HSCR 746-12 (FIN) SSCR 2961 (PGM/ HTH/) SSCR 3335 (WAM)

Current Status: Apr-11 12 Received by the Governor

Apr-24 12 Approved by Governor (Act 64 2012)

Section Affected: ACT 229 2011

HB1875 HD2 SD2 CD1 (CCR 63-12) RELATING TO FORECLOSURES.

Introduced by: Herkes R

Amends provisions relating to planned community associations by establishing provisions relating to association fiscal matters; lien for assessments, association fiscal matters; and

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collection of unpaid assessments from tenants or rental agents. -- Amends provisions relating to the mortgage foreclosures law by establishing provisions relating to association alternate power of sale foreclosure process. -- HB1875 CD1

Committee Reports: HSCR 626-12 (CPC/ JUD/) HSCR 852-12 (FIN) SSCR 2945 (CPN) SSCR 3325 (JDL) CCR 63-12

Current Status: May-01 12 Passed Legislature

Section Affected: 421J- (2 SECTIONS), 421J-2, 667-1, 667- (14 SECTIONS) ASSOCIATION ALTERNATE POWER OF SALE FORECLOSURE PROCESS, 667- (4 SECTIONS), 667-1.5, 454M-5, 454M-10, 501-151, 501-241, 501-263, 514A-90, 514B-146, 607-5, 667-3, 667-5.5, 667-10, 667-21, 667-21.5, 667-22, 667-24, 667-25, 667-27, 667-28, 667-32, 667-33, 667-37, 667-38, 667-41, 667-53, 667-54, 667-55, 667-56, 667-57, 667-58, 667-59, 667-60, 667-63, 667-71, 667-73, 667-74, 667-75, 667-76, 667-77, 667-78, 667-79, 667-80, 667-81, 667-82, 667-83, 667-86, ACT 48 2011, 26-9, 667-5, 667-5.7, 667-6, 667-7, 667-8, 667-14, 667-15, 667-21.6, 667-26, 667-50, 667-61, 667-72

### HB1879 HD2 SD1 CD1 (CCR 111-12) RELATING TO THE ONE CALL CENTER.

Introduced by: Herkes R (BR)

Amends definitions under 1 call center; advance warning to excavators law. Amends definition of excavation by specifying that the exclusion of any regulated pest control activity is that which involves excavation and is not performed under contract with any county or state agency. -- Requires the public utilities commission to require any operator exempt from requirements of the 1 call center to participate in training seminars on excavation requirements and best practices to minimize risks. -- Requires the public utilities commission to conduct an investigation assessing the risk of residential pest control application. Report to the legislature. -- Amends provisions relating to Act 72, session laws of 2009, relating to the 1 call center, by extending the sunset date to June 30, 2015. -- HB1879 CD1

Committee Reports: HSCR 105-12 (CPC) HSCR 846-12 (FIN) SSCR 3141 (CPN) CCR 111-12

Current Status: May=01 12 Passed Legislature

Section Affected: 269E-2, ACT 72 2009

### HB1892 SD1 CD1 (CCR 61-12) RELATING TO THE REAPPORTIONMENT COMMISSION.

Introduced by: Say C

Amends provisions relating to the reapportionment commission. Places the commission within the office of elections and requires the chief elections office to request a separate appropriation for the commission. -- HB1892 CD1

Committee Reports: HSCR 116-12 (JUD) HSCR 770-12 (FIN) SSCR 2884 (JDL) SSCR 3220 (WAM) CCR 61-12

Current Status: May-01 12 Passed Legislature

Section Affected: 25-1

### HB1925 HD1 SD1 CD1 (CCR 29-12) RELATING TO LIQUOR.

Introduced by: Keith-Agaran G, Lee C, Luke S, Nishimoto S, Brower T, McKelvey A, Morikawa D, Kawakami D

Amends provisions relating to licenses, classes under intoxicating liquor law. Changes provision allowing class 1 licensees to manufacture and sell draught beer or wine manufactured from grapes or other fruits grown in the State to instead allow class 1 licensees to sell beer, wine, or other specified liquor manufactured or distilled on the licensee's premises from fruits or other products grown in the State at wholesale in original packages to any person who holds a license to resell it. -- HB1925 CD1

Committee Reports: HSCR 21-12 (ERB) HSCR 732-12 (CPC) SSCR 3129 (AGL/ PGM/) CCR 29-12

Current Status: May=01 12 Passed Legislature

Section Affected: 281-31

### HB1942 HD2 SD2 CD1 (CCR 136-12) RELATING TO AGRICULTURE.

Introduced by: Tsuji C, Hashem M, Awana K, Chong P, McKelvey A, Ito K

Amends provisions relating to pest inspection, quarantine, and eradication fund. Requires expenditure from the fund for the electronic importer manifest program. Appropriation out of the pest inspection, quarantine, and eradication fund to implement the electronic importer manifest program. (\$\$) -- HB1942 CD1

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Committee Reports: HSCR 292-12 (AGR) HSCR 752-12 (FIN) SSCR 2926 (AGL)  
SSCR 3247 (WAM) CCR 136-12  
Current Status: May-03 12 Passed Legislature  
Section Affected: 150A-4.5

HB1943 HD2 SD2 CD1 (CCR 137-12) RELATING TO INVASIVE SPECIES.  
Introduced by: Tsuji C, McKelvey A, Awana K, Hashem M, Ito K  
Appropriation to the department of agriculture to match the grant provided by the federal Office of Insular Affairs to fund the plant quarantine detector dog program, including 1 inspector / detector dog trainer and 3 inspectors / dog handlers. Requires the department to report to the legislature. (\$\$) -- HB1943 CD1  
Committee Reports: HSCR 586-12 (AGR) HSCR 753-12 (FIN) SSCR 2928 (AGL)  
SSCR 3248 (WAM) CCR 137-12  
Current Status: May-03 12 Passed Legislature

HB1953 HD1 SD1 CD1 (CCR 139-12) RELATING TO EMERGENCY MEDICAL CARE.  
Introduced by: Yamane R, Say C, Har S, Aquino H, Cullen T  
Appropriation to the department of health to increase the on call availability of emergency medical services and ambulance services in Ewa Beach to 16 hours per day and in Nanakuli to 24 hours per day. (\$\$) -- HB1953 CD1  
Committee Reports: HSCR 152-12 (HLT) HSCR 795-12 (FIN) SSCR 2897 (HTH)  
SSCR 3291 (WAM) CCR 139-12  
Current Status: May-03 12 Passed Legislature

HB1957 HD2 SD2 CD1 (CCR 28-12) RELATING TO HEALTH CARE INFORMATION.  
Introduced by: Yamane R, Wooley J, Mizuno J, Belatti D, Hanohano F, Morikawa D, Lee C  
Establishes the health care privacy harmonization act law. Requires that any use or disclosure of individually identifiable health information by any covered entity or business associate that complies with 45 Code of Federal Regulations Part 164, Subpart E, shall be deemed to comply with all state laws relating to the use, disclosure, or confidentiality of such information. Requires that an authorization to release individually identifiable health information that complies with 45 Code of Federal Regulations section 164.508 shall be deemed to comply with all state laws relating to individual authorization. Requires that any notice of breach of unsecured protected health information that complies with 45 Code of Federal Regulations Part 164, Subpart D, shall be deemed to comply with all state laws relating to notice of breach of protected health information. -- HB1957 CD1  
Committee Reports: HSCR 47-12 (HLT) HSCR 735-12 (CPC/ JUD/) SSCR 2901 (HTH) SSCR 3233 (JDL) CCR 28-12  
Current Status: Apr-27 12 Received by the Governor  
Section Affected: (4 SECTIONS) HEALTH CARE PRIVACY HARMONIZATION ACT

HB1964 HD2 (HSCR 733-12) RELATING TO HEALTH.  
Introduced by: Yamane R  
Amends provisions relating to chemotherapy services under the accident and health or sickness insurance contracts law and under benefit societies law by changing them to provisions relating to cancer treatment. Specifies that the chemotherapy referred to includes all types. Requires the cost sharing for generic and non generic oral chemotherapy to be provided at the same or lower amount or percentage as is applied to generic and non generic intravenously administered chemotherapy and prohibits insurers from increasing cost share to achieve compliance with new requirement. Prohibits individual and group accident and health or sickness insurance policies from increasing enrollee cost sharing for non generic medications used for the treatment of cancer to any greater extent than the policy increases enrollee cost sharing for other non generic medications. Provides that the provisions shall not apply to an accident only specified disease, hospital indemnity, long term care, or other limited benefit health insurance policy. -- HB1964 HD2  
Committee Reports: HSCR 422-12 (HLT) HSCR 733-12 (CPC) SSCR 2900 (HTH)  
SSCR 3151 (CPN)  
Current Status: Apr-04 12 Received by the Governor  
Apr-20 12 Approved by Governor (Act 30 2012)  
Section Affected: 431:10A-126, 432:1-616

## HOUSE BILLS THAT PASSED THE LEGISLATURE

- HB1965 RELATING TO CONTINUING EDUCATION FOR PHARMACISTS.  
Introduced by: Yamane R  
Amends provisions relating to definitions under pharmacists and pharmacy law. Redefines continuing education courses to mean courses approved by the Accreditation Council for Pharmacy Education. -- HB1965  
Committee Reports: HSCR 74-12 (HLT) HSCR 665-12 (CPC) SSCR 3138 (CPN)  
Current Status: Apr-04 12 Received by the Governor  
Apr-17 12 Approved by Governor (Act 24 2012)  
Section Affected: 461-1
- HB1967 HD2 SD2 (SSCR 3168) RELATING TO MEDICAL CLAIM CONCILIATION.  
Introduced by: Yamane R, Manahan J, Morikawa D, Say C  
Amends provisions relating to medicine and surgery law and the medical torts law by repealing claim and replacing with inquiry. -- HB1967 SD2  
Committee Reports: HSCR 50-12 (HLT) HSCR 579-12 (JUD) HSCR 820-12 (FIN)  
SSCR 2899 (HTH) SSCR 3168 (CPN)  
Current Status: Apr-20 12 Received by the Governor  
Section Affected: 453-5, 453-7.5, 671-11, 671-11.5, 671-12, 671-12.5, 671-13, 671-14, 671-15, 671-15.5, 671-16, 671-16.5, 671-16.6, 671-17, 671-18, 671-19, 671-20
- HB1968 HD1 SD2 CD1 (CCR 170-12) RELATING TO CIGARETTES.  
Introduced by: Yamane R, Manahan J, Say C, Aquino H, Cullen T  
Appropriation out of the temporary deposits account in the trust fund of the department of labor and industrial relations to be deposited to the credit of the reduced ignition propensity cigarette program special fund. Appropriation out of the reduced ignition propensity cigarette program special fund to the department of labor and industrial relations to fund 1 full time administrator, 1 full time assistant, and other costs to the reduced ignition propensity cigarette program. (\$\$) -- HB1968 CD1  
Committee Reports: HSCR 337-12 (PBM) HSCR 927-12 (FIN) SSCR 2863 (CPN)  
SSCR 3255 (WAM) CCR 170-12  
Current Status: May-03 12 Passed Legislature
- HB1972 HD2 SD1 CD1 (CCR 113-12) RELATING TO HISTORIC PRESERVATION.  
Introduced by: Evans C, Carroll M  
Amends provisions relating to the historic preservation program. Requires the department of land and natural resources to determine fees that are proportional to the nature and complexity of the projects or services provide and adjusted from time to time to ensure that the proceeds, together with all other fines, income, and penalties collected, do not surpass the annual operating costs of the program. -- Amends provisions relating to the Hawaii historic places review board; creation; powers; appointments; composition. Requires the board to develop policies on signage in historic districts. -- HB1972 CD1  
Committee Reports: HSCR 618-12 (WLO/ HAW/) HSCR 790-12 (FIN) SSCR 3004 (EDT/ WLH/) SSCR 3333 (WAM) CCR 113-12  
Current Status: May=01 12 Passed Legislature  
Section Affected: 6E-3, 6E-5.5
- HB1974 HD2 SD1 CD1 (CCR 123-12) RELATING TO VETERANS.  
Introduced by: Evans C, Ito K, Lee M, Cabanilla R, Cullen T, Aquino H, McKelvey A, Takai K  
Amends provisions relating to councils' responsibility; burial of servicemen, veterans and dependents by changing servicemen to service members. Changes specifications that the councils of the counties of Hawaii, Kauai, and Maui are required to provide interment for only service members who were residents or former residents of their respective counties. Requires that the determination of eligibility for burial within any state veterans' cemetery be in accordance with current Veterans Affairs and National Cemeteries Administration Regulations. Repeals provisions relating to burial of nonresident servicemen and dependents. Act to be repealed on June 30, 2015 (sunset). -- HB1974 CD1  
Committee Reports: HSCR 446-12 (PBM) HSCR 925-12 (FIN) SSCR 2865 (PGM)  
SSCR 3336 (WAM) CCR 123-12  
Current Status: May=01 12 Passed Legislature  
Section Affected: 363-5, 363-7
- HB1984 SD1 CD1 (CCR 32-12) RELATING TO HAWAIIAN LANGUAGE.

## HOUSE BILLS THAT PASSED THE LEGISLATURE

Introduced by: Say C (BR)

Establishes provisions relating to Olelo Hawaii month. Designates the month of February to be known and designated as Olelo Hawaii month to celebrate and encourage the use of Hawaiian language, not a state holiday. -- Amends provisions relating to the Hawaiian language; spelling. Requires beginning January 1, 2013, all documents and letterhead prepared by or for state or county agencies or offices to include accurate, appropriate, and authentic Hawaiian names and words, including proper Hawaiian spelling and punctuation, including, but not limited to macrons and glottal stops that punctuate the English word which they relate, provided that any revision to conform any document or letterhead existing on or before January 1, 2013 to the requirements of this section may be implemented when the document or letterhead requires replacement or reprinting, or otherwise requires revision. -- Amends provisions relating to State language. Requires beginning January 1, 2013 the Hawaiian languages is to be used on all emblems and symbols representative of the State provided that for emblems and symbols existing on January 1, 2013 conformance with this section may be delayed until a replacement for the emblem or symbol is required. -- HB1984 CD1

Committee Reports: HSCR 8-12 (HAW) SSCR 3063 (HWN/ EDT/) CCR 32-12

Current Status: May=01 12 Passed Legislature

Section Affected: 8- (1 SECTION), 1-13.5, 5-6.5

HB2002 HD1 (HSCR 5-12)

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

Introduced by: Oshiro M

Appropriation to the senate and the house of representatives for session and nonsession expenses up to and including June 30, 2013, including the 2012 regular session. 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 145 dollars a day. -- Appropriation to the auditor for the expenses of the office of the auditor. -- Appropriation to the office of the auditor to be deposited into the audit revolving fund. Appropriation out of the fund for the auditor to conduct or complete its audit functions. -- Appropriation to the legislative reference bureau for defraying expenses. -- Appropriation to the office of the ombudsman for defraying expenses. -- Appropriation to the office of the state ethics commission for defraying expenses. -- Appropriation to the legislature for the legislative broadcast program. (\$\$) -- HB2002 HD1

Committee Reports: HSCR 5-12 (FIN) SSCR 2098 (WAM)

Current Status: Feb-13 12 Received by the Governor

Feb-15 12 Approved by Governor (Act 5 2012)

HB2004 HD2 SD2 CD1 (CCR 47-12)

RELATING TO TRANSPORTATION.

Introduced by: Souki J, Ichiyama L, Aquino H, Keith-Agaran G, Okamura T, Cullen T, Yamashita K

Amends provisions relating to unlawful operation under motor carrier law. Changes state of mind necessary to be considered a violation and misdemeanor from knowingly and wilfully to intentionally, knowingly, or recklessly, in the case of persons, shippers or consignees located in Hawaii who violates motor carrier law; and in the case of persons, whether carrier, shipper, or consignee, who offers, grants, or gives, or solicits, accepts, or receives any rebate, concession, or discrimination in violation of motor carrier law, or who by means of any false statement or representation or by the use of any false or fictitious bill, bill of lading, receipt, voucher, roll, account, claim, certificate, affidavit, depositions, lease, or bill of sale, or by any other means or device assists, suffers or permits any person or persons, natural or artificial, to obtain transportation of passengers or property subject to motor carrier law for less than the applicable rate, fare, or charge, or who by any such means or otherwise fraudulently seeks to evade or defeat regulation provided for motor carriers. -- HB2004 CD1

Committee Reports: HSCR 318-12 (TRN) HSCR 757-12 (FIN) SSCR 2916 (TIA)  
SSCR 3353 (WAM) CCR 47-12

Current Status: May=01 12 Passed Legislature

Section Affected: 271-27

HB2012 HD1 SD1 CD1 (CCR 131-12)

RELATING TO THE STATE BUDGET.

Introduced by: Say C (BR)

Supplemental Appropriations Act of 2012 (executive budget). Amends Act 164, session





## HOUSE BILLS THAT PASSED THE LEGISLATURE

Introduced by: Choy I

Establishes provisions relating to local contact; relevant information; advertisements; transient accommodations. Requires any operator of a transient accommodation to designate a local contact residing on the same island where the transient accommodation is located and to furnish the name, address, and contact information of the local contact to any association of homeowners, community association, condominium association, cooperative, or any other nongovernmental entity with covenants, bylaws, and administrative provisions with which the operator's compliance is required for the property where the transient accommodation is located. Further requires any nongovernmental entity with covenants, bylaws, and administrative provisions formed pursuant condominium property regimes law, condominiums law, or planned community associations law to provide the department with all relevant information, maintained in its records, related to all operators who may be leasing their property as transient accommodations by December 31 of each year, or within 60 days of any change in the relevant information, operation, or ownership of the transient accommodation. Establishes penalties. Requires each county to provide the department of taxation with information necessary and for department to provide the counties with information necessary for the enforcement of county real property tax laws. Requires the registration identification number to be provided on a website or by online link and to be displayed in all advertisements and solicitations on websites regarding transient accommodations for which the registration number is issued. Act to be repealed on December 31, 2015 (sunset). -- HB2078 CD1

Committee Reports: HSCR 310-12 (TOU) HSCR 805-12 (FIN) SSCR 2982 (TSM)  
SSCR 3167 (CPN) CCR 64-12

Current Status: May-01 12 Passed Legislature

Section Affected: 237D- (1 SECTION) LOCAL CONTACT

HB2096 HD1 (HSCR 210-12)

RELATING TO EMPLOYMENT SECURITY.

Introduced by: Rhoads K, Yamashita K, Okamura T, Tokioka J, Say C, Chong P, Ichiyama L, Hashem M, McKelvey A, Morikawa D, Takai K, Jordan J, Oshiro M, Lee M, Kawakami D, Lee C, Aquino H, Manahan J, Evans C, Ito K, Mizuno J, Cullen T, Awana K, Nishimoto S, Herkes R, Yamane R, Brower T, Choy I, Tsuji C, Wooley J, Chang J, Har S, Belatti D, Cabanilla R, Carroll M, Keith-Agaran G, Hanohano F, Coffman D, Luke S, Nakashima M

Amends provisions relating to the Hawaii employment security law. Amends weekly benefit amount; computation, minimum and maximum. Changes the beginning date to start the 70 per cent maximum weekly benefit amount from January 1, 2012 to January 1, 2013. Extends the 75 per cent maximum weekly benefit amount to begin again on April 1, 2012 and end on December 31, 2012. Requires contribution rate schedule F to apply for calendar year 2012. Amends provisions relating to employment and training fund established. Allows moneys in the employment and training fund to be used to fund the payment of interest due on Title XII advances made under the provisions of section 1202(b) of the Social Security Act to the unemployment compensation fund. -- Amends provisions relating to employment and training assessment. Requires any interest due on a Title XII advance to be paid from the employment and training fund assessment. Allows the director of labor and industrial relations discretion to determine the amount of the employment and training assessment rate for the calendar year 2012 in increments of .01 per cent. Prohibits any amounts collected but not applied to interest payments due in 2012, from being returned retroactively to any employer and requires such amounts to be retained in the employment and training fund. Repealed on January 1, 2013 (sunset). -- Allows the director to borrow moneys from the federal government pursuant to title XII of the Social Security Act to cover the insolvency of the unemployment compensation fund. -- Requires the act to apply retroactively to January 1, 2012. -- HB2096 HD1

Committee Reports: HSCR 210-12 (LAB) HSCR 298-12 (FIN) SSCR 2810 (JDL/WAM)

Current Status: Mar-08 12 Received by the Governor

Mar-09 12 Approved by Governor (Act 6 2012)

Section Affected: 383-22, 383-68, 383-128, 383-129

HB2099 HD1 SD1 CD1 (CCR 50-12)

RELATING TO WORKERS' COMPENSATION.

Introduced by: Rhoads K

Amends provisions relating to costs under workers' compensation law. Permits reasonable attorney's fees to be included as part of the whole costs of the proceedings that the director of labor and industrial relations, appellate board, or court may assess

## HOUSE BILLS THAT PASSED THE LEGISLATURE

against a party who has brought, prosecuted, or defended in any proceeding under workers' compensation law without reasonable ground. -- HB2099 CD1  
Committee Reports: HSCR 137-12 (LAB) HSCR 628-12 (ERB) HSCR 809-12 (FIN)  
SSCR 2935 (JDL) SSCR 3274 (WAM) CCR 50-12  
Current Status: May-01 12 Passed Legislature  
Section Affected: 386-93

HB2100 HD2 SD1 CD1 (CCR 138-12) RELATING TO BEES.  
Introduced by: Tsuji C, Hashem M, Hanohano F, Brower T, Yamashita K, Evans C, Chang J, Choy I, Awana K, Nishimoto S, McKelvey A, Nakashima M, Herkes R  
Appropriation to the university of Hawaii for a statewide bee hive research conducted through the university of Hawaii system, including the purchase of hives and related equipment. Requires the university of Hawaii to consult with the department of agriculture. (\$\$) -- HB2100 CD1  
Committee Reports: HSCR 114-12 (AGR) HSCR 442-12 (HED) HSCR 750-12 (FIN)  
SSCR 2875 (EDU/ AGL) SSCR 3262 (WAM) CCR 138-12  
Current Status: May-03 12 Passed Legislature

HB2113 HD1 SD1 (SSCR 2971) RELATING TO FIRE PROTECTION.  
Introduced by: Yamane R, Manahan J, Cullen T, Aquino H  
Establishes provisions relating to aerial luminaries; prohibited. Provides that it shall be unlawful to sell, offer for sale, distribute, possess, ignite, or otherwise use aerial luminaries commonly known as sky lanterns, Hawaii lanterns, and flying luminaries. Establishes fines. -- HB2113 SD1  
Committee Reports: HSCR 604-12 (PBM) HSCR 708-12 (JUD) SSCR 2971 (PGM/ JDL) SSCR 3306 (WAM)  
Current Status: May-03 12 Passed Legislature  
Section Affected: 132D- (1 SECTION) AERIAL LUMINARIES

HB2127 RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR HAWAII PREPARATORY ACADEMY.  
Introduced by: Evans C, McKelvey A, Hanohano F, Chang J, Awana K, Coffman D  
Amends Act 116, session laws of 2007, which authorizes the issuance of special purpose revenue bonds to assist Hawaii Preparatory Academy, to finance or refinance the planning, construction, and improvement of its educational facilities in the State by extending the period to June 30, 2017 (sunset). -- HB2127  
Committee Reports: HSCR 306-12 (EDN) HSCR 778-12 (FIN) SSCR 2867 (EDU)  
SSCR 3358 (WAM)  
Current Status: May=03 12 Passed Legislature  
Section Affected: ACT 116 2007

HB2133 RELATING TO DOMESTIC VIOLENCE.  
Introduced by: Mizuno J, Manahan J, Aquino H, Brower T, Awana K, Yamane R  
Amends provisions relating to holidays. Requires October to be known as domestic violence awareness month, but not be construed as a state holiday. -- HB2133  
Committee Reports: HSCR 342-12 (HUS/ CUA) SSCR 3180 (HMS/ EDT)  
Current Status: Apr-11 12 Received by the Governor  
Apr-25 12 Approved by Governor (Act 73 2012)  
Section Affected: 8- (1 SECTION) DOMESTIC VIOLENCE AWARENESS MONTH

HB2143 RELATING TO PUBLIC HOUSING.  
Introduced by: Cabanilla R  
Amends provisions relating to nomination of resident board member under Hawaii public housing authority law. Changes the number of individuals on the list the resident advisory board is required to submit for the governor's consideration when a vacancy occurs for the resident member seat on the board from 5 to no less than 3 but no more than 5. -- HB2143  
Committee Reports: HSCR 385-12 (HSG) HSCR 784-12 (FIN) SSCR 3032 (HMS)  
Current Status: Apr-02 12 Received by the Governor  
Apr-12 12 Approved by Governor (Act 19 2012)  
Section Affected: 356D-6

HB2150 HD2 SD1 (SSCR 3316) RELATING TO AGRICULTURAL LANDS.  
Introduced by: Chang J, Tsuji C, Hashem M, Ito K, Har S, Herkes R, Souki J, Ichiyama L

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Amends provisions relating to districting and classification of lands. Allows photovoltaic, biogas, and other small scale renewable energy systems producing energy solely for use in the agricultural activities of the fee or leasehold owner of the property. -- HB2150 SD1  
Committee Reports: HSCR 437-12 (AGR) HSCR 691-12 (WLO/ EEP/) SSCR 2930 (AGL) SSCR 3316 (ENE/ WLH/)

Current Status: Apr-30 12 Received by the Governor  
Section Affected: 205-2, 205-4.5

HB2162 HD1 (HSCR 627-12)

RELATING TO UNIFORM COMMERCIAL CODE ARTICLE 9.

Introduced by: Herkes R

Establishes provisions relating to transition provisions for 2010 amendments under secured transactions under the uniform commercial code. Includes provisions for public organic record, rules for collateral, information statements. -- HB2162 HD1

Committee Reports: HSCR 627-12 (CPC/ JUD/) HSCR 847-12 (FIN) SSCR 2853 (CPN) SSCR 3149 (JDL)

Current Status: Apr-04 12 Received by the Governor  
Apr-20 12 Approved by Governor (Act 33 2012)

Section Affected: 490:9-801, 490:9-802, 490:9-803, 490:9-804, 490:9-805, 490:9-806, 490:9-807, 490:9-808, 490:9-809, 490:9-102, 490:9-105, 490:9-307, 490:9-311, 490:9-316, 490:9-317, 490:9-326, 490:9-406, 490:9-408, 490:9-502, 490:9-503, 490:9-507, 490:9-515, 490:9-516, 490:9-518, 490:9-521, 490:9-607

HB2169 HD2 SD1 (SSCR 3061)

RELATING TO PUBLIC ACCOUNTANCY.

Introduced by: Choy I

Repeals and replaces provisions relating to peer review process under the public accountancy law. Amends Act 66, session laws of 2010, by repealing the requirement that the board of accountancy adopt rules relating to the repealed peer review provision. -- HB2169 SD1

Committee Reports: HSCR 97-12 (ERB) HSCR 557-12 (CPC) HSCR 921-12 (FIN) SSCR 3061 (CPN)

Current Status: Apr-20 12 Received by the Governor

Section Affected: 466- (13 SECTIONS) PEER REVIEW PROCESS, ACT 66 2010, 466-7, 466-13

HB2175 HD2 SD1 CD1 (CCR 46-12)

RELATING TO ETHICS.

Introduced by: Keith-Agaran G, Rhoads K, Say C, Cabanilla R, Tsuji C, Luke S, Herkes R, Carroll M, McKelvey A, Ito K, Souki J, Yamashita K, Chong P, Brower T

Amends provisions relating to definitions under the standards of conduct law. Defines task force to mean a group convened by resolution, statute, executive order, proclamation, or by invitation of the legislature, governor, or another state officer, to study a specific subject or issue, for a specific defined period of time, and to report to, offer a recommendation to, or advise the legislature, governor, or a state officer. -- Exempts task force members from certain requirements, restrictions, and prohibitions of the State's code of ethics. -- HB2175 CD1

Committee Reports: HSCR 583-12 (LMG) HSCR 797-12 (JUD) SSCR 3200 (JDL) CCR 46-12

Current Status: May-01 12 Passed Legislature

Section Affected: 84-3, 84-12, 84-13, 84-14, 84-15, 84-18

HB2179 SD1 (SSCR 3271)

RELATING TO THE AUDITOR.

Introduced by: Say C

Amends provisions relating to the salary of the auditor and appropriations. Requires that the salary of the auditor not be diminished during the auditor's term of office, unless by general law applying to all salaried officers of the State. -- HB2179 SD1

Committee Reports: HSCR 581-12 (LMG) HSCR 904-12 (FIN) SSCR 2880 (JDL) SSCR 3271 (WAM)

Current Status: Apr-27 12 Received by the Governor

Section Affected: 23-3

HB2181

RELATING TO VACANCIES.

Introduced by: Say C (BR)

Amends provisions relating to the board of trustees, office of Hawaiian affairs. Provides that if a vacancy occurs not later than on the 75th day prior to the next succeeding

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special election, the vacancy shall be filled for the unexpired term at the next succeeding special election held in conjunction with the general election. Requires all candidates for the unexpired term to file nomination papers on the 60th day prior to the special election. Provides that if a vacancy occurs after the 75th day prior to the next succeeding special election, the board or the governor shall make an appointment to fill the vacancy. -- HB2181

Committee Reports: HSCR 132-12 (HAW) HSCR 535-12 (JUD) HSCR 896-12 (FIN)  
SSCR 2955 (HWN/ PGM) SSCR 3150 (JDL)

Current Status: Apr-04 12 Received by the Governor  
Apr-17 12 Approved by Governor (Act 26 2012)

Section Affected: 17-7

### HB2226 HD2 SD2 CD1 (CCR 171-12) RELATING TO AN AUTOMATED VICTIM NOTIFICATION SYSTEM.

Introduced by: Lee M, Thielen C, Morikawa D, McKelvey A, Marumoto B, Mizuno J, Ichiyama L, Pine K, Hanohano F

Establishes provisions relating to an automated victim information and notification system. Requires the department of public safety to establish a statewide automated victim information and notification system to automatically notify a registered victim or concerned member of the community of the status of the offender. Requires the prosecuting agency to notify the victim of their right to register and makes the victim responsible for registering. Requires the attorney general, the chiefs of police, and the prosecuting attorneys to cooperate in establishing and maintaining the system. Establishes the automated victim information and notification system special fund administered by the department to be used for the system, including specified limits and prohibitions. Establishes an automated victim information and notification system governance committee permitted to advise the department on specified issues. Provides limited civil and criminal liability for members of the committee acting in good faith and within the scope of their duties but not where the member acts with gross negligence, wilful and wanton misconduct, or intentional misconduct. -- Requires the department to continue to operate the statewide automated victim information and notification system pursuant to the funding structure under which it operated on June 30, 2012, which may include the use of federal funds, until such time as the automated victim information and notification system special fund has accumulated sufficient moneys to carry out the purposes of the act. -- Appropriation out of the special fund; provided that the funds shall be made available upon the accumulation of sufficient moneys in the automated victim information and notification system special fund to carry out the purposes of the act. (\$\$) -- HB2226 CD1

Committee Reports: HSCR 271-12 (PBM) HSCR 631-12 (JUD) HSCR 736-12 (FIN)  
SSCR 2864 (PGM) SSCR 3237 (WAM) CCR 171-12

Current Status: May-03 12 Passed Legislature

Section Affected: 353- (7 SECTIONS) AUTOMATED VICTIM INFORMATION AND NOTIFICATION SYSTEM, 36-27, 36-30

### HB2232 HD2 SD1 CD1 (CCR 37-12) RELATING TO HEALTH.

Introduced by: Jordan J, Morikawa D, McKelvey A, Mizuno J, Marumoto B, Belatti D, Pine K, Riviere G, Wooley J, Hanohano F, Evans C, Carroll M, Yamane R, Lee M

Prohibits physicians, osteopathic physicians, surgeons, or students participating in a course of instruction, residency program, or clinical training program from performing a pelvic examination on an anesthetized or unconscious female patient unless the patient gives prior verbal or written informed consent to the pelvic examination, the performance of a pelvic examination is within the scope of care for the surgical procedure or diagnostic examination scheduled to be performed on the patient, or the patient is unconscious and the pelvic examination is required for diagnostic purposes. -- HB2232 CD1

Committee Reports: HSCR 357-12 (HLT) HSCR 699-12 (JUD) SSCR 2967 (HTH)  
SSCR 3225 (JDL) CCR 37-12

Current Status: May=01 12 Passed Legislature

Section Affected: 453- (1 SECTION) PELVIC EXAMINATIONS ON ANESTHETIZED OR UNCONSCIOUS FEMALE PATIENTS

### HB2242 HD1 SD1 (SSCR 3140) RELATING TO CONTINUING EDUCATION FOR VETERINARIANS.

Introduced by: Hashem M, Keith-Agaran G, Herkes R, Ichiyama L, Wooley J, Aquino H, Yamane R

Amends provisions relating to definitions under veterinary medicine law. Adds definitions for continuing education courses and for credit hour. Amends provisions relating to licenses. Makes failure to renew on or before June 30 of each even numbered year an

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automatic forfeiture of license and provides for restoration schemata. Prior to payment deadlines for license renewal requires licensees to pay all required fees and to complete at least 20 credit hours of continuing education within the 2 year period preceding the renewal date. Exempts licensees who have graduated within 1 year of the 1st license renewal from continuing education requirement for the 1st renewal. Requires licensees to certify compliance with continuing education requirements under oath and allows the board of veterinary examiners to require licensees to submit satisfactory evidence of compliance with the requirement. Allows the board to conduct random audits to determine compliance with continuing education requirements. Amends provisions relating to refusal to grant and revocation or suspension of license by including among the false statements for which a license may be revoked or suspended, a false certification of compliance with continuing education requirements. -- HB2242 SD1  
Committee Reports: HSCR 104-12 (CPC) HSCR 848-12 (FIN) SSCR 3140 (CPN)  
Current Status: Apr-23 12 Received by the Governor  
Section Affected: 471-1, 471-9, 471-10

HB2244 HD1 SD2 CD1 (CCR 40-12) RELATING TO AGRICULTURE INSPECTORS.  
Introduced by: Hashem M, Tsuji C, Evans C  
Amends provisions relating to rules under the department of agriculture. Requires the department to establish, maintain, and enforce compliance agreements with federal or state departments of agriculture authorizing agriculture inspectors from the state of origin to monitor the growing and packing of plant commodities, any treatment procedures to insure compliance with quarantine laws, and to assess fees for conducting inspections required under the compliance agreement. -- HB2244 CD1  
Committee Reports: HSCR 339-12 (AGR) HSCR 756-12 (FIN) SSCR 2999 (AGL/PGM/) SSCR 3250 (WAM) CCR 40-12  
Current Status: May=01 12 Passed Legislature  
Section Affected: 141-2

HB2248 HD2 SD2 CD1 (CCR 117-12) RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR HAWAII PACIFIC UNIVERSITY.  
Introduced by: Ito K, Nishimoto S  
Authorizes the issuance of special purpose revenue bonds to assist Hawaii Pacific university, a private not for profit university, and 1 or more of its affiliates to finance, refinance, and reimburse costs related to the planning, acquisition, and construction of its educational facilities including student housing and athletic facilities, renovation of existing educational facilities, purchase of tangible assets including land and improvements, acquisition and installation of information technology, and other capital-related projects. Authorizes the issuance of refunding special purpose revenue bonds to refund the special purpose revenue bonds. (\$\$) -- HB2248 CD1  
Committee Reports: HSCR 211-12 (HED) HSCR 788-12 (FIN) SSCR 2868 (EDU) SSCR 3311 (WAM) CCR 117-12  
Current Status: May-03 12 Passed Legislature

HB2251 SD1 CD1 (CCR 142-12) RELATING TO ELECTIONS.  
Introduced by: Morikawa D, Keith-Agaran G  
Amends provisions relating to a request for an absentee ballot. Allows the respective clerk to conduct an absentee ballot only election and may mail an absentee ballot to each registered voter who resides on any island of a county with a population of less than 180,000, except for the island where the county seat of government is located. -- HB2251 CD1  
Committee Reports: HSCR 173-12 (JUD) HSCR 772-12 (FIN) SSCR 2939 (JDL) SSCR 3275 (WAM) CCR 142-12  
Current Status: May-03 12 Passed Legislature  
Section Affected: 15-4

HB2254 HD1 (HSCR 544-12) RELATING TO THE PRETAX TRANSPORTATION BENEFIT.  
Introduced by: Morikawa D, Hanohano F  
Establishes provisions relating to pretax transportation benefit program; statewide; reports. Allows each chief executive to establish a wage and salary reduction benefit program which qualifies as a pretax transportation benefit program. Allows eligible employees to elect to reduce their pretax compensation in return for payment by the jurisdiction of the expenses of eligible benefits. Authorizes each chief executive to enter into all contracts necessary to establish, administer, or maintain the pretax transportation benefit programs. -- HB2254 HD1

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Committee Reports: HSCR 544-12 (LAB/ TRN/) HSCR 810-12 (FIN) SSCR 2909 (JDL) SSCR 3221 (WAM)  
Current Status: Apr-11 12 Received by the Governor  
Apr-23 12 Approved by Governor (Act 45 2012)  
Section Affected: 78- (1 SECTION) PRETAX TRANSPORTATION BENEFIT PROGRAM

HB2257 HD1 SD1 (SSCR 3171)

RELATING TO PROFESSIONAL AND VOCATIONAL LICENSING.

Introduced by: Aquino H, Cullen T, Manahan J, Yamane R, Ito K, Yamashita K, Ichiyama L, Say C, Luke S, Souki J, Har S

Establishes provisions under uniform professional and vocational licensing act. Establishes provisions relating to licensure by endorsement or licensure by reciprocity; experience requirements. Allows an applicant for licensure by endorsement or licensure by reciprocity who is a nonresident military spouse to demonstrate competency in a specific profession or vocation as determined by the licensing authority in lieu of a requirement that the applicant has worked or practiced in that profession or vocation for a specified period of time prior to the application for licensure by endorsement or licensure by reciprocity. Requires the licensing authority to expedite consideration of the application and issuance of a license by endorsement or license by reciprocity to a nonresident military spouse to whom these provisions apply. Establishes provisions relating to licensure by endorsement or licensure by reciprocity; initial acceptance by affidavit; temporary license. Provides that if a nonresident military spouse holds a current license in another state, district, or territory of the US with licensure requirements that the licensing authority determines are equivalent to or exceed those established by the licensing authority of this State, that nonresident military spouse shall receive a license pursuant to applicable statutes or requirements of the licensing authority of this State regarding licensure by endorsement or licensure by reciprocity; provided that the nonresident military spouse meet certain specifications. Requires the licensing authority to issue to nonresident military spouses temporary licenses to allow them to perform specified services, under the supervision of a professional licensed by this State if appropriate, while completing any requirements necessary for licensure in this State; provided that a temporary license shall only be issued in those professions where credentials, experience, or passage of a national exam is substantially equivalent to or exceed those established by the licensing authority of this State. Requires the licensing authority to expedite consideration of the application and issuance of a license by endorsement, license by reciprocity, or temporary license to a nonresident military spouse to whom these provisions apply. -- HB2257 SD1

Committee Reports: HSCR 177-12 (PBM) HSCR 519-12 (CPC) HSCR 926-12 (FIN) SSCR 3171 (CPN)

Current Status: May-03 12 Passed Legislature

Section Affected: 436B- (2 SECTIONS) LICENSURE BY ENDORSEMENT OR LICENSURE BY RECIPROCITY

HB2258 HD2 SD1 (SSCR 3136)

RELATING TO PROFESSIONAL AND VOCATIONAL LICENSING.

Introduced by: Aquino H, Cullen T, Chong P, Manahan J, Yamane R, Ito K, Har S, Cabanilla R

Establishes provisions relating to licensure; acceptance of military education, training, or service under the uniform professional and vocational licensing act. Requires every licensing authority, notwithstanding any law to the contrary, to consider relevant education, training, or service completed by an individual as a member of the armed forces or reserves of the US, the national guard of any state, the military reserves of any state, or the naval militia of any state as part of the evaluation process toward the qualifications requirements to receive the license. Requires that evidence presented to demonstrate substantial equivalency to state standards. -- Requires the licensing administrator of the professional and vocational licensing division of the department of commerce and consumer affairs to communicate the intent and parameters of the act to each licensing authority and to submit a report detailing plans for the implementation of the act to the legislature. -- Act to be repealed on June 30, 2022 (sunset). -- HB2258 SD1

Committee Reports: HSCR 178-12 (PBM) HSCR 518-12 (CPC) HSCR 737-12 (FIN) SSCR 3136 (CPN)

Current Status: May-03 12 Passed Legislature

Section Affected: 436B- (1 SECTION) LICENSURE

HB2264 HD2 SD1 (SSCR 3005)

RELATING TO EMPLOYMENT SECURITY.

Introduced by: Yamashita K, Rhoads K

## HOUSE BILLS THAT PASSED THE LEGISLATURE

Amends provisions relating to contribution rate schedules; fund solvency rate schedule; rates based on experience under Hawaii employment security law. Increases percentages in the contribution rate schedule for reserve ratios starting from -.0500 to -.0999 ending at -2.0000 and less. -- HB2264 SD1

Committee Reports: HSCR 92-12 (LAB) HSCR 953-12 (FIN) SSCR 3005 (JDL) SSCR 3337 (WAM)

Current Status: Apr-23 12 Received by the Governor

Section Affected: 383-66, 383-68

HB2265 HD2 SD2 CD1 (CCR 62-12)

RELATING TO THE STATE PROCUREMENT CODE.

Introduced by: Yamashita K

Amends provisions relating to the Hawaii public procurement code. Establishes provisions requiring the state procurement office to keep statistics on solicitations and awards protested. Provides that procurements of greater than 50,000 dollars also requires a payment bond. Provides that small purchase procedures shall be used for procurements of 25,000 dollars to 250,000 dollars. -- Amends provisions relating to administrative proceedings for review. Requires the hearings officers to issue a decision within 45 days. Requires party initiating proceedings to pay the department of commerce and consumer affairs a specified cash or protest bond amount that will be returned if the initiating party prevails. -- Reduces the number of days the hearings officer has to transmit the record of the administrative proceedings to the circuit court upon the filing of an application for judicial review. Provides that judicial review shall be resolved within 30 days or the circuit court shall lose jurisdiction and the decision of the hearings officer shall remain. -- Amends Act 175, session laws of 2009, as amended by Act 107, session laws of 2010, by repealing the sunset provisions changing small purchases to less than 100,000 dollars for goods or services and 250,000 dollars for construction. Requires security by performance and payment bonds delivered to the procurement officer for procurements greater than 50,000 dollars for construction and requires that procurements of 25,000 dollars to less than 250,000 dollars be made in accordance with small purchase procedures; provided that small purchase procurements through an electronic system shall be required. -- HB2265 CD1

Committee Reports: HSCR 26-12 (ERB) HSCR 838-12 (FIN) SSCR 2963 (PGM) SSCR 3349 (WAM) CCR 62-12

Current Status: May-01 12 Passed Legislature

Section Affected: 103D- (1 SECTION), 103D-305, 103D-709, 103D-710, ACT 175 2009, ACT 107 2010, 103D-102

HB2266 HD1 SD1 (SSCR 3173)

RELATING TO INFORMATION TECHNOLOGY.

Introduced by: Yamashita K, Chong P, Choy I, McKelvey A

Amends provisions relating to information technology; chief information officer; information technology steering committee; establishment; responsibilities. Provides that the membership of the information technology steering committee shall consist of 11 members with 4 members to be selected by the senate president, 4 members to be selected by the speaker of the house of representatives, and 1 member to be appointed by the chief justice, and 1 members appointed by the governor. -- HB2266 SD1

Committee Reports: HSCR 98-12 (ERB) HSCR 833-12 (FIN) SSCR 3173 (EDT)

Current Status: Apr-23 12 Received by the Governor

Section Affected: 27-43

HB2273 SD1 (SSCR 3263)

RELATING TO CONCUSSIONS.

Introduced by: Yamane R

Requires the department of education and the Hawaii high school athletic association to develop a concussion educational program that shall includes educating students, parents, sports officials, school faculty, coaches, and staff, and school administrators about the signs and symptoms of a concussion and the procedures to follow if a person displays any of the signs or symptoms of a concussion; annual educational sessions about the signs and symptoms of a concussion for coaches and athletic trainers; the need for the mandatory removal of a student from the athletic activity that the student is participating in, if the student demonstrates any signs and symptoms of a concussion; the need for a concussed student's licensed health care provider to evaluate the student and determine whether the student is able to return to a particular athletic activity; and the monitoring of a student's return to physical activity by the school's certified athletic trainer, if an athletic trainer is employed by the school. Requires that there is an educational program developed for school on how to develop a school's concussion awareness plan. Report to the legislature. -- HB2273 SD1



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Committee Reports: HSCR 51-12 (HLT) HSCR 301-12 (EDN) HSCR 931-12 (FIN)  
SSCR 2869 (EDU/ HTH/) SSCR 3263 (WAM)  
Current Status: Apr-23 12 Received by the Governor

HB2275 HD2 SD2 CD1 (CCR 125-12)

RELATING TO HOSPITALS.

Introduced by: Yamane R, Chong P, Mizuno J

Establishes the hospital sustainability program law. Establishes the hospital sustainability program special fund administered by the department of human services into which shall be deposited revenues from the hospital sustainability fee, all federal medicaid funds received as a result of matching expenditures made with the hospital sustainability fee, any interest or penalties levied in conjunction with the administration of the hospital sustainability program law, any designated appropriations, federal funds, donations, gifts, or moneys from any other sources. Provides that moneys in the hospital sustainability program special fund shall be used to make direct payments to private hospitals pursuant to the terms of the QUEST expanded medicaid section 1115 demonstration waiver (Number 11 W 00001/9 and requires that at least 93 per cent of moneys in the fund be used for this purpose. Prohibits hospitals from receiving supplemental payments that exceed its allowable uncompensated care costs. Requires 2 per cent of the moneys in the fund to be used for medicaid covered services for the benefit of hospitals. Allows 5 per cent of the moneys in the fund to be used by the department for other departmental purposes. Requires any money remaining in the fund 6 months after the repeal of the hospital sustainability program law to be distributed to hospitals as specified. Requires the department to utilize federal funds derived from state hospital certified expenditures to make supplemental payments to state hospitals and authorizes the department to receive intergovernmental transfers from the state hospitals to support increased capitation rates to health plans for the benefit of the state hospitals. Prohibits certified expenditures of state hospitals from being used to make or support direct payments to private hospitals during any period in which the hospital sustainability fee is in effect. Sets appropriation ceiling for the fund. Requires the department to charge and collect a provider fee on inpatient and outpatient care services provided by private hospitals. Provides specifications for the hospital sustainability fee. Requires the department to exempt specified hospitals. Establishes penalties. The hospital sustainability program special fund to be repealed on December 31, 2013; remainder of Act to be repealed on June 30, 2013 (sunset). -- HB2275 CD1

Committee Reports: HSCR 148-12 (HLT/ HUS/) HSCR 932-12 (FIN) SSCR 2966 (HTH/ HMS/) SSCR 3343 (WAM) CCR 125-12

Current Status: May-03 12 Passed Legislature

Section Affected: (13 SECTIONS) HOSPITAL SUSTAINABILITY PROGRAM,  
36-30

HB2290 HD1 SD2 CD1 (CCR 55-12)

RELATING TO CHILDREN AND YOUTH.

Introduced by: Mizuno J, McKelvey A, Thielen C, Ichiyama L, Okamura T, Aquino H, Awana K, Har S, Hanohano F, Pine K, Evans C, Cullen T

Amends provisions relating to child and youth day and month. Requires that public events celebrating children and youth day be held in the area of the state capitol on the 1st Sunday of October, unless otherwise determined by the governor. -- HB2290 CD1

Committee Reports: HSCR 494-12 (HUS) HSCR 879-12 (FIN) SSCR 2891 (HMS)  
SSCR 3327 (WAM) CCR 55-12

Current Status: May-01 12 Passed Legislature

Section Affected: 8-11

HB2295 HD1 SD2 (SSCR 3232)

RELATING TO CYBERBULLYING.

Introduced by: Wooley J, Rhoads K, Keith-Agaran G, Nishimoto S, Takumi R

Amends provisions relating to use of a computer in the commission of a separate crime. Provides that a person commits the offense of use of a computer in the commission of a separate crime if the person knowingly uses a computer to identify, select, solicit, persuade, coerce, entice, induce, procure, pursue, surveil, contact, harass, annoy, or alarm the victim or intended victim of certain offenses including harassment or harassment by stalking. -- HB2295 SD2

Committee Reports: HSCR 677-12 (JUD) SSCR 2941 (EDT) SSCR 3232 (JDL)

Current Status: Apr-24 12 Received by the Governor

Section Affected: 708-893

HB2296 HD1 SD1 (SSCR 3145)

RELATING TO ANIMAL WELFARE.

Introduced by: Wooley J, Rhoads K, Nishimoto S, Lee C

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Amends provisions relating to prohibitions in the Hawaii meat inspection Act. Prohibits any person from buying, selling, transporting, delivering, offering for sale or transportation, or receiving for transportation in commerce, any bear gallbladder or bile, or any product, item, or substance containing, labeled, or advertised as containing bear gallbladders or bile. -- HB2296 SD1

Committee Reports: HSCR 680-12 (JUD) SSCR 3145 (JDL)  
Current Status: Apr-23 12 Received by the Governor  
Section Affected: 159-3, 159-34

### HB2302 HD2 SD1 CD1 (CCR 148-12) RELATING TO CAPITAL IMPROVEMENT PROJECTS.

Introduced by: Cabanilla R, Chong P  
Amends provisions relating to civil service and exemptions. Exempts from civil service requirements persons hired or contracted to perform repair, maintenance, or capital improvement projects work on vacant housing units under the jurisdiction of the Hawaii public housing authority from July 1, 2012 to June 30, 2015 (sunset). Act to be repealed on July 1, 2015. -- HB2302 CD1

Committee Reports: HSCR 100-12 (HSG) HSCR 787-12 (FIN) SSCR 3002 (HMS/JDL) SSCR 3219 (WAM) CCR 148-12  
Current Status: May-03 12 Passed Legislature  
Section Affected: 76-16

### HB2314 HD1 SD1 (SSCR 2983) RELATING TO THE TRANSIENT ACCOMMODATIONS TAX.

Introduced by: Brower T, Tokioka J, Mizuno J, McKelvey A, Keith-Agaran G, Awana K, Lee C, Nishimoto S, Takumi R

Amends provisions relating to the transient accommodations tax. Amends the provision that revenues in excess of 33 million dollars collected in any calendar year be deposited to the general fund to be for any fiscal year. Allows the Hawaii tourism authority to expend excess of any unencumbered reserve remaining in the convention center enterprise special fund at the close of fiscal year 2011 - 2012 for repair and maintenance projects of the Hawaii convention center. -- HB2314 SD1

Committee Reports: HSCR 447-12 (TOU) HSCR 804-12 (FIN) SSCR 2983 (TSM) SSCR 3298 (WAM)  
Current Status: May-02 12 Received by the Governor  
Section Affected: 237D-6.5

### HB2319 HD2 SD1 CD1 (CCR 145-12) RELATING TO ECONOMIC DEVELOPMENT.

Introduced by: McKelvey A, Yamashita K, Choy I  
Establishes a venture accelerator program under the Hawaii strategic development corporation that supports organizations in Hawaii's leading economic sectors, including renewable energy, broadband, aerospace, film, digital media, and agriculture; and closely integrates entrepreneurial support and capital investment to develop technology in Hawaii. Requires the corporation to contract with up to 5 organizations and provide program oversight. Report to the legislature. Appropriation. (\$\$) -- HB2319 CD1

Committee Reports: HSCR 431-12 (ERB) HSCR 832-12 (FIN) SSCR 2859 (EDT) SSCR 3259 (WAM) CCR 145-12  
Current Status: May-03 12 Passed Legislature

### HB2320 HD2 SD2 CD1 (CCR 56-12) RELATING TO HIGHWAY SAFETY.

Introduced by: Souki J, Takumi R, Ichiyama L, Har S, Aquino H, Okamura T, Cullen T, Lee M, Yamashita K

Establishes provisions relating to license revoked for operating a vehicle under the influence of an intoxicant; eligibility for license renewal. Allows any person arrested after December 21, 2010, whose license is revoked and who otherwise qualifies for a permit, to apply for a renewal of a driver's license provided that the license renewal is for the sole purpose of obtaining or extending a permit issued due to ignition interlock permits driving for employment and operating a vehicle under the influence of an intoxicant, no physical driver's license is to be issued to the person, and the driver's license is to expire upon the end of the revocation period. -- Establishes provisions relating to repeat intoxicated driver after December 31, 2010; eligibility to obtain motor vehicle registration and number plates. Provides that any repeat intoxicated driver arrested for a violation of operating a vehicle under the influence of an intoxicant or habitually operating a vehicle under the influence of an intoxicant may request that the director of motor vehicles remove any stopper imposed on the motor vehicle registration files. -- Establishes provisions relating to petition for ignition interlock instruction permit and ignition interlock permit; eligibility; requirements. Allows any person to file an ex parte petition in the district court for

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permission to apply for an ignition interlock instruction permit that will allow the person to take the driving demonstration portion of the driver's license examination and to apply for an ignition interlock instruction permit. -- Amends provisions relating to ignition interlock devices; certification. The director of transportation may require the vendor to pay for all or part of the costs incurred in conducting the audit. -- Amends notice of administrative revocation; effect. Repeals requirement that the registration of any motor vehicle registered to a respondent who is a repeat intoxicated driver shall be terminated 30 days after the date of an arrest. -- Amends provisions relating to probable cause determination; issuance of notice of administrative revocation; procedures. Requires that a law enforcement officer is to complete and issue to the person a notice of administrative revocation and to indicate thereon whether the notice is to serve as a temporary permit. -- Amends provisions relating to administrative review; procedures; decision. Repeals provision requiring the director to revoke the registration of any vehicle owned or registered to the respondent and to take custody of the numbered plates. -- Amends provisions relating to ignition interlock permits; driving for employment. Provides that upon proof that the respondent has installed an ignition interlock device in any vehicle the respondent operates and obtained motor vehicle insurance or self insurance, the director is to issue an ignition interlock permit that will allow the respondent to drive a vehicle equipped with an ignition interlock device during the revocation period. Requires the director to not issue an ignition interlock permit to a respondent who holds a license that is a learner's permit or instruction permit. -- Amends provisions relating to refusal to submit to a breath, blood, or urine test; penalty. Makes it a petty misdemeanor. -- HB2320 CD1

Committee Reports: HSCR 71-12 (TRN) HSCR 650-12 (JUD) HSCR 934-12 (FIN)  
SSCR 2978 (TIA/ JDL/ PGM/) SSCR 3355 (WAM) CCR 56-12

Current Status: May-01 12 Passed Legislature

Section Affected: 286- (1 SECTION), 291E- (1 SECTION), 291E- (1 SECTION),  
286-102, 287-20, 291E-1, 291E-6, 291E-31, 291E-33, 291E-34,  
291E-35, 291E-36, 291E-37, 291E-38, 291E-39, 291E-41,  
291E-44.5, 291E-46, 291E-48, 291E-61, 291E-68

HB2326 HD1 SD1 CD1 (CCR 51-12)

RELATING TO TAXATION.

Introduced by: Yamashita K, Choy I, Chong P

Amends provisions relating to duties under the tax review commission. Requires the commission to submit the required evaluation and recommendations and report to the legislature 30 days prior to the convening of the regular session of 2013. -- HB2326 CD1

Committee Reports: HSCR 480-12 (EEP) HSCR 908-12 (FIN) SSCR 3203 (WAM)  
CCR 51-12

Current Status: May=01 12 Passed Legislature

Section Affected: 232E-3

HB2328 HD1 SD1 CD1 (CCR 54-12)

RELATING TO TAXATION.

Introduced by: Choy I

Establishes the estate and generation skipping transfer tax law. Defines generation skipping transfer to mean a generation skipping transfer as defined and used in section 2611 of the Internal Revenue Code. -- Amends Act 166, session laws of 2007, providing an income tax deduction of 100 per cent of the income derived by a fee simple owner from the sale of a leased fee interest in units within a condominium project, cooperative project, or planned unit development to the association of apartment owners or the residential cooperative corporation of the leasehold units by extending the sunset date to January 1, 2018. -- HB2328 CD1

Committee Reports: HSCR 724-12 (FIN) SSCR 3202 (WAM) CCR 54-12

Current Status: May=01 12 Passed Legislature

Section Affected: (26 SECTIONS) ESTATE AND GENERATION-SKIPPING  
TRANSFER TAX, ACT 166 2007, 235-7

HB2347 SD1 CD1 (CCR 49-12)

RELATING TO GENERAL OBLIGATION BONDS FOR REVENUE-PRODUCING UNDERTAKINGS.

Introduced by: Say C (BR)

Amends provisions relating to bonds for revenue producing undertakings. Allows the county to covenant with the holders of the bonds additionally secured by a pledge of such revenues that it will continue to impose and collect such revenues in amounts at least sufficient to provide for the payment of the principal and interest on such bonds to the extent authorized or permitted by law. Allows a county to reserve the right to issue subsequent general obligation bonds equally and additionally secured by a pledge of

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such revenues of an undertaking, loan program, or other purpose. Allows general obligation bonds also to be issued for any purpose authorized for public improvements of the county additionally secured by a pledge of 1 or more specific categories of receipts that are not derived from an undertaking or loan program for which such bonds are issued, as the governing body may determine, subject to the rights of the holders of any bonds then outstanding and the provisions of the ordinances or resolutions authorizing the outstanding bonds. -- HB2347 CD1

Committee Reports: HSCR 726-12 (FIN) SSCR 2843 (PGM) SSCR 3307 (WAM) CCR 49-12

Current Status: May-01 12 Passed Legislature

Section Affected: 47-4

HB2374 SD1 (SSCR 3288)

RELATING TO THE OFFICE OF LANGUAGE ACCESS.

Introduced by: Yamane R, Manahan J, Cullen T, Aquino H

Establishes the office of language access law. Establishes the office within the department of health and transfers rights, powers, functions, and duties of the office of language access from the department of labor and industrial relations to the department of health. -- HB2374 SD1

Committee Reports: HSCR 359-12 (HLT/ LAB/) HSCR 933-12 (FIN) SSCR 2976 (HTH/ JDL/) SSCR 3288 (WAM)

Current Status: Apr-20 12 Received by the Governor

Section Affected: (7 SECTIONS) OFFICE OF LANGUAGE ACCESS, 371-31, 371-32, 371-33, 371-34, 371-35, 371-36, 371-37

HB2375 SD2 (SSCR 3253)

RELATING TO THE MORTGAGE RESCUE FRAUD PREVENTION ACT.

Introduced by: Yamane R

Establishes provisions relating to mortgage rescue fraud; consumer education. Requires the office of consumer protection of the department of commerce and consumer affairs to educate consumers about fraudulent activities that may be committed against homeowners who face property foreclosures, liens, or encumbrances. -- Establishes provisions relating to criminal penalties. Makes it a class C felony to violate prohibitions under the mortgage rescue fraud prevention act and establishes a fine. Requires fines to be deposited into the compliance resolution fund. -- Amends provisions relating to violation; penalties by changing it to unfair or deceptive act or practice; penalties. -- HB2375 SD2

Committee Reports: HSCR 363-12 (CPC/ JUD/) HSCR 845-12 (FIN) SSCR 2855 (CPN/ JDL/) SSCR 3253 (WAM)

Current Status: May-02 12 Received by the Governor

Section Affected: 480E- (2 SECTIONS), 480E-11

HB2398 HD2 SD1 (SSCR 3206)

RELATING TO LAND USE.

Introduced by: Coffman D, Evans C

Directs the division of boating and ocean recreation to transfer the development rights of the parcels of land identified by tax map keys (3 )7-4-08:03 and (3) 7-4-08:41 to the public land development corporation, and the land division is directed to transfer the development rights of the parcel of land identified by tax map key (3) 7-4-08:71 to the public land development corporation. -- Exempts lands which are set aside by the governor to the public land development corporation; lands leased to the public land development corporation by any department or agency of the State; or lands to which the public land development corporation holds title to its corporate capacity from public lands. -- Establishes provisions relating to stadium facilities special fund. Requires that all proceeds from leases, permits, interest income generated from Aloha stadium lands and facilities, and other revenue generated from the non permanent disposition of Aloha stadium lands and facilities under this chapter be deposited into the stadium facilities special fund, Requires that the stadium facilities special fund is to be administered by the stadium authority. -- HB2398 SD1

Committee Reports: HSCR 619-12 (WLO/ HAW/) HSCR 873-12 (FIN) SSCR 3206 (WLH/ WAM/)

Current Status: May-02 12 Received by the Governor

Section Affected: 171-2, 171-64.7, 171C- (1 SECTION), 171C-2, 171C-6, 171C-17

HB2409 SD1 (SSCR 2842)

RELATING TO CONSUMER PROTECTION.

Introduced by: Aquino H, Cullen T, Manahan J, Chong P, Yamane R, Herkes R, Ito K, Say C, Cabanilla R, Har S

Establishes provisions relating to protection of military; lending practices. Requires the

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director of commerce and consumer affairs to enforce Title 10 US Code, section 987, and federal regulations promulgated there under, including but not limited to Title 32 Code of Federal Regulations, Part 232. Allows the director to enter into an agreement with the US Federal Trade Commission to allow the director to access the Military Sentinel Network maintained by the Federal Trade Commission for the purpose of enforcing these provisions. -- HB2409 SD1

Committee Reports: HSCR 179-12 (PBM) HSCR 516-12 (CPC) HSCR 747-12 (FIN)  
SSCR 2842 (PGM) SSCR 3163 (CPN)

Current Status: May-03 12 Passed Legislature

Section Affected: 481B- (1 SECTION) PROTECTION OF MILITARY

HB2410 HD1 (HSCR 738-12)

RELATING TO THE MILITARY.

Introduced by: Aquino H, Cullen T, Manahan J, Yamane R, Say C, Fontaine G, Herkes R, Ito K, Yamashita K, McKelvey A, Ichiyama L, Cabanilla R, Johanson A, Har S

Requires the governor to enter into a memorandum of understanding with the US Department of Defense to enhance the State's relationship with the military. -- HB2410 HD1

Committee Reports: HSCR 223-12 (PBM) HSCR 738-12 (FIN) SSCR 2846 (PGM)  
SSCR 3309 (WAM)

Current Status: Apr-11 12 Received by the Governor

Apr-24 12 Approved by Governor (Act 65 2012)

HB2415 HD2 SD1 CD1 (CCR 151-12)

RELATING TO MEDICAID.

Introduced by: Chong P, Mizuno J, Ito K

Establishes a joint legislative task force to assist in exploring the development and possible implementation of a medicaid buy in program for working individuals with disabilities to be co chaired by the chairperson of the senate committee on human services and the chairperson of the house of representatives committee on human services. Requires the task force to explore the development and possible implementation of a medicaid buy in program based on current medicaid income and asset limits, and subject to approval to the federal Centers for Medicare and Medicaid Services. Report to the legislature. Requires the legislative reference bureau to assist the task force. Task force to cease to exist on June 30, 2013 (sunset). -- HB2415 CD1

Committee Reports: HSCR 501-12 (HUS) HSCR 930-12 (FIN) SSCR 2959 (HMS)  
SSCR 3313 (WAM) CCR 151-12

Current Status: May-03 12 Passed Legislature

HB2429 HD1 SD1 (SSCR 2931)

RELATING TO THE BOARD OF AGRICULTURE.

Introduced by: Say C (BR)

Amends provisions relating to the department of agriculture. Requires the chairperson of the board of land and natural resources, the director of business, economic development, and tourism, and the dean of the university of Hawaii college of tropical agriculture and human resources or their designated representatives, to serve as an ex officio voting members of the board of agriculture. -- HB2429 SD1

Committee Reports: HSCR 658-12 (AGR) SSCR 2931 (AGL)

Current Status: Apr-23 12 Received by the Governor

Section Affected: 26-16

HB2436 HD1 SD1 (SSCR 3031)

RELATING TO THE INFORMATION PRIVACY AND SECURITY COUNCIL.

Introduced by: Say C (BR)

Amends provisions relating to information privacy and security council; established; duties; reports. Changes the chair of the information privacy and security council from the comptroller to the chief information officer or the chief information officer's designee. -- HB2436 SD1

Committee Reports: HSCR 380-12 (JUD) SSCR 3031 (EDT)

Current Status: Apr-18 12 Received by the Governor

Section Affected: 487N-5

HB2437 HD1 (HSCR 172-12)

RELATING TO ELECTIONS.

Introduced by: Say C (BR)

Appropriation to the department of accounting and general services for the purpose of funding the payment of the voting system contract for the 2012 elections. (\$\$) -- HB2437 HD1

Committee Reports: HSCR 172-12 (JUD) HSCR 297-12 (FIN) SSCR 2521 (JDL/  
WAM/)

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Current Status: Mar-07 12 Received by the Governor  
Mar-19 12 Approved by Governor (Act 7 2012)

HB2438 HD2 (HSCR 296-12)

MAKING EMERGENCY APPROPRIATIONS FOR CLAIMS AGAINST THE STATE, ITS OFFICERS, OR ITS EMPLOYEES.

Introduced by: Say C (BR)

Appropriation to the department of the attorney general for the purpose of satisfying claims for legislative relief to persons, firms, corporations, and entities which have claims against the State for the overpayment of taxes, refunds, reimbursements, payments of judgments or settlements, or other liabilities. -- Appropriation out of the state highway fund to the department of transportation, highways division, for the purpose of satisfying claims for legislative relief to persons, for claims against the State or its officers or employees for payments judgments or settlements, or other liabilities. -- Appropriation out of the state harbor special fund to the department of transportation, harbors division for the purpose of satisfying claims for legislative relief to persons, for claims against the State or its officers or employees for payments judgments or settlements, or other liabilities. (\$\$) -- HB2438 HD2

Committee Reports: HSCR 203-12 (JUD) HSCR 296-12 (FIN) SSCR 2520 (JDL/WAM)

Current Status: Mar-07 12 Received by the Governor  
Mar-19 12 Approved by Governor (Act 8 2012)

HB2439 HD1 (HSCR 814-12)

RELATING TO EMPLOYER-UNION HEALTH BENEFITS TRUST FUND.

Introduced by: Say C (BR)

Amends provisions relating definitions for the Hawaii employer union health benefits trust fund. Defines credited service to mean service as an officer or employee paid by the State or county. Redefines employee by repealing the per diem employee. -- HB2439 HD1

Committee Reports: HSCR 373-12 (LAB) HSCR 814-12 (FIN) SSCR 2878 (JDL) SSCR 3284 (WAM)

Current Status: Apr-11 12 Received by the Governor  
Apr-20 12 Approved by Governor (Act 36 2012)

Section Affected: 87A-1

HB2441 HD2 (HSCR 700-12)

RELATING TO CHILD SUPPORT ENFORCEMENT.

Introduced by: Say C (BR)

Amends provisions relating to the child support enforcement law. Requires each employer in the State to report to the child support enforcement agency within 20 days of hire the date services for remuneration were 1st performed of each new employee. Requires the transfer of notice to the appropriate plan providing health care coverage for which the child is eligible within 20 business days after the date of the notice. -- HB2441 HD2

Committee Reports: HSCR 416-12 (HUS) HSCR 700-12 (JUD) SSCR 3190 (JDL)

Current Status: Apr-11 12 Received by the Governor  
Apr-20 12 Approved by Governor (Act 35 2012)

Section Affected: 576D-16, 576E-17

HB2448 HD2 SD2 CD1 (CCR 150-12)

RELATING TO MEDICAID.

Introduced by: Say C (BR)

Amends provisions relating to recovery of payments and costs of medical assistance. Provides for allocation of liens and restitution. -- Allows the department of human services to collaborate with the Healthcare Association of Hawaii, the Hawaii Long Term Care Association, nursing facility providers, and home and community based service providers, including adult residential care homes and foster family homes, to develop a revised methodology for determining the level of acuity of nursing facility residents who are medicaid recipients, including those with complex medical conditions, to set reimbursements at levels that are fair and equitable. Allows the department and the collaborating organizations and providers to submit a report to the legislature. -- Allows the department to work with the department of health to develop an equitable referral system relating to the discharge of medicaid patients from hospitals, nursing homes, and long term care facilities based on the patient's acuity level for proper placement in either an adult residential care home, community care foster family home, or an expanded adult residential care home. -- HB2448 CD1

Committee Reports: HSCR 206-12 (HUS) HSCR 635-12 (JUD) HSCR 880-12 (FIN) SSCR 3001 (HMS/ JDL) SSCR 3314 (WAM) CCR 150-12

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Current Status: May-03 12 Passed Legislature  
Section Affected: 346-1, 346-29.5, 346-37, 706-646

HB2454 HD1 SD1 (SSCR 3181) RELATING TO THE RAP BACK PROGRAM OF THE HAWAII CRIMINAL JUSTICE DATA CENTER.  
Introduced by: Say C (BR)  
Amends provisions relating to criminal history checks. Allows the agencies and other entities statutorily authorized to conduct state and national criminal history record checks on the personnel statutorily identified to participate in the rap back program. Requires notification to be given to the applicants and employees subject to the rap back program that their fingerprints shall be retained by the Hawaii criminal justice data center and the federal bureau of investigation. -- HB2454 SD1  
Committee Reports: HSCR 539-12 (JUD) HSCR 775-12 (FIN) SSCR 3181 (JDL)  
Current Status: Apr-20 12 Received by the Governor  
Section Affected: 846-2.7

HB2458 RELATING TO CONVERSIONS BY NONPROFIT CORPORATIONS.  
Introduced by: Say C (BR)  
Amends Hawaii nonprofit corporations act. Repeals provisions relating to conversions into and from corporations under the Hawaii nonprofit corporations act. -- HB2458  
Committee Reports: HSCR 662-12 (CPC/ JUD/) SSCR 3189 (JDL)  
Current Status: Apr-11 12 Received by the Governor  
Apr-20 12 Approved by Governor (Act 37 2012)  
Section Affected: 414D-207, 414D-208, 414D-210

HB2476 HD1 SD2 CD1 (CCR 121-12) MAKING APPROPRIATIONS FOR CLAIMS AGAINST THE STATE, ITS OFFICERS, OR ITS EMPLOYEES.  
Introduced by: Say C (BR)  
Appropriation to the department of the attorney general for the purpose of satisfying claims for legislative relief to persons, firms, corporations, and entities which have claims against the State for the overpayment of taxes, refunds, reimbursements, payments of judgments or settlements, or other liabilities. -- Appropriation out of the state highway fund to the department of transportation, highways division, for the purpose of satisfying claims for legislative relief to persons, for claims against the State or its officers or employees for payments judgments or settlements, or other liabilities. -- Appropriation out of the airport revenue fund to the department of transportation, airports division, for the purpose of satisfying claims for legislative relief to persons, for claims against the State or its officers or employees for payments of judgments or settlements, or other liabilities. (\$\$) -- HB2476 CD1  
Committee Reports: HSCR 237-12 (JUD) HSCR 859-12 (FIN) SSCR 2912 (JDL) SSCR 3285 (WAM) CCR 121-12  
Current Status: May-03 12 Passed Legislature

HB2487 HD1 SD2 CD1 (CCR 115-12) RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM.  
Introduced by: Say C (BR)  
Amends provisions relating to the allowance on service retirement. Repeals the provision for water safety officers hired after June 30, 2012. -- Amends provisions related to average final compensation by limiting of the amount of compensation included in average final compensation. -- Amends the retirement allowance for judges who become members of the employee retirement system after June 30, 2012. -- Amends provisions relating to ordinary disability retirement allowance. Requires that a class H member who becomes a member after June 30, 2012, to receive a maximum retirement allowance equal to the higher of either 1 and 3/4ths per cent of the average final compensation multiplied by the number of years of class H credited service unreduced for age, plus 1 and 1/4th per cent of the member's average final compensation multiplied by the number of years of class C credited service unreduced for age; or 25 per cent of the member's average final compensation. -- Amends provisions relating to ordinary death benefit. Requires the member's accumulated contributions be paid to the member's designated beneficiary if the member became a member before July 1, 2012 and had less than 5 years of credit service at the time of death; or the member became a member after June 30, 2012, and has less than 10 years of credited service at the time of death; or requires an amount equal to the member's hypothetical account balance be paid to the member designated beneficiary if the member became a member before July 2, 2012, and had 5 or more years of credited service at the time of death; or the member became a member after June 30, 2012, and had 10 or more years of credited service at the time

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of death. -- Establishes provisions relating to payment by employers of costs associated with significant non base pay increases. Requires the State and each county to include the actuarial present value resulting from significant non base increases for each employee or former employee who became a member of the system prior to July 1, 2012, and retired in the previous year. Requires the employer to pay the contribution from the actuarial value. -- Amends provisions relating to compensation by defining average base pay, average final compensation non base pay ratio, average non base pay, base pay, comparison period, comparison period average base pay, comparison period average non base pay, and comparison period non base pay ratio. -- HB2487 CD1

Committee Reports: HSCR 548-12 (LAB) HSCR 885-12 (FIN) SSCR 3008 (JDL)  
SSCR 3286 (WAM) CCR 115-12

Current Status: May-01 12 Passed Legislature

Section Affected: 88-74, 88-81, 88-335, 88-338, 88- (1 SECTION), 88-21

HB2491 HD1 SD1 (SSCR 3287)

RELATING TO THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND.  
Introduced by: Say C (BR)

Establishes provisions relating to other post employment benefits trust. Authorizes the board of the employer union health benefits trust fund to create a trust fund for the purpose of receiving employer contributions that will prefund post employment health and other benefit costs for retirees and their beneficiaries. -- HB2491 SD1

Committee Reports: HSCR 329-12 (LAB) HSCR 811-12 (FIN) SSCR 2879 (JDL)  
SSCR 3287 (WAM)

Current Status: May-02 12 Received by the Governor

Section Affected: 87A- (1 SECTION) OTHER POST-EMPLOYMENT BENEFITS TRUST

HB2492 HD1 (HSCR 332-12)

RELATING TO THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND.  
Introduced by: Say C (BR)

Amends provisions relating to state and county contributions; retired employees. Changes the date that the base monthly contribution is annually adjusted from July 1 of each year to January 1 of each year. -- HB2492 HD1

Committee Reports: HSCR 332-12 (LAB) HSCR 812-12 (FIN) SSCR 2985 (JDL)  
SSCR 3280 (WAM)

Current Status: Apr-11 12 Received by the Governor

Apr-20 12 Approved by Governor (Act 38 2012)

Section Affected: 87A-33

HB2495 HD1 SD1 CD1 (CCR 119-12)

RELATING TO COLLECTIVE BARGAINING COST ITEMS.

Introduced by: Say C (BR)

Appropriation to the director of finance for salary increases and other cost adjustments related to favored nations provisions in the supplemental agreement negotiated between the University of Hawaii and the exclusive bargaining representative of collective bargaining unit 2 (supervisory blue collar employees), collective bargaining unit 3 (nonsupervisory white collar employees), collective bargaining unit 4 (supervisory white collar employees), collective bargaining unit 8 (personnel of the university of Hawaii and community college system), and for state officers and employees excluded from collective bargaining who belong to the same compensation plans as those officers and employees of the University of Hawaii. -- Appropriation to the director of finance for the Hawaii employer union health benefits trust fund costs contained in the supplemental agreement negotiated between the University of Hawaii and the exclusive bargaining representative of collective bargaining unit 8 (personnel of the university of Hawaii and community college system), and for state officers and employees excluded from collective bargaining who belong to the same compensation plans as those officers and employees within collective bargaining unit 8 (personnel of the university of Hawaii and community college system). (\$\$) -- HB2495 CD1

Committee Reports: HSCR 547-12 (LAB) HSCR 884-12 (FIN) SSCR 2937 (JDL)  
SSCR 3282 (WAM) CCR 119-12

Current Status: May-03 12 Passed Legislature

HB2502 HD2 SD2 CD1 (CCR 52-12)

RELATING TO MORTGAGE SERVICERS.

Introduced by: Say C (BR)

Amends provisions relating to mortgage servicers. Authorizes the commissioner of financial institutions to require all mortgage servicers to register with the Nationwide Mortgage Licensing System. Prohibits a person licensed as a mortgage servicer from providing mortgage loan modification or other services without a license under the secure



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and fair enforcement for mortgage licensing act. -- HB2502 CD1  
Committee Reports: HSCR 458-12 (CPC) HSCR 945-12 (FIN) SSCR 2840 (CPN)  
SSCR 3252 (WAM) CCR 52-12  
Current Status: May=01 12 Passed Legislature  
Section Affected: 454M- (1 SECTION), 454M-1, 454M-2, 454M-4, 454M-6

HB2508 HD1 (HSCR 850-12)

RELATING TO COLLECTION AGENCIES.

Introduced by: Say C (BR)

Amends provisions relating to exempt out of state collection agency by changing it to designation as exempt out of state collection agency; limitations on business practices; fees; disciplinary action. Provides for the designation as an out of state collection agency provided the agency meets certain requirements. Increases penalties. -- HB2508 HD1

Committee Reports: HSCR 106-12 (CPC) HSCR 850-12 (FIN) SSCR 2836 (CPN)  
SSCR 3222 (WAM)

Current Status: Apr-11 12 Received by the Governor  
Apr-23 12 Approved by Governor (Act 52 2012)

Section Affected: 443B-3.5, 443B-14

HB2513 HD1 SD2 CD1 (CCR 48-12)

RELATING TO EDUCATION.

Introduced by: Say C (BR)

Amends provisions relating to department implementation (school health services program) by changing it to administration of medication. Repeals provisions requiring the department of education to implement the program. -- Amends provisions relating to school health aides by adding compensation. Repeals provision that compensation be based on a 6 1/2 hour work day including provisions for monthly rate and working schedule and leave allowance and provides that they be set in accordance with civil service and collective bargaining agreement, executive order, executive directive, or rule. -- HB2513 CD1

Committee Reports: HSCR 308-12 (EDN/ LAB/) HSCR 779-12 (FIN) SSCR 2871  
(EDU) SSCR 3264 (WAM) CCR 48-12

Current Status: May=01 12 Passed Legislature

Section Affected: 302A-853, 302A-854, 302A-855

HB2515 HD3 SD2 CD1 (CCR 130-12)

RELATING TO CRIME.

Introduced by: Say C (BR)

Amends provisions relating to sentencing for 1st time drug offenders; expungement by deleting 1st time offenders. Requires that a person sentenced to probation under this section who has not previously been sentenced under this section be eligible for only 1 expungement under this subsection. -- Amends provisions relating to probation. Specifies 5 years probation for class B or class C felony under criminal homicide, sexual offense, child abuse, offenses against the family and against incompetents or prostitution and promoting prostitution, and 4 years for other class B or class C felony. Requires the defendant's probation officer, prior to granting early discharge, to report to the court concerning the defendant's compliance or noncompliance with the conditions of the defendant's probation. -- HB2515 CD1

Committee Reports: HSCR 273-12 (PBM) HSCR 652-12 (JUD) HSCR 929-12 (FIN)  
SSCR 2973 (PGM/ JDL) SSCR 3352 (WAM) CCR 130-12

Current Status: May-03 12 Passed Legislature

Section Affected: 706-622.5, 706-623

HB2526 HD2 SD2 (SSCR 3332)

RELATING TO REPORTING REQUIREMENTS FOR TELECOMMUNICATIONS AND CABLE TELEVISION PROVIDERS.

Introduced by: Say C (BR)

Establishes the telecommunications and cable industry information reporting law. Establishes reporting requirements for cable operators, telecommunications carrier, and telecommunications common carrier that provides broadband service to file with the department of commerce and consumer affairs. Requires a separate filing for each county in which the provider offers services. -- HB2526 SD2

Committee Reports: HSCR 399-12 (CPC) HSCR 851-12 (FIN) SSCR 2944 (EDT/  
CPN/) SSCR 3332 (WAM)

Current Status: May-02 12 Received by the Governor

Section Affected: (3 SECTIONS) TELECOMMUNICATIONS AND CABLE  
INDUSTRY INFORMATION REPORTING

HB2529 HD1 SD1 (SSCR 2953)

RELATING TO THE DEPARTMENT OF HAWAIIAN HOME LANDS.

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Introduced by: Say C (BR)

Amends provisions relating to the Hawaiian homes commission act of 1920. Exempts expenditures and procurements less than 100,000 dollars made from the department of Hawaiian home lands funds from the Hawaii public procurement code, but requires the department to develop internal policies and procedures for the procurement of goods, services and construction consistent with the goals of public accountability and public procurement practices for expenditures from these funds. Annual report to legislature. Act to be repealed on June 30, 2015 (sunset). -- HB2529 SD1

Committee Reports: HSCR 134-12 (HAW) HSCR 898-12 (FIN) SSCR 2953 (HWN/PGM/) SSCR 3293 (WAM)

Current Status: May-02 12 Received by the Governor

Section Affected: HAWAIIAN HOMES COMMISSION ACT 1920 213

HB2533 HD2 (HSCR 703-12)

RELATING TO THE DEFINITION OF AGGRAVATED CIRCUMSTANCES IN THE CHILD PROTECTIVE ACT.

Introduced by: Say C (BR)

Amends provisions relating to child protective act. Redefines aggravated circumstances to include the parent has committed sexual abuse against another child of the parent or the parent is required to register with a sex offender registry under the Adam Walsh Child Protection and Safety Act. -- HB2533 HD2

Committee Reports: HSCR 495-12 (HUS) HSCR 703-12 (JUD) SSCR 2872 (HMS) SSCR 3148 (JDL)

Current Status: Apr-04 12 Received by the Governor

Apr-17 12 Approved by Governor (Act 28 2012)

Section Affected: 587A-4

HB2537 HD2 (HSCR 698-12)

RELATING TO DISCLOSURE OF RECORDS CONCERNING APPLICANTS AND RECIPIENTS OF HUMAN SERVICES AFTER AN IN CAMERA REVIEW BY THE COURT.

Introduced by: Say C (BR)

Amends provisions relating to protection of records; divulging confidential information prohibited under human services law. Repeals from the limits of the uses or disclosures of information concerning applicants purposes directly connected to and necessary for the career planning, job training, education, job placement, or employment of participants in the workfare program, and extends the limits to disclosure pursuant to a court order, after an in camera review of the records by the court, upon a showing of good cause by the party seeking the release of the records. -- HB2537 HD2

Committee Reports: HSCR 417-12 (HUS) HSCR 698-12 (JUD) SSCR 3179 (HMS/JDL)

Current Status: Apr-11 12 Received by the Governor

Apr-25 12 Became Law Without Governor's Signature (Act 91 2012)

Section Affected: 346-10

HB2539 HD1 (HSCR 160-12)

RELATING TO ADULT ABUSE PERPETRATOR CHECKS FOR CHILD CARE PROVIDERS.

Introduced by: Say C (BR)

Amends provisions relating to child care under department of human services law. Requires adult abuse perpetrator checks in the department's adult protective services file. -- HB2539 HD1

Committee Reports: HSCR 160-12 (HUS) HSCR 450-12 (JUD) HSCR 939-12 (FIN) SSCR 2889 (HMS) SSCR 3224 (JDL)

Current Status: Apr-11 12 Received by the Governor

Apr-20 12 Approved by Governor (Act 41 2012)

Section Affected: 346-152.5, 346-154

HB2540 HD2 SD1 CD1 (CCR 149-12)

RELATING TO FEES FOR CHILD CARE LICENSING AND REGISTRATION.

Introduced by: Say C (BR)

Establishes provisions relating to child care licensing and registration special fund. Establishes the fund to be administered by the department of human services into which shall be deposited fees received from applicants for a license to operate group child care homes or group child care centers and from applicants for a certificate of registration for family child care homes, appropriations from the legislature, any other revenues designated for the fund, and interest accrued. Requires the moneys in the special fund to be used to administer child care licensing and registration, furthering the provision of

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quality child care services, and any other purpose deemed necessary by the department to ensure the health and safety of children. -- Amends provisions relating to licenses and temporary permits and to provisions relating to procedure for registration. Allows the department to establish reasonable fees for the issuance or renewal of licenses and permits for group child care homes or group child care centers, or for the issuance of a certificate of registration for a family child care home. -- HB2540 CD1

Committee Reports: HSCR 418-12 (HUS) HSCR 875-12 (FIN) SSCR 2890 (HMS)  
SSCR 3218 (WAM) CCR 149-12

Current Status: May-03 12 Passed Legislature  
Section Affected: 346- (1 SECTION), 346-163, 346-173

HB2547 HD1 (HSCR 553-12)

MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF HUMAN SERVICES.

Introduced by: Say C (BR)

Appropriation to the department of human services for general assistance payments (HMS 204). (\$\$) -- HB2547 HD1

Committee Reports: HSCR 553-12 (HUS) HSCR 881-12 (FIN) SSCR 2839 (HMS)  
SSCR 3326 (WAM)

Current Status: Apr-11 12 Received by the Governor  
Apr-20 12 Approved by Governor (Act 40 2012)

HB2553 HD2 SD2 (SSCR 3289)

RELATING TO BUILDING DESIGN FOR PERSONS WITH DISABILITIES.

Introduced by: Say C (BR)

Amends provisions relating to building design to consider needs of persons with disabilities by adding review fees. Requires the disability and communication access board to charge a review fee for services rendered by the board in performing its duties and establishes a fee schedule that includes tiered fees based on estimated construction costs. Annual report to the legislature. -- HB2553 SD2

Committee Reports: HSCR 555-12 (WLO) HSCR 937-12 (FIN) SSCR 2898 (HTH)  
SSCR 3289 (WAM)

Current Status: May-02 12 Received by the Governor  
Section Affected: 103-50

HB2564 HD1 SD1 (SSCR 2895)

RELATING TO VOLUNTEER MEDICAL ASSISTANCE SERVICES.

Introduced by: Say C (BR)

Amends provisions relating to the trauma system special fund. Provides that volunteer medical assistance personnel as well as volunteer emergency medical disaster response personnel include pharmacists. -- HB2564 SD1

Committee Reports: HSCR 218-12 (HLT) HSCR 707-12 (JUD) SSCR 2895 (HTH)  
SSCR 3319 (JDL)

Current Status: Apr-18 12 Received by the Governor  
Section Affected: 321-2.5, 321-23.3

HB2568 HD2 SD1 CD1 (CCR 38-12)

RELATING TO BACKGROUND CHECKS.

Introduced by: Say C (BR)

Amends provisions relating to criminal history record checks under the department of health, checks under services for persons with developmental or intellectual disabilities law, and under Hawaii criminal justice data center; civil identification law. Permits as an alternative to the department of health, the department's designee to conduct criminal history record checks. -- HB2568 CD1

Committee Reports: HSCR 113-12 (HLT) HSCR 451-12 (JUD) HSCR 830-12 (FIN)  
SSCR 3029 (HTH) CCR 38-12

Current Status: May=01 12 Passed Legislature  
Section Affected: 321-15.2, 321-171.5, 333F-22, 846-2.7

HB2569 HD2 SD1 CD1 (CCR 120-12)

RELATING TO CIVIL UNIONS.

Introduced by: Say C (BR)

Establishes provisions relating to tenancy by the entirety when owners change relationship status. Provides that when 2 individuals who hold property as tenants by the entirety enter into different legal relationship with each other that also allows them to hold property as tenants by the entirety, their ownership as tenants by the entirety shall be continuous if the new legal relationship is entered into simultaneously with the termination of the earlier legal relationship, or if the new legal relationship is entered into within 90 days of the termination of the earlier legal relationship, provided that no liens were perfected on the property in the interim. -- Establishes provisions relating to rights held

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by reciprocal beneficiaries who enter into a civil union. Provides that if 2 reciprocal beneficiaries enter into a civil union with each other, the rights, benefits, protections, or responsibilities created by the reciprocal beneficiary relationship is to be continuous through the civil union and deemed to have accrued as of the 1st date these rights existed under the reciprocal beneficiary relationship; provided that the individuals terminated their reciprocal beneficiary relationship simultaneous with their entry into a civil union, or within the 90 days immediately preceding their entry into a civil union. Requires that any rights, benefits, protections, or responsibilities created by the solemnization of a civil union that were not included within a reciprocal beneficiary relationship is to be recognized as of the date the civil union was solemnized. Requires that property held in tenancy by entirety is to be subject to section 509 j-\_\_\_\_. -- Establishes provisions relating to religious organizations and facilities; liability exemption under certain circumstances. Prohibits a religious organization to be required to make a religious facility owned or leased by the religious organization available for solemnization of a civil union, provided that the religious facility is regularly used by the religious organization for its religious purposes; for solemnization of marriages, the religious organization restricts use of the religious facility to its members; and the religious organization does not operate the religious facility as a for profit business. Further provides that a religious organization that refuses to make a religious facility available for solemnization of a civil union shall not be subject to any fine, penalty, or civil liability for the refusal. -- Amends provisions relating to requisites of valid marriage contract. Requires that in order to make valid the marriage contract, which shall be only between a man and a woman, it shall be necessary that the respective parties do not stand in relation to each other of ancestor and descendant of any degree whatsoever, whether the relationship is the result of the issue of parents married or not married to each other or parents who are partners to a civil union or not partners in a civil union. -- Amends provisions relating to eligibility to enter into a civil union. Authorizes any minister, priest, or officer of any religious denomination or society who has been ordained or is authorized to solemnize civil unions according to the usages of such demonization or society, or any religious society not having clergy but providing solemnization in accordance with the rules and customs of that society, may solemnize a civil union. -- Amends provisions relating to unions performed in other jurisdictions by deleting civil. Provides that a legal union of 2 persons that is not a marriage under this act, which was validly formed in another jurisdiction, and which is substantially equivalent to a civil union under this act, is to be recognized as a valid civil union in this State and is to be treated the same as a civil union entered into in this State regardless of whether it bears the name civil union. -- Amends provisions relating to jurisdiction; hearing. Requires that the family court of each circuit has jurisdiction over all unions recognized as civil unions in this State. -- HB2569 CD1

Committee Reports: HSCR 514-12 (JUD) HSCR 957-12 (FIN) SSCR 3193 (JDL/HTH) CCR 120-12

Current Status: May-01 12 Passed Legislature

Section Affected: 509- (1 SECTION), 572B- (2 SECTIONS), 572-1, 572B-2, 572B-4, 572B-5, 572B-6, 572B-8, 572B-10, 572C-4, 572C-7, 574-1, 574-5, 580-1

HB2573 HD1 (HSCR 886-12)

RELATING TO APPRENTICESHIP.

Introduced by: Say C (BR)

Amends provisions relating to apprenticeship. Redefines apprentice to include a worker at least 16 years of age, except where a higher minimum age standard is fixed by law, who is employed to learn an apprenticeable occupation. Changes the standard of the program to conform to the federal regulations established by the director of labor and industrial relations. Requires the director to accord reciprocal approval to apprenticeship programs and agreements that are registered in other states by the federal Office of Apprenticeship. -- HB2573 HD1

Committee Reports: HSCR 253-12 (LAB) HSCR 886-12 (FIN) SSCR 2887 (JDL)

Current Status: Mar-22 12 Received by the Governor

Apr-10 12 Approved by Governor (Act 14 2012)

Section Affected: 26-20, 372-1, 372-2, 372-3, 372-4, 372-5, 372-6, 372-7, 372-8

HB2574 HD1 SD1 (SSCR 2885)

RELATING TO NOTIFICATION OF CHAPTER 91 HEARINGS.

Introduced by: Say C (BR)

Amends provisions relating to labor and industrial relations appeals board. Requires all parties be given written notice of a hearing by 1st class mail at least 15 days before the hearing. Allows notice to be given to the party by publication in a newspaper if and

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party's address cannot be ascertained. -- HB2574 SD1  
Committee Reports: HSCR 574-12 (JUD) HSCR 860-12 (FIN) SSCR 2885 (JDL)  
SSCR 3283 (WAM)  
Current Status: Apr-20 12 Received by the Governor  
Section Affected: 371-4

HB2576 HD2 (HSCR 816-12)

RELATING TO EMPLOYMENT SECURITY LAW.

Introduced by: Say C (BR)

Amends provisions relating to procedure for rate determination under the Hawaii employment security law. Repeals the provisions that allows the employer to file an application for review and redetermination in the absence of filing a written notice of appeal within 15 days after the mailing of the notice. Requires the appeal to be heard by the referee in accordance with applicable provisions of appeals, filing, and hearing, and procedure. -- HB2576 HD2

Committee Reports: HSCR 209-12 (LAB) HSCR 614-12 (ERB) HSCR 816-12 (FIN)  
SSCR 2888 (JDL)

Current Status: Mar-22 12 Received by the Governor  
Apr-10 12 Approved by Governor (Act 13 2012)

Section Affected: 383-69

HB2578 HD1 (HSCR 175-12)

RELATING TO THE ADVISORY COUNCIL FOR COMMUNITY SERVICES.

Introduced by: Say C (BR)

Amends provisions relating to community services law. Repeals the advisory council for community services. -- HB2578 HD1

Committee Reports: HSCR 175-12 (LAB) HSCR 496-12 (HUS) HSCR 813-12 (FIN)  
SSCR 2881 (JDL) SSCR 3338 (WAM)

Current Status: Apr-11 12 Received by the Governor  
Apr-20 12 Approved by Governor (Act 39 2012)

Section Affected: 371K-3, 371K-5, 371K-6

HB2584 HD1 SD1 (SSCR 2918)

RELATING TO NOTICE OF WORKERS' COMPENSATION INSURANCE.

Introduced by: Say C (BR)

Amends provisions relating to notice of insurance under workers' compensation law. Allows the director of labor and industrial relations to also accept the notice of employer's insurance from approved 3rd party agencies in a manner and form approved by the director. -- HB2584 SD1

Committee Reports: HSCR 136-12 (LAB) HSCR 629-12 (ERB) HSCR 887-12 (FIN)  
SSCR 2918 (JDL)

Current Status: Apr-24 12 Received by the Governor

Section Affected: 386-122

HB2587 HD1 (HSCR 696-12)

RELATING TO SAILING SCHOOL VESSELS.

Introduced by: Say C (BR)

Amends provisions relating to ocean recreation and coastal areas programs. Redefines a sailing school vessel to require compliance with title 46 Code of Federal Regulations part 169. -- HB2587 HD1

Committee Reports: HSCR 42-12 (WLO) HSCR 696-12 (JUD) SSCR 3146 (JDL)

Current Status: Apr-04 12 Received by the Governor  
Apr-17 12 Approved by Governor (Act 27 2012)

Section Affected: 200-1

HB2589 HD2 SD2 CD1 (CCR 43-12)

RELATING TO VESSELS.

Introduced by: Say C (BR)

Amends provisions relating to disposition by deleting by chairperson of certain abandoned vessels. Provides that any vessel may be deemed abandoned if the vessel has been moored or otherwise left in the waters of the State or on public property contrary to law or rules having the force and effect of law, or left on private property without authorization of the owner or occupant of the property and if the vessel's registration certificate or marine document has expired and the registered owner no longer resides at the address listed in the vessel registration or marine document records of the department of the US Coast Guard; the last registered owner of record disclaims ownership and the current owner's name or address cannot be determined; the vessel identification numbers and other means of identification have been removed so as to hinder or nullify efforts to locate or identify the owner; and the vessel registration records of the department of land and natural resources and the marine document records of the

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US Coast Guard contain no record that the vessel has ever been registered or documented and the owner's name or address cannot be determined. Allows decision whether a vessel is abandoned to be made by the chairperson of the board of land and natural resources with regard to public property under the jurisdiction of the department of land and natural resources; any other state department or agency through its director with regard to public property within the department or agency's respective jurisdiction; or any county through its mayor or the mayor's designee, or chief of police with regard to public property within the respective county's jurisdiction. -- Amends provisions relating to when public auction not required. Allows the state or county agency that took custody of the vessel to sell the vessel by negotiation, dispose of it as junk or donate the vessel to any governmental agency after public notice of intended disposition has been given. -- Amends provisions relating to vessels abandoned on premises of persons engaged in repair business, of private marinas, and by adding of yacht clubs or of other private property owners. -- HB2589 CD1

Committee Reports: HSCR 67-12 (WLO) HSCR 648-12 (JUD) HSCR 871-12 (FIN)  
SSCR 2947 (WLH/ JDL) SSCR 3356 (WAM) CCR 43-12  
Current Status: May-01 12 Passed Legislature  
Section Affected: 200-41, 200-42, 200-44, 200-45, 200-46, 200-47, 200-51, 200-52,  
200-53

HB2591 HD2 (HSCR 701-12)

RELATING TO ACCRETED LANDS.

Introduced by: Say C (BR)

Amends provisions relating to definition of public lands, accretion to land and quieting title. Requires that land accreted after May 20, 2003, is to be public land except as otherwise provided by law. -- HB2591 HD2

Committee Reports: HSCR 240-12 (WLO) HSCR 701-12 (JUD) SSCR 2946 (WLH/  
JDL) SSCR 3312 (WAM)

Current Status: Apr-11 12 Received by the Governor  
Apr-23 12 Approved by Governor (Act 56 2012)

Section Affected: 171-2, 501-33, 669-1

HB2593 HD2 SD1 CD1 (CCR 31-12)

RELATING TO EMERGENCY RULES FOR THREATS TO NATURAL RESOURCES OR THE HEALTH OF THE ENVIRONMENT.

Introduced by: Say C (BR)

Amends the provisions relating to the procedure for adoption, amendment or repeal of rules. Allows an agency to proceed without prior notice or hearing provided that an agency finds that an imminent peril to natural resources requires adoption, amendment or repeal of a rule. -- Amends the provisions relating to filing and taking effect of rules. Provides for the immediate adoption of a rule if the agency finds it necessary because of imminent peril to natural resources. -- HB2593 CD1

Committee Reports: HSCR 471-12 (WLO/ EEP/) HSCR 914-12 (JUD) SSCR 2948  
(ENE/ WLH/) CCR 31-12

Current Status: May-01 12 Passed Legislature

Section Affected: 91-3, 91-4

HB2594 HD2 SD1 CD1 (CCR 26-12)

PROPOSING AN AMENDMENT TO ARTICLE VII, SECTION 12, OF THE HAWAII STATE CONSTITUTION TO ASSIST DAM AND RESERVOIR OWNERS.

Introduced by: Say C (BR)

Proposes to amend the constitution. Authorizes the State to issue special purpose revenue bonds and use the proceeds from the bonds to assist dam and reservoir owners to make their facilities compliant with current safety standards. -- HB2594 CD1

Committee Reports: HSCR 241-12 (WLO) HSCR 644-12 (JUD) HSCR 870-12 (FIN)  
SSCR 2913 (WLH/ JDL) SSCR 3302 (WAM) CCR 26-12

Current Status: May=01 12 Passed Legislature

Section Affected: ART VII S12

HB2595 HD2 SD2 CD1 (CCR 27-12)

RELATING TO SPECIAL PURPOSE REVENUE BONDS TO ASSIST DAM AND RESERVOIR OWNERS.

Introduced by: Say C (BR)

Establishes provisions relating to assisting dams and reservoir owners. Authorizes the department of budget and finance, with the approval of the governor, to issue special purpose revenue bonds to assist owners of a dam, or reservoir, or land on which they are located. -- HB2595 CD1

Committee Reports: HSCR 190-12 (WLO) HSCR 866-12 (FIN) SSCR 2993 (WLH)  
SSCR 3303 (WAM) CCR 27-12

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Current Status: May=01 12 Passed Legislature  
Section Affected: 39A- (22 SECTIONS) ASSISTING DAM AND RESERVOIR OWNERS

HB2598 HD1 (HSCR 607-12) RELATING TO PRE-SENTENCE REPORTS.  
Introduced by: Say C (BR)  
Amends provisions relating to presentence diagnosis; notice to victims, and report. Requires the presentence diagnosis and report to be made by personnel assigned to the court or other agency designated by the court. Repeals intake service centers. -- HB2598 HD1  
Committee Reports: HSCR 607-12 (PBM) HSCR 749-12 (FIN) SSCR 3187 (JDL)  
Current Status: Apr-11 12 Received by the Governor  
Apr-23 12 Approved by Governor (Act 51 2012)  
Section Affected: 706-602

HB2599 HD1 SD1 CD1 (CCR 172-12) RELATING TO REENTRY INTAKE SERVICE CENTERS.  
Introduced by: Say C (BR)  
Amends provisions relating to reentry intake service centers. Changes the requirement relating to providing pretrial assessment on adult offenders to requirement that centers do so when they are consented to or when they are ordered by the court. Requires the centers to provide continuing supervision and control of persons ordered to be placed on pretrial supervision by the court and persons ordered by the director of public safety. -- HB2599 CD1  
Committee Reports: HSCR 603-12 (PBM) HSCR 748-12 (FIN) SSCR 3177 (PGM/ JDL) CCR 172-12  
Current Status: May-03 12 Passed Legislature  
Section Affected: 353-10

HB2600 HD2 (HSCR 739-12) RELATING TO CONTROLLED SUBSTANCES.  
Introduced by: Say C (BR)  
Amends provisions relating to schedule I and schedule II. -- HB2600 HD2  
Committee Reports: HSCR 226-12 (PBM/ HLT/) HSCR 640-12 (JUD) HSCR 739-12 (FIN) SSCR 3028 (HTH/ PGM/)  
Current Status: Apr-02 12 Received by the Governor  
Apr-19 12 Approved by Governor (Act 29 2012)  
Section Affected: 329-14, 329-16

HB2601 HD3 SD1 (SSCR 3176) RELATING TO THE SERVICE OF PROCESS.  
Introduced by: Say C (BR)  
Amends provisions relating to the circuit courts, district courts, costs and fees, small claims, district courts, civil actions and proceedings, generally, attachment and execution, and landlord and tenant. Provides that persons authorized by the rules of the court may serve criminal process. Provides that only the sheriff, deputy sheriffs, or police officers can serve criminal process. -- HB2601 SD1  
Committee Reports: HSCR 269-12 (PBM) HSCR 532-12 (JUD) HSCR 740-12 (FIN) SSCR 3176 (PGM/ JDL/)  
Current Status: May-03 12 Passed Legislature  
Section Affected: 603-29, 604-6.2, 607-4, 607-8, 633-8, 634-11, 634-12, 634-22, 651-1, 666-11, 666-21

HB2602 HD2 (HSCR 766-12) RELATING TO CREDIT FOR TIME OF DETENTION PRIOR TO SENTENCE.  
Introduced by: Say C (BR)  
Amends provisions relating to credit for time of detention prior to sentence; credit for imprisonment under earlier sentence for same crime. Requires that when a defendant is convicted for a crime committed while serving a sentence of imprisonment on a separate unrelated felony conviction, credit for time being served for the term of imprisonment imposed on the defendant for the separate unrelated felony conviction is not to be deducted from the term of imprisonment imposed on the defendant for the subsequent conviction. -- HB2602 HD2  
Committee Reports: HSCR 528-12 (JUD) HSCR 766-12 (FIN) SSCR 3188 (JDL)  
Current Status: Apr-11 12 Received by the Governor  
Apr-23 12 Approved by Governor (Act 50 2012)  
Section Affected: 706-671

HB2605 HD1 SD1 (SSCR 3035) RELATING TO CONFORMITY OF THE HAWAII INCOME TAX LAW TO THE

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### INTERNAL REVENUE CODE.

Introduced by: Say C (BR)

Amends income tax provisions to conform the Hawaii income tax law to the Federal Internal Revenue Code. -- HB2605 SD1

Committee Reports: HSCR 720-12 (FIN) SSCR 3035 (WAM)

Current Status: Apr-27 12 Received by the Governor

Section Affected: 235-2.3, 235-2.35

HB2608 HD1 SD2 (SSCR 3234)

### RELATING TO DRIVER LICENSING.

Introduced by: Say C (BR)

Establishes provisions relating to driver license reciprocity with foreign countries. Requires the director of the Hawaii state department of transportation to establish a statewide driver's license reciprocity committee. Report to the legislature. -- HB2608 SD2

Committee Reports: HSCR 56-12 (TRN) HSCR 599-12 (INT) HSCR 763-12 (FIN) SSCR 2841 (TIA/ PGM/) SSCR 3234 (WAM)

Current Status: Apr-30 12 Received by the Governor

Section Affected: 286- (1 SECTION) DRIVER'S LICENSE RECIPROCITY COMMITTEE

HB2623 HD1 SD1 CD1 (CCR 35-12)

### RELATING TO TRANSFER OF PROPERTY.

Introduced by: Luke S, Keith-Agaran G, Lee C, Saiki S

Amends provisions relating to creation of joint tenancy, tenancy by the entirety, and tenancy in common. Provides that conveyance of any real property located in the State and held by spouses or reciprocal beneficiaries as tenants by the entirety to a joint trust as tenants in severalty for their benefit and which is revocable and amendable by either or both during their joint lifetime; or in equal shares as tenants in common to their respective separate trusts, each of which is revocable and amendable by the respective grantor, or any accumulation of such conveyed property, shall have the same immunity from the claims of their separate creditors as would exist if the spouses or reciprocal beneficiaries had continued to hold the property or its proceeds as tenants by the entirety. -- HB2623 CD1

Committee Reports: HSCR 675-12 (JUD) SSCR 3201 (JDL) CCR 35-12

Current Status: May=01 12 Passed Legislature

Section Affected: 509-2

HB2626 HD2 SD2 CD1 (CCR 118-12)

### RELATING TO SAFE ROUTES TO SCHOOL.

Introduced by: Kawakami D, Cullen T, Ito K, Mizuno J, Evans C, Morikawa D, Chong P, Say C, Tokioka J, Aquino H, Johanson A, Har S, Ichiyama L, Lee M, Carroll M

Establishes provisions relating to safe routes to school program surcharge. Provides that a person who violates any traffic violation offense shall be ordered to pay a safe routes to school program surcharge of 10 dollars in addition to any other civil penalties ordered by the court. -- Establishes a safe routes to school program within the department of transportation to enhance traffic safety around Hawaii's schools, enable and encourage children to walk and bicycle to school, and make bicycling and walking to school a safer and more appealing transportation alternative. Establishes the position of safe routes to school coordinator. Requires a county designated office to provide safe routes to school funds for school based and community based workshops and infrastructure and non infrastructure projects that will reduce vehicular traffic and congestion, encourage walking and bicycling, and promote health and safety around Hawaii's schools. Requires the director of transportation through the county safe routes to school program coordinator, and in consultation with county safe routes to school program coordinators to develop a mechanism to provide funds to county safe routes to school programs from the safe routes to school program special fund to be used for the implementation of county safe routes to school program projects. Annual report to the legislature. Establishes the safe routes to school fund into which shall be deposited assessments collected for speeding in a school zone, and safe routes to school program surcharges collected. Requires that the funds be distributed to the counties by the director of transportation. Provides that any violation involving speeding in a school zone, shall be charged with a surcharge of 25 dollars to be deposited into the safe routes to school program special fund. -- Appropriation. (\$\$) -- HB2626 CD1

Committee Reports: HSCR 465-12 (TRN) HSCR 759-12 (FIN) SSCR 2866 (EDU/ TIA) SSCR 3339 (WAM) CCR 118-12

Current Status: May-03 12 Passed Legislature

Section Affected: 291- (1 SECTION), 291C- (3 SECTIONS), 291C-104



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- HB2628 HD2 (HSCR 443-12) RELATING TO THE RESIDENTIAL LANDLORD-TENANT CODE.  
Introduced by: Cabanilla R  
Amends provisions relating to exclusions from application of chapter under the residential landlord tenant code. Exempts a private dorm management company that offers a minimum of 50 beds to students of any college, university, or other institution of higher education in the State. -- HB2628 HD2  
Committee Reports: HSCR 99-12 (HSG) HSCR 443-12 (HED) HSCR 913-12 (JUD) SSCR 3137 (CPN)  
Current Status: Apr-04 12 Received by the Governor  
Apr-23 12 Approved by Governor (Act 43 2012)  
Section Affected: 521-7
- HB2639 HD2 (HSCR 741-12) RELATING TO HIGHER EDUCATION.  
Introduced by: Nishimoto S, Johanson A, Chang J, Manahan J, Aquino H, Wooley J, McKelvey A, Hashem M, Ichiyama L, Choy I, Kawakami D, Coffman D, Pine K, Takai K, Lee C, Tsuji C, Keith-Agaran G, Fontaine G, Ward G, Brower T, Rhoads K, Lee M, Cullen T, Yamashita K, Yamane R, Saiki S, Souki J, Ito K, Mizuno J, Evans C, Har S  
Amends provisions relating to college credit equivalency program established; purpose; policies and procedures; eligibility. Requires the program to award credits for professional experience gained through service in the US armed forces. Requires the program to prepare and make public a learning assessment or other criteria to determine college level learning gained during service in the US armed forces. -- HB2639 HD2  
Committee Reports: HSCR 180-12 (PBM) HSCR 541-12 (HED) HSCR 741-12 (FIN) SSCR 2893 (EDU/ PGM/)  
Current Status: Mar-23 12 Received by the Governor  
Apr-09 12 Approved by Governor (Act 12 2012)  
Section Affected: 304A-802
- HB2644 HD2 SD1 CD1 (CCR 60-12) RELATING TO THE PUBLIC UTILITIES COMMISSION.  
Introduced by: Souki J, McKelvey A, Herkes R  
Establishes provisions relating to preferential water carrier service rates for agricultural activities. Authorizes the public utilities commission to authorize preferential rates for ratepayers for agricultural activities. -- HB2644 CD1  
Committee Reports: HSCR 170-12 (CPC) HSCR 947-12 (FIN) SSCR 2850 (CPN) SSCR 3254 (WAM) CCR 60-12  
Current Status: May-01 12 Passed Legislature  
Section Affected: 269- (1 SECTION) PREFERENTIAL WATER CARRIER SERVICE RATES FOR AGRICULTURAL ACTIVITIES
- HB2656 HD2 SD2 (SSCR 3243) RELATING TO AIR POLLUTION CONTROL.  
Introduced by: Say C (BR)  
Establishes provisions relating to crematoriums. Subjects crematoriums of human remains to permit requirements of the air pollution control law. -- HB2656 SD2  
Committee Reports: HSCR 407-12 (EEP) HSCR 889-12 (FIN) SSCR 2969 (HTH/ ENE/) SSCR 3243 (WAM)  
Current Status: Apr-23 12 Received by the Governor  
Section Affected: 342B- (1 SECTION) CREMATORIUMS
- HB2664 HD1 SD1 CD1 (CCR 124-12) RELATING TO HEALTH CARE COORDINATION.  
Introduced by: Yamane R, Yamashita K, Carroll M, Souki J, McKelvey A  
Establishes provisions relating to public private partnership under Hawaii health systems corporation law. Establishes the partnership within the Hawaii health systems corporation in a county that encompasses at least 3 islands inhabited by permanent residents, to research, develop, and implement a model of health care delivery that addresses the coordination of care across the spectrum of care from acute, to skilled nursing facility to home, seamlessly, efficiently, appropriately, and in a cost effective manner. Imposes requirements upon the partnership including working to resolve the challenges in the post acute care environment. -- HB2664 CD1  
Committee Reports: HSCR 219-12 (HLT) HSCR 829-12 (FIN) SSCR 2903 (HTH) SSCR 3290 (WAM) CCR 124-12  
Current Status: May-03 12 Passed Legislature  
Section Affected: 323F- (1 SECTION) PUBLIC-PRIVATE PARTNERSHIP
- HB2681 HD1 SD1 (SSCR 3182) RELATING TO ELECTRIC GUNS.  
Introduced by: Jordan J, Okamura T

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Amends provisions relating to restriction on possession, sale, gift, or delivery of electric guns. Requires that any electric gun possessed, offered, held, sold, given, lent, or delivered is to be confiscated or disposed of by the chief of police. Requires the conservation and resources enforcement program of the department of land and natural resources meet the law enforcement accreditation or recognition standards of the Commission on Accreditation or Law Enforcement Agencies, Inc. in the use of electric guns by June 30, 2018. -- HB2681 SD1

Committee Reports: HSCR 181-12 (PBM) HSCR 743-12 (FIN) SSCR 3182 (PGM/WLH/)

Current Status: May-03 12 Passed Legislature

Section Affected: 134-16

HB2682 HD1 SD1 (SSCR 3260)

RELATING TO COMMERCIAL ACTIVITIES ON OCEAN WATERS.

Introduced by: Jordan J, Kawakami D

Amends provisions relating to ocean recreation and coastal areas program. Authorizes the department of land and natural resources to regulate the commercial use of state waters and marine resources, including those operations that use private marinas and commercial activities in state waters including those operations originating from private marinas. -- HB2682 SD1

Committee Reports: HSCR 476-12 (WLO) HSCR 872-12 (FIN) SSCR 2992 (EDT/WLH/) SSCR 3260 (WAM)

Current Status: Apr-27 12 Received by the Governor

Section Affected: 200-3, 200-4

HB2684 HD2 SD2 CD1 (CCR 134-12)

RELATING TO THE ZIPPER LANE.

Introduced by: Jordan J, Cullen T, Har S, Ichiyama L, Okamura T

Requires the department of transportation to conduct a feasibility study on extending the zipper lane westward from Waipahu toward Kapolei, west of the Kunia on ramp. Report to the legislature. Appropriation out of the state highway fund. (\$\$) -- HB2684 CD1

Committee Reports: HSCR 403-12 (TRN) HSCR 760-12 (FIN) SSCR 2858 (TIA) SSCR 3294 (WAM) CCR 134-12

Current Status: May-03 12 Passed Legislature

HB2686 HD1 SD1 CD1 (CCR 30-12)

RELATING TO CIVIL LIABILITY.

Introduced by: Wooley J, Rhoads K

Establishes provisions relating to exemption for providing emergency shelter and subsistence during a natural disaster. Exempts an owner from civil liability for any injury or damage suffered by the person that resulted from the owner, who in good faith, providing access to land, shelter, or subsistence, including food and water, to a person during a natural disaster without remuneration or expectation of remuneration, unless the injury or damage was caused by the gross negligence or intentional or wanton acts or omission of the owner. -- HB2686 CD1

Committee Reports: HSCR 730-12 (JUD) SSCR 3147 (JDL) CCR 30-12

Current Status: May-01 12 Passed Legislature

Section Affected: 663- (1 SECTION) EXEMPTION FOR PROVIDING EMERGENCY ACCESS TO LAND, SHELTER, AND SUBSISTENCE DURING A DISASTER

HB2740 HD1 SD1 CD1 (CCR 57-12)

RELATING TO TAXATION.

Introduced by: Tokioka J, Kawakami D, Morikawa D

Amends Act 103, session laws of 2007, as amended by Act 198, session laws of 2009, defining power generating facility to mean any electricity generating facility that requires a permit issued under the Federal Clean Air Act or the Hawaii air pollution control law, or both and increasing the tax for each gallon of naphtha sold for use in a power generating facility to 2 cents by extending the sunset date to December 31, 2015. -- HB2740 CD1

Committee Reports: HSCR 317-12 (EEP) HSCR 714-12 (FIN) SSCR 2951 (ENE) SSCR 3266 (WAM) CCR 57-12

Current Status: May-01 12 Passed Legislature

Section Affected: ACT 103 2007, ACT 198 2009, 243-1, 243-4

HB2751 HD2 SD1 (SSCR 2998)

RELATING TO OFFENSES AGAINST PUBLIC ADMINISTRATION.

Introduced by: Say C

Establishes provisions relating to disrespect of a house of the legislature. Provides that a person who is not a member of either house of the legislature commits the offense of

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disrespect of a house of the legislature if, while the person is present at a legislative session of either house or at a hearing of any committee of either house, the person creates a breach of peace or disturbance with intent to interrupt the proceeding. Makes it a petty misdemeanor. -- HB2751 SD1

Committee Reports: HSCR 582-12 (LMG) HSCR 959-12 (JUD) SSCR 2998 (PGM) SSCR 3223 (JDL)

Current Status: Apr-30 12 Received by the Governor

Section Affected: 710- (1 SECTION) DISRESPECT OF A HOUSE OF THE LEGISLATURE

HB2769

RELATING TO ENHANCED 911 SERVICES.

Introduced by: Chong P

Amends provisions relating to enhanced 911 services for mobile phones (cell phone, cellular phone, mobile telephone, wireless telephone). Redefines public safety agency to mean a functional division of the State or a county rather than governmental entity, that provides or has authority to provide, or a state or county agency that provides firefighting, law enforcement, ambulance, medical, or other emergency services. -- HB2769

Committee Reports: HSCR 663-12 (PBM) SSCR 2845 (PGM)

Current Status: Mar-20 12 Received by the Governor

Apr-04 12 Approved by Governor (Act 9 2012)

Section Affected: 138-1

HB2776 HD2 SD2 CD1 (CCR 39-12)

RELATING TO LIABILITY INSURANCE.

Introduced by: Manahan J, Mizuno J, Yamane R, Aquino H

Establishes provisions relating to liability insurance under department of health law. Requires the acquisition and maintenance of liability insurance by operators of adult foster homes, adult residential care homes, assisted living facilities, and expanded adult residential care homes in an amount deemed sufficient by the department of health, but exempts those that are operating under a contract with the department of human services or the department of health and are in compliance with the liability insurance coverage requirements of their contracts. -- HB2776 CD1

Committee Reports: HSCR 146-12 (HLT/ HUS/) HSCR 803-12 (JUD) SSCR 2968 (HTH/ HMS/) SSCR 3244 (WAM) CCR 39-12

Current Status: May=01 12 Passed Legislature

Section Affected: 321- (1 SECTION) LIABILITY INSURANCE

HB2806 HD2 SD2 CD1 (CCR 144-12)

RELATING TO NATIVE HAWAIIANS.

Introduced by: Hanohano F

Establishes provisions relating to the Aha Moku advisory committee; established. Establishes the committee within the department of land and natural resources. Allows the committee to advise the chairperson of the board of land and natural resources on integrating indigenous resource management practices with western management practices in each moku; identifying a comprehensive set of indigenous practices for natural resource management; fostering the understanding and practical use of native Hawaiian resource knowledge, methodology, and expertise; sustaining the State's marine, land, cultural, agricultural, and natural resources; providing community education and fostering cultural awareness of the benefits of the aha moku system; fostering protection and conservation of the State's natural resources; and developing an administrative structure that oversees the aha moku system. Requires an annual report in English and Hawaiian to the legislature and the chairperson of the board of land and natural resources with a list of all recommendations made by the committee and the resulting action taken by the department. Appropriation. (\$\$) -- HB2806 CD1

Committee Reports: HSCR 247-12 (HAW) HSCR 899-12 (FIN) SSCR 2952 (HWN/ WLH/) SSCR 3344 (WAM) CCR 144-12

Current Status: May-03 12 Passed Legislature

Section Affected: 171- (1 SECTION) AHA MOKU ADVISORY COMMITTEE

HB2841

RELATING TO THE UNIFORM INTERSTATE DEPOSITIONS AND DISCOVERY ACT.

Introduced by: Luke S, Lee C, Evans C, Takumi R, Johanson A, Morikawa D, Okamura T, Souki J, Lee M, Fontaine G, Brower T, Ito K, Cabanilla R, Wooley J, McKelvey A, Keith-Agaran G, Takai K, Herkes R, Belatti D, Har S, Saiki S, Hanohano F, Tokioka J, Pine K, Cullen T, Rhoads K, Thielen C, Mizuno J, Carroll M, Marumoto B, Ichiyama L, Nishimoto S

Establishes the uniform interstate depositions and discovery act law. Establishes

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procedures for issuance and service of subpoenas and applications to the court. --  
HB2841

Committee Reports: HSCR 530-12 (JUD) HSCR 861-12 (FIN) SSCR 3027 (JDL)

Current Status: Mar-30 12 Received by the Governor

Apr-12 12 Approved by Governor (Act 17 2012)

Section Affected: (7 SECTIONS) UNIFORM INTERSTATE DEPOSITIONS AND  
DISCOVERY ACT

HB2848 HD3 SD2 CD1 (CCR 122-12) RELATING TO PUBLIC SAFETY.

Introduced by: Manahan J, McKelvey A, Yamane R, Cullen T

Directs the department of public safety to work with Ohana (Ohana) Ho'opakele (Hoopakele) and other restorative justice groups, to prepare a plan for the creation of a pu'uhonua (puuhonua), or wellness center, on lands owned or controlled by the State, and requires the public land development corporation to assist in determining an appropriate site and requires the site formerly used as the Kulani correctional facility on the island of Hawaii to be given preference unless another site will provide greater possibility of success. Report to the legislature. -- Creates a work release pilot program within the department of public safety. Requires the department of land and natural resources to collaborate with the department of public safety. Allows the department of public safety to receive public and private grants for the pilot program. -- Act to be repealed on June 30, 2015 (sunset). -- HB2848 CD1

Committee Reports: HSCR 268-12 (PBM) HSCR 593-12 (HAW) HSCR 745-12 (FIN)  
SSCR 2954 (HWN/ WLH/ PGM/) SSCR 3242 (WAM) CCR  
122-12

Current Status: May-01 12 Passed Legislature

HB2871 HD1 SD1 CD1 (CCR 53-12) RELATING TO THE WEST MAUI OCEAN RECREATION MANAGEMENT AREA.

Introduced by: McKelvey A, Carroll M, Yamashita K, Souki J, Har S

Requires the department of land and natural resources to establish by September 1, 2012, a temporary west maui ocean recreation management area advisory committee to advise the department on issues related to the uses and maintenance of state waters within the west Maui ocean recreation management area, particularly within the waters adjacent to Kaanapali on the Island of Maui. Requires the temporary advisory committee to terminate on June 30, 2015 (sunset). Annual report to the legislature. -- HB2871 CD1

Committee Reports: HSCR 477-12 (WLO) HSCR 869-12 (FIN) SSCR 2861 (WLH)  
SSCR 3357 (WAM) CCR 53-12

Current Status: May=01 12 Passed Legislature

HB2873 HD2 SD2 CD1 (CCR 146-12) RELATING TO THE PACIFIC INTERNATIONAL SPACE CENTER FOR EXPLORATION SYSTEMS.

Introduced by: McKelvey A, Choy I, Chang J, Evans C, Nakashima M, Johanson A, Say C, Chong P, Ichiyama L, Ward G

Establishes provisions relating to the Pacific international space center for exploration systems within the department of business, economic development and tourism. Establishes a board of directors. Requires the director to oversee, supervise, and direct the planning, evaluation, and coordination of space related activities, establish partnerships with corporate, government, and University of Hawaii, and promote opportunities for expanding and diversifying aerospace related industries in the State. Transfers rights, powers, functions, and duties of the university of Hawaii pertaining to the Pacific international space center for exploration systems to the office of aerospace development of the department. Appropriation. (\$\$) -- HB2873 CD1

Committee Reports: HSCR 615-12 (ERB/ HED/) HSCR 843-12 (FIN) SSCR 2902  
(PGM/ EDU/ EDT/) SSCR 3305 (WAM) CCR 146-12

Current Status: May-03 12 Passed Legislature

Section Affected: 201- (4 SECTIONS) PACIFIC INTERNATIONAL SPACE  
CENTER FOR EXPLORATION SYSTEMS, 201-71

HB2883 HD2 SD2 CD1 (CCR 143-12) RELATING TO MAKAHA VALLEY.

Introduced by: Jordan J

Requires the department of land and natural resources to conduct a flood study for Makaha Valley on the Island of Oahu. Requires the department to investigate all potential funding sources, including but not limited to any federal, state, county, or private funds, to finance the flood study and any necessary repairs and improvements recommended in the completed flood study. Report to the legislature. Appropriation. (\$\$) -- HB2883 CD1

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Committee Reports: HSCR 392-12 (WLO) HSCR 864-12 (FIN) SSCR 2996 (WLH)  
SSCR 3240 (WAM) CCR 143-12  
Current Status: May-03 12 Passed Legislature