

BILLS PASSED

BY THE

HAWAII STATE LEGISLATURE

REGULAR SESSION OF 2013

SHOWING ACTIONS TAKEN AS OF

May 2, 2013

Prepared by the:



Legislative Reference Bureau Systems Office
State Capitol, Room 413
415 South Beretania Street
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 2013. 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 2, 2013, 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. Inquires 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 2013

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

SOURCE	CONTACT	HOURS	COST
All public libraries. See www.librarieshawaii.org 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 2012 - 2013 bills, committee reports, resolutions, and concurrent resolutions will be available after December 2013. 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 th Floor Honolulu 96813 Phone: 586-0255	Ross Tsukenjo	Monday - Friday 7:45 am - 4:30 pm	25¢/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 www.law.hawaii.edu/library	10¢/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 www.librarieshawaii.org 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 www.librarieshawaii.org 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 www.librarieshawaii.org 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

- SB0002 HD1 (HSCR 1231) RELATING TO SIMULATED FIREARMS.
Introduced by: Hee C
Amends provisions relating to terroristic threatening in the 1st degree. Includes a person who commits the offense of terroristic threatening in the 1st degree if the person commits terroristic threatening with the use of a simulated firearm. Defines simulated firearm to mean any object that resembles a firearm; can reasonably be perceived to be a firearm; or is used or brandished as a firearm. -- Amends provisions relating to robbery in the 1st degree. A person commits robbery in the 1st degree if the person is armed with a simulated firearm. -- SB0002 HD1
Committee Reports: SSCR 488 (JDL) HSCR 1231 (JUD)
Current Status: Apr=30 13 Passed Legislature
Section Affected: 707-716, 708-840
- SB0003 SD1 HD2 CD1 (CCR 15) RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS.
Introduced by: Hee C, Galuteria B
Amends provisions relating to the election of board members. Requires the board of trustees of the office of Hawaii affairs to be nominated at a primary election and elected at the general election. -- Amends the term of office; vacancies. Requires the term of office of members of the board to be 4 years beginning on the day of the general election at which they are elected, or if elected at a primary election, on the day of the general election immediately following the primary election at which they are elected. -- Amends provisions relating to board of trustees, office of Hawaiian affairs. Repeals the provisions relating to special elections held in conjunction with the general election. -- SB0003 CD1
Committee Reports: SSCR 373 (THA) SSCR 691 (JDL) HSCR 1019 (OMH) HSCR 1613 (JUD) CCR 15
Current Status: Apr-30 13 Passed Legislature
Section Affected: 13D-4, 13D-5, 17-7
- SB0004 HD2 (HSCR 1486) RELATING TO MOTOR VEHICLES.
Introduced by: Hee C
Amends provisions relating to the mandatory use of seat belts, when, penalty under the traffic violations law. Prohibits a person to operate a motor vehicle upon any public highway unless the person is restrained by a seat belt assembly and all passengers in the front or back seat of the motor vehicle are restrained by a seat belt assembly or are restrained pursuant to the child restraint law if under 8 years of age. -- SB0004 HD2
Committee Reports: SSCR 189 (TIA) SSCR 528 (JDL) HSCR 1150 (TRN) HSCR 1486 (JUD)
Current Status: May=02 13 Passed Legislature
Section Affected: 291-11.6
- SB0005 SD1 HD1 CD1 (CCR 152) RELATING TO PUBLIC LANDS.
Introduced by: Hee C
Establishes provisions relating to withdrawal of leased land; fair compensation. Requires that 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, the rent is to be reduced in proportion to the value of the land withdrawn or made unusable, provided that if any permanent improvement made to or constructed upon the land by the lessee is destroyed or made unusable in the process of the withdrawal or taking, the proportionate value thereof shall be paid to the lessee based upon the unexpired term of the lease. Prohibits any land under cultivation to be withdrawn or taken until the crops are harvested, unless the board of land and natural resources pay the lessee the value of the crops. Requires that upon a withdrawal, any person with a long term lease is to be compensated for the present value of all permanent improvements in place at the time of the withdrawal that were legally made to or construed upon the land by the lessee of the leased land being withdrawn. Requires the board to pay to the lessee, in the case of tree crops, the residual value of the trees taken and, if there are unharvested crops, the value of the crops. Requires that in the case of breeding livestock that cannot be relocated or marketed for the breeding value, the board shall 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. -- SB0005 CD1
Committee Reports: SSCR 162 (WTL/ AGL/) SSCR 603 (WAM) HSCR 951 (AGR/ WAL/) HSCR 1574 (FIN) CCR 152
Current Status: Apr-30 13 Passed Legislature
Section Affected: 171- (1 SECTION), 171-37, 171-38

SENATE BILLS THAT PASSED THE LEGISLATURE

SB0006 SD1 HD1 CD1 (CCR 61)

RELATING TO ANIMAL CRUELTY.

Introduced by: Hee C

Establishes provisions relating to reporting of dog or cat captured or killed in snare or trap. Requires any dog or cat captured or killed in any steel jawed leg hold trap, snare, conibear trap, or foot or leg hold trap in an area zoned as residential to immediately be checked for identification and reported to a county animal control officer and, upon request, be turned over to the animal control officer. -- Establishes provisions relating to cruelty to animals by trapping. Provides that a person commits the offense of cruelty to animals by trapping if the person intentionally, knowingly, or recklessly uses, sets, or maintains steel jawed leg hold traps, or a snare, conibear, or foot or leg hold trap in any other area where such snare or trap is prohibited by law or rule. Exempts employees of state or federal agencies, or persons acting as a designated cooperator or an agent of the State, who are carrying out activities required under a management plan approved by state or federal agencies, pursuant to a mandatory statutory duty for the protection of species listed as threatened or endangered species, or other wildlife species protected by law, or for the protection of public health, safety, or property. Makes it a misdemeanor. -- SB0006 CD1

Committee Reports: SSCR 495 (JDL) HSCR 1317 (JUD) CCR 61

Current Status: Apr-30 13 Passed Legislature

Section Affected: 143- (1 SECTION), 711- (1 SECTION)

SB0009 SD1 HD2 CD1 (CCR 62)

RELATING TO ANIMALS.

Introduced by: Hee C

Amends provisions relating to cruelty to animals in the 1st degree. Prohibits any person convicted of cruelty to animals in the 1st degree to possess or own any pet animal or equine animal for a minimum of 5 years from the date of conviction. -- SB0009 CD1

Committee Reports: SSCR 497 (JDL) HSCR 1175 (CPC) HSCR 1569 (JUD) CCR 62

Current Status: Apr-30 13 Passed Legislature

Section Affected: 711-1108.5

SB0019 SD1 HD2 CD1 (CCR 75)

RELATING TO RENEWABLE ENERGY.

Introduced by: Gabbard M, Ruderman R, Chun Oakland S

Amends provisions relating to definitions under public utilities commission law. Redefines public utility to not include any person who owns, controls, operates, or manages a renewable energy system that is located on such person's property, and provides, sells, or transmits the power generated from that renewable energy system to an electric utility or to a lessee or tenant and to a lessee or tenant on the person's property where the renewable energy system is located; provided that an interconnection is maintained with an electric public utility to preserve the lessees or tenants ability to be served by an electric utility; such person does not use an electric public utility's transmission or distribution lines to provide, sell, or transmit electricity to lessees or tenants; at the time that the lease agreement is signed, the rate charged to the lessee or tenant for the power generated by the renewable energy system shall be no greater than the effective rate charged per kilowatt hour from the applicable electric utility schedule filed with the public utilities commission; the rate schedule or formula shall be established for the duration of the lease, and the lease agreement entered into by the lessee or tenant shall reflect such rate schedule or formula; the lease agreement shall not abrogate any terms or conditions of applicable tariffs for termination of services for non payment of electric utility services or rules regarding health, safety, and welfare; the lease agreement shall disclose the rate schedule or formula for the duration of the lease agreement, that at the time that the lease agreement is signed, the rate charged to the lessee or tenant for the power generated by the renewable energy system shall be no greater than the effective rate charged per kilowatt hour from the applicable electric utility schedule filed with the public utilities commission, that the lease agreement shall not abrogate any terms or conditions of applicable tariffs for termination of services for non payment of electric utility services or rules regarding health, safety and welfare, and whether the lease is contingent upon the purchase of electricity from the renewable energy system; provided further that any disputes concerning the requirements of this provision to be resolved pursuant to the provisions of the lease agreement or residential landlord tenant code law, if applicable; and nothing shall be construed to permit wheeling. -- SB0019 CD1

Committee Reports: SSCR 216 (ENE) SSCR 524 (CPN) HSCR 1184 (EEP) HSCR 1550 (CPC) CCR 75

Current Status: Apr-30 13 Passed Legislature

Section Affected: 269-1

SENATE BILLS THAT PASSED THE LEGISLATURE

- SB0023 SD1 HD1 CD1 (CCR 159) RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST A SEAWATER AIR CONDITIONING PROJECT.
Introduced by: Gabbard M, Ihara L
Authorizes the issuance of special purpose revenue bonds to assist Kaiuli Energy, LLC, in the planning, design, construction, equipping, and acquisition of land for a seawater air conditioning district cooling facility. Authorizes the issuance of refunding special purpose revenue bonds to refund the special purpose revenue bonds. (\$\$) -- SB0023 CD1
Committee Reports: SSCR 50 (ENE) SSCR 518 (WAM) HSCR 1131 (EEP/ EDB/ HSCR 1503 (FIN) CCR 159
Current Status: Apr=30 13 Passed Legislature
- SB0030 SD1 HD1 (HSCR 1232) RELATING TO CAMPAIGN SPENDING.
Introduced by: Hee C
Amends provisions relating to voluntary expenditure limits; filing affidavit. Requires the affidavit to state that the candidate knows the voluntary campaign expenditure limitations and for the candidate to file affidavit the no later than the time of filing nomination papers. Requires a candidate for prosecuting attorney, who voluntarily agrees to limit campaign expenditures to be the same as the amount for the offices of state senator, state representative, and county council member. -- SB0030 HD1
Committee Reports: SSCR 182 (JDL) SSCR 606 (WAM) HSCR 1232 (JUD)
Current Status: Apr-15 13 Received by the Governor
Apr-30 13 Approved by Governor (Act 63 2013)
Section Affected: 11-423
- SB0031 HD1 CD1 (CCR 63) RELATING TO CAMPAIGN SPENDING.
Introduced by: Hee C
Amends provisions relating to noncandidate committee reports. Requires the report to include the amount and date of each contribution received and each contribution made and the name and name and address of the candidate committee or noncandidate committee to which the contribution was made. Provides that the purpose of an independent expenditure shall include the name of the candidate who is supported or opposed by the expenditure, and whether the expenditure supports or opposes the candidate. -- Amends provisions relating to the time for noncandidate committees to file preliminary, final, and supplemental reports. Requires that supplemental reports be filled by January 31 of each year. -- SB0031 CD1
Committee Reports: SSCR 490 (JDL) HSCR 1236 (JUD) CCR 63
Current Status: May-02 13 Passed Legislature
Section Affected: 11-335, 11-336
- SB0032 RELATING TO THE UNIFORM ELECTRONIC LEGAL MATERIAL ACT.
Introduced by: Hee C
Establishes the uniform electronic legal material act. Provides that legal material in an electronic record that is authenticated by the official publisher is presumed to be an accurate copy of the legal material. Provides that legal material and the official publisher includes the Constitution of the State of Hawaii published by the revisor of statutes; the session laws of Hawaii published by the revisor of statutes; the Hawaii Revised Statutes published by the revisor of statutes; any administrative agency rules published by the office of the governor; a state supreme court decision published by the supreme court; or the state court rules published by the supreme court. -- SB0032
Committee Reports: SSCR 486 (JDL) HSCR 1235 (JUD/ CPC/)
Current Status: Apr-02 13 Received by the Governor
Apr-11 13 Approved by Governor (Act 11 2013)
Section Affected: (11 SECTIONS) UNIFORM ELECTRONIC LEGAL MATERIAL ACT
- SB0044 SD1 HD1 (HSCR 1540) RELATING TO MENTAL HEALTH.
Introduced by: Chun Oakland S, Green J
Amends provisions relating to mental health, illness and addiction. Adds the definition for law enforcement officer and changes police to law enforcement officer. -- Allows advanced practice registered nurse to administer treatment as is medically necessary for the person's safe transportation. -- SB0044 HD1
Committee Reports: SSCR 77 (HTH/ PSM/) HSCR 1190 (PBS) HSCR 1540 (HLT)
Current Status: Apr=30 13 Passed Legislature
Section Affected: 334-1, 334-2.5, 334-59, 334-60.5

SENATE BILLS THAT PASSED THE LEGISLATURE

- SB0046 SD2 HD3 CD1 (CCR 150) RELATING TO EDUCATION.
Introduced by: Tokuda J, Baker R
Establishes the post secondary education authorization law. Established a post secondary education authorization program within the department of commerce and consumer affairs to establish procedures for and to grant or deny the authorization, reauthorization, and revocation of the authorization of private colleges, universities, seminaries, and religious training institutions. Establishes fees for authorization which shall be deposited into the post secondary education authorization special subaccount of the compliance resolution fund. -- Repeals provisions that the state post secondary education commission serve as a resource to the director of commerce and consumer affairs. -- Authorizes the department to contract for an implementation coordinator or team to assist with the implementation of the law. Appropriation to the subaccount and out of the subaccount for the coordinator or team. -- Requires the director of commerce and consumer affairs to report to the legislature. (\$\$) -- SB0046 CD1
Committee Reports: SSCR 406 (HRE/ CPN/) SSCR 775 (WAM) HSCR 981 (HED) HSCR 1207 (CPC) HSCR 1611 (FIN) CCR 150
Current Status: Apr-30 13 Passed Legislature
Section Affected: (19 SECTIONS) POST-SECONDARY EDUCATION AUTHORIZATION, 26-9, 446E-1.5
- SB0048 HD1 CD1 (CCR 3) RELATING TO THE DEPARTMENT OF EDUCATION.
Introduced by: Tokuda J
Amends provisions relating to aerospace advisory committee. Repeals a member of the committee representing the department of education. -- Amends provisions relating to duties and responsibilities of the lead agency. Repeals the requirement that the department of education be on the list of state agencies with responsibilities relating to marine and coastal zone management. -- SB0048 CD1
Committee Reports: SSCR 249 (EDU/ PSM/) HSCR 935 (EDN) HSCR 1161 (OMH) HSCR 1484 (EDB) CCR 3
Current Status: Apr-29 13 Received by the Governor
Section Affected: 201-72.5, 205A-62
- SB0061 SD1 HD1 (HSCR 1566) RELATING TO JUVENILES.
Introduced by: Shimabukuro M
Amends provisions relating to informal adjustment law violators under the family court law. Provides that informal adjustment may include participation in a restorative justice program where with the child and the child's parents or guardian, along with other supporters of the child, may meet with the victim harmed by the child's law violation, along with the victim's supporters. -- SB0061 HD1
Committee Reports: SSCR 640 (JDL) HSCR 1011 (HUS) HSCR 1566 (JUD)
Current Status: Apr-16 13 Received by the Governor
Apr-30 13 Approved by Governor (Act 62 2013)
Section Affected: 571-31.4
- SB0068 SD1 HD1 (HSCR 1464) RELATING TO SENTENCING.
Introduced by: Shimabukuro M
Amends provisions relating to sentence of imprisonment for class B and C felonies; ordinary terms by adding discretionary terms. Provides that a person who has been convicted of a class B or class C felony for any offense may be sentenced to an indeterminate term of imprisonment. Requires the court to impose a term of imprisonment of 10 years or less for a class B felony, but not less than 5 years; and 5 years or less for a class C felony, but not less than 1 year. Requires that the minimum length of imprisonment be determined by the Hawaii paroling authority. -- SB0068 HD1
Committee Reports: SSCR 496 (JDL) HSCR 1464 (JUD)
Current Status: Apr-29 13 Received by the Governor
Section Affected: 706-660
- SB0069 SD2 HD1 CD1 (CCR 162) RELATING TO FIREARMS.
Introduced by: Espero W, Green J, Galuteria B, Baker R
Amends provisions relating to registration, mandatory, exceptions under the firearms, ammunition and dangerous weapons law. Requires every person registering a firearm to be fingerprinted and photographed by the police department of the county of registration; provided that where fingerprints and photographs are already on file with the department, this requirement may be waived. Requires the police department to perform an inquiry on the person by using the national instant criminal background check system

SENATE BILLS THAT PASSED THE LEGISLATURE

before any determination to register a firearm is made. Requires that no fee be charged for the registration of a firearm except for a fee chargeable by and payable to the registering county for persons registering a firearm in an amount equal to the fee actually charged by the Federal Bureau of Investigation to the registering police department for a fingerprint check in connection with the registration. -- SB0069 CD1

Committee Reports: SSCR 334 (PSM) SSCR 805 (WAM) HSCR 984 (PBS) HSCR 1201 (JUD) HSCR 1436 (FIN) CCR 162

Current Status: Apr=30 13 Passed Legislature

Section Affected: 134-3

SB0082 SD1 HD2 CD1 (CCR 129)

RELATING TO THE HAWAII PUBLIC HOUSING AUTHORITY.

Introduced by: Chun Oakland S, Galuteria B, Green J

Amends provisions relating to general powers of the authority. Allows the Hawaii public housing authority to sell, lease, rent, hold, maintain, use, and operate any property, real, personal, or mixed, tangible or intangible, in support of its purposes, powers, and programs; provided that the sale of real property shall be subject to legislative approval; receive by gift, grant, devise, bequest, or otherwise from any source, any property, real, personal, or mixed, intangible or tangible, absolutely or in trust, to be used and disposed of, either the principal or the income for the benefit only of the residents assisted by its programs; prohibits gift to the authority that has an estimated value of 1000 dollars or more be accepted unless approved or confirmed by the board of directors; and engage the services of volunteers as deemed appropriate by the authority. Amends provisions relating to rentals and tenant selection. Requires the Hawaii public housing authority to provide not less than 50 per cent of available units for applicants without preference and up to 50 per cent of available units for applicants with preference. Amends provisions relating to housing; tenant selection. Requires the Hawaii public housing authority to provide not less than 50 per cent of available units for applicants without preference and up to 50 per cent of available units for applicants with preference. -- SB0082 CD1

Committee Reports: SSCR 36 (HMS) SSCR 568 (WAM) HSCR 999 (HSG) HSCR 1603 (FIN) CCR 129

Current Status: Apr-30 13 Passed Legislature

Section Affected: 356D-4, 356D-31, 356D-42

SB0084 HD2 CD1 (CCR 9)

RELATING TO PUBLIC HOUSING.

Introduced by: Chun Oakland S, Galuteria B, Ruderman R

Amends provisions relating to definitions under Hawaii Public housing authority law. Changes the federal low rent public housing program to any federally assisted housing as defined in title 24 Code of Federal Regulation. Excludes State low income housing project as defined under State low income housing definitions. -- SB0084 CD1

Committee Reports: SSCR 562 (HMS) HSCR 1055 (HSG) HSCR 1507 (FIN) CCR 9

Current Status: Apr-29 13 Received by the Governor

Section Affected: 356D-1

SB0088 SD1 HD2 CD1 (CCR 47)

RELATING TO INTOXICATING LIQUORS IN PUBLIC HOUSING.

Introduced by: Chun Oakland S, Galuteria B, Dela Cruz D, Ruderman R

Amends provisions relating to prohibitions under intoxicating liquor. Prohibits a person to consume any liquor on any public highway, public sidewalk or public common area within a public housing project, or possess or keep any bottle, can, or other receptacle containing any intoxicating liquor which has been opened, broken seal or the contents of which have been partially removed. -- SB0088 CD1

Committee Reports: SSCR 540 (HMS/ PSM/) HSCR 1000 (HSG) HSCR 1489 (JUD) CCR 47

Current Status: Apr-30 13 Passed Legislature

Section Affected: 281-78

SB0094 HD2 CD1 (CCR 80)

RELATING TO THE HAWAII INTERAGENCY COUNCIL ON HOMELESSNESS.

Introduced by: Chun Oakland S, Galuteria B, Green J, Ruderman R

Amends provisions relating to membership under the department of human services. Adds 1 member of the house of representatives and 1 member of the senate of who shall serve as alternate members and a representative of the Hawaii public housing authority to the Hawaii interagency council on homelessness. -- SB0094 CD1

Committee Reports: SSCR 23 (HMS) HSCR 1076 (HSG) HSCR 1535 (FIN) CCR 80

Current Status: Apr-30 13 Passed Legislature

Section Affected: 346-382

SENATE BILLS THAT PASSED THE LEGISLATURE

SB0102 SD2 HD1 CD1 (CCR 81)

RELATING TO THE ELDERLY.

Introduced by: Chun Oakland S, Green J, Ihara L, Galuteria B, Espero W, Baker R
Amends provisions relating to mandatory reporting of suspected financial abuse of an elder. Adds appropriate county police to mandatory reporting of suspected financial abuse of an elder. Requires suspected financial abuse to be reported immediately by telephone, facsimile, or electronic device immediately or as soon as practicably possible to the department of human services and the appropriate county police department. Provides that upon notification by a financial institution of suspected financial abuse, requires the county police department, in a timely manner to proceed with a criminal investigation. Redefines financial abuse to mean to wrongfully take, appropriate, obtain, or retain, or assist in taking, appropriating, obtaining, or retaining, real or personal property of an elder adult by any means, including undue influence, or with intent to defraud the elder. -- SB0102 CD1

Committee Reports: SSCR 256 (HMS/ PSM/) SSCR 520 (CPN) HSCR 955 (HUS)
HSCR 1127 (CPC) HSCR 1591 (FIN) CCR 81

Current Status: Apr-30 13 Passed Legislature

Section Affected: 412:3-114.5

SB0106 SD1 HD1 CD1 (CCR 163)

RELATING TO AGING.

Introduced by: Chun Oakland S, Green J, Ihara L, Galuteria B, Espero W
Establishes provisions relating to alzheimer's disease and related dementia services coordinator. Establishes an alzheimer's disease and related dementia services coordinator within the executive office on aging. Requires the coordinator to coordinate the provision of public and private alzheimer's disease and related dementia services. Requires the director of the executive office on aging to appoint the coordinator. Appropriation to the department of health to establish and fill an alzheimer's disease and related dementia services coordinator position. Appropriation to the department of health for kupuna care program provided that the sum appropriated shall be in addition to the base budget of the executive office on aging. Appropriation to the department of health for the aging partnership program of the department of health's executive office on aging. Establishes a task force on mobility management within the department of health to make recommendations establishing a transportation framework that assist elders with transportation needs in each county including recommendations relating to the state budget and program development. Requires the working group to consider developing and establishing a program in which a single entity in a geographical area is charged with administering an array of transportation resources; the cost and qualifications of transportation coordinators or operators and the logistics of the arrangements and delivery of transportation services, including cost reimbursements, insurance, and liability; and developing a mobile management master plan for each county. Requires the department of health, through the executive office on aging to submit an interim report of the task force's findings and recommendations, including any proposed legislation. Report to the legislature. Task force to be dissolved on June 30, 2015 (sunset). Appropriations to the department of health for the staffing, operations, and convening of the task force on mobility management. (\$\$) -- SB0106 CD1

Committee Reports: SSCR 105 (HMS) SSCR 814 (WAM) HSCR 1054 (HLT) HSCR
1606 (FIN) CCR 163

Current Status: Apr=30 13 Passed Legislature

Section Affected: 349- (1 SECTION) ALZHEIMER'S DISEASE AND RELATED
DEMENTIA SERVICES COORDINATOR

SB0120 SD1 (SSCR 117)

RELATING TO PUBLIC UTILITIES.

Introduced by: Galuteria B

Amends provisions relating to general powers and duties under public utilities commission law. Requires the public utilities commission, in carrying out its responsibilities to consider whether the implementation of 1 or more of the following economic incentive or cost recovery mechanisms would be in the public interest by considering the establishment of a shared cost saving incentive mechanism designed to induce a public utility to reduce energy costs and operating costs and accelerate the implementation of energy cost reduction practices; the establishment of a renewable energy curtailment mitigation incentive mechanism to encourage public utilities to implement curtailment mitigation practices when lower cost renewable energy is available but not utilized through the sharing of energy cost saving between the public utility ratepayer, and affected renewable energy projects; the establishment of a stranded cost recovery mechanism to encourage the accelerated retirement of an electric utility fossil fuel electric generation plant by allowing an electric utility to recover the stranded costs

SENATE BILLS THAT PASSED THE LEGISLATURE

created by early retirement of a fossil generation plant; and the establishment of differentiated authorized rates of return on common equity to encourage increased utility investments in transmission and distribution infrastructure, discourage an electric utility investment in fossil fuel electric generation plants to incentivize grid modernization, and disincentivize fossil generation, respectively. -- SB0120 SD1

Committee Reports: SSCR 117 (CPN) SSCR 459 (CPN) HSCR 1041 (EEP) HSCR 1548 (CPC)

Current Status: Apr-11 13 Received by the Governor
Apr-22 13 Approved by Governor (Act 37 2013)

Section Affected: 269-6

SB0192 HD1 CD1 (CCR 64)

RELATING TO PROSTITUTION.

Introduced by: Chun Oakland S, Espero W

Establishes provisions relating to solicitation of a minor for prostitution. Provides that a person over the age of 18 commits the offense of solicitation of a minor for prostitution if the person offers or agrees to pay a fee to a minor to engage in sexual conduct. Makes it a class C felony. Establishes fines. -- Amends provisions relating to statute of limitations. Provides that a claim may not be brought against a person more than 6 years after an act of promoting prostitution by coercion by that person. -- Amends provisions relating to prostitution. Increases fines. -- Amends provisions relating to covered offenses. Adds offenses for which property is subject to forfeiture by including promoting prostitution, solicitation of a minor for prostitution, habitual solicitation of prostitution, and solicitation of prostitution near schools or public parks. -- Amends the registration of sex offenders and other covered offenders and public access to registration information law. Redefines sexual offense to include solicitation of a minor for prostitution and includes the offense as a tier 1 offense. -- SB0192 CD1

Committee Reports: SSCR 547 (JDL) HSCR 1233 (JUD) CCR 64

Current Status: Apr-30 13 Passed Legislature

Section Affected: 712- (1 SECTION), 663J-7, 712-1200, 712A-4, 846E-1, 846E-10

SB0194 SD1 HD1 (HSCR 1237)

RELATING TO CRIMINAL PROCEDURE.

Introduced by: Chun Oakland S, Espero W

Amends provisions relating to deferred acceptance of guilty plea, nolo contendere plea. Prohibits the use of a deferred acceptance of guilty plea or a nolo contendere plea when the offense charged is prostitution, street solicitation of prostitution, solicitation of prostitution near schools or public parks, and habitual solicitation of prostitution. -- SB0194 HD1

Committee Reports: SSCR 561 (JDL) HSCR 1237 (JUD)

Current Status: Apr-12 13 Received by the Governor
Apr-25 13 Approved by Governor (Act 53 2013)

Section Affected: 853-4

SB0237 SD2 HD1 CD1 (CCR 170)

RELATING TO PUBLIC SCHOOL LANDS.

Introduced by: Tokuda J, English J, Kidani M, Ruderman R, Shimabukuro M

Establishes provisions relating to pilot program for lease of public school land. Establishes the program within the department of education. Requires the department in consultation with the board of education and any other appropriate agency to serve as the facilitator of the pilot program. Authorizes the department may lease public school land on terms it deems appropriate and that the board may identify and select up to 5 public school land sites as candidates for participation in the pilot program. Authorizes the department to lease public school land for no more than 3 public school land sites under leases for a term of not more than 55 years unless extended to lessees who shall be required to modify, construct, or utilize facilities to meet public purposes, including workforce rental housing units, in accordance with specific request for proposal or request for information guidelines. Requires each lease to stipulate that the lessee may retain any revenue generated from the facilities provided that the lessee shall be obligated to maintain and operate the facilities for a public purpose for the length of the lease, be obligated to pay to the county all applicable property tax on the value of any improvements, a leasehold premium may be charged to the lessee for the right to use the public school land based on a competitive bid process, upon the expiration of the lease, the facilities shall revert to the department, and all revenues and proceeds derived by the State under this section shall be deposited in the school facilities subaccount to be used exclusively for the new construction and upgrade of 21st century school facilities and the repair and maintenance of existing school facilities. Establishes the school facilities subaccount for all proceeds from the leases, permits, interest income generated

SENATE BILLS THAT PASSED THE LEGISLATURE

from public school lands, and other revenue generated from the non-permanent disposition of public school lands. Annual report to the legislature. Appropriation. (\$\$)
-- SB0237 CD1

Committee Reports: SSCR 200 (EDU) SSCR 600 (WAM) HSCR 1466 (WAL/ EDN/ FIN) CCR 170

Current Status: Apr-30 13 Passed Legislature

Section Affected: 302A- (2 SECTIONS), 302A-1148

SB0239 SD1 HD2 CD1 (CCR 37)

RELATING TO EDUCATION.

Introduced by: Tokuda J, Kidani M, Ruderman R, Chun Oakland S, Nishihara C

Repeals and replaces the secondary school students conference law. Creates a student conference committee who under the guidance of the student conference advisory committee shall plan and coordinate all phases of the annual conference, set the theme, scope, and format of the conference, set up the agenda of the conference, determine the number of participants, plan and provide for food, lodging, and transportation of all participants, and evaluate the worth and effectiveness of the conference. Establishes the student conference advisory committee to assist and advise the student conference committee. -- SB0239 CD1

Committee Reports: SSCR 199 (EDU) SSCR 755 (WAM) HSCR 1057 (EDN) HSCR 1538 (FIN) CCR 37

Current Status: Apr-30 13 Passed Legislature

Section Affected: 302A- (5 SECTIONS) SECONDARY SCHOOL STUDENTS CONFERENCE, 317-1, 317-2, 317-3, 317-4, 317-5, 317-6

SB0244 SD2 HD1 CD1 (CCR 153)

RELATING TO EDUCATION.

Introduced by: Tokuda J, Kidani M, Ruderman R

Amends provisions relating to the public charter schools law. Requires charter schools to complete an independent financial audit annually. Further requires the state public school commission to develop procedures for obtaining information regarding the criminal history of person who are employed or seeking employment in any position including teacher trainees that places them in close proximity to children. Prohibits charter schools to discriminate against any student or limit admission based on race, color, ethnicity, national origin, religion, gender, sexual orientation, income level, disability, level of proficiency in the English language, need for special education service or academic or athletic ability. Authorizes the commission to request facilities funding for charter schools as part of its annual budget request. -- Amends provisions relating to definitions under the standards of conduct law. Redefines employee to include any person under an employment contract to serve as the chief executive officer, chief administrative officer, executive director, or designated head of a charter school. -- Redefines public schools to include charter schools governed by the public charter school laws instead of charter schools chartered by the board of education. Requires commission members to disclose a list of all charter schools in which the member is an employee, governing board member, vendor, contractor, agent, or representative. Authorizes the commission to hire staff without regard to civil service law and collective bargaining law. Requires authorizers to follow nationally recognized principles and standard for quality charter authorizing. Repeals provisions that allow the chief executive officer, chief administrative officer, executive director, to serve as an ex officio nonvoting member of the governing board. Requires application forms to be on a website. Repeals limit on contributions by a nonprofit organization. Repeals the right for any applicant to amend or resubmit a charter application that has been denied. Changes charter reauthorization to renewal. Requires the board of education to serve as the final arbitrator of appeals for renewal. Requires the department of education to provide students enrolled at charter schools whose curriculum incorporates virtual education the opportunity to participate in athletics. -- SB0244 CD1

Committee Reports: SSCR 277 (EDU/ JDL/) SSCR 729 (WAM) HSCR 1151 (EDN) HSCR 1580 (FIN) CCR 153

Current Status: Apr-30 13 Passed Legislature

Section Affected: 302D- (5 SECTIONS), 302A-101, 302D-1, 302D-3, 302D-5, 302D-6, 302D-12, 302D-13, 302D-14, 302D-15, 302D-16, 302D-18, 302D-21, 302D-31, 378-2.5, 846-2.7, 302D-22

SB0305 SD1 HD1 CD1 (CCR 88)

RELATING TO DEVELOPMENT OF PUBLIC HOUSING.

Introduced by: Chun Oakland S

Amends provisions relating to development of property. Repeals public land in a conservation district subject to the prior approval of the board of land and natural

SENATE BILLS THAT PASSED THE LEGISLATURE

resources. Authorizes the Hawaii public housing authority to develop with an eligible developer or assist under a government assistance program in the development of public housing projects. -- Requires the land planning activities of the authority to coordinate land planning activities with the county planning departments and the county land use plan, policies and ordinances. Provides that the authority shall be subject to all federal procurement laws and regulations. -- Allows the authority to develop commercial and industrial properties and sell or lease other properties if it determines that the uses can be an integral part of the public housing development or benefit to the community in which the properties are situated. -- Allows the authority to designate any portions of the public housing development for commercial, industrial, or other use. Grants powers to the authority for the development of property and to use any funding authorized to implement the development of property. Requires net proceeds of all sales or leases, less costs to the authority to be deposited in the public housing revolving fund. -- SB0305 CD1

Committee Reports: SSCR 12 (HMS) SSCR 664 (WAM) HSCR 938 (HSG) HSCR 1073 (WAL) HSCR 1424 (FIN) CCR 88

Current Status: Apr-30 13 Passed Legislature

Section Affected: 356D-11

SB0306 SD1 (SSCR 108)

RELATING TO MEDICAID.

Introduced by: Chun Oakland S

Amends Act 200, session laws of 2012, which establishes a joint legislative task force medicaid buy in program. Requires the task for to submit an interim and final report to the legislature prior to the convening 2014 regular session. -- Requires the task force to submit a draft of the interim and final report and any proposed legislation to the legislative reference bureau no later than November 1, 2013 respectively. Extends the task force to June 30, 2014 (sunset). -- SB0306 SD1

Committee Reports: SSCR 108 (HMS) HSCR 1040 (HUS) HSCR 1427 (FIN)

Current Status: Apr-05 13 Received by the Governor

Apr-22 13 Approved by Governor (Act 32 2013)

Section Affected: ACT 200 2012

SB0310 SD2 HD2 CD1 (CCR 77)

RELATING TO MENTAL HEALTH TREATMENT.

Introduced by: Chun Oakland S

Amends provisions relating to the mental health, mental illness, drug addiction, and alcoholism law. Changes involuntary outpatient treatment to assisted community treatment. Repeals gravely disabled and obviously ill. Replaces police officer with law enforcement officer. Allows a law enforcement officer to take into custody and transport to any designated mental health program any person subject to an assisted community treatment order, issued for further evaluation and possible emergency hospitalization. Changes the term interested person to interested party. Allows the court to authorize the involuntary administration of medication where the subject has an existing order for assisted community treatment, relating to treatment and in accordance with treatment prescribed by that prior order. Provides that a person may be ordered to obtain assisted community treatment if the family court finds that the person is mentally ill or suffering from substance abuse; is unlikely to live safely in the community without available supervision based on the professional opinion of a psychiatrist; the person has received inpatient hospital treatment for mental illness or substance abuse or has been found to be imminently dangerous to self or others as a result of mental illness or substance abuse; the person based on the persons treatment history and current condition is now in need of treatment; the person has history of lack of adherence to treatment for mental illness or substance abuse; the assisted community treatment is medically appropriate and in the persons medical interest; and considering less intrusive alternatives, assisted community treatment is essential to prevent the danger posed by the person. Repeals the definition of outpatient treatment psychiatrist. Provides that the hearing on the petition need not be limited to the facts stated in the petition. Requires notice of a hearing to be served on the public defender, attorney for the subject of the petition, or other court appointed attorney as applicable; and given to such other persons as the court may designate. Provides that notice that if the subject does not want to be represented by the public defender, the subject may contact the subjects own attorney. Allows the court to adjourn or continue a hearing for failure to timely notify a person entitled to be notified. Increases hearing days from 5 to 7 for the family court to order the appointment of a public defender or other attorney to represent the subject and continue the hearing. Increases the calendar days before the filing of the petition and ending at the time of the psychiatrist's testimony. Requires the psychiatrist testimony meets all the

SENATE BILLS THAT PASSED THE LEGISLATURE

criteria for assisted community treatment; provide a written treatment plan, which shall include non mental health treatment; identify the provider or organization responsible for the coordination of care. Changes commitment shall not be for more than 24 hours to 48 hours. Prohibits a subject of the order to be physically forced to take medication under a family court order for assisted community treatment, except in accordance with admission to a psychiatric facility subsequent to the date of the current assisted community treatment order. Provides that a subject may be transported to a designated mental health program for failure to comply with an order for assisted community treatment by and interested party with the consent of the subject of the order or under provisions relating to emergency examination and hospitalization. Requires the assisted community treatment order to continue to apply to the subject, for the duration specified in the order, regardless of whether the treatment setting changes. Requires a treating psychiatrist to provide notice of intent to discharge and file with the family court. Requires the order for assisted community treatment to be subject to the Health Care Privacy harmonization Act. Provides that nothing shall preclude the subject's stipulation to the continuance an existing court order. Requires treatment through a designated mental health program to be pursuant to its fee schedules; however, the subject of the order shall not be denied treatment by a designated mental health program for failure to pay the fees. Requires treating psychiatrist to assess whether the subject of the order meets criteria for admission to a psychiatric facility under provisions relating to admission to psychiatric facility. Requires the assisted community treatment order to continue to apply to the subject, for the duration specified in the order, regardless of whether the treatment setting changes. Provides that nothing shall preclude the subject's stipulation to the continuance an existing court order. Provides that when the treating psychiatrist contemplates discharge for a subject of the order because of expiration of the court order or because the subject of the order is no longer a proper subject for assisted community treatment, requires the treating psychiatrist to provide notice of intent to discharge and filed with the family court which issued the order for assisted community treatment and served by personal service or by certified mail on those persons whom the order for assisted community treatment specifies as entitled to receive notice and mailed at least 10 days prior to the intended date of discharge. Increases the period that family court may order the continued assisted community treatment from 180 days to 1 year. -- Requires any treating provider wishing to file a petition for assisted community treatment to obtain historical information related to MH-1s and hospitalization of persons who are under an order to treat and track further episodes of MH-1s and hospitalization while the persons are under the order. Requires an entity designated by the department of health to gather information from treating providers related to MH-1s and hospitalization of persons who are under an order to treat and submit an annual report to the legislature. Act to be repealed on July 1, 2020 (sunset). -- SB0310 CD1

Committee Reports: SSCR 42 (HTH/ HMS/) SSCR 692 (JDL) HSCR 1212 (HLT/ PBS/) HSCR 1620 (JUD) CCR 77

Current Status: Apr-30 13 Passed Legislature

Section Affected: 334-1, 334-59, 334-60.2, 334-60.5, 334-121, 334-122, 334-123, 334-124, 334-125, 334-126, 334-127, 334-128, 334-129, 334-130, 334-131, 334-132, 334-133, 334-134

SB0319 HD1 (HSCR 1036)

RELATING TO THRILL CRAFT.

Introduced by: Shimabukuro M

Amends Act 89, session laws of 2009, and amends provisions relating to operation of thrill crafts; parasailing; water sledding; commercial high speed boating. Allows a person to operate a thrill craft in the waters of the State to conduct ocean cleanup, as authorized by the department of land and natural resources. Requires the chairperson of the board of land and natural resources to report to the legislature. -- SB0319 HD1

Committee Reports: SSCR 152 (WTL/ ENE/) HSCR 1036 (EEP/ OMH/) HSCR 1553 (CPC)

Current Status: Apr-29 13 Received by the Governor

Section Affected: ACT 89 2009, 200-37

SB0326 SD1 HD1 CD1 (CCR 99)

RELATING TO AGRICULTURE.

Introduced by: Galuteria B, Nishihara C, Solomon M, Kahele G, Keith-Agaran G

Establishes the good agricultural practices task force to identify and develop good agricultural practices and preventative measure guidelines for the food supply system to improve the overall safety of locally grown food. Report to legislature. Task force dissolves on July 1, 2014 (sunset). -- SB0326 CD1

Committee Reports: SSCR 21 (AGL) SSCR 570 (WAM) HSCR 1067 (AGR/ HLT/)

SENATE BILLS THAT PASSED THE LEGISLATURE

HSCR 1404 (FIN) CCR 99
Current Status: Apr-30 13 Passed Legislature

SB0327 SD1 HD1 (HSCR 1066)

RELATING TO AGRICULTURE.

Introduced by: Galuteria B, Nishihara C, Solomon M, Kahele G, Keith-Agaran G
Amends provisions relating to the objectives and policies for the economy--agriculture. Requires the policy of the State to include the objective to strengthen diversified agriculture by developing an effective promotion, marketing, and distribution system between Hawaii's food producers and consumers in the State, nation, and world, and to promote economically competitive activities that increase Hawaii's agricultural self sufficiency, including the increased purchase of Hawaii grown foods by residents, businesses, and increased use by governmental bodies. -- Amends provisions relating to the economic priority guidelines to promote the growth and development of diversified agricultural and aquaculture by encouraging residents and visitors to support Hawaii's farmers by purchasing locally grown food and products. -- SB0327 HD1

Committee Reports: SSCR 74 (AGL/ WTL/) SSCR 618 (WAM) HSCR 1066 (AGR/ EDB/) HSCR 1405 (FIN)

Current Status: Apr-12 13 Received by the Governor
Apr-25 13 Approved by Governor (Act 55 2013)

Section Affected: 226-7, 226-103

SB0328 SD1 HD2 CD1 (CCR 5)

RELATING TO ANIMALS.

Introduced by: Hee C

Amends provisions relating to security deposits. Redefines security deposit to include moneys deposited to compensate for damages caused by any pet animal allowed to reside in the premises pursuant to the rental agreement. Allows the landlord to require an amount agreed upon by the landlord and tenant to compensate the landlord for any damages caused by any pet animal allowed to reside in the premises pursuant to the rental agreement. Prohibits a landlord to require an additional security deposit amount for an animal from any tenant who does not have an animal that resides in the premises. Prohibits a landlord to require additional security deposit amount for an assistance animal that is a reasonable accommodation for a tenant with a disability. Further requires that the additional security amount be in an amount not in excess of a sum equal to 1 month's rent. -- SB0328 CD1

Committee Reports: SSCR 124 (CPN) HSCR 1173 (CPC) HSCR 1614 (JUD) CCR 5

Current Status: Apr-29 13 Received by the Governor

Section Affected: 521-44

SB0332 SD1 HD2 (HSCR 1492)

RELATING TO WAGES.

Introduced by: Hee C

Amends provisions relating to employers records; posting of notices; furnishing of pay data; directors rights and duties. Requires an employer to keep contemporaneous, true, and accurate record of the rate or rates of pay of each employee and whether paid by the hour, shift, day, week, salary, piece, commission, or other bases; gross wages; deductions; allowances, if any, claimed as part of the minimum wage; and net wages or any other rule prescribe by the director of labor and industrial relations. Requires every employer to furnish each employee a record showing the name of the employee; the name of the employer; the address and telephone number of the employer; the employee's total hours worked; the employee's regular and overtime; the employee's straight time compensation; overtime; any other allowances; employees total gross compensation and the amount and purpose of each deduction; the employee's total net compensation; the date of payment; the pay period covered and the rate or rates of pay based whether paid by the hour, shift, day, week, salary, piece, commission, or other basis, including overtime rate or rates of pay. Replaces handwritten notice to handwritten record and electronic notice to electronic record. -- SB0332 HD2

Committee Reports: SSCR 280 (JDL) SSCR 747 (WAM) HSCR 1134 (LAB) HSCR 1492 (FIN)

Current Status: Apr-16 13 Received by the Governor
Apr-30 13 Approved by Governor (Act 70 2013)

Section Affected: 387-6

SB0341 SD2 (SSCR 537)

RELATING TO DISPOSITION OF REMAINS.

Introduced by: Baker R, Galuteria B, Chun Oakland S, Solomon M, English J, Keith-Agaran G

Establishes the disposition of remains law. Provides a priority list for the right to control

SENATE BILLS THAT PASSED THE LEGISLATURE

the disposition of the decedent's remains and the location, manner, and conditions of disposition of the decedent's remains. -- SB0341 SD2

Committee Reports: SSCR 25 (CPN) SSCR 537 (JDL) HSCR 1240 (CPC)

Current Status: Apr-02 13 Received by the Governor

Apr-16 13 Approved by Governor (Act 17 2013)

Section Affected: (11 SECTIONS) DISPOSITION OF REMAINS

SB0345 SD1 HD1 CD1 (CCR 82)

RELATING TO PORTABLE ELECTRONICS INSURANCE.

Introduced by: Baker R, Galuteria B, English J

Amends provisions relating to application for license and fees under portable electronics insurance. Increases initial portable electronics limited lines license fee from 150 dollars to 5000 dollars plus initial or renewal license fees from 150 dollars to 2,500 dollars. -- SB0345 CD1

Committee Reports: SSCR 290 (TEC/ CPN/) SSCR 571 (WAM) HSCR 1119 (EDB) HSCR 1618 (FIN) CCR 82

Current Status: Apr=30 13 Passed Legislature

Section Affected: 431:31-107

SB0400 SD1 HD1 (HSCR 1164)

RELATING TO HUMAN SERVICES.

Introduced by: Galuteria B, Chun Oakland S

Establishes provisions relating to safe sleep policy. Requires all child care facilities that are registered or licensed by the department of human services to develop, maintain, and implement a written safe sleep policy by the department for children 1 year or younger in accordance with rules adopted by the department in accordance with the child care law. -- SB0400 HD1

Committee Reports: SSCR 47 (HMS/ HTH/) SSCR 521 (CPN) HSCR 1164 (HUS) HSCR 1556 (CPC)

Current Status: Apr-16 13 Received by the Governor

Apr-30 13 Approved by Governor (Act 71 2013)

Section Affected: 346- (1 SECTION) SAFE SLEEP POLICY

SB0403 SD2 HD2 CD1 (CCR 173)

RELATING TO BONDS.

Introduced by: Kim D (BR)

Establishes provisions relating to federal tax exempt status; preference; protection. Requires the revenue bonds to be issued to comply with the requirements imposed by applicable federal law providing that the interest on such revenue bonds shall be excluded from gross income for federal income tax purposes (except as certain minimum taxes or environmental taxes may apply). Authorizes the board of trustees to enter into agreements, establish funds or accounts, and take any action required in order to comply with applicable federal law. Allows the issuance of revenue bonds, the interest of which may be included in gross income for federal income tax purposes. Requires that interest from revenue bonds be excluded from gross income for federal income tax purposes, except as noted in the previous sentence. Requires the board of trustees of the office of Hawaiian affairs to approve a change, amendment, or modification that would affect the exclusion of interest on those revenue bonds. -- Amends provisions relating to the office of Hawaiian affairs. Authorizes the office to issue revenue bonds to fund a loan program for the acquisition, purchase, construction, reconstruction, improvement, betterment, extension or maintenance of an office project or the establishment, funding and administration of a loan program. -- Amends provisions relating to the office of Hawaiian affairs project and bonds exempt from taxation. Requires that the property and revenue of any office project or loan program be exempt from all state, county, and municipal taxation and assessments. Exempts revenue bonds and all income from all state, county, municipal taxation except inheritance, transfer, and estate taxes. -- SB0403 CD1

Committee Reports: SSCR 431 (THA) SSCR 708 (WAM) HSCR 1069 (OMH) HSCR 1509 (FIN) CCR 173

Current Status: Apr-30 13 Passed Legislature

Section Affected: 10- (1 SECTION), 10-4, 10-21, 10-22, 10-23, 10-25.5, 10-27, 10-28, 10-29, 10-30, 10-31, 10-32, 10-34

SB0407 SD1 HD2 CD1 (CCR 16)

RELATING TO ISLAND BURIAL COUNCILS.

Introduced by: Kim D (BR)

Amends provisions relating to island burial councils; creation; appointment; composition; duties. Repeals the requirement that the department of land and natural resources establish island burial councils, and establishes 5 island burial councils, 1 each for

SENATE BILLS THAT PASSED THE LEGISLATURE

Hawaii, Maui and Lanai, Molokai, Oahu, and Kauai and Niihau, and which shall consist of 9 members, except Molokai will have 5 members. Provides that at least 2 of the regional representatives of each council shall be appointed by the governor from a list of nominees submitted by the office of Hawaiian affairs. Establishes provisions for the submittal of names by the office and the department to fill vacancies on the councils. -- SB0407 CD1

Committee Reports: SSCR 628 (THA) HSCR 1020 (OMH) HSCR 1510 (FIN) CCR 16
Current Status: Apr-30 13 Passed Legislature
Section Affected: 6E-43.5

SB0409 SD1 (SSCR 474)

RELATING TO MAHINA 'OLELO HAWAII'.

Introduced by: Kim D (BR)

Amends provisions relating to holidays. Establishes the month of February as the 'Olelo Hawai'i (Olelo Hawaii) Month to celebrate and encourage the use of Hawaiian language. Not a state holiday. -- SB0409 SD1

Committee Reports: SSCR 474 (THA/ TEC/) HSCR 1021 (OMH) HSCR 1435 (FIN)
Current Status: Apr-05 13 Received by the Governor
Apr-22 13 Approved by Governor (Act 28 2013)
Section Affected: 8- (2 SECTIONS) MAHINA 'OLELO HAWAII'

SB0423

RELATING TO IN VITRO FERTILIZATION INSURANCE COVERAGE.

Introduced by: Kim D (BR)

Amends provisions relating to in vitro fertilization procedure coverage. Changes American College of Obstetric and Gynecology to American College of Obstetricians and Gynecologists. -- SB0423

Committee Reports: SSCR 248 (CPN) HSCR 1045 (HLT) HSCR 1544 (CPC)
Current Status: Apr-11 13 Received by the Governor
Apr-23 13 Approved by Governor (Act 47 2013)
Section Affected: 431:10A-116.5, 432:1-604

SB0442 SD1 HD1 (HSCR 1230)

RELATING TO INTOXICATING LIQUOR.

Introduced by: Kim D (BR)

Amends provisions relating to promoting intoxicating liquor to a person under the age of 21. Provides that a person, including any intoxicating liquor licensee, commits the offense of promoting intoxicating liquor to a person under the age of 21 if the person recklessly sells or offers for sale, influences the sale, serves, delivers, or gives to a person intoxicating liquor, and the person receiving the intoxicating liquor is a person under the age of 21 or permits a person to possess intoxicating liquor while on property under his control, and the person possessing the intoxicating liquor is a person under the age of 21. -- SB0442 HD1

Committee Reports: SSCR 222 (PSM) SSCR 529 (JDL) HSCR 1230 (JUD)
Current Status: Apr-12 13 Received by the Governor
Apr-25 13 Approved by Governor (Act 54 2013)
Section Affected: 712-1250.5

SB0454 SD1 HD1 (HSCR 1029)

RELATING TO WATER CONSERVATION.

Introduced by: Solomon M, Dela Cruz D

Amends provisions relating to use of gray water from residential units for irrigation purposes by removing from residential units. Requires all use of gray water to conform to the state plumbing code. Requires the department of health and counties are encouraged to promote widespread use of gray water consistent with recycling program in the interest of water conservation. Redefines gray water to mean any untreated wastewater that has not come into contact with toilet waste; gray water includes used water from bathtubs, showers, and bathroom wash basins and water from clothes washers and laundry tubs; provided that the water is not contaminated with any household hazardous waste or any contaminant the department of health deems inappropriate; and gray water excludes wastewater from food preparation sinks or dishwashers. -- SB0454 HD1

Committee Reports: SSCR 153 (WTL/ ENE/) HSCR 1029 (EEP) HSCR 1441 (WAL)
Current Status: Apr-29 13 Received by the Governor
Section Affected: 342D-1, 342D-70

SB0458 SD1 HD1 CD1 (CCR 91)

RELATING TO THE STATE EDUCATIONAL FACILITIES IMPROVEMENT SPECIAL FUND.

Introduced by: Ige D, Kidani M, Tokuda J, Keith-Agaran G, Baker R, Espero W

SENATE BILLS THAT PASSED THE LEGISLATURE

Amends provisions relating to state educational facilities improvement special fund. Repeals provision that requires a portion of all general excise tax revenues to be deposited into the fund. Limits the expenditure from the fund to projects authorized by the legislature for fiscal years ending prior to July 1, 2016 (sunset) and for lease payments for financing agreements entered into by the department of education prior to July 1, 2013. -- Repeals the state educational facilities improvement special fund on July 1, 2023, and funds shall lapse to the credit of the general obligation bond fund. -- SB0458 CD1

Committee Reports: SSCR 119 (EDU) SSCR 791 (WAM) HSCR 1470 (FIN) CCR 91
Current Status: Apr-30 13 Passed Legislature
Section Affected: 36-32, 237-31, 36-27, 36-30, 37D-2

SB0479 SD2 (SSCR 734)

RELATING TO THE MEMBERSHIP OF A METROPOLITAN PLANNING ORGANIZATION.

Introduced by: English J

Amends provisions relating to metropolitan planning organization membership. Increase the metropolitan planning organization from 13 to 14 members. Requires that 1 member be the director of the Honolulu authority for rapid / mass transportation, or any successor agency that operates public transportation on that island. -- SB0479 SD2

Committee Reports: SSCR 84 (TIA) SSCR 734 (WAM) HSCR 1455 (TRN)
Current Status: Apr-09 13 Received by the Governor
Apr-16 13 Approved by Governor (Act 12 2013)
Section Affected: 279E-3

SB0482 SD1 HD1 (HSCR 1064)

RELATING TO AGRICULTURE.

Introduced by: English J, Keith-Agaran G, Baker R, Ruderman R, Nishihara C, Espero W, Green J, Tokuda J, Chun Oakland S, Kidani M

Amends provisions relating to home based agricultural producer of honey; exemption. Increases the sales limit to less than 500 gallons per year, allows sales directly to a retail store that in turn sells the honey directly to consumers, and requires the label on the honey container to have the statement that "Honey should not be consumed by infants under 1 year of age;" and "has not been inspected by the department of health." Requires producers to attend a department of health approved food safety workshop and passes the food safety certification exam; and keep honey production volume and honey product distribution records for a period of at least 2 years and makes the records available to the department. Prohibits State and counties to be liable for claims associated with honey distributed by home based agricultural producers of honey; except for instances of gross negligence and intentional misconduct by the State or counties. -- SB0482 HD1

Committee Reports: SSCR 545 (AGL/ HTH/ CPN/) HSCR 1064 (AGR) HSCR 1554 (CPC)
Current Status: Apr-17 13 Received by the Governor
Section Affected: 328-79

SB0498 SD2 HD1 CD1 (CCR 148)

RELATING TO EMERGENCY MEDICAL SERVICES.

Introduced by: Baker R, English J, Keith-Agaran G, Chun Oakland S, Green J

Appropriation out of the emergency medical services special fund to the department of health for a 24 hour, 7 days a week, special emergency medical response vehicle unit based in the Maalaea area on Maui that is appropriately staffed at all times by state certified emergency medical service personnel, including acquisition of a vehicle, equipment, and personnel costs. (\$\$) -- SB0498 CD1

Committee Reports: SSCR 80 (HTH) SSCR 517 (WAM) HSCR 1085 (HLT) HSCR 1511 (FIN) CCR 148
Current Status: Apr=30 13 Passed Legislature

SB0502 SD1 HD1 CD1 (CCR 6)

RELATING TO REAL ESTATE SELLER DISCLOSURE.

Introduced by: Baker R

Establishes provisions relating to disclosure of documents; required documentation. Requires the seller, if the residential real property being offered for sale is subject to a recorded declaration, to either directly or through the seller's agent, to provide the following documents and any amendments or supplements thereto: articles of incorporation or other document, if any, creating the corporation or association whereby the corporation or association has the power to enforce the declaration; bylaws of the corporation or association; declaration of similar organizational documents, and any exhibits thereto; any rules relating to the use of common areas, architectural control,

SENATE BILLS THAT PASSED THE LEGISLATURE

maintenance of units, or payment of money as a regular assessment or otherwise in connection with the provisions, maintenance, or service of the benefit of the residential real property or other real property or common area. -- Provides that the delivery to the buyer of reports or facts after the date of the initial disclosure statement shall be considered an amendment of the disclosure statement. -- SB0502 CD1

Committee Reports: SSCR 470 (CPN) HSCR 1239 (CPC) CCR 6
Current Status: Apr-29 13 Received by the Governor
Section Affected: 508D- (1 SECTION), 508D-1, 508D-9, 508D-15

SB0505 SD2 HD1 CD1 (CCR 38)

RELATING TO CONDOMINIUMS.

Introduced by: Baker R, Keith-Agaran G

Amends provisions relating to condominium education trust fund. Requires the fund to be used to support mediation of condominium related disputes. Requires that beginning with the July 1, 2015, biennium registration, an additional annual condominium education trust fund fee in an amount equal to the product of 1.50 dollars times the number of condominium units included in the registered project or association to be dedicated to supporting mediation of condominium related disputes. Requires the additional condominium education trust fund fee to total 3 dollars per unit until the real estate commission adopts rules. Requires that on June 30 of every odd numbered year, any unexpended additional amounts paid into the condominium education trust fund and initially dedicated to supporting mediation of condominium related disputes to be used for educational purposes. -- SB0505 CD1

Committee Reports: SSCR 157 (CPN) SSCR 794 (WAM) HSCR 1123 (CPC) HSCR 1408 (FIN) CCR 38

Current Status: Apr=30 13 Passed Legislature

Section Affected: 514B-71, 514B-72

SB0507 SD1 HD1 CD1 (CCR 7)

RELATING TO PLANNED COMMUNITY ASSOCIATIONS.

Introduced by: Baker R, Nishihara C, Gabbard M, Keith-Agaran G, Chun Oakland S

Establishes provisions relating to notice required under planned community associations. Requires the secretary or other officer specified by the bylaws to give written notice by 2 or more of the following: hand delivery; US mail; electronic mail; or posting of the meeting notice in its entirety on a portion of the association's website that is accessible to all members not less than 14 days in advance of any regular annual meeting or special meeting of an association. Requires that the notice to state the date, time, and place of the meeting; and the items on the agenda, including the general nature of and rationale for any proposed amendment to the declaration or bylaws; any proposal for a special assessment, unless the authority for a special assessment is otherwise provided for in the association's governing documents; and any proposal to remove a member of the board. Exempts any board meeting or committee meeting of a planned community association. -- SB0507 CD1

Committee Reports: SSCR 251 (CPN) HSCR 965 (HSG) HSCR 1557 (CPC) CCR 7

Current Status: Apr-30 13 Passed Legislature

Section Affected: 421J- (1 SECTION) NOTICE REQUIRED

SB0511

RELATING TO UNIFORM COMMERCIAL CODE ARTICLE 4A.

Introduced by: Baker R, Chun Oakland S

Amends provisions relating to exclusion of consumer transactions governed by federal law by replacing provision with relationship to electronic fund transfer Act. Requires that this article applies to funds transfer that is a remittance transfer as defined in the Electronic Fund Transfer Act (15 USC subsection 16930-1), unless the remittance transfer is an electronic fund transfer as defined in the Electronic Fund Transfer Act (15 USC subsection 1693a). -- SB0511

Committee Reports: SSCR 211 (CPN/ TEC/) SSCR 781 (WAM) HSCR 1125 (CPC) HSCR 1409 (FIN)

Current Status: Apr-05 13 Received by the Governor

Apr-16 13 Approved by Governor (Act 16 2013)

Section Affected: 490:4A-108

SB0512 SD1 HD2 (HSCR 1485)

RELATING TO ELECTRICAL CONTRACTORS.

Introduced by: Baker R

Amends provisions relating to exemption of public utility and community antennae television company personnel. Exempts persons who are employees of a contractor duly licensed, provided that such contractor is retained by a public utility within the State under a franchise or charter granted by the State which is regulated by the public utilities

SENATE BILLS THAT PASSED THE LEGISLATURE

commission to perform high voltage electrical work for the public utility, and such employees are deemed qualified by the public utility to perform such high voltage electrical work; provided further that in no circumstance shall such persons be less qualified than the public utility's own employees that perform such high voltage electrical work. Such persons are exempt from provisions relating to licensing of electrical or plumbing workers. Act to be repealed on June 30, 2018 (sunset). -- SB0512 HD2

Committee Reports: SSCR 538 (CPN) HSCR 1135 (LAB/ EEP/) HSCR 1485 (CPC)

Current Status: Apr-16 13 Received by the Governor

Apr-30 13 Approved by Governor (Act 65 2013)

Section Affected: 448E-13

SB0515 SD2 HD1 CD1 (CCR 172)

RELATING TO HOUSING.

Introduced by: Chun Oakland S

Appropriation to the department of health for substance abuse treatment and mental health support services for individuals who are homeless or at risk of becoming homeless; for clean and sober housing support services to be administered by the alcohol and drug abuse division of the department of health. -- Appropriation to the department of human services for a rental assistance program (shallow subsidy program) for homeless working individuals and their families who are ready to rent permanent housing to obtain and maintain permanent housing; provided that the maximum subsidy shall be 300 dollars per month after the household pays a minimum of 40 percent of their adjusted gross income for rent; provided further a household's adjusted gross income shall be calculated in the same manner as calculated by the Hawaii public housing authority to qualify for public housing under the authority's control. -- Appropriation to the department of human services to be deposited to the credit of the housing 1st special fund to continue to administer housing 1st programs for chronically homeless individuals in the state. -- Appropriation out of the special fund. -- Appropriation to the department of human services for the homelessness prevention and rapid re housing program; for matching funds for the shelter plus care program of the US Department of Housing and Urban Development. Establishes a voluntary homeless assistance program known as the return to home program to provide eligible homeless individuals with assistance in being reunited with family in the individual's home state. Program shall cease to exist on December 31, 2016 (sunset). -- Appropriation to the department of human services for implementation of the return to home pilot program, including all program costs and hiring of necessary staff. Establishes a homeless assistance working group to work within each local neighborhood in each county to identify, plan, and implement housing options for homeless persons in each local community reflect shared responsibility for addressing homelessness in Hawaii. Report to the legislature. Working group shall cease to exist on June 30, 2016 (sunset). -- Appropriation to the department of human services for the construction and demonstration of innovative temporary housing solutions as they relate to the working group's findings and recommendations. (\$\$) -- SB0515 CD1

Committee Reports: SSCR 48 (HMS/ HTH/) SSCR 715 (WAM) HSCR 1200 (HUS/ HSG/) HSCR 1474 (FIN) CCR 172

Current Status: Apr-30 13 Passed Legislature

SB0516 SD1 HD1 (FLOOR AMENDMENT 14)

RELATING TO PATERNITY.

Introduced by: Shimabukuro M, Chun Oakland S

Amends provisions relating to determination of father and child relationship; who may bring action; when action may be brought; process, warrant, bond, etc. Repeals time period within which action may be brought. Provides that if the child has not become the subject of an adoption proceeding, action may be brought within 3 years after the child reaches the age of majority or any time after that for good cause provided that any period of time during which the man alleged or alleging himself to be the natural father of the child is absent from the State or is openly cohabitating with the mother of the child or is contributing to the support of the child, shall not be computed. -- SB0516 HD1

Committee Reports: SSCR 644 (JDL) HSCR 1078 (HLT/ HUS/) HSCR 1565 (JUD) FLOOR AMENDMENT 14

Current Status: Apr-19 13 Received by the Governor

Section Affected: 584-6

SB0529 SD1 HD1 (HSCR 1488)

RELATING TO PARENTAL RIGHTS.

Introduced by: Chun Oakland S, Baker R, Solomon M, Shimabukuro M

Amends provisions relating to the criteria and procedure in awarding custody and visitation. Prohibits a person to be granted custody of, or visitation with, a child if the natural parent has been convicted, in a court of competent jurisdiction in any state, of

SENATE BILLS THAT PASSED THE LEGISLATURE

rape or sexual assault and the child was conceived as a result of that violation. Provides that a denial of custody or visitation under this law shall not affect the obligation of the convicted natural parent to support the minor child; allows the court to order the convicted natural parent to pay child support; this law shall not apply if subsequent to the date of conviction the convicted natural parent and custodial natural parent cohabitate and establish a mutual custodial environment for the child; and a custodial natural parent may petition the court to allow the convicted natural parent to be denied custody and visitation. -- Amends provisions relating to termination of parental rights; petition. Allows the family courts to terminate the parental rights in respect to any child as to any natural father upon a finding that the natural father has been convicted, in a court of competent jurisdiction in any state, of rape or sexual assault and the child was conceived as a result of the rape or sexual assault perpetrated by the parent whose rights are sought to be terminated. -- SB0529 HD1

Committee Reports: SSCR 30 (HMS) SSCR 581 (JDL) HSCR 1015 (HUS) HSCR 1488 (JUD)

Current Status: Apr-17 13 Received by the Governor

Section Affected: 571-46, 571-61

SB0532 SD1 HD1 CD1 (CCR 168)

RELATING TO BREASTFEEDING IN THE WORKPLACE.

Introduced by: Chun Oakland S

Establishes the opportunity to express milk law. Requires an employer to provide reasonable break time for an employee to express milk for a nursing child for 1 year after the child's birth each time the employee has a need to express breastmilk; and a location, other than the bathroom, that is shielded from view, and free from intrusion from coworkers and the public that may be used by any employee to express breast milk. Requires an employer to post notice in a conspicuous place accessible to employees and use other appropriate means to keep the employer's employees informed of the protections and obligations. Exempts an employer that employs fewer than 20 employees if the employer can show that the requirements would impose an undue hardship. Establishes provisions relating to civil actions for injunctive relief or damages. Allows a person who alleges a violation to bring civil action within 2 years after the occurrence of the alleged violation. Establishes fines of 500 dollars for each violation. Repeals provisions relating to breastfeeding. -- SB0532 CD1

Committee Reports: SSCR 634 (JDL) HSCR 976 (LAB) HSCR 1139 (JUD) HSCR 1598 (FIN) CCR 168

Current Status: Apr-30 13 Passed Legislature

Section Affected: 378- (3 SECTIONS) OPPORTUNITY TO EXPRESS MILK, 378-10

SB0535 SD1 HD2 CD1 (CCR 76)

RELATING TO LABOR.

Introduced by: Baker R, Chun Oakland S

Amends provisions relating to discriminatory practices made unlawful; offenses defined. Includes as an unlawful discriminatory practice for an employer to discriminate against any individual employed as a domestic, in compensation or in terms, conditions, or privileges of employment because of the individual's race, sex, including gender identity or expression, sexual orientation, age, religion, color, ancestry, disability, or marital status. Redefines employee to include in domestic service on a casual basis or providing companionship services for the aged or infirm. -- SB0535 CD1

Committee Reports: SSCR 493 (JDL) HSCR 1166 (LAB/ EDB/) HSCR 1616 (JUD) CCR 76

Current Status: Apr-30 13 Passed Legislature

Section Affected: 378-1, 378-2, 387-1

SB0540

RELATING TO VETERANS.

Introduced by: Espero W, Baker R

Amends Act 307, session laws of 2012, 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 by repealing the sunset date. -- SB0540

Committee Reports: SSCR 96 (PSM) SSCR 765 (WAM) HSCR 1158 (VMI) HSCR 1477 (FIN)

Current Status: Apr-09 13 Received by the Governor

Apr-23 13 Approved by Governor (Act 41 2013)

Section Affected: ACT 307 2012, 363-5

SENATE BILLS THAT PASSED THE LEGISLATURE

- SB0548 SD1 HD2 CD1 (CCR 79) RELATING TO TELEMEDICINE.
Introduced by: Espero W, Baker R
Amends provisions related to license required; exceptions. Exempts from the licensing requirement to practice medicine in the State any commissioned medical officer or commissioned employed by the US Department of Defense, while providing direct telemedicine support or services to neighbor island beneficiaries with a Hawaii national guard armory on the island of Hawaii national guard armory on the islands of Kauai, Hawaii, Molokai, or Maui; provided that the commissioned medical officer or the commissioned employed by the US Department of Defense is credentialed by Tripler Army Medical Center. -- Amends provisions related to exempts for psychologists. Exempts from the licensing requirements in the State any psychologist employed by the US Department of Defense, while engaged in the discharge of the psychologist's official duty and providing direct telemedicine support or services to neighbor island beneficiaries with a Hawaii national guard armory on the island of Hawaii national guard armory on the islands of Kauai, Hawaii, Molokai, or Maui; provided that the psychologist employed by the US Department of Defense is credentialed by Tripler Army Medical Center. -- SB0548 CD1
Committee Reports: SSCR 294 (PSM/ HTH/ TEC/) SSCR 582 (CPN) HSCR 943 (VMI) HSCR 1216 (HLT) HSCR 1561 (CPC) CCR 79
Current Status: Apr-30 13 Passed Legislature
Section Affected: 453-1.3, 453-2, 465-3
- SB0551 SD2 HD1 CD1 (CCR 156) RELATING TO A MEMORIAL.
Introduced by: Espero W
Requires the office of veterans' services, with the assistance of the department of accounting and general services, the department of defense, and the state historic preservation division, to develop a plan to establish a memorial honoring the veterans of the Persian Gulf War, Operation Desert Storm, Operation Iraqi Freedom, Operation Enduring Freedom, and Operation New Dawn, Global War on Terrorism, Homeland Defense, and Operation Noble Eagle, and those who have protected our borders by land, sea, and air. Requires a public hearing to receive comments or input from interested organizations and residents. Report to the legislature. -- SB0551 CD1
Committee Reports: SSCR 90 (PSM) SSCR 666 (WAM) HSCR 997 (VMI) HSCR 1478 (FIN) CCR 156
Current Status: Apr-30 13 Passed Legislature
- SB0563 SD3 HD2 CD1 (CCR 98) RELATING TO THE UNIVERSITY OF HAWAII.
Introduced by: Tokuda J, Kahele G
Repeals the regents candidate advisory council for the board of regents of the university of Hawaii and establishes the candidate advisory council for the board of regents of the university of Hawaii attached to the university of Hawaii. Provides that the members of the regents candidate advisory council shall serve until the member's current term expires. -- SB0563 CD1
Committee Reports: SSCR 414 (HRE) SSCR 607 (WAM) - filed FLOOR AMENDMENT 3 HSCR 1088 (HED) HSCR 1588 (FIN) CCR 98
Current Status: Apr-30 13 Passed Legislature
Section Affected: 304A- (1 SECTION), 304A-104, 304A-104.5
- SB0586 SD1 HD2 CD1 (CCR 45) RELATING TO AGRICULTURAL BUILDING PERMITS.
Introduced by: Nishihara C, Wakai G
Amends the provisions relating to agricultural and aquaculture buildings and structures; no building permit required by changing it to exemptions from building permit and building code requirements. Repeals certain provisions relating to exemptions by county. Allows agricultural buildings, structures, and appurtenances thereto that are not used as dwellings or lodging units to be exempt from building permit and building code requirements where they are no more than 1,000 square feet in floor area, including nonresidential manufactured pre engineered commercial buildings and structures, single stand alone recycled ocean shipping or cargo containers that are used as nonresidential commercial buildings and are properly anchored, and nonresidential indigenous Hawaiian hale that do not exceed 5,000 square feet in size, have no kitchen or bathroom, and are used for traditional agricultural activities or education, provided that the building structures, and appurtenances thereto comply with all applicable state and county zoning codes. Allows structures, and appurtenances thereto to be exempt from building requirements when compliant with relevant building codes or county, national or international prescriptive constructive standards, including nonresidential manufactured

SENATE BILLS THAT PASSED THE LEGISLATURE

pre engineered and county pre approved commercial buildings and structures consisting of a total square footage greater no greater than 1,000 square feet but no more than 8,000 square feet; and 1 story wood framed or masonry buildings or structures with a structural span of less than 25 feet and a total square footage greater than 1,000 square feet but no more than 8,000 square feet constructed in accordance with county, national, or international prescriptive construction standards, including barns, greenhouses, farm production buildings, including aquaculture hatcheries and plant nurseries, storage building for farm equipment, plant, or animal supplies, or feed, or storage or processing buildings for crops, provided that the height of any stored items shall not collectively exceed 12 feet in height. Requires the exempted agricultural buildings not exceed 5,000 square feet per zoning lot for lots of 2 acres or less; 8,000 square feet per zoning lot for lots greater than 2 acres but not more than 5 acres; and 8,000 square feet plus 2 per cent of the acreage per zoning lot for lots greater than 5 acres; and provided that each exempted agricultural building is compliant with the square foot area restrictions. Requires the minimum horizontal separation between each agricultural building, structure, or appurtenance be 15 feet. Requires the agricultural building, structure, or appurtenance to be located on a commercial farm or ranch and are used for general agricultural or aquacultural operations, or for purposes incidental to such operations. Requires the agricultural building structures, or appurtenances to be constructed or installed on property that is used primarily for agricultural or aquacultural operations, and is 2 or more contiguous acres in area or one or more contiguous acres in are if located in a nonresidential agricultural or aquacultural park. Requires upon completion of construction or installation, the owner, or occupier to provide written notice to the appropriate county fire department and county building permitting agency. Prohibits electrical power or plumbing systems from being connected to the building or structure without 1st obtaining the appropriate county electrical or 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, or, if a county building agency is unable to issue an electrical permit because the building or structure is permit exempt, an electrical permit shall be issued for an electrical connection to a meter on a pole beyond the permit exempt structure in accordance with the installation, inspection, and approval requirements. Requires permit exempt structures to be exempt from any certificate of occupancy requirements. Exempts state or any county from being liable for claims arising from the construction of agricultural building, structures, or appurtenances thereto exempt from the building code and permitting process, unless the claim arises out of gross negligence or intentional misconduct by the State or county. These requirements do not apply to building or structures used to store pesticides or other hazardous material unless stored in accordance with federal and state law. Establishes penalties. -- SB0586 CD1

Committee Reports: SSCR 506 (AGL/ PSM/) HSCR 1144 (AGR/ WAL/) HSCR 1555 (CPC) CCR 45

Current Status: Apr=30 13 Passed Legislature

Section Affected: 46-88

SB0593 SD2 HD1 CD1 (CCR 126)

RELATING TO AGRICULTURE.

Introduced by: Nishihara C

Amends provisions relating to the livestock revitalization program. Redefines milk to include goats and processing into milk products. Redefines qualified producer to include not less than 10 cows or 25 lactating milking goats; sheep, lambs, or goats that are grown, slaughtered, processed, and marketed in the State, with current annual sales of not fewer than 30 sheep, lambs, or goats; or fish or crustaceans, farmed by aquacultural practices, with current annual sales of not less than 2,000 pounds. Establishes provisions relating to grants; qualified producers. Prohibits the subsidy if the flock or herd size or, in the case of fish or crustaceans sale weight falls 5 per cent or more below the required minimum of 30 birds; 10 cows; 10 sows in any 2 months of applicable fiscal quarter; 20 finished beef cattle annually; 25 lactating milking goats or sales of 500 pounds of fish or crustaceans in the applicable fiscal quarter. Allows funds to be disbursed upon approval of the department of agriculture to the qualifying producers for up to 50 per cent of the feed costs for sheep, lambs, and goats raised in Hawaii and slaughtered in Hawaii for local consumption; or 50 per cent of the feed costs for fish or crustaceans raised in Hawaii and processed for local consumption. Prohibits the department from reimbursing if an annual profit is more than 8 per cent for sheep, lamb, or goat meat producers, or 8 per cent for seafood producers. Requires the department to aggregate the total grant claims and divide and distribute the available grant funds in a pro rata basis. Appropriation. (\$\$) -- SB0593 CD1

SENATE BILLS THAT PASSED THE LEGISLATURE

Committee Reports: SSCR 20 (AGL) SSCR 738 (WAM) HSCR 1065 (AGR) HSCR 1406 (FIN) CCR 126
Current Status: Apr=30 13 Passed Legislature
Section Affected: 155D-1, 155D-2

SB0606 SD2 HD2 CD1 (CCR 97)

RELATING TO THE UNIVERSITY OF HAWAII.

Introduced by: Taniguchi B, Kim D

Appropriation to the university of Hawaii to fund students employed at new or expanded worksites at each university of Hawaii campus. (\$\$) -- SB0606 CD1

Committee Reports: SSCR 417 (HRE) SSCR 668 (WAM) HSCR 1033 (HED) HSCR 1522 (FIN) CCR 97

Current Status: Apr=30 13 Passed Legislature

SB0614 SD1 HD2 CD1 (CCR 127)

RELATING TO PUBLIC WORKS OF ART.

Introduced by: Gabbard M, Chun Oakland S

Requires the comptroller and the state foundation on culture and the arts to commission a permanent 3 dimensional work of art to portray the life, vision, accomplishments, impact, and legacy of the late US Senator Daniel K. Inouye so as to properly honor his memory and to utilize his example as an inspiration for current and future generations. Requires the state foundation on culture and the arts, the selection committee and the department of accounting and general services to install the work of art in time for unveiling on December 17, 2014, the 2nd anniversary of his death. -- Requires the comptroller and the state foundation on culture and the arts to commission a permanent work of art to portray the life, vision, accomplishments, impact, and legacy of the late US Representative Patsy T. Mink so as to properly honor her memory and to utilize her example as an inspiration for current and future generations. Requires the state foundation on culture and the arts, and the department in consultation with the state historic preservation division of the department of land and natural resources to select a suitable site in the Capitol District for the work of art. Appropriation. (\$\$) -- SB0614 CD1

Committee Reports: SSCR 262 (TEC) SSCR 608 (WAM) HSCR 1156 (VMI) HSCR 1520 (FIN) CCR 127

Current Status: Apr=30 13 Passed Legislature

SB0633

RELATING TO UNLICENSED CONTRACTING ACTIVITIES.

Introduced by: Keith-Agaran G

Amends provisions relating to unlicensed contractor fraud; valuation of property. Prohibits the value of any work done by the unlicensed contractor to be used as an offset of the value of the property. -- SB0633

Committee Reports: SSCR 456 (CPN) HSCR 1022 (CPC) HSCR 1410 (FIN)

Current Status: Apr-05 13 Received by the Governor

Apr-18 13 Approved by Governor (Act 26 2013)

Section Affected: 708-8305

SB0635 SD1 HD3 CD1 (CCR 128)

RELATING TO ANIMAL CRUELTY.

Introduced by: Keith-Agaran G, Espero W

Amends provisions relating to causing injury or death to a service dog by adding or law enforcement animal. Provides that a person commits the offense of causing injury or death to a law enforcement animal if the person recklessly causes substantial bodily injury to or the death of any law enforcement animal while the law enforcement animal is in the discharge of its duties and the person is the owner of a dog and recklessly permits that dog to attack a law enforcement animal while the law enforcement animal is in the discharge of its duties, resulting in the substantial bodily injury or death of the law enforcement animal. Makes it a class C felony. Requires restitution to the owner of the law enforcement animal for any veterinary bills and out of pocket costs incurred as a result of the injury to the law enforcement animal, and to the entity that incurs the cost of retraining or replacing the law enforcement animal for the cost of retraining or replacing the law enforcement animal if it is disabled or killed. -- Amends provisions relating to intentional interference with the use of a service dog by adding law enforcement animal. Provides that a person commits the offense of intentional interference with the use of a law enforcement animal if the person, with no legal justification, intentionally or knowingly strikes, beats, kicks, cuts, stabs, shoots, or administers any type of harmful substance or poison to a law enforcement animal while the law enforcement animal is in the discharge of its duties. Makes it a misdemeanor. Requires restitution to the owner of the service dog or law enforcement animal for any veterinary bills and out of pocket costs

SENATE BILLS THAT PASSED THE LEGISLATURE

incurred as a result of the injury to the service dog or law enforcement animal; and the person, entity or organization that incurs the cost of retraining or replacing the service dog or law enforcement animal for the cost of retraining or replacing the service dog or law enforcement animal, if it is disabled or killed. -- SB0635 CD1

Committee Reports: SSCR 638 (JDL) HSCR 982 (PBS) HSCR 1202 (JUD) HSCR 1534 (FIN) CCR 128

Current Status: Apr-30 13 Passed Legislature

Section Affected: 711-1109.4, 711-1109.5, 711-1110

SB0642 HD2 CD1 (CCR 174)

RELATING TO HEALTH.

Introduced by: Green J, Chun Oakland S

Amends provisions relating to medical use of marijuana (cannabis) law. Redefines adequate supply to not exceed 7 marijuana plants whether immature or mature and 4 ounces of usable marijuana at any given time. -- Redefines medical use by repealing from the primary caregiver to the qualifying patient. -- Redefines primary caregiver who is 18 years or older and who agrees to undertake responsibility for managing the well being of the qualifying patient. -- Redefines written certification by replacing department of public safety with the department of health. Amends provisions relating to registration requirement by transferring registration requirements to the department of health instead of the department of public safety. Requires qualifying patients to report changes in information within 10 working days to the department of health. Allows the department of health to charge a patient a 35 dollars registration fee per year. Allows law enforcement agency verification inquiry 24 hours a day, 7 days a week from the department of health to whether the subject of the inquiry has registered with the department. -- SB0642 CD1

Committee Reports: SSCR 314 (HTH) SSCR 511 (CPN) HSCR 1215 (HLT) HSCR 1541 (CPC/ JUD/) CCR 174

Current Status: Apr-30 13 Passed Legislature

Section Affected: 329-121, 329-122, 329-123

SB0655 SD2 HD2 CD1 (CCR 78)

RELATING TO HEALTH.

Introduced by: Green J, Ruderman R, Chun Oakland S

Establishes provisions relating to expedited partner therapy. Allows a health professional in addition to treating a patient to provide expedited partners therapy to the partners of the patient to dispense or prescribe antibiotic therapy in the name of the partners, if known, without the physical examination of the partners by the health professional. Requires the department of health to develop and, upon request, distribute to health professionals an information sheet about expedited partner therapy. Prohibits a health care professional who provides expedited partner therapy from being subject to prosecution in a criminal proceeding, liable for damages in a civil action, or subject to disciplinary action for personal injury, death, or other consequences arising from or related in any way to the provision of expedited therapy. -- Establishes provisions relating to advanced practice registered nurses; expedited partner therapy. Authorizes advanced practice registered nurses to provide expedited partner therapy. -- Amends provisions relating to drugs limited to dispensing on prescription. Creates exceptions to prescription drug labeling and reporting requirements for expedited partner therapy. -- SB0655 CD1

Committee Reports: SSCR 79 (HTH) SSCR 604 (CPN) HSCR 1084 (HLT) HSCR 1545 (CPC/ JUD/) CCR 78

Current Status: Apr=30 13 Passed Legislature

Section Affected: 453- (4 SECTIONS) EXPEDITED PARTNER THERAPY, 457- (1 SECTION), 328-16, 328-17.6, 328-17.7

SB0680 SD1 HD1 CD1 (CCR 157)

RELATING TO HOMELAND SECURITY.

Introduced by: Espero W, Green J

Establishes the homeland security law. Establishes the homeland security office within the department of defense. Requires director of homeland security to appoint an administrator of homeland security exempt from civil service and subject to removal by the director. Requires the director to be responsible for formulating and carrying out programs for homeland security. Requires the director to ensure coordination and cooperation among all organizations for homeland security; public agencies, including county, state, and federal agencies; and private organizations and shall cooperate with state, county, and federal homeland security and law enforcement agencies. Authorizes the counties to establish organizations for homeland security. Requires the adjutant general to be the director of homeland security. -- SB0680 CD1

Committee Reports: SSCR 98 (PSM) SSCR 660 (WAM) HSCR 1106 (PBS/ VMI/)

SENATE BILLS THAT PASSED THE LEGISLATURE

HSCR 1438 (FIN) CCR 157
Current Status: Apr=30 13 Passed Legislature
Section Affected: (5 SECTIONS) HOMELAND SECURITY, 26-21

SB0682 SD2 HD1 (HSCR 1192)

RELATING TO FIRE PROTECTION.

Introduced by: Espero W

Amends provisions relating to submission of building plans for approval. Authorizes the county fire chief by each respective county to require plans or documentation, or both, to show compliance with the county's adopted fire code for construction, alteration, rehabilitation, or addition to any building, structure, or facility, changes in the use of a building or structure, or a change in occupancy, and installation or alteration of any procedures, equipment, property or structure for any life safety or fire protection system. Prohibits any work to commence without the necessary permits issued by the jurisdiction having authority. -- SB0682 HD1

Committee Reports: SSCR 481 (PSM) FLOOR AMENDMENT 6 HSCR 1192 (PBS)
HSCR 1558 (CPC)

Current Status: Apr=30 13 Passed Legislature

Section Affected: 132-9

SB0697 HD1 CD1 (CCR 46)

RELATING TO AEROSPACE.

Introduced by: Espero W

Amends provisions relating to aerospace advisory committee. Changes from 2 to 4 years the term all members shall serve on the committee. -- SB0697 CD1

Committee Reports: SSCR 99 (PSM) SSCR 720 (WAM) HSCR 1115 (EDB) HSCR
1579 (FIN) CCR 46

Current Status: Apr-30 13 Passed Legislature

Section Affected: 201-72.5

SB0722 SD2 HD1 CD1 (CCR 151)

RELATING TO GOVERNMENT.

Introduced by: Dela Cruz D, Galuteria B, English J, Tokuda J

Amends Act 54, session laws of 2011, requiring the department of accounting and general services to coordinate efforts to establish a complete and accurate inventory of public buildings, facilities, and sites on the lands of the public land trust to which state agencies hold title or over which they maintain management control by accepting information from state agencies on the inventory of public buildings owned or operated by each agency. Further requires the department to incorporate the inventory of public buildings, facilities, and sites together with the public land trust inventory and the public land trust information system to create an integrated, comprehensive system for asset management of public buildings, facilities and sites. Requires all state agencies to transfer to the department all programs and hardware associated with the inventory. Report to the legislature. Appropriation. (\$\$) -- SB0722 CD1

Committee Reports: SSCR 382 (WTL/ THA/ EGH/) SSCR 655 (WAM) HSCR 1061
(WAL/ OMH/) HSCR 1440 (FIN) CCR 151

Current Status: Apr=30 13 Passed Legislature

Section Affected: ACT 54 2011, (1 SECTION)

SB0757 SD2 HD2 CD1 (CCR 87)

RELATING TO AGRICULTURE.

Introduced by: Solomon M

Appropriation to the department of education for the implementation and operation of the Future Farmers of America to educate and support youth in agricultural careers. (\$\$) -- SB0757 CD1

Committee Reports: SSCR 170 (AGL) SSCR 818 (WAM) HSCR 1042 (AGR) HSCR
1576 (FIN) CCR 87

Current Status: Apr=30 13 Passed Legislature

SB0827 SD1 HD1 (HSCR 1399)

RELATING TO ELECTION OFFENSES.

Introduced by: Ihara L

Amends provisions relating to federal, state, and county elections by mail. Requires that any ballot cast by mail be subject to the voting assistance requirements for absentee ballots, including the provision for penalties. -- Amends provisions relating to voting assistance. Allows any voter who requires assistance to vote at a polling place or by absentee ballot to be assisted by a person of the voter's choice, except the voter's employer, the voter's union and a candidate for any office that is listed on the ballot. Allows written or oral instructions delivered via telephone, electronic means, or mail provided that employer, agent of union, or a candidate is not physically present with the

SENATE BILLS THAT PASSED THE LEGISLATURE

voter when the instructions are delivered. Any violation is election fraud. -- Amends provisions relating to return envelope, ballot envelope; instructions. Requires that the voter affirm that the voter is the person voting and that the voter's employer or agent, agent of the voter's union, or any candidate listed on the ballot did not assist the voter. -- Amends provisions relating to election fraud. Requires that a person is deemed guilty of election fraud if they assist a voter in the completion of a ballot in violation of voter assistance laws. -- SB0827 HD1

Committee Reports: SSCR 544 (JDL) HSCR 1399 (JUD)

Current Status: Apr=30 13 Passed Legislature

Section Affected: 11-91.5, 11-139, 15-6, 19-3

SB0856 HD1 (HSCR 1444)

RELATING TO HOLIDAYS.

Introduced by: Ihara L

Amends provisions relating to holidays. Establishes provisions relating to civil liberties and the constitution day. Designates January 30th as Civil Liberties and the Constitution Day to celebrate, honor, and encourage public education and awareness of the commitment to individuals to preserving civil liberties for Americans of Japanese ancestry and actions to promote equal rights for all citizens. Shall not be construed as a state holiday. -- SB0856 HD1

Committee Reports: SSCR 184 (JDL) SSCR 515 (TEC) HSCR 1444 (VMI)

Current Status: Apr=30 13 Passed Legislature

Section Affected: 8- (1 SECTION) CIVIL LIBERTIES AND THE CONSTITUTION DAY

SB0867 SD2 HD1 CD1 (CCR 149)

RELATING TO THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND.

Introduced by: Hee C

Amends provisions relating to State and county contributions; retired employees. Repeals the provisions that identify specific amounts that employers are to contribute to the employee union trust fund for each employee beneficiary. Establishes base monthly contribution categories for health benefits that the State and the counties shall pay effective January 1, 2014. Requires the base composite monthly contribution be adjusted annually, beginning January 1, 2015. -- SB0867 CD1

Committee Reports: SSCR 279 (JDL) SSCR 803 (WAM) HSCR 1136 (LAB) HSCR 1595 (FIN) CCR 149

Current Status: Apr-30 13 Passed Legislature

Section Affected: 87A-33

SB0870 SD1 HD1 (HSCR 1223)

RELATING TO USE OF FORCE BY PERSONS WITH SPECIAL RESPONSIBILITY FOR CARE, DISCIPLINE, OR SAFETY OF OTHERS.

Introduced by: Hee C

Amends provisions relating to use of force by persons with special responsibility for care, discipline, or safety of others. Requires that a rebuttable presumption exist for the following types of force presumed unjustifiable: throwing, kicking, burning, biting, cutting, striking with a closed fist, shaking a minor under 3 years of age, interfering with breathing, or threatening with a deadly weapon. Provides that the force used does not intentionally, knowingly, recklessly or negligently create a risk of causing substantial bodily injury, disfigurement, extreme pain or mental distress, or neurological damage. -- SB0870 HD1

Committee Reports: SSCR 322 (JDL) HSCR 1223 (JUD)

Current Status: Apr-05 13 Received by the Governor

Apr-22 13 Approved by Governor (Act 31 2013)

Section Affected: 703-309

SB0877 SD1 HD2 CD1 (CCR 154)

RELATING TO OCCUPATIONAL SAFETY AND HEALTH HEARINGS.

Introduced by: Hee C

Establishes provisions relating to appeals board under labor and industrial relations. Requires all parties be given written notice of a hearing by 1st class mail at least 15 days before any hearing conducted by the appeals board. Requires each board member to have the same powers as possessed by the circuit courts in hearings. Requires the circuit court to have power to enforce the appeals board or a party by proper proceedings the attendance and testimony of any witness so subpoenaed. Requires subpoena, witness fees and mileage in cases to be the same in criminal cases in the circuit court and paid by the party calling the witness. Provides that no person shall be excused from attending or testifying or producing material for hearings or be exempt from prosecution and punishment for perjury committed in so testifying. Requires the appeals

SENATE BILLS THAT PASSED THE LEGISLATURE

board to adopt rules of the Hawaii rules of civil procedure and other rules in conducting any hearing. Provides that contemptuous conduct at any hearing shall be grounds for summary exclusion from the hearing and if misconduct by an attorney or other representative of a party, shall be grounds for suspension or disbarment from further practice before the appeals board after due notice and hearing. Allows the appeals board to impose other sanctions for contemptuous conduct, including dismissal of appeal and any action taken by the appeals board shall be by a simple majority. -- SB0877 CD1
Committee Reports: SSCR 494 (JDL) HSCR 1032 (LAB) HSCR 1523 (FIN) CCR 154
Current Status: Apr-30 13 Passed Legislature
Section Affected: 396- (1 SECTION), 396-3

SB0883 SD2 HD2 (HSCR 1493) RELATING TO COLLECTIVE BARGAINING.
Introduced by: Hee C
Establishes bargaining unit 14 (state law enforcement officers and state and county ocean safety and water safety officers). -- SB0883 HD2
Committee Reports: SSCR 176 (JDL) SSCR 610 (WAM) HSCR 1027 (LAB/ PBS/ HSCR 1493 (FIN)
Current Status: Apr-22 13 Received by the Governor
Section Affected: 89-6, 89-7, 89-11

SB0886 PROPOSING AN AMENDMENT TO ARTICLE VI, SECTION 3, OF THE HAWAII STATE CONSTITUTION TO INCREASE THE MANDATORY RETIREMENT AGE FOR STATE JUSTICES AND JUDGES.
Introduced by: Hee C
Proposes to amend the constitution. Increases the mandatory retirement age of justices and judges from 70 years to 80 years of age. -- SB0886
Committee Reports: SSCR 321 (JDL) HSCR 954 (JUD) HSCR 1429 (FIN)
Current Status: Apr-04 13 Passed Legislature
Section Affected: ART VI S3

SB0888 HD1 (HSCR 1567) RELATING TO CHILD SUPPORT ENFORCEMENT.
Introduced by: Hee C
Amends provisions relating to duty of employers to report new hires to the agency; civil penalties for failure to comply with reporting; national new hire directory. 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. Establishes fines. Redefines new hire to mean an employee who has not previously been employed by the employer or was previously employed by the employer but has been separated from the prior employment for at least 60 consecutive days. -- SB0888 HD1
Committee Reports: SSCR 489 (JDL) HSCR 1016 (HUS) HSCR 1567 (JUD)
Current Status: Apr-16 13 Received by the Governor
Apr-30 13 Approved by Governor (Act 69 2013)
Section Affected: 576D-16

SB0890 SD1 HD1 CD1 (CCR 65) RELATING TO THE HAWAII LABOR RELATIONS BOARD.
Introduced by: Hee C
Amends provisions relating to Hawaii labor relations board. Allows the governor to appoint an acting member of the board during the temporary inability to act due to recusal, provided that if the regular member is the representative of management or labor, then employee organizations representing public employees may submit to the governor for consideration names of persons to serve as an acting member and the governor shall 1st consider these persons in selecting an acting member; if the regular member is the representative of the management, then public employers may submit to the governor for consideration names of persons to serve as an acting member and the governor shall 1st consider these persons in selecting an acting members, and an acting member appointed due to a regular member's recusal shall be appointed for the case in which the recusal occurred, and the acting member's appointment shall terminate when the final decision is filed or the case is withdrawn. -- SB0890 CD1
Committee Reports: SSCR 324 (JDL) HSCR 1443 (LAB) CCR 65
Current Status: Apr-30 13 Passed Legislature
Section Affected: 89-5

SB0891 RELATING TO NOTARIES PUBLIC.
Introduced by: Hee C

SENATE BILLS THAT PASSED THE LEGISLATURE

Amends provisions relating to seal under notary public law. Adds that every notary public seal to include the notary's commission number. Allows the attorney general to adjust fees for issuing or renewing commission and required to establish rules for other fees.

-- SB0891

Committee Reports: SSCR 17 (CPN) SSCR 513 (WAM) HSCR 1001 (JUD) HSCR 1430 (FIN)

Current Status: Apr-05 13 Received by the Governor
Apr-22 13 Approved by Governor (Act 29 2013)

Section Affected: 456-3, 456-9

SB0895 SD1 HD1 CD1 (CCR 165)

MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS.

Introduced by: Hee C

Appropriation to the director of finance, chief justice, and Hawaii health systems corporation for all collective bargaining cost items for collective bargaining unit 2 (supervisory blue collar employees), collective bargaining unit 3 (nonsupervisory white collar employees), collective bargaining unit 4 (supervisory white collar employees) and for salary increases and other cost adjustments for state officers and employees excluded from collective bargaining and who belong to the same compensation plans as those employees within collective bargaining units 2, 3, or 4. (\$\$) -- SB0895 CD1

Committee Reports: SSCR 66 (JDL) SSCR 773 (WAM) HSCR 1096 (LAB) HSCR 1494 (FIN) CCR 165

Current Status: Apr=30 13 Passed Legislature

SB0902 SD1 HD1 CD1 (CCR 166)

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 for all collective bargaining cost items for collective bargaining unit 8 (personnel of the university of Hawaii and community college system) and for salary increases and other cost adjustments for state officers and employees excluded from collective bargaining and who belong to the same compensation plans as those employees within collective bargaining unit 8. (\$\$) -- SB0902 CD1

Committee Reports: SSCR 60 (JDL) SSCR 619 (WAM) HSCR 1104 (LAB) HSCR 1529 (FIN) CCR 166

Current Status: Apr-30 13 Passed Legislature

SB0908 SD1 HD1 CD2 (HOUSE
FLOOR AMENDMENT 24 OR
SENATE FLOOR AMENDMENT 14)

MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS.

Introduced by: Hee C

Appropriation to the director of finance, chief justice, and Hawaii health systems corporation for all collective bargaining cost items and carryover costs for collective bargaining unit 9 (registered professional nurses) and for salary increases and other cost adjustments for employees excluded from collective bargaining. (\$\$) -- SB0908 CD2

Committee Reports: SSCR 64 (JDL) SSCR 810 (WAM) HSCR 1091 (LAB) HSCR 1499 (FIN) CCR 155 - filed HOUSE FLOOR AMENDMENT 24
SENATE FLOOR AMENDMENT 14

Current Status: May-02 13 Passed Legislature

SB0909 SD1 HD1 CD1 (CCR 167)

MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS.

Introduced by: Hee C

Appropriation to the director of finance, chief justice, and Hawaii health systems corporation for all collective bargaining cost items and for Hawaii employer union health benefits trust fund costs for collective bargaining unit 13 (other professional and scientific employees) and for salary increases and other cost adjustments for state officers and employees excluded from collective bargaining and who belong to the same compensation plans as those employees within collective bargaining unit 13. (\$\$) -- SB0909 CD1

Committee Reports: SSCR 62 (JDL) SSCR 624 (WAM) HSCR 1093 (LAB) HSCR 1500 (FIN) CCR 167

Current Status: May-02 13 Passed Legislature

SB0911 SD1 HD1 CD1 (CCR 164)

MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS.

Introduced by: Hee C

Appropriation to the Hawaii health systems corporation for employment costs. (\$\$) -- SB0911 CD1

Committee Reports: SSCR 72 (JDL) SSCR 682 (WAM) HSCR 1094 (LAB) HSCR 1502 (FIN) CCR 164

SENATE BILLS THAT PASSED THE LEGISLATURE

Current Status: Apr=30 13 Passed Legislature

SB0913 SD1 (SSCR 250)

RELATING TO TIME SHARES.

Introduced by: Kim D (BR)

Amends provisions relating to disclosure statement under the time sharing plans law. Requires the total financial obligation of the purchaser to consist of a statement that the purchaser is obligated to pay the initial price stated in the purchaser's purchase agreement and a list or description of any additional charges to which the purchaser may be subject. -- Prohibits making any agreement or contract with a purchaser before delivering, furnishing, or tendering to that prospective purchaser any promised promotional device or other instruction; provided that nothing herein or in any rules require that any promotional device or other instrument be delivered, furnished, or tendered to the prospective purchaser prior to making a sales presentation. -- SB0913 SD1

Committee Reports: SSCR 250 (CPN) HSCR 1121 (CPC) HSCR 1578 (FIN)

Current Status: Apr-11 13 Received by the Governor

Apr-23 13 Approved by Governor (Act 49 2013)

Section Affected: 514E-9, 514E-11

SB0933 SD1 HD1 CD1 (CCR 44)

RELATING TO THE TRICARE PROGRAM.

Introduced by: Green J, Chun Oakland S

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 extending the sunset date to December 31, 2018. -- SB0933 CD1

Committee Reports: SSCR 626 (WAM) HSCR 944 (VMI) HSCR 1213 (HLT) HSCR 1480 (FIN) CCR 44

Current Status: Apr-30 13 Passed Legislature

Section Affected: ACT 70 2009, 237-24

SB0960 SD1 HD1 CD1 (CCR 10)

RELATING TO FORECLOSURES.

Introduced by: English J, Keith-Agaran G, Solomon M, Kahele G, Nishihara C, Baker R Establishes provisions relating to postponement, cancellation of sale under the foreclosures law. Allows the public sale to either be postponed or canceled by the court appointed commissioner. Establishes procedures for postponement or cancellation of public sale. -- SB0960 CD1

Committee Reports: SSCR 193 (CPN) SSCR 535 (JDL) HSCR 1172 (CPC) HSCR 1571 (JUD) CCR 10

Current Status: Apr-30 13 Passed Legislature

Section Affected: 667- (1 SECTION) POSTPONEMENT, CANCELLATION OF SALE

SB0966 HD1 CD1 (CCR 66)

RELATING TO THE UNIFORM MEDIATION ACT.

Introduced by: Taniguchi B

Establishes the uniform mediation law. Requires the mediation parties to mediate by statute or court or administrative rule or referred to mediation by a court, administrative agency, or arbitrator; the mediation parties and the mediator agree to mediate in a record that demonstrates an expectation that mediation communications will be privileged against disclosure; or the mediation parties use as a mediator an individual who holds himself or herself out as a mediator or the mediation is provided by a person that holds itself out as providing mediation. -- SB0966 CD1

Committee Reports: SSCR 548 (JDL) HSCR 1238 (JUD) CCR 66

Current Status: Apr-30 13 Passed Legislature

Section Affected: (13 SECTIONS) UNIFORM MEDIATION ACT

SB0978 HD1 CD1 (CCR 74)

RELATING TO THE PENAL CODE.

Introduced by: Hee C

Amends provisions relating to authority to withhold sentence of imprisonment. Provides that a defendant who has been convicted of a crime may be sentenced to a term of probation unless the crime is cruelty to animals where 10 or more pet animals were involved. -- Amends provisions relating to cruelty to animals in the 2nd degree. Makes it a class C felony if the offense involves 10 or more pet animals. -- SB0978 CD1

Committee Reports: SSCR 487 (JDL) HSCR 1465 (JUD) CCR 74

Current Status: Apr-30 13 Passed Legislature

Section Affected: 706-620, 711-1109

SENATE BILLS THAT PASSED THE LEGISLATURE

- SB0993 SD2 HD1 CD1 (CCR 85) RELATING TO AGRICULTURAL LOANS.
Introduced by: Kim D (BR)
Amends provisions relating to agricultural loans. Redefines new farmer to mean a new farm enterprise or a person, who by reason of ability, experience, and training is likely to successfully operate a farm and who otherwise meets the eligibility requirements. Includes graduates from farm trainee programs designed to provide interns with the necessary hands on skills and management training to be able to successfully operate their own farm. Provides that loans require 2 credit denials, except for class F loans for new farmer and farm innovation programs which require 1 credit denial. Requires that loans for the new farmer program for farm trainees and recent college graduates with a degree in agriculture be for 100,000 dollars or less. Requires that new farmer and farm innovation loans provide for farm trainees and recent graduates with a degree in agriculture with smaller projects requiring loans of 100,000 or less shall have a minimum 5 per cent equity contributions towards the cost of the project. Requires the new farm innovation loans be for qualified farmers to perform practical research in crop development, innovative production techniques, new technologies, and production of new crops that are not typically grown in the State. Requires that farm innovation loans be limited to a maximum of 75,000 dollars. -- SB0993 CD1
Committee Reports: SSCR 282 (AGL) SSCR 764 (WAM) HSCR 1044 (AGR/ EDB/ HSCR 1407 (FIN) CCR 85
Current Status: Apr-30 13 Passed Legislature
Section Affected: 155-1, 155-3, 155-9
- SB0995 HD1 CD1 (CCR 13) RELATING TO IRRIGATION WATER DEVELOPMENT.
Introduced by: Kim D (BR)
Amends provisions relating to engineering program manager, by changing it to engineer program administrator. -- SB0995 CD1
Committee Reports: SSCR 78 (AGL/ WTL) HSCR 1241 (WAL) CCR 13
Current Status: Apr-30 13 Passed Legislature
Section Affected: 167-3, 167-19
- SB0997 SD2 HD2 CD1 (CCR 83) RELATING TO PUBLIC ARCHIVES.
Introduced by: Kim D (BR)
Establishes provisions relating to the state archivist. Requires the department of accounting and general service to have a state archivist who is responsible for public archives. -- Establishes provisions relating to state archives preservation and long term access special fund for the preservation and long term access to government records. Repeals the provisions relating to the sale of duplicate government publications and studies. -- SB0997 CD1
Committee Reports: SSCR 238 (TEC) SSCR 611 (WAM) HSCR 1124 (CPC) HSCR 1599 (FIN) CCR 83
Current Status: Apr=30 13 Passed Legislature
Section Affected: 94- (3 SECTIONS), 94-1, 94-3, 94-4, 94-2, 94-6
- SB1000 SD1 (SSCR 319) RELATING TO THE ACCESS HAWAII COMMITTEE.
Introduced by: Kim D (BR)
Amends provisions relating to the access Hawaii committee; establishment; membership; chairperson. Requires the chief information officer or designee to serve as chairperson of the committee. -- Amends provisions relating to the annual report. Requires the annual report to the legislature to include the portal manager's annual financial reports. -- SB1000 SD1
Committee Reports: SSCR 319 (TEC) HSCR 1007 (EDB) HSCR 1418 (FIN)
Current Status: Apr-05 13 Received by the Governor
Apr-18 13 Approved by Governor (Act 21 2013)
Section Affected: 27G-3, 27G-5
- SB1001 RELATING TO THE ENHANCED 911 BOARD.
Introduced by: Kim D (BR)
Amends provisions relating to the enhanced 911 board. Replaces the comptroller with the chief information officer. -- SB1001
Committee Reports: SSCR 244 (TEC) HSCR 1005 (EDB) HSCR 1419 (FIN)
Current Status: Apr-05 13 Received by the Governor
Apr-18 13 Approved by Governor (Act 22 2013)
Section Affected: 138-2

SENATE BILLS THAT PASSED THE LEGISLATURE

- SB1003 SD2 HD1 CD1 (CCR 84) RELATING TO INFORMATION TECHNOLOGY.
Introduced by: Kim D (BR)
Establishes additional duties of the chief information officer relating to security of government information. Requires the officer to provide for periodic security audits of all executive branch departments and agencies regarding the protection of government databases and data communications. -- SB1003 CD1
Committee Reports: SSCR 264 (TEC) SSCR 593 (WAM) HSCR 1004 (EDB) HSCR 1519 (FIN) CCR 84
Current Status: Apr-30 13 Passed Legislature
Section Affected: 27- (1 SECTION) ADDITIONAL DUTIES OF THE CHIEF INFORMATION OFFICER RELATING TO SECURITY OF GOVERNMENT INFORMATION
- SB1016 SD1 HD2 (HSCR 1622) RELATING TO REGISTRATION OF COVERED OFFENDERS.
Introduced by: Kim D (BR)
Amends provisions relating to registration of sex offenders and other covered offenders and public access to registration information. Redefines sex offense to mean any offense that subjected the offender to sex offender registration or public notification, or both, in the other state or jurisdiction of conviction, or would have if the offender had been a resident of that other state or jurisdiction. Requires registration whenever the covered offender, whether or not a resident of this State, remains in this State for more than 10 days or for an aggregate period exceeding 30 days in 1 calendar year. -- Requires that for the covered offender who has registered a permanent residence address to which the US Postal Service will deliver mail or a permanent residence and a registered post office box, during the 1st week of the months of January, April, July, and October of every year, the attorney general to mail a nonforwardable verification form to the last reported permanent residence address or post office box of the covered offender. Requires the covered offender to sign the verification form upon receipt of the verification form, and mail the signed and completed verification form to the attorney general within 10 days after receipt of the form. -- Provides that a person commits the offense of failure to comply with covered offender registration requirements if the person is required to register and the person intentionally, knowingly, or recklessly fails to report to the chief of police where the covered offender resides, or to such other department or agency that may be designated by the attorney by the last day of every month for verification of the covered offender's registration information or fails to disclose every location where the covered offender has slept in the previous month. -- SB1016 HD2
Committee Reports: SSCR 325 (JDL) HSCR 1194 (PBS) HSCR 1622 (JUD)
Current Status: Apr-16 13 Received by the Governor
Apr-30 13 Approved by Governor (Act 64 2013)
Section Affected: 806-83, 846E-1, 846E-2, 846E-4, 846E-5, 846E-6, 846E-9, 846E-10
- SB1020 SD1 HD1 (HSCR 1446) RELATING TO CHARITABLE SOLICITATION.
Introduced by: Kim D (BR)
Amends provisions relating to reciprocal agreements under solicitation of funds from the public law. Redefines professional solicitor to include a person who has custody or control of contributions received. Repeals the use of the uniform registration statement developed by the National Association of State Charity Officials. Adds commercial co venturers. Reduces the period that records must be retained from 5 years to 3 years. Establishes a fine on a co venturers who fail to file a written consent to use the name of a charitable organization. Provides that audited financial statements submitted by a registered charity shall be confidential. Establishes a fine. -- Amends provisions relating to charitable organization exempted from registration and financial disclosure requirements. Exempts any charitable organization that normally receives less than 25,000 dollars in contributions annually if during the immediately preceding 3 fiscal years, it received, on average, less than 25,000 dollars in contributions. Establishes a fine. -- SB1020 HD1
Committee Reports: SSCR 462 (CPN) HSCR 1446 (CPC)
Current Status: Apr-16 13 Received by the Governor
Apr-30 13 Approved by Governor (Act 61 2013)
Section Affected: 467B-1, 467B-2.1, 467B-3, 467B-5, 467B-5.5, 467B-6.5, 467B-8, 467B-9, 467B-9.5, 467B-9.6, 467B-11.5, 467B-12
- SB1025 HD3 CD1 (CCR 43) RELATING TO THE HOUSING LOAN AND MORTGAGE PROGRAM.
Introduced by: Kim D (BR)

SENATE BILLS THAT PASSED THE LEGISLATURE

Amends provisions relating to the housing loan and mortgage program under the Hawaii housing finance and development corporation. Allows the corporation to provide homebuyer assistance in conjunction with eligible loans through loans or other means, provided that such assistance meets restrictions and requirements. Repeals provisions relating to loans to lenders program, loans to lenders program; collateral security, and purchase of existing loans program. -- SB1025 CD1

Committee Reports: SSCR 56 (HMS/ EGH/ CPN/) SSCR 514 (WAM) HSCR 937 (HSG) HSCR 1128 (CPC) HSCR 1508 (FIN) CCR 43

Current Status: Apr-30 13 Passed Legislature

Section Affected: 201H-91, 201H-94, 201H-97, 201H-102, 201H-103, 201H-104

SB1036

RELATING TO EMPLOYEES' RETIREMENT SYSTEM PERSONNEL.

Introduced by: Kim D (BR)

Amends provisions relating to investment personnel. Allows the board of trustees of the employees retirement system, through its executive director, to appoint 1 or more investment officers, under the direction of the chief investment officer, who are exempt from civil service. Changes the title of administrator to executive director. -- SB1036

Committee Reports: SSCR 549 (JDL) HSCR 1137 (LAB) HSCR 1433 (FIN)

Current Status: Apr-05 13 Received by the Governor

Apr-18 13 Approved by Governor (Act 23 2013)

Section Affected: 88- (1 SECTION), 88-9, 88-29, 88-90.5, 88-211

SB1039

RELATING TO THE PUBLIC UTILITIES COMMISSION.

Introduced by: Kim D (BR)

Amends provisions relating to public utilities commission special fund. Requires the public utilities commission to submit an update as part of its annual report submitted pursuant to annual report and register of orders to the legislature. -- SB1039

Committee Reports: SSCR 471 (CPN) HSCR 995 (CPC) HSCR 1411 (FIN)

Current Status: Apr-05 13 Received by the Governor

Apr-18 13 Approved by Governor (Act 24 2013)

Section Affected: 269-33

SB1040

RELATING TO ELECTRIC SYSTEMS.

Introduced by: Kim D (BR)

Establishes provisions relating to advance grid modernization technology; principles. Requires the public utilities commission to consider the value of improving electrical generation, transmission, and distribution systems and infrastructure within the State through the use of advanced grid modernization technology. -- SB1040

Committee Reports: SSCR 210 (CPN/ TEC/) SSCR 784 (WAM) HSCR 1132 (EEP) HSCR 1551 (CPC)

Current Status: Apr-11 13 Received by the Governor

Apr-22 13 Approved by Governor (Act 34 2013)

Section Affected: 269- (1 SECTION), 269-141

SB1042 SD2 HD1 CD1 (CCR 49)

RELATING TO THE PUBLIC UTILITIES COMMISSION.

Introduced by: Kim D (BR)

Amends provisions relating to employment of assistance under public utilities commission. Allows the chairperson of the public utilities commission to appoint and employ a professional staff instead of clerks, stenographers, agents, engineers, and accountant. Allows the chairperson to appoint and, at pleasure, dismiss a chief administrator and attorneys, exempt from civil service law. Repeals the chief administrator, chief of policy and research, chief of administrative support, chief of consumer affairs and compliance, utility analysts, and attorneys to be exempt from civil service law. Allows the chairperson to appoint other staff with or without regard to civil service law. Amends Act 177, session laws of 2007, by repealing the requirement that the commission restructure its operations. -- SB1042 CD1

Committee Reports: SSCR 365 (CPN/ JDL/) SSCR 763 (WAM) HSCR 991 (CPC) HSCR 1412 (FIN) CCR 49

Current Status: Apr-30 13 Passed Legislature

Section Affected: 269-3, ACT 177 2007

SB1045 SD1 HD2 (HSCR 1549)

RELATING TO ELECTRIC COOPERATIVES.

Introduced by: Kim D (BR)

Amends provisions relating to application of this chapter under public utilities commission law. Allows the Hawaii public utilities commission to waive or exempt an electric

SENATE BILLS THAT PASSED THE LEGISLATURE

cooperative from any or all requirements or any applicable franchise, charter, decision, order, rule, or other law upon a determination or demonstration that such requirement or requirements should not be applied to an electric cooperative or are otherwise unjust, unreasonable, or not in the public interest. -- SB1045 HD2
Committee Reports: SSCR 499 (CPN) HSCR 1182 (EEP) HSCR 1549 (CPC)
Current Status: Apr-16 13 Received by the Governor
Apr-30 13 Approved by Governor (Act 57 2013)
Section Affected: 269-31

SB1066 HD1 CD1 (CCR 8)

RELATING TO SECURITIES LAW.

Introduced by: Kim D (BR)

Amends provisions relating to definitions under the uniform securities act law. Redefines securities to include any contractual or quasi contractual arrangement which the offeree does not receive the right to exercise practical and actual control over the management of the enterprise in a meaningful way. -- Amends provisions relating to agent registration requirement and exemptions. Exempts an individual from registration if an individual represents a broker dealer in effecting transactions in the State limited to those described in the federal Securities Exchange Act of 1934 relating to de minimis transactions by associated persons. -- SB1066 CD1

Committee Reports: SSCR 460 (CPN) HSCR 992 (CPC) HSCR 1413 (FIN) CCR 8
Current Status: Apr-29 13 Received by the Governor
Section Affected: 485A-102, 485A-402

SB1067 SD2 HD1 CD1 (CCR 48)

RELATING TO ESCROW DEPOSITORIES.

Introduced by: Kim D (BR)

Establishes the provisions for the powers of the commissioner of financial institutions of this State. -- Amends provisions relating to administrative penalty. Allows the commissioner to impose an administrative fine if the commissioner finds a licensee or person has violated or failed to comply with any requirement in the law or any rule prescribed by the commissioner. Establishes fines. -- Amends provisions relating to net capital of any corporation engaging in the escrow depository business. Increases the net capital that the corporation must maintain from 50,000 dollars to 100,000 dollars. -- Amends provisions relating to licensing requirements. Requires the licensee to inform the commissioner in writing of any change to the designated escrow officer for the corporation or branch manager. -- Amends provisions relating to the sale or transfer of license or change in control. Requires a fee for the transfer and change in control of an escrow depository license to be 5,000 dollars. -- Amends provisions relating to fidelity bonds by changing deposits to insurance or other security devices. Increases the fidelity bond from 25,000 dollars to 100,000 dollars and the deductible from 5,000 dollars to 10,000 dollars; or allows the licensed escrow depository to deposit an equivalent amount of cash or other security device. -- Amends provisions relating to errors and omissions insurance by changing deposit to other security devices. -- Amends provisions relating to fees. Increases the administrative fees and fees for violations paid by licensed escrow depositories to the commissioner. -- SB1067 CD1

Committee Reports: SSCR 366 (CPN/ JDL) SSCR 787 (WAM) HSCR 1177 (CPC)
HSCR 1414 (FIN) CCR 48

Current Status: Apr=30 13 Passed Legislature

Section Affected: 449- (1 SECTION), 449-1, 449-4, 449-5.5, 449-7.5, 449-8.6,
449-11, 449-12, 449-14

SB1068 SD2 HD1 CD1 (CCR 50)

RELATING TO MONEY TRANSMITTERS.

Introduced by: Kim D (BR)

Establishes provisions relating to money transmitters act. Allows the commissioner of financial institutions to require all money transmitters to register with the Nationwide Mortgage Licensing System and Registry (NMLS). Allows a money transmitter to voluntarily cease business and surrender its license by giving written notice to the commissioner of its intent to surrender its money transmitter license. Requires each licensee to maintain a bond in the amount required by the commissioner. Allows the commissioner to enter into agreements or contracts with NMLS to collect and maintain records and process transaction fees or other fees related to licensees. Allows the commissioner to waive or modify all the requirements and establish new requirements as reasonably necessary to participate in NMLS. Allows the commission to use NMLS as an agent for requesting information from and distributing information to the US Department of Justice or any governmental agency; and requesting and distributing information to and from any source directed by the commissioner. Requires each money

SENATE BILLS THAT PASSED THE LEGISLATURE

transmitter to pay initial and renewal fees. Requires that all fees, administrative penalties, and other charges be deposited into the compliance resolution fund. Changes the late filing fees, name change fee, and change in control of a license fee. -- Amends provisions relating to change control of a license. Requires the applicant to include the history of the applicant's material litigation and criminal convictions for the 5 year period. Increases civil penalties. -- SB1068 CD1

Committee Reports: SSCR 339 (CPN/ JDL/) SSCR 724 (WAM) HSCR 950 (EDB) HSCR 1209 (CPC) HSCR 1420 (FIN) CCR 50

Current Status: Apr=30 13 Passed Legislature

Section Affected: 489D- (2 SECTIONS), 489D-4, 489D-7, 489D-9, 489D-9.5, 489D-10, 489D-12, 489D-12.5, 489D-14.5, 489D-15, 489D-16, 489D-17, 489D-21, 489D-28, 846-2.7

SB1069 SD2 HD2 CD1 (CCR 94)

RELATING TO MORTGAGE LOAN ORIGINATION.

Introduced by: Kim D (BR)

Amends the secure and fair enforcement for mortgage licensing act. Replacing the term the Nationwide Mortgage Licensing System with NMLS. Amends provisions relating to registration of nondepository financial services loan companies with Nationwide Mortgage Licensing System by replacing Nationwide Mortgage Licensing System with NMLS. -- Amends provisions relating to secure and fair enforcement for mortgage licensing act. Defines NMLS to mean a mortgage licensing system developed and maintained by the Conference of State Bank Supervisors and the American Association of Residential Mortgage Regulators for the state licensing and registration of state licensed loan originators and other financial services providers, or any system provided by the Consumer Financial Protection Bureau. Provides that for mortgage loan originator companies headquartered out of state, a branch office may be its principal place of business. Redefines licensee to include a mortgage service company and excludes nonprofit organization. Redefines mortgage loan originator to include any individual who offers or negotiates the terms of a residential mortgage loan secured by a dwelling that served as the individual's residence, including a vacation home, or inherited property that served as the deceased's dwelling, provided that the individual does not act as a mortgage loan originator or provide financing for such sales more than 3 times in a calendar year. Redefines mortgage servicer company to add that employs 1 or more individuals who conduct mortgage loan origination activity. Provides that and individual is presumed to control a mortgage loan originator company or a mortgage servicer company if that individual is a director, general partner, managing member, or executive officer who directly or indirectly has the right to vote 10 per cent or more of a class of voting security or has the power to sell or direct the sale of 10 per cent or more of a class of voting securities of that mortgage loan originator company or mortgage servicer company. Adds that an applicant for licensure as a mortgage loan originator must complete pre licensing education of 3 hours of state law rules and has 12 months upon completion of the pre licensing education to submit an application for licensure. Requires a mortgage loan originator company that maintains its headquarters in this State to designate a qualified individual who is physically present in the principal place of business office as its branch manager to oversee and manage that principal place of business office. Increases fees and establishes new fees on mortgage loan originator, mortgage loan originator company, exempt sponsoring mortgage loan originator company, nonprofit organizations, and mortgage servicer company. Requires a sole proprietor mortgage loan originator to obtain and maintain a valid sole proprietor mortgage loan originator license and to pay initial application, annual license renewal; reinstatement; late and criminal background check fees or an amount determined by the commissioner. Requires a mortgage loan originator company to pay the processing fee of 35 dollars for each control person. Requires a mortgage servicer company to pay fees for a principal office to maintain a valid mortgage loan originator company license. -- SB1069 CD1

Committee Reports: SSCR 136 (CPN) SSCR 759 (WAM) HSCR 1180 (CPC) HSCR 1612 (FIN) CCR 94

Current Status: Apr=30 13 Passed Legislature

Section Affected: 412:9-501, 454F-1, 454F-1.5, 454F-1.6, 454F-1.7, 454F-3, 454F-4, 454F-6, 454F-7, 454F-8, 454F-9, 454F-10, 454F-10.5, 454F-11, 454F-15, 454F-16, 454F-20, 454F-22, 454F-41, 454F-2.5, 454F-4.9, 454F-14, 454F-17, 454F-23

SB1070 SD2 HD1 CD1 (CCR 21)

RELATING TO MORTGAGE SERVICERS.

Introduced by: Kim D (BR)

SENATE BILLS THAT PASSED THE LEGISLATURE

Establishes provisions relating to investigation and examination authority under the mortgage servicers law. Allows the commissioner of financial institutions to conduct investigations and examinations. Prohibits any licensee or person subject to investigation or examination from knowingly withhold, abstract, remove, mutilate, destroy, or secrete any books, records, computer records, or other information. Allows the commissioner to charge an examination fee or investigation fee and other costs. Allows any person to file a written complaint to the commissioner. -- Amends provisions relating to license; fees; renewals; voluntary surrender of license. Increases fees. Requires an applicant for licensure or renewal of licensure to file an application on a form prescribed by the commissioner or the Nationwide Mortgage Licensing System (NMLS). Increases application fee and renewal fees. -- Amends provisions relating to the powers of commissioner. Requires the commission to report any state or federal violation to the Consumer Financial Protection Bureau or other federal agency having jurisdiction over the licensee. Provides that a mortgage servicer who holds a license that is valid as of June 30, 2013, shall be determined to be in compliance with the licensing provisions. -- SB1070 CD1

Committee Reports: SSCR 135 (CPN) SSCR 684 (WAM) HSCR 1167 (CPC) HSCR 1415 (FIN) CCR 21

Current Status: Apr=30 13 Passed Legislature

Section Affected: 454M- (1 SECTION), 454M-1, 454M-4, 454M-4.5, 454M-8

SB1071 SD2 HD1 CD1 (CCR 22)

RELATING TO FINANCIAL INSTITUTIONS.

Introduced by: Kim D (BR)

Amends provisions relating to banks and financial institutions. Establishes provisions relating to the powers of the commissioner of financial institutions. Provides that a branch does not include an automated teller machine or a remote service unit. Prohibits a federal financial institution to permit a person to become indebted or liable to it, either directly or indirectly on loans and extensions of credit, including any credit exposure arising out of derivative transactions entered into by a bank and its subsidiaries, in a total amount outstanding at any 1 time in excess of 20 per cent of the capital and surplus of the bank. Allows a bank to transfer the real property to an operating subsidiary of the bank provided the bank's investment in such operating subsidiary shall not exceed 15 per cent of the bank's tier 1 capital. Authorizes a financial services loan company to charge to a borrower a below minimum draft fee of 10 dollars per draft, for the processing costs involved on a draft written below the minimum amount established on an open ended loan. Establishes annual fees on every Hawaii financial institution and penalty fines. Repeals provisions relating to annual license fee. -- Establishes provisions relating to Hawaii financial institution; fees; penalty. Requires a financial institution or financial institution applicants to pay fees and to be repealed on January 1, 2014 (sunset). -- SB1071 CD1

Committee Reports: SSCR 158 (CPN) SSCR 801 (WAM) HSCR 1176 (CPC) HSCR 1416 (FIN) CCR 22

Current Status: Apr=30 13 Passed Legislature

Section Affected: 412:2- (1 SECTION), 412:1-109, 412:3-501, 412:5-203, 412:5-302, 412:5-305, 412:6-303, 412:9-200, 412:9-404, 412:2- (1 SECTION), 412:2-105, 412:2-508, 412:3-102, 412:3-212, 412:3-301, 412:3-304, 412:3-505, 412:3-603, 412:5-205, 412:5-205.5, 412:5-205.7, 412:5-402, 412:6-201, 412:9-102, 412:2- (1 SECTION)

SB1073 SD2 HD2 CD1 (CCR 60)

RELATING TO DENTAL SERVICE CORPORATIONS.

Introduced by: Kim D (BR)

Establishes the dental insurers law. Defines a dental insurers to means any person who undertakes to provide or arrange for or administer 1 or more dental insurance plans and who has met the requirements under the dental insurance corporations law. Requires a certificate of authority from the insurance commissioner to establish or operate a dental insurer. Establishes fees and penalties. -- SB1073 CD1

Committee Reports: SSCR 327 (CPN) SSCR 700 (WAM) HSCR 1211 (HLT) HSCR 1546 (CPC) CCR 60

Current Status: Apr-30 13 Passed Legislature

Section Affected: (21 SECTIONS) DENTAL INSURERS

SB1074 SD2 HD1 CD1 (CCR 90)

RELATING TO PHYSICAL THERAPY.

Introduced by: Kim D (BR)

Amends the physical therapist law. Allows any applicant who graduated from an

SENATE BILLS THAT PASSED THE LEGISLATURE

accredited physical therapist assistant program or an accredited physical therapy program recognized by the US Department of Education, and 5 years of work experience as a physical therapist assistant by December 31, 2014, to be licensed without the necessity of an examination. Allows a physical therapist to use support or auxiliary personnel, including licensed physical therapist assistants, to assist the physical therapist in the practice of physical therapy; provided that such personnel shall perform only duties prescribed by the board of physical therapy and perform these duties under the supervision and direction of a physical therapist. Defines a physical therapist assistant to mean a person who is licensed as a physical therapist assistant in the State and assists the physical therapist in selected components of treatment or intervention. Requires that a physical therapist assistant be licensed before using the title, initials or other words that imply the person is a physical therapist assistant. Prohibits a person from practicing as a physical therapist assistant if the person is not licensed as a physical therapist assistant. Prohibits a person from claiming to be a physical therapist assistant when they are acting within the scope of a license issued under another law. Allows physical therapist assistant to participate in activities that are conducted as part of the educational program and are under the guidance and direct supervision of a licensed physical therapist. Allows a person licensed as a physical therapist or as a physical therapist assistant in another state or foreign country to practice physical therapy in this State if the person is part of a sponsored educational demonstration or instructional program. Allows physical therapists to act as an athletic trainer. Allows a physical therapist or physical therapist assistant to practice in the US Armed Services, the US Public Health Services, or Department of Veterans Administration without state licensure, provided they meet federal regulations and provided further that they will be required to be licensed if they practice beyond the scope of their federal employment. Allows a physical therapist licensed in another state in the US or a country to engage in the practice of physical therapy for up to 60 days if that person is contracted to provide physical therapy to individuals affiliated with or employed by established athletic teams, athletic organizations, or performing arts companies that temporarily practice, compete, or perform in the State. Repeals the requirement that 1 member of the board of physical therapy be a physician, osteopathic physician, or surgeon, and adds that 1 member shall be a physical therapist assistant, who possesses a valid permanent license as a physical therapist assistant and has 3 years of experience. Appropriation to implement the licensure of physical therapist assistants. (\$\$) -- SB1074 CD1

Committee Reports: SSCR 194 (CPN) SSCR 656 (WAM) HSCR 1046 (HLT) HSCR 1512 (FIN) CCR 90

Current Status: Apr=30 13 Passed Legislature

Section Affected: 461J- (2 SECTIONS), 461J-1, 461J-2, 461J-3, 461J-4, 461J-6

SB1075

RELATING TO PHYSICAL THERAPY.

Introduced by: Kim D (BR)

Establishes provisions relating to continuing competence as a physical therapist. Requires each licensed physical therapist to be required to obtain at least 30 units of approved continuing competence units in each 2 year license renewal period. Requires the continuing competence units to be in subjects related to either the professional practice of physical therapy or patient/client management. Provides that for each license renewal period the licensee's units shall include 2 units in ethics, laws, and rules and 4 units in life support for health care professionals. Requires the physical therapist take the continuing competence units from a provider or agency approved by the board. Allows for exemptions, including due to illness and serving in the military. Allows a licensee to apply for inactive status. To reactivate the license, the licensee must obtain the required continuing competence units. Requires the licensee to keep and maintain records showing that each unit has been completed. -- Amends provisions related to biennial renewal; failure to renew. Requires a licensee to provide proof of completing the required continuing competence units before a forfeited license may be restored. -- SB1075

Committee Reports: SSCR 247 (CPN) HSCR 1053 (HLT) HSCR 1542 (CPC)

Current Status: Apr-11 13 Received by the Governor

Apr-22 13 Approved by Governor (Act 35 2013)

Section Affected: 461J- (7 SECTIONS), 461J-1, 461J-10

SB1076

RELATING TO THE USE OF THE DOCTOR OF ACUPUNCTURE TITLE.

Introduced by: Kim D (BR)

Amends provisions relating to use of titles under acupuncturist licensing laws. Allows a licensee who has been approved by the board of acupuncture to use the title Doctor of

SENATE BILLS THAT PASSED THE LEGISLATURE

Acupuncture or designation D.Ac., after the licensee's name, or the term Doctor or prefix Dr. provided that the word Acupuncturist immediately follows the licensee's name if the term Doctor, or the prefix Dr. is used alone. Requires the licensee to furnish satisfactory proof to the board that the licensee has been awarded an earned doctoral degree in acupuncture (traditional oriental medicine). Requires that if the licensee graduated from a US institute, school, or college, the US institute, school or college must be accredited or recognized as a candidate for accreditation by a regional or national accrediting body that is recognized by the US Department of Education for the accreditation or pre accreditation (candidacy) of professional post graduate doctoral programs in acupuncture and oriental medicine. Requires that if the licensee graduated from a foreign institute, school, or college, the licensee, at the licensee's own expense, to have the licensee's transcripts and curriculum evaluated by a board approved and designated professional evaluator who shall make a determination on whether the transcripts and curriculum are at least equivalent to the US recognized doctoral program of study in acupuncture and oriental medicine, and that the foreign institute is licensed, approved, or accredited by the appropriate governmental authority or an agency recognized by a governmental authority in the respective foreign jurisdiction and whose curriculum is approved by the board. -- SB1076

Committee Reports: SSCR 477 (CPN) HSCR 1052 (HLT) HSCR 1543 (CPC)

Current Status: Apr-11 13 Received by the Governor

Apr-22 13 Approved by Governor (Act 36 2013)

Section Affected: 436E-13

SB1077 SD2 HD2 CD1 (CCR 23)

RELATING TO THE OWNER-BUILDER EXEMPTION.

Introduced by: Kim D (BR)

Amends provisions relating to the owner builder exemption in the contractors law. Repeals the exemption for owners who want the exemption to build or improve industrial or commercial properties or structures. Requires an owner or lessee exempted to supervise the construction activity on the exempt building or structures, hire subcontractors appropriately licensed to perform all or part of the construction activity, ensure that any electrical or plumbing work is performed by persons and entities appropriately licensed, deduct Federal Insurance Contributions Act and withholding taxes, and provide workers' compensation insurance for persons working on the construction activity who are not licensed and who shall be considered employees of the owner or lessee, and ensure that the construction activity complies with all applicable laws, ordinances, building codes, and zoning regulations. Requires that upon completion of the construction activity, the owner or lessee exempted must make records available upon request by the department of commerce and consumer affairs, including the building permit application, the building permit, copies of all contracts, and proof of payments to all persons contracted to work on the exempt building and structures. Requires these records be kept for 3 years and must be available with 7 days notice. Prohibits owner builder from being eligible for funds from the contractors recovery funds. Exempts agricultural buildings, structures, or appurtenances that do not require a building permit or are exempted from the building code. -- Amends provisions relating to violation; penalties. Increases fines for violating owner builder exemption requirements. -- Amends provisions relating to disclosure; contracts. -- SB1077 CD1

Committee Reports: SSCR 364 (CPN) SSCR 796 (WAM) HSCR 1060 (WAL/ AGR/)
HSCR 1563 (CPC) CCR 23

Current Status: Apr-30 13 Passed Legislature

Section Affected: 444-2.5, 444-23, 444-25.5

SB1079 HD1 (HSCR 1445)

RELATING TO HEALTH INSURANCE.

Introduced by: Kim D (BR)

Amends provisions relating to applicability of other laws under mutual benefit societies law. Adds article 9A producer licensing law. -- Amends provisions relating to statutory construction and relationship to other laws under health maintenance organizations (HMO's) act. Adds article 9A producer licensing law. -- SB1079 HD1

Committee Reports: SSCR 246 (CPN) HSCR 1445 (CPC)

Current Status: Apr-16 13 Received by the Governor

Apr-25 13 Approved by Governor (Act 56 2013)

Section Affected: 432:1-102, 432D-19

SB1082 SD1 HD2 CD1 (CCR 4)

RELATING TO TRANSPORTATION OF SCHOOL CHILDREN.

Introduced by: Kim D (BR)

Amends provisions relating to transportation of school children. Repeals requirement for

SENATE BILLS THAT PASSED THE LEGISLATURE

the department of education to consider certain factors in formulating a policy. Amends provisions relating to school bus contracts. Repeals certain requirements for contracts.

-- SB1082 CD1

Committee Reports: SSCR 242 (EDU/ TIA/) SSCR 726 (WAM) HSCR 1058 (EDN) HSCR 1539 (FIN) CCR 4

Current Status: Apr-29 13 Received by the Governor

Section Affected: 302A-406, 302A-407

SB1083 HD2 CD1 (CCR 2)

RELATING TO TRANSPORTATION OF SCHOOL CHILDREN.

Introduced by: Kim D (BR)

Amends provisions relating to wages, hours, and working conditions of employees of contractors supplying services. Exempts contracts to provide transportation service for school children. -- SB1083 CD1

Committee Reports: SSCR 243 (EDU/ EGH/) SSCR 783 (WAM) HSCR 1059 (EDN) HSCR 1582 (FIN) CCR 2

Current Status: Apr-24 13 Received by the Governor

Section Affected: 103-55

SB1084 SD1 HD1 CD1 (CCR 1)

PROPOSING AN AMENDMENT TO ARTICLE X, SECTION 1, OF THE HAWAII STATE CONSTITUTION TO PERMIT THE APPROPRIATION OF PUBLIC FUNDS FOR PRIVATE EARLY CHILDHOOD EDUCATION PROGRAMS.

Introduced by: Kim D (BR)

Proposes to amend to the constitution. Amends provisions relating to public education. Allows public funds to be appropriated for the support or benefit of private early childhood education programs. -- SB1084 CD1

Committee Reports: SSCR 132 (EDU/ JDL/) SSCR 786 (WAM) HSCR 978 (EDN) HSCR 1583 (FIN) CCR 1

Current Status: Apr-30 13 Passed Legislature

Section Affected: ART X S1

SB1087 SD2 HD3 CD1 (CCR 92)

RELATING TO GREEN INFRASTRUCTURE.

Introduced by: Kim D (BR)

Establishes provisions relating to green infrastructure loans. Establishes a Hawaii green infrastructure loan program to be administered by the Hawaii green infrastructure authority to make green infrastructure loans and expend funds to finance the purchase or installation of green infrastructure equipment for clean energy technology, demand response technology, and energy use reduction and demand side management infrastructure, programs, and services. Establishes the authority within the department of business, economic development, and tourism. Requires the authority to apply to the public utilities commission for 1 or more orders to effectuate the program. Establishes the Hawaii green infrastructure special fund. Annual report to the legislature. Establishes provisions relating to green infrastructure bonds. Authorizes the commission to issue financing orders if the commission finds that the creation of the green infrastructure property to secure the payment of the bonds including the imposition of the green infrastructure fee will facilitate the acquisition of low cost financing. Authorizes the commission to create a utility wide nonbypassable surcharge, referred to as the green infrastructure fee which shall be deposited in the bond fund. Establishes the Hawaii green infrastructure bond fund. -- Authorizes the department of business, economic development, tourism to issue revenue bonds to establish and administer a loan program. Appropriation out of the special fund and out of the bond fund. -- Requires the department with the assistance of the authority to report to the legislature. -- Requires the Hawaii green infrastructure authority to conduct a study in 2015 to determine extent to which the Hawaii green infrastructure authority's activities have benefitted the State by advancing the State's renewable energy goals and reducing energy costs for consumers by providing affordable energy options and whether loan program be extended, eliminated, or otherwise modified. Report to legislature. (\$\$) -- SB1087 CD1

Committee Reports: SSCR 437 (EGH/ ENE/ CPN/) SSCR 816 (WAM) HSCR 963 (EEP) HSCR 1197 (CPC) HSCR 1587 (FIN) CCR 92

Current Status: Apr=30 13 Passed Legislature

Section Affected: 196- (10 SECTIONS) GREEN INFRASTRUCTURE LOANS, 269- (16 SECTIONS) GREEN INFRASTRUCTURE BONDS, 269-5, 269-121

SB1092 SD1 HD1 CD1 (CCR 147)

MAKING AN APPROPRIATION TO RECAPITALIZE THE HURRICANE RESERVE TRUST FUND.

SENATE BILLS THAT PASSED THE LEGISLATURE

Introduced by: Kim D (BR)
Appropriation to the department of commerce and consumer affairs to recapitalize the hurricane reserve trust fund. (\$\$) -- SB1092 CD1
Committee Reports: SSCR 196 (CPN) SSCR 780 (WAM) HSCR 1447 (FIN) CCR 147
Current Status: Apr-30 13 Passed Legislature

SB1093 SD2 HD2 CD1 (CCR 171)

RELATING TO SCHOOL READINESS.

Introduced by: Kim D (BR)
Establishes provisions relating to preschool open doors program. Establishes the program within the department of human service's child care assistance program. Requires the program to provide access to school readiness services that address children's physical, cognitive, linguistic, social, and emotional development, require each provider to conduct school readiness assessments, give priority to children from low and moderate income families, and prepare children for school through either of the State's 2 official languages. Further provides that the program shall serve 4 year old children, with priority extended to children who are not eligible to attend public school kindergarten in the calendar year in which they turn 5 years of age because their birth date occurs after the kindergarten eligibility date and underserved or at risk children. Provides that enrollment in the program shall be voluntary and a parent or guardian of a child enrolled in the program shall share in the costs of the program through a copayment according to a sliding fee scale that is based on need. Reports to the legislature. Appropriation. (\$\$) -- SB1093 CD1

Committee Reports: SSCR 147 (EDU/ HMS/) SSCR 591 (WAM) HSCR 979 (EDN)
HSCR 1584 (FIN) CCR 171

Current Status: Apr-30 13 Passed Legislature

Section Affected: 346- (1 SECTION) PRESCHOOL OPEN DOORS PROGRAM

SB1094 SD1 HD1 CD1 (CCR 133)

MAKING AN APPROPRIATION TO THE EMERGENCY AND BUDGET RESERVE FUND.

Introduced by: Kim D (BR)
Appropriation to be deposited into the emergency and budget reserve fund (rainy day fund). (\$\$) -- SB1094 CD1

Committee Reports: SSCR 555 (WAM) HSCR 1448 (FIN) CCR 133

Current Status: Apr=30 13 Passed Legislature

SB1102

MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF HUMAN SERVICES FROM THE HOSPITAL SUSTAINABILITY PROGRAM SPECIAL FUND.

Introduced by: Kim D (BR)
Appropriation out of the hospital sustainability program special fund to the department of human services to be used consistent with the special fund, including the reimbursement of moneys advanced in fiscal year 2012 - 2013 from the health care payments program (HMS 401). (\$\$) -- SB1102

Committee Reports: SSCR 109 (HMS) SSCR 617 (WAM) HSCR 1079 (HLT/ HUS/)
HSCR 1423 (FIN)

Current Status: Apr-05 13 Received by the Governor

Apr-23 13 Approved by Governor (Act 39 2013)

SB1106 SD2 HD2 (HSCR 1487)

RELATING TO EXEMPTIONS FROM CHILD CARE LICENSING.

Introduced by: Kim D (BR)

Amends provisions relating to exclusions; exemptions under the department of human services law. Adds a kindergarten, school, or childcare program certified by the department of education or the US Department of Defense and located on federal property. Further adds child care program licensed by the Hawaii council of private schools who submits an application for the exemption to the department of human services evidence that the licensing standards of the Hawaii council of private schools meet or exceed the department's standards for a comparable program, including a monitoring component. -- SB1106 HD2

Committee Reports: SSCR 301 (HMS/ PSM/) SSCR 516 (CPN) HSCR 960 (HUS)
HSCR 1129 (CPC) HSCR 1487 (JUD)

Current Status: Apr=30 13 Passed Legislature

Section Affected: 346-152

SB1112

RELATING TO DELETING STATE PUBLIC HOUSING DELINQUENT ACCOUNTS.

Introduced by: Kim D (BR)

Establishes provisions relating to delinquent accounts. Allows the Hawaii public housing

SENATE BILLS THAT PASSED THE LEGISLATURE

authority to assign to a collection agency accounts for vacated units within state low income public housing projects and requires the authority, with the approval of the attorney general to delete delinquent accounts receivable records for low income public housing projects that have been delinquent of at least 90 days. -- SB1112

Committee Reports: SSCR 445 (HMS/ JDL/) SSCR 798 (WAM) HSCR 964 (HSG) HSCR 1425 (FIN)

Current Status: Apr-05 13 Received by the Governor
Apr-23 13 Approved by Governor (Act 40 2013)

Section Affected: 356D- (1 SECTION) DELINQUENT ACCOUNTS

SB1118 SD1 HD1 CD1 (CCR 20)

RELATING TO THE HAWAII PUBLIC HOUSING AUTHORITY.

Introduced by: Kim D (BR)

Amends provisions relating to Hawaii public housing authority establishment, staff. Requires the executive director, executive assistant, a chief financial management advisor, a property management branch chief, a chief planner, and a redevelopment officer salaries to be set by the board of directors and provides that no salary shall exceed the governor's salary. -- SB1118 CD1

Committee Reports: SSCR 444 (HMS) SSCR 661 (WAM) HSCR 1075 (HSG/ LAB/) HSCR 1426 (FIN) CCR 20

Current Status: Apr-30 13 Passed Legislature

Section Affected: 356D-2

SB1124 SD1 HD1 CD1 (CCR 169)

RELATING TO THE DIETITIAN LICENSURE SPECIAL FUND.

Introduced by: Kim D (BR)

Amends provisions relating to dietitian licensure special fund. Allows the department of health to use 30,000 dollars of the dietitian licensure special fund during any fiscal year for activities associated with administering the licensure program, including the costs associated with the administering the licensure program. Requires any amount in the fund in excess of 35,000 dollars on June 30 of each fiscal year to be deposited into the general fund. Annual reports to the legislature. -- SB1124 CD1

Committee Reports: SSCR 140 (HTH/ CPN/) SSCR 701 (WAM) HSCR 1047 (HLT) HSCR 1513 (FIN) CCR 169

Current Status: Apr=30 13 Passed Legislature

Section Affected: 448B-10

SB1133 SD2 HD2 CD1 (CCR 160)

RELATING TO THE DEPOSIT BEVERAGE CONTAINER PROGRAM.

Introduced by: Kim D (BR)

Amends provisions relating to definitions under the deposit beverage container program. Redefines deposit beverage by repealing the exclusion of a liquid which is designed and consumed only as a nutritional supplement and replacing with a single serving of 1 ounce or less of a dietary supplement and a liquid that the department of health finds to be the sole item of a meal or a diet. -- SB1133 CD1

Committee Reports: SSCR 115 (ENE) SSCR 683 (WAM) HSCR 989 (EEP) HSCR 1178 (CPC) HSCR 1473 (FIN) CCR 160

Current Status: Apr=30 13 Passed Legislature

Section Affected: 342G-1, 342G-101

SB1138 HD1 (HSCR 1217)

RELATING TO VACCINATION GUIDELINES.

Introduced by: Kim D (BR)

Amends provisions relating to rules under the education law. Allows the department of education to adopt, amend or repeals rules to establish a list of specific vaccines which are available or may become available. Allows the director of health in consultation with the state epidemiologist to adopt, amend, or repeals as rules the immunization recommendations of the US Department of Health and Human Services, Advisory Committee on Immunization Practices as they apply to the vaccines, notwithstanding the notice, public hearing, and comment requirements of administrative procedure law and the small business regulatory flexibility act. Requires the department of health to give public notice of the substance of the proposed rule, post the full text of the proposed rulemaking action on the Internet. -- Amends provisions relating to immunization against infectious diseases. Allows the department of health to establish a list of specific vaccines which are available or may become available. Allows the director of health in consultation with the state epidemiologist to adopt, amend, or repeals as rules the immunization recommendations of the US Department of Health and Human Services, Advisory Committee on Immunization Practices as they apply to the vaccines, notwithstanding the notice, public hearing, and comment requirements of administrative

SENATE BILLS THAT PASSED THE LEGISLATURE

procedure law and the small business regulatory flexibility act. -- SB1138 HD1
Committee Reports: SSCR 546 (HTH/ EDU/) HSCR 1217 (HLT)
Current Status: Apr-17 13 Received by the Governor
Section Affected: 302A-1162, 325-32

SB1161 SD1 HD2 CD1 (CCR 41)

RELATING TO VESSELS.

Introduced by: Kim D (BR)

Establishes provisions relating to mooring of unauthorized vessel in state small boat harbors and offshore mooring areas; impoundment and disposal proceedings. Requires the owner of the vessel to be solely responsible for all costs of the impoundment and the disposal of the vessel. Requires all proceeds resulting from the impoundment and the disposal of the unauthorized vessel to be used 1st to pay the costs of impoundment and disposal and then to pay any mooring fees due. Requires that if the proceeds resulting from the impoundment and the disposal are inadequate to pay for all costs and mooring fees due, the owner of the vessel is to remain liable for the outstanding costs and mooring fees. -- Amends provisions relating to vessels required to be registered and numbered. Prohibits a vessel registration to be renewed or transferred if the registered owner is delinquent in payment of any moneys due and payable to the department of land and natural resources, the registered owner has a pending citation for violation of any of the department's rules, or the registered owner's vessel is an abandoned vessel, grounded vessels, derelict vessel, unauthorized vessel, or an impounded vessel. Requires all fees and charges relating to the vessel impound as well as any other fees associated with the vessel to be paid in full prior to the vessel registration being renewed or transferred. -- SB1161 CD1

Committee Reports: SSCR 332 (WTL/ TIA/) SSCR 797 (WAM) HSCR 973 (TRN)
HSCR 1162 (OMH) HSCR 1609 (FIN) CCR 41

Current Status: Apr-30 13 Passed Legislature

Section Affected: 200-16, 200-31

SB1171 SD1 HD2 (HSCR 1610)

RELATING TO THE REVIEW OF HISTORIC PRESERVATION PROJECTS.

Introduced by: Kim D (BR)

Amends provisions relating to review of effect of proposed state projects. Allows the department of land and natural resources to give its written concurrences based on a phased review of the project, provided that the proposed project consists of corridors of large land areas, or where access to properties is restricted, or where circumstances dictate that construction be done in stages. -- Amends provisions relating to review of proposed projects. Requires a programmatic agreement be in place between the department and the project applicant that identifies each phase and the estimated timelines for each phase. -- SB1171 HD2

Committee Reports: SSCR 631 (TEC) HSCR 1221 (TRN/ WAL/) HSCR 1610 (FIN)

Current Status: Apr=30 13 Passed Legislature

Section Affected: 6E-2, 6E-8, 6E-42

SB1174 SD1 (SSCR 504)

MAKING EMERGENCY APPROPRIATIONS FOR THE OPERATIONS OF THE OFFICE OF THE LIEUTENANT GOVERNOR.

Introduced by: Kim D (BR)

Appropriation to the office of the lieutenant governor to be used by the office of the lieutenant governor (LTG 100). -- Appropriation to the department of public safety to be used by the sheriff (PSD503) for the purpose of providing protection to the lieutenant governor. -- Appropriation to the department of general accounting and general services for costs related to the operations of the office of the lieutenant governor. (\$\$) -- SB1174 SD1

Committee Reports: SSCR 504 (WAM) HSCR 927 (FIN)

Current Status: Mar-13 13 Received by the Governor

Mar-15 13 Approved by Governor (Act 2 2013)

SB1176 SD1 HD2 CD1 (CCR 59)

RELATING TO THE HAWAII PAROLING AUTHORITY.

Introduced by: Kim D (BR)

Amends provisions relating to Hawaii paroling authority; appointment; tenure; qualifications. Allows members of the paroling authority to be nominated by a panel that includes the designee of the chief justice of the Hawaii supreme court, the designee of the director of public safety, the designee of the president of the Hawaii State bar Association and the designee of the president of the Hawaii chapter of the National Association of Social Workers. Amends provisions relating to Hawaii paroling authority; responsibilities and duties; operations; records, reports, staff. Requires the Hawaii

SENATE BILLS THAT PASSED THE LEGISLATURE

paroling authority in its operations to make public no more than 30 days after a parole release hearing information of the prisoner's name; whether the parole request was approved or denied; allows each prisoner a hearing before a panel of 3 of its members which shall act by a majority of the panel members; provided that if it is determined immediately preceding or during the course of a hearing that a sitting panel member must be recused due to a conflict of interest or illness, the panel may proceed with 2 members.

-- SB1176 CD1

Committee Reports: SSCR 647 (PSM) HSCR 1108 (PBS) HSCR 1490 (JUD) CCR 59

Current Status: Apr-30 13 Passed Legislature

Section Affected: 353-61, 353-62

SB1177 HD1 (HSCR 1491)

RELATING TO THE REENTRY COMMISSION.

Introduced by: Kim D (BR)

Amends Act 24 special session laws of 2009, as amended, Act 76, session laws of 2012, relating to the reentry commission. Changes the reentry coordinator to the director of public safety or the director's designee to serve as an ex officio nonvoting member. -- SB1177 HD1

SB1177 HD1

Committee Reports: SSCR 479 (PSM) HSCR 1109 (PBS) HSCR 1491 (JUD)

Current Status: Apr-16 13 Received by the Governor

Apr-30 13 Approved by Governor (Act 66 2013)

Section Affected: ACT 24 2009 1SP, ACT 76 2012

SB1180 HD1 (HSCR 1621)

RELATING TO EMERGENCY SCHEDULING OF CONTROLLED SUBSTANCES.

Introduced by: Kim D (BR)

Amends provisions relating to authority to schedule controlled substances. Requires the administrator of the narcotics enforcement division of the department of public safety to assess the degree of danger or probable danger of and in making a determination if a substance should be emergency scheduled. Requires the department of public safety to post a public notice 30 prior to the effective date of the emergency scheduling action at the state capitol, in the office of the lieutenant governor, and on the department's website for public inspection. -- SB1180 HD1

Committee Reports: SSCR 227 (PSM) SSCR 533 (JDL) HSCR 1110 (PBS) HSCR 1621 (JUD)

Current Status: Apr-16 13 Received by the Governor

Apr-30 13 Approved by Governor (Act 68 2013)

Section Affected: 329-11

SB1183 SD2 HD1 (HSCR 1572)

RELATING TO INTAKE SERVICE CENTERS.

Introduced by: Kim D (BR)

Amends provisions relating to intake service centers. Repeals provision that require the intake service centers to provide pretrial assessment or assist in the conduct of presentence assessments. Requires centers to provide pretrial bail reports to the courts on adult offenders that are consented by the defendant or that are ordered by the court. Requires pretrial bail reports to be confidential and shall not be deemed to be public records. Allows copy to be provided to the defendant or defendant's counsel; the prosecuting attorney; the department of public safety; any psychiatrist, psychologist, or other treatment practitioner who is treating the defendant pursuant to a court order; upon request, the adult client services branch; and in accordance with applicable laws, persons or entities doing research. -- SB1183 HD1

Committee Reports: SSCR 338 (PSM) SSCR 536 (JDL) HSCR 1195 (PBS) HSCR 1572 (JUD)

Current Status: Apr-16 13 Received by the Governor

Apr-30 13 Approved by Governor (Act 67 2013)

Section Affected: 353-10, ACT 139 2012, 353-66, 706-670, 353-22.6, 353-69

SB1184 SD1 (SSCR 505)

RELATING TO CONFORMITY OF THE HAWAII INCOME TAX LAW TO THE INTERNAL REVENUE CODE.

Introduced by: Kim D (BR)

Amends the Hawaii income tax law to the Internal Revenue Code. -- SB1184 SD1

Committee Reports: SSCR 505 (WAM) HSCR 1458 (FIN)

Current Status: Apr-11 13 Received by the Governor

Apr-23 13 Approved by Governor (Act 43 2013)

Section Affected: 235-2.3, 235-2.5

SB1185 SD1 (SSCR 465)

RELATING TO DENIAL OF GENERAL EXCISE TAX BENEFITS.

SENATE BILLS THAT PASSED THE LEGISLATURE

- Introduced by: Kim D (BR)
Amends provisions relating to general excise tax benefits; denial of tax benefits for failure to properly claim and certain amounts held in trust; liability of key individuals. Redefines nonprofit organization by repealing the need for a written determination from the Internal Revenue Service and adding that the organization be registered with the State and is exempt from the application of general excise tax law. -- SB1185 SD1
Committee Reports: SSCR 465 (WAM) HSCR 1459 (FIN)
Current Status: Apr-11 13 Received by the Governor
Apr-25 13 Approved by Governor (Act 52 2013)
Section Affected: 237-9.3, 237-41.5
- SB1187 SD1 (SSCR 502) RELATING TO DELINQUENT TAXES.
Introduced by: Kim D (BR)
Amends provisions relating to records of delinquent taxes, uncollectible delinquent taxes. Prohibits account to be deleted from the list except for reasonable cause. -- SB1187 SD1
Committee Reports: SSCR 502 (WAM) HSCR 1460 (FIN)
Current Status: Apr-11 13 Received by the Governor
Apr-22 13 Approved by Governor (Act 33 2013)
Section Affected: 231-32
- SB1188 SD1 HD1 (HSCR 1449) RELATING TO THE ESTATE AND GENERATION-SKIPPING TRANSFER TAXES.
Introduced by: Kim D (BR)
Amends provisions relating to estate and generation - skipping transfer tax act. Defines nonresident not citizen to mean a decedent required to file under the Internal Revenue Code. Requires a decedent which was in a valid civil union or recognized equivalent but that is not recognized by the Internal Revenue Code as a marriage for federal tax purposes to compute the valuations of property, the gross estate, federal taxable estate, and applicable exclusion amount as if it were recognized as a marriage. -- SB1188 HD1
Committee Reports: SSCR 556 (WAM) HSCR 1449 (FIN)
Current Status: Apr-16 13 Received by the Governor
Apr-30 13 Approved by Governor (Act 60 2013)
Section Affected: 236E-2, 236E-6, 236E-7, 236E-21
- SB1190 SD1 (SSCR 557) RELATING TO THE IMPOSITION OF USE TAX ON IMPORTED CONTRACTING.
Introduced by: Kim D (BR)
Amends provisions relating to the imposition of tax on imported services or contracting; exemptions. Provides an exemption for a contractor importing or purchasing contracting that become identifiable elements, excluding overhead, of the finished work or project required, under the contract, and where the gross proceeds derived by the contractor are subject to general excise tax as a contractor. -- SB1190 SD1
Committee Reports: SSCR 557 (WAM) HSCR 1461 (FIN)
Current Status: Apr-11 13 Received by the Governor
Apr-23 13 Approved by Governor (Act 46 2013)
Section Affected: 238-1, 238-2.3
- SB1191 SD1 HD1 (HSCR 1450) RELATING TO BOARDS OF REVIEW.
Introduced by: Kim D (BR)
Amends provisions relating to appointment, removal, compensation. Allows additional board of review to be created in any taxation district by the director of taxation where the number of disputes exceeds the number of disputes that can be reasonably decided within 1 year. Limits amount to 3 boards. Repeals the annual deadline of April 9, for each board to hold a public meeting. -- SB1191 HD1
Committee Reports: SSCR 466 (WAM) HSCR 1450 (FIN)
Current Status: Apr-16 13 Received by the Governor
Apr-30 13 Approved by Governor (Act 59 2013)
Section Affected: 232-6, 232-7
- SB1192 SD1 (SSCR 501) RELATING TO COLLECTION OF TAXES.
Introduced by: Kim D (BR)
Amends provisions relating to payment, enforcement of by assumpsit action or by levy and distraint upon all property and rights to property. Requires the sale to take place and be completed within 180 days after seizure and that the time period shall be tolled for the pendency of any action commenced by any person relating to the seized property until a final order is rendered in such action whether by stipulation with the person or by court order, or upon such extended time as may be agreed upon. -- SB1192 SD1

SENATE BILLS THAT PASSED THE LEGISLATURE

Committee Reports: SSCR 501 (WAM) HSCR 1462 (FIN)
Current Status: Apr-11 13 Received by the Governor
Apr-23 13 Approved by Governor (Act 44 2013)
Section Affected: 231-25

- SB1193 SD1 HD1 (HSCR 1451) RELATING TO SECTION 237-24.3, HAWAII REVISED STATUTES.
Introduced by: Kim D (BR)
Amends provisions relating to additional amounts not taxable under general excise tax law. Repeals the exemption for intoxicating liquor, cigarettes and tobacco products, and agricultural, meat, or fish product to any person or common carrier in interstate or foreign commerce, or both, whether ocean going or air, for consumption out of state on the shipper's vessels or airplanes. -- SB1193 HD1
Committee Reports: SSCR 467 (WAM) HSCR 1451 (FIN)
Current Status: Apr-23 13 Received by the Governor
Section Affected: 237-24.3
- SB1194 SD2 HD1 CD1 (CCR 146) RELATING TO TRANSIENT ACCOMMODATIONS TAX.
Introduced by: Kim D (BR)
Amends provisions relating to the transient accommodations tax. Increases the tax to 8.25 per cent for the period beginning on July 1, 2009, to June 30, 2010 (sunset), to 9.25 per cent for the period beginning on July 1, 2010, and thereafter. Repeals the additional tax. Repeals the daily tax on a transient accommodation that is furnished on a complimentary or gratuitous basis or otherwise at no charge including transient accommodations furnished as part of a package. Changes the distribution of revenues to 33 million dollars to the convention center enterprise special fund and 82 million dollars to the tourism special fund. Repeals the distribution a portion of the 82 million dollars to the state parks special fund and the special land and development fund and provides 1 million dollars for the operation of a Hawaiian center and the museum of Hawaiian music and dance at the Hawaii convention center. Further provides that 0.5 per cent of the 82 million dollars shall be transferred to a sub account in the tourism special fund to provide funding for a safety and security budget. Changes the distribution to the counties to 93 million dollars. Provides that 3 million dollars of the excess revenues shall be allocated subject to the mutual agreement of the board of land and natural resources and the board of directors of the Hawaii tourism authority for the protection, preservation, and enhancement of natural resources important to the visitor industry, planning, construction, and repair of facilities and operation and maintenance costs of public lands connected with enhancing the visitor experience. Amends Act 61, session laws of 2009, by repealing the sunset date. Amends Act 103, session laws of 2011, by repealing the sunset date. -- SB1194 CD1
Committee Reports: SSCR 150 (THA) SSCR 703 (WAM) HSCR 1469 (FIN) CCR 146
Current Status: Apr=30 13 Passed Legislature
Section Affected: 237D-2, 237D-6.5, ACT 61 2009, ACT 103 2011
- SB1196 SD1 HD1 CD1 (CCR 11) RELATING TO CASH ECONOMY ENFORCEMENT.
Introduced by: Kim D (BR)
Amends provisions relating tax administration. Provides that is shall be unlawful for any person doing business under general excise tax laws, other than casual sales, to conduct any transaction in cash and fail to offer a receipt or other record of sale and maintain a record of all business transactions conducted each day. -- SB1196 CD1
Committee Reports: SSCR 558 (WAM) HSCR 1008 (EDB) HSCR 1619 (FIN) CCR 11
Current Status: Apr-30 13 Passed Legislature
Section Affected: 231-96
- SB1197 SD1 HD1 (HSCR 1452) RELATING TO THE DEPARTMENT OF TAXATION SPECIAL ENFORCEMENT SECTION.
Introduced by: Kim D (BR)
Amends Act 134, session laws of 2009, which establishes provisions relating to civil compliance; special enforcement section by repealing the sunset date. -- SB1197 HD1
Committee Reports: SSCR 559 (WAM) HSCR 1452 (FIN)
Current Status: Apr-16 13 Received by the Governor
Apr-30 13 Approved by Governor (Act 58 2013)
Section Affected: ACT 134 2009, 235-20.5, 231-1, 237-9, 237-12
- SB1203 SD1 (SSCR 560) RELATING TO CONFORMITY OF THE HAWAII ESTATE AND GENERATION-SKIPPING TRANSFER TAX LAW TO THE INTERNAL REVENUE

SENATE BILLS THAT PASSED THE LEGISLATURE

CODE.

Introduced by: Kim D (BR)

Amends the estate and generation - skipping transfer tax act to the Internal Revenue Code. -- SB1203 SD1

Committee Reports: SSCR 560 (WAM) HSCR 1463 (FIN)

Current Status: Apr-11 13 Received by the Governor

Apr-23 13 Approved by Governor (Act 45 2013)

Section Affected: 236E-3, 236E-4

SB1206 SD1 HD1 CD1 (CCR 134)

RELATING TO TAX COLLECTION.

Introduced by: Kim D (BR)

Amends provisions relating to director; examination, investigation, and collection. Requires the director of taxation to be responsible for the collection and general administration of all taxes. -- Requires the director of taxation to annually report to the legislature on any contract entered by the director to retain bonded collection agencies, licensed attorneys, accountants, and auditors or other persons for the purpose of assessment, enforcement, or collection of taxes, until June 30, 2017. Act to be repealed on June 30 2017 (sunset). -- SB1206 CD1

Committee Reports: SSCR 507 (WAM) HSCR 1453 (FIN) CCR 134

Current Status: Apr-30 13 Passed Legislature

Section Affected: 231-13

SB1207 HD2 CD1 (CCR 12)

RELATING TO TRANSPORTATION.

Introduced by: Kim D (BR)

Establishes provisions relating to exemption from conservation district permitting and site plan approval requirements under harbors law. Provides that any law to the contrary, all work involving submerged lands used for state commercial harbor purposes shall be exempt from permitting and site plan approval requirements established for lands in a conservation district. -- SB1207 CD1

Committee Reports: SSCR 455 (TIA/ WTL) HSCR 1146 (TRN) HSCR 1617 (WAL) CCR 12

Current Status: Apr-30 13 Passed Legislature

Section Affected: 266- (1 SECTION) EXEMPTION FROM CONSERVATION DISTRICT PERMITTING AND SITE PLAN APPROVAL REQUIREMENTS

SB1209 SD1 HD1 CD1 (CCR 40)

RELATING TO HIGHWAYS.

Introduced by: Kim D (BR)

Amends provisions relating to vending from highways prohibited. Allows the director of transportation in the case of state highways, upon application in writing to issue a written permit and subject to any terms and conditions imposed by the director, authorizing the applicant to vend in the airspace as defined in title 23 Code of Federal Regulations of the State's interstate highway system. -- SB1209 CD1

Committee Reports: SSCR 112 (TIA) SSCR 527 (CPN) HSCR 1148 (TRN) HSCR 1536 (FIN) CCR 40

Current Status: Apr-30 13 Passed Legislature

Section Affected: 264-101

SB1214 SD1 HD2 CD1 (CCR 39)

RELATING TO TRANSPORTATION.

Introduced by: Kim D (BR)

Amends provisions relating to the department of transportation. Repeals the provisions for the commission on transportation. -- Establishes provisions relating to wheel boots prohibited. Prohibits a person or entity, including any county police department, to apply or cause to be applied, a wheel boot to a motor vehicle located on any public or private street, roadway, or highway, or any public or private property. -- SB1214 CD1

Committee Reports: SSCR 103 (TIA) SSCR 614 (WAM) HSCR 1145 (TRN) HSCR 1537 (FIN) CCR 39

Current Status: Apr-30 13 Passed Legislature

Section Affected: 26-19, 291C- (1 SECTION)

SB1221 SD2 HD2 CD1 (CCR 96)

RELATING TO HIGHER EDUCATION.

Introduced by: Kahele G, Chun Oakland S

Appropriation to the university of Hawaii for a program coordinator and a technical support staff member to complete the necessary planning and studies required for an international flight training center and associated proposed aeronautical training

SENATE BILLS THAT PASSED THE LEGISLATURE

programs at Hawaii community college and the university of Hawaii at Hilo. (\$\$) -- SB1221 CD1
Committee Reports: SSCR 408 (HRE/ PSM/) SSCR 588 (WAM) HSCR 1034 (HED) HSCR 1516 (FIN) CCR 96
Current Status: Apr=30 13 Passed Legislature

SB1256 SD1 HD2 CD1 (CCR 158) RELATING TO THE PACIFIC INTERNATIONAL SPACE CENTER FOR EXPLORATION SYSTEMS.
Introduced by: Espero W, Wakai G, Baker R
Establishes provisions relating to the pacific international space center for exploration systems; reporting requirement. Annual report to legislature. Appropriation to the department of business, economic development, and tourism for the Pacific international space center for exploration systems for personnel costs, operational expenses, and the purchase of equipment, materials, and services. (\$\$) -- SB1256 CD1
Committee Reports: SSCR 174 (PSM) SSCR 767 (WAM) HSCR 1035 (HED/ EDB/) HSCR 1589 (FIN) CCR 158
Current Status: Apr=30 13 Passed Legislature
Section Affected: 201- (1 SECTION) PACIFIC INTERNATIONAL SPACE CENTER FOR EXPLORATION SYSTEMS

SB1265 SD1 HD1 CD1 (CCR 24) RELATING TO CONTRACTS.
Introduced by: Shimabukuro M, Baker R, Chun Oakland S, English J
Amends provisions relating to agreement to locate property. Provides that an agreement that provides for compensation that exceeds 25 per cent of the total value of the property shall be unenforceable except by the owner and allows an owner who has agreed to pay compensation that exceeds 25 per cent of the total value of the property, or the administrator on behalf of the owner, to maintain an action to reduce the compensation to an amount not to exceed 25 per cent of the total value of the property. Exempts an owner's agreement with an attorney to file a claim as to identified property or contest the administrator's denial of a claim provided that an owner's agreement with an attorney provides for compensation shall not exceed 25 per cent of the total value of the property and an owner's agreement with an attorney to maintain an action in circuit court may provide for compensation that exceeds 25 per cent of the total value of the property only upon approval of the court. -- SB1265 CD1
Committee Reports: SSCR 539 (CPN/ JDL/) HSCR 1122 (CPC/ JUD/) HSCR 1600 (FIN) CCR 24
Current Status: Apr-30 13 Passed Legislature
Section Affected: 523A-25

SB1280 SD2 HD1 CD1 (CCR 135) RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST A SEAWATER PROJECT.
Introduced by: Solomon M, Dela Cruz D
Authorizes the issuance of special purpose revenue bonds to assist Kona SWAC, LLC, a Hawaii limited liability company, for the planning, design, construction, equipping, acquisition of land for a seawater air conditioning district cooling facility and chilled water distribution system. Authorizes the issuance of refunding special purpose revenue bonds to refund the special purpose revenue bonds. (\$\$) -- SB1280 CD1
Committee Reports: SSCR 116 (ENE) SSCR 741 (WAM) HSCR 1117 (EDB) HSCR 1421 (FIN) CCR 135
Current Status: Apr=30 13 Passed Legislature

SB1336 SD2 HD1 CD1 (CCR 89) RELATING TO HEALTH CARE.
Introduced by: Hee C, Green J
Establishes provisions relating to Kahuku medical center. Requires the Kahuku medical center to be designated as a rural hospital for the purpose of qualifying as a critical access hospital. Act to be repealed on June 30, 2023 (sunset). -- SB1336 CD1
Committee Reports: SSCR 298 (HMS/ HTH/) SSCR 742 (WAM) HSCR 1050 (HLT) HSCR 1515 (FIN) CCR 89
Current Status: Apr-30 13 Passed Legislature
Section Affected: 346- (1 SECTION) KAHUKU MEDICAL CENTER

SB1339 SD1 HD1 CD1 (CCR 42) RELATING TO RURAL AREAS.
Introduced by: Hee C, Green J
Establishes designation of rural areas for federal programs law. Provides that if an area does not qualify as rural pursuant to a federal definition, any island with a population

SENATE BILLS THAT PASSED THE LEGISLATURE

density of fewer than or equal to 500 people per square mile shall be considered rural and any island if the island's population density exceeds 500 people per square mile, an area within the island shall be considered rural if it is within a zip code tabulation area with a population density below 800 people per square mile as determined by the population of the last official census and using the entire zip code tabulation area as determined by the US Census Bureau. -- SB1339 CD1

Committee Reports: SSCR 163 (WTL/ AGL/) SSCR 576 (WAM) HSCR 1049 (HLT) HSCR 1533 (FIN) CCR 42

Current Status: Apr-30 13 Passed Legislature

Section Affected: (1 SECTION) DESIGNATION OF RURAL AREAS FOR FEDERAL PROGRAMS

SB1340 SD2 HD2 CD1 (CCR 93)

RELATING TO FOSTER CARE.

Introduced by: Hee C

Establishes provisions relating to the young adult voluntary foster care program under the department of human services law. Provides that young adults have the right to meaningful court reviews, including the right to receive notice of any court hearing and reviews, and any other case related proceeding and meetings; be involved in the development of a personalized case plan; and be present at all court hearing and reviews and to address the court during those hearings; provided that young adults may waive their right to be present at the court hearings and reviews or may request to participate in the court hearings and reviews by phone; and request competent legal counsel. Provides that nothing shall be construed to abrogate any other rights that a person who has attained 18 years of age, may have as an adult under state law. Requires the family court to have exclusive jurisdiction over proceeding. Allows a young adult to continue voluntary foster care program services only if they meet certain criteria. Provides that if a young adult is no longer under jurisdiction of child protective act, but chooses to participate in the young adult voluntary foster care program and meets the eligibility criteria, requires the department of human services and the young adult to enter into a voluntary care agreement with other conditions. Allows the department to provide extended foster care services to the young adult as soon as the department determines that a young adult meets eligibility and voluntary care agreement requirements. Requires the department to file a petition invoking the jurisdiction of the court within 30 days after the voluntary care agreement is signed and filed with the court in the county where the young adult resides a petition invoking the jurisdiction of the court. Requires the court to conduct a hearing and make a determination no later than 15 days after the filing of the petition. Establishes notice of hearing and reviews. Requires the department to prepare a report to the court, developed in collaboration with the young adult and submitted 7 days prior to the review date and a copy provided to the young adult. Excludes general public from proceedings. Allows the court to appoint an attorney sua sponte or at the request of any party to represent a young adult if it is deemed by the court to be in the young adult's best interest. Requires a period judicial review to occur not less than once every 180 days after the signing of the voluntary care agreement and may be by court hearing or court review. Establishes termination when the young adult has reached the age of 21 years; the young adult chooses to terminate the voluntary care agreement and stop receiving extended foster care services if the young adult has voluntarily signed a document attesting to the fact that the young adult no longer consents to the court's jurisdiction; has been informed in writing of the effects of terminating voluntary foster care early; and has been informed in writing of the option to reestablish jurisdiction before reaching age 21 and the procedures to do so; or after a court finds that the young adult no longer meets the eligibility requirement or despite the fact that the department has made ongoing reasonable efforts to provide the young adult with services, the young adult is in material noncompliance with the case plan. Establishes reestablishing jurisdiction and liability of the department. Annual report to the legislature. -- SB1340 CD1

Committee Reports: SSCR 299 (HMS) SSCR 745 (WAM/ JDL/) HSCR 975 (HUS) HSCR 1206 (JUD) HSCR 1428 (FIN) CCR 93

Current Status: Apr-30 13 Passed Legislature

Section Affected: 346- (17 SECTIONS) YOUNG ADULT VOLUNTARY FOSTER CARE PROGRAM

SB1349 SD2 HD1 CD1 (CCR 131)

RELATING TO ECONOMIC DEVELOPMENT.

Introduced by: Dela Cruz D

Amends provisions relating to the income tax credit for research activities. Provides that in order to qualify for the tax credit, the qualified high technology business shall also

SENATE BILLS THAT PASSED THE LEGISLATURE

claim a federal tax credit for the same qualified research activities under section 41 of the Internal Revenue Code, irrespective of any subsequent amendments to section 41 of the Internal Revenue Code, and shall apply only to expenses incurred for qualified research activities after December 31, 2012. Redefines qualified high technology business to mean a business that conducts more than 50 per cent of its activities in qualified research. Requires a qualified high technology business that claims the credit to file an annual survey through the department of business, economic development, and tourism's website. Requires the department to annually report to the legislature the information. Requires the department of business, economic development, and tourism in collaboration with the department of taxation to study the effectiveness of the tax credit and requires the department of business, economic development, and tourism to annually report to the legislature the results of its study. Extends the tax credit to December 31, 2019 (sunset). -- SB1349 CD1

Committee Reports: SSCR 433 (EGH/ TEC/) SSCR 769 (WAM) HSCR 1116 (EDB)
HSCR 1422 (FIN) CCR 131

Current Status: Apr-30 13 Passed Legislature

Section Affected: 235-110.91

SB1360 SD1 HD1 CD1 (CCR 86)

RELATING TO GENERAL EXCISE TAX.

Introduced by: Galuteria B

Amends Act 239, session laws of 2007, as amended by Act 196, session laws of 2009, as amended by Act 91, session laws of 2010, which provides a general excise tax exemption for amounts received by hotel operators and suboperators from hotel owners and timeshare associations, and in the case of suboperators, amounts received from operators, that were disbursed by the operator and suboperator for employee costs, by repealing the sunset date. -- Amends Act 196, session laws of 2009, as amended by Act 91, session laws of 2010, by repealing the aggregate limit of the tax exemption on December 31, 2012. -- SB1360 CD1

Committee Reports: SSCR 138 (THA/ CPN/) SSCR 705 (WAM) HSCR 1454 (FIN)
CCR 86

Current Status: Apr-30 13 Passed Legislature

Section Affected: ACT 239 2007, ACT 196 2009, ACT 91 2010, 237-24.3, 237-24.7

SB1388 SD2 HD2 CD1 (CCR 95)

RELATING TO THE RESEARCH CORPORATION OF THE UNIVERSITY OF HAWAII.

Introduced by: Kim D

Amends provisions relating to board of directors; composition. Reduces the number of members on the board of directors of the research corporation of the university of Hawaii to 8. Reduces the number of members of the board of regents of the university of Hawaii to 2. Requires the governor to appoint 1 member who shall be a university of Hawaii system research faculty member, 1 member who shall be from the business sector, 1 member who shall be a representative of a non university of Hawaii research organization. Further requires 1 member to be appointed by the president of the senate and 1 member appointed by the speaker of the house of representatives. Requires the vice president for research of the university of Hawaii system to be a nonvoting ex officio member of the board of directors. -- Provides that the exemption from the Hawaii public procurement code with respect to construction contracts shall not apply where state funds are used and compliance is required by a bill enacted by the legislature. Repeals the president of the university of Hawaii as the president of the corporation. Requires the corporation to employ an executive director. -- SB1388 CD1

Committee Reports: SSCR 407 (HRE/ EGH/ JDL/) SSCR 706 (WAM) HSCR 1087
(HED) HSCR 1590 (FIN) CCR 95

Current Status: Apr-30 13 Passed Legislature

Section Affected: 304A-3002, 304A-3005, 304A-3006

SENATE BILLS THAT PASSED THE LEGISLATURE

(This page is intentionally blank.)

HOUSE BILLS THAT PASSED THE LEGISLATURE

- HB0017 HD1 SD2 (SSCR 1332) RELATING TO COASTAL AREAS.
Introduced by: Evans C, Thielen C, Takumi R, Lowen N, Hanohano F, Nishimoto S, Kawakami D, Lee C, Coffman D
Amends provisions relating to prohibitions under the public lands, management and disposition of. Amends the exemption to the mining or taking of sand, dead coral or coral rubble, rocks, soil or other marine deposits to include an inadvertent taking from seaward of the shoreline of materials such as those inadvertently carried away on the body, and on clothes, toys, recreational equipment, and bags. -- Further exempts the taking of driftwood, shells, beach glass, glass floats, or seaweed, the exercise of traditional cultural practices as authorized by law or as permitted by the department of Hawaiian home lands, and the response to a public emergency or a state or local disaster. -- Amends Act 160, session laws of 2010, establishing provisions relating to duty to maintain access within beach transit corridors. Prohibits Act to construe, modify or alter any agreement of the department of land and natural resources that was in effect or executed on the effective date of this Act. Repeals the sunset date. -- HB0017 SD2
Committee Reports: HSCR 5 (WAL) HSCR 758 (JUD) SSCR 1024 (WTL) SSCR 1332 (JDL)
Current Status: Apr-30 13 Passed Legislature
Section Affected: 171-58.5, 205A-44, ACT 160 2010, (1 SECTION), 115-5, 115-9, 205A-2
- HB0021 HD2 SD2 CD1 (CCR 57) RELATING TO CONDOMINIUMS.
Introduced by: Evans C
Amends provisions relating to association fiscal matters; lien for assessments. Requires that after any judicial or nonjudicial foreclosure proceeding in which the association acquires title to the unit, any excess rental income received by the association from the unit be paid to existing lien holders based on the priority of lien, and not on a pro rata basis, and shall be applied to the benefit of the unit owner. -- HB0021 CD1
Committee Reports: HSCR 561 (CPC) HSCR 914 (JUD) SSCR 1002 (CPN) SSCR 1374 (JDL) CCR 57
Current Status: Apr-30 13 Passed Legislature
Section Affected: 514B-146
- HB0025 HD2 SD2 CD1 (CCR 68) RELATING TO SUSPENSION OF FORECLOSURE ACTIONS BY JUNIOR LIENHOLDERS.
Introduced by: Evans C
Amends provisions relating to judicial action of foreclosure before public sale. Repeals provision that power of sale foreclosure process shall be stayed during the pendency of the circuit court foreclosure action. -- Amends provisions relating to suspension of foreclosure actions by junior lienholders. Prohibits a junior lienholder, except for an association, to initiate or continue a nonjudicial foreclosure until the foreclosure initiated by the foreclosing mortgagee has been concluded by a judgment issued by a court. Further provides that if an association forecloses on residential real property occupied by 1 or more mortgagors who are owner occupants, and the mortgagee subsequently forecloses its lien on the same property, those owner occupants shall retain their right to require the foreclosing mortgagee to participate in the dispute resolution procedures established, notwithstanding the association's foreclosure. -- HB0025 CD1
Committee Reports: HSCR 360 (CPC) HSCR 806 (JUD) SSCR 926 (CPN) SSCR 1375 (JDL) CCR 68
Current Status: Apr-30 13 Passed Legislature
Section Affected: 667-37, 667-57, 667-83
- HB0026 HD1 (HSCR 1) MAKING APPROPRIATIONS TO PROVIDE FOR THE EXPENSES OF THE LEGISLATURE, THE AUDITOR, THE LEGISLATIVE REFERENCE BUREAU, THE OMBUDSMAN, AND THE ETHICS COMMISSION.
Introduced by: Souki J, Saiki S, Johanson A
Appropriation to the senate and the house of representatives for session and nonsession expenses up to and including June 30, 2014, including the 2013 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.

HOUSE BILLS THAT PASSED THE LEGISLATURE

-- 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. (\$\$) -- HB0026 HD1
Committee Reports: HSCR 1 (FIN) SSCR 126 (WAM)
Current Status: Feb-08 13 Received by the Governor
Feb-14 13 Approved by Governor (Act 1 2013)

HB0051 SD1 CD1 (CCR 179)

RELATING TO STATE BONDS.

Introduced by: Luke S

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. (\$\$) -- HB0051 CD1

Committee Reports: HSCR 579 (FIN) SSCR 1309 (WAM) CCR 179

Current Status: Apr-30 13 Passed Legislature

HB0062 HD2 SD2 CD1 (CCR 69)

RELATING TO PHARMACY BENEFITS MANAGERS.

Introduced by: Evans C, Morikawa D, Mizuno J

Establishes provisions relating to pharmacy benefits managers; health information;
prohibited marketing practices. Prohibits a pharmacy benefits manger from using an
individual's health information for the purpose of marketing, unless the use of the
individual's health information is medically necessary to the health and safety of the
individual, the use of the individual's health information is consistent with regulations of
the federal Centers for Medicare and Medicaid, or the individual has affirmatively opted
in to use of the information; or from selling or disseminating such information unless the
sale or dissemination complies with all federal and state laws and the pharmacy benefits
manager has received written approval for such sale or dissemination from the employee
benefit plan, health benefits plan, or managed care plan sponsor, and the individual; or
from contacting an individual by any means without the express written permission.
Allows the use of a patient's health information that is used in conjunction with an insurer
authorized program to more effectively use prescription drugs to improve the health and
safety of the individual. Requires a pharmacy benefits manager to provide each
individual with an opportunity to affirmatively opt in to the sale or dissemination of their
health information prior to entering into any arrangement for the lease, rental,
dissemination, or sale of such information to any arrangement for the lease, rental,
dissemination, or sale of such information to any other entity or to any subsidiary owned
by the pharmacy benefits manager, provided that an individual may freely revoke the
affirmative opt in at any time. -- HB0062 CD1

Committee Reports: HSCR 553 (HLT) HSCR 844 (CPC) SSCR 911 (HTH) SSCR
1366 (CPN) CCR 69

Current Status: Apr-30 13 Passed Legislature

Section Affected: 487J- (1 SECTION), 487J-1

HB0065 HD2 SD2 CD1 (CCR 161)

RELATING TO PRESCRIPTION DRUGS.

Introduced by: Evans C, Morikawa D, McKelvey A, Mizuno J

Establishes the prescription drug benefits law. Allows an otherwise qualified retail
community pharmacy registered to do business in this State to enter into a contractual
retail pharmacy network agreement. Prohibits a prescription drug benefit plan, health
benefits plan or pharmacy benefit manager to refuse to accept an otherwise qualified
retail community pharmacy of a pharmacy benefit manager's retail pharmacy network.
Requires the insurance commissioner to determine the standards and requirements
necessary for a retail community pharmacy to be deemed otherwise qualified. Provides
that if a retail community pharmacy enters into a contractual retail pharmacy network
agreement a prescription drug benefit plan, health benefits plan or pharmacy benefit
manager shall permit each beneficiary, at the beneficiary's option, to fill any covered
prescription that may be obtained by mail order at any retail community pharmacy of the
beneficiary's choice within the pharmacy benefit manager's retail pharmacy network.
Provides that no later than March 31 of each calendar year, requires each prescription
drug benefit plan, health benefits plan and pharmacy benefit manager shall file with the
insurance commissioner a report for the preceding calendar year stating that the
pharmacy benefit manager or prescription drug benefit plan is in compliance and
disclose the amount, terms, and conditions relating to copayments, reimbursement
options, and other payments associated with a prescription drug benefit plan. Requires
the insurance commission to review and examine records supporting the accuracy and
completeness of the report. Establishes penalties. Allows a pharmacy benefit manager
or prescription drug benefit plan provider to appeal any decision made by the insurance

HOUSE BILLS THAT PASSED THE LEGISLATURE

commissioner. Establishes provisions relating to prescription drugs; mail order opt out option. Requires a Hawaii employer union health benefits trust fund health benefits plan to permit each beneficiary to fill any covered prescription. Requires each pharmacy benefit manager, prescription drug benefit plan provider, and the Hawaii employer union health benefits trust fund to submit a report to the legislature. Exempts contacts negotiated between pharmacy benefit managers and community retail pharmacies with a rural pharmacy designation pursuant to federal law. -- HB0065 CD1

Committee Reports: HSCR 554 (HLT) HSCR 841 (CPC) SSCR 1003 (CPN/ JDL/ SSCR 1383 (WAM) CCR 161

Current Status: Apr=30 13 Passed Legislature

Section Affected: (7 SECTIONS) PRESCRIPTION DRUG BENEFITS, 87A- (1 SECTION)

HB0079 HD1 (HSCR 501)

RELATING TO ADVANCED PRACTICE REGISTERED NURSES.

Introduced by: McKelvey A, Kobayashi B, Belatti D, Morikawa D

Amends provisions relating to advance practice registered nurse; qualifications; recognition; endorsement; fees; eligibility. Requires the board of nursing to grant recognition as an advanced practice registered nurse to a nurse who has completed an accredited graduate level education program preparing the nurse for 1 of the 4 recognized advanced practice registered nurse roles. -- HB0079 HD1

Committee Reports: HSCR 501 (HLT) HSCR 835 (CPC) SSCR 910 (HTH) SSCR 1235 (CPN)

Current Status: Apr-04 13 Received by the Governor

Apr-18 13 Approved by Governor (Act 19 2013)

Section Affected: 457-8.5

HB0087 SD2 CD1 (CCR 32)

RELATING TO PUBLIC HOUSING.

Introduced by: Rhoads K

Amends provisions relating to criminal trespass in the 2nd degree. Provides that a person commits the offense of criminal trespass if that person enters or remains unlawfully in the premises of any public housing project or state low income housing project after a reasonable warning or request to leave by housing authorities or a police officer, based upon an alleged violation of law or administrative rule; provided that a warning or request to leave shall not be necessary between 10:00 p.m. and 5:00 a.m. at any public housing project or low income housing project that is closed to the public. Makes it a petty misdemeanor. -- HB0087 CD1

Committee Reports: HSCR 7 (HSG) HSCR 584 (JUD) SSCR 884 (HMS) SSCR 1333 (JDL) CCR 32

Current Status: Apr-30 13 Passed Legislature

Section Affected: 708-814

HB0114 HD3 SD2 CD1 (CCR 117)

RELATING TO HIGHER EDUCATION.

Introduced by: Choy I

Amends provisions relating to chief procurement officers. Provides that the administrator of the state procurement office of the department of accounting and general services shall be the chief procurement officer for procurements for construction and professional services furnished by licensees under the professional engineers, architects, surveyors, and landscape architects law by the university of Hawaii. -- Amends provisions relating to powers of the board of regents of the university of Hawaii. Requires that all procurements for professional services furnished by licensees under the professional engineers, architects, surveyors, and landscape architects law for construction projects to be coordinated with the department of accounting and general services on behalf of the board. Provides that the department shall not be responsible for procurements determined by both the university and the department to be professional services for repair and maintenance. -- Establishes provisions relating to independent audit committee; established. Establishes the committee within the board as an advisory body. Requires the board to establish the charter of the independent audit committee and set forth its members' roles and responsibilities, consider changes to the independent audit committee's charter that are necessary in response to new laws, regulations, and best practices, and conduct an annual review of the independent audit committee's charter to reassess its adequacy and adopt any proposed and necessary changes to the charter. Requires the independent audit committee to undertake professional development to improve the financial expertise of the independent audit committee as a whole. Requires the committee to engage in operations relating to enterprise risk management including providing oversight of risk management, inquiring of the president of the university of

HOUSE BILLS THAT PASSED THE LEGISLATURE

Hawaii, the chief financial officer of the university, and external auditors about significant risks or exposures faced by the university, assessing steps that the president has taken or proposes to take to minimize those risks to the university, periodically reviewing compliance with those steps, and reviewing with the general counsel of the university of Hawaii, external auditors, external counsel, and the chief financial officer of the university legal and regulatory matters that, in the opinion of the president may have a material impact upon the financial statements, related organization compliance policies, and programs and reports received from regulators. Requires the committee to hold meetings at least twice a year. Requires the committee to annually review its effectiveness and report to the board of regents. Further requires the report to address other matters affecting the management and organization of the university. Requires the committee to review with any external auditor and the chief financial officer of the university matters affecting the internal control and internal audit, review matters affecting the accounting policies and procedures of the university, review the university's antifraud programs and controls and aid in discovery and remedy, select 1 or more external auditors to be retained by the university, annually evaluate any external auditor. Allows the committee to hire external auditors, legal counsel, or other consultants as necessary. Requires the committee to annually report to the legislature and the board. -- Requires the administrator of the state procurement office to report of the administrator's findings and recommendations, including any proposed legislation, relating to the transparency, efficiency, and compliance of the University of Hawaii's procurement of construction contracts and construction related consultant services pursuant to the Hawaii Public Procurement Code. -- HB0114 CD1

Committee Reports: HSCR 19 (HED) HSCR 461 (HED) HSCR 902 (FIN) SSCR 1042 (HRE/ EGH) SSCR 1390 (WAM) CCR 117

Current Status: Apr-30 13 Passed Legislature

Section Affected: 103D-203, 304A-105, 304A-2672, 304A- (1 SECTION) INDEPENDENT AUDIT COMMITTEE

HB0120 HD2 SD2 CD1 (CCR 145)

RELATING TO HEALTH.

Introduced by: Morikawa D, Thielen C, Carroll M, Kobayashi B, Fukumoto B

Establishes provisions relating to inspections; public notice. Beginning with inspections occurring on January 1, 2015, requires the department of health to post on its website electronic copies of reports for all inspections it performs for state licensed care facilities; post each report on the departments website within 5 days of the conclusion of each inspection and each report posted a violation committed by a state licensed care facility to be removed from the website after 3 years from the date the report was posted. Establishes a working group on licensed care facilities under the department of health to develop an inspection form to be posted online with information that is fair to the care home operator and useful to the public. Report to the legislature. Working group to dissolve on June 30, 2014 (sunset). Appropriation to the department of health to fund computer equipment, website and database development, and staff support, including 2 full time equivalent position (2.0 FTE). (\$\$) -- HB0120 CD1

Committee Reports: HSCR 246 (HLT/ HUS/) HSCR 542 (CPC) HSCR 673 (FIN) SSCR 900 (HMS/ HTH) SSCR 1370 (WAM) CCR 145

Current Status: Apr=30 13 Passed Legislature

Section Affected: 321- (1 SECTION) INSPECTIONS

HB0144 HD2 SD2 CD1 (CCR 176)

RELATING TO PROFESSIONAL EMPLOYER ORGANIZATIONS.

Introduced by: Souki J, McKelvey A, Nakashima M

Establishes provisions relating to registration required under professional employer organizations law. Prohibits a person to use the term "professional employer organization", or "PEO", or other similar name unless the person is registered and in compliance with labor and industrial relations law. Establishes provisions relating to responsibility of professional employer. Requires the professional employer organization to be deemed the employer for all covered employees for the purposes of complying with all laws relating to unemployment insurance, workers compensation, temporary disability insurance, and prepaid health care coverage and provide written notification to each covered employee of this responsibility. Establishes provisions relating to payroll cost exemptions. Requires the department of labor and industrial relations to provide all professional employer organization that have successfully complied with the requirement to the department of taxation at the end of each calendar year. Establishes fees for registration, biennial renewal fee, and restoration fee. Provides that no applicant shall be allowed to register unless the appropriate fees have been paid. Requires fees to be deposited into the state general fund. Amends provisions relating to additional

HOUSE BILLS THAT PASSED THE LEGISLATURE

exemptions. Changes the term employment to employer and assigned employees to covered employees. Adds department to mean the department of labor and industrial relations. Redefines covered employee to mean an individual who performs services for a client company pursuant to a professional employer agreement. Redefines professional employer agreement to mean a written contract by and between a client company and a professional employer organization that provides for covered employees to the client company; describes the duties and responsibilities of the client company and the professional employer organization with respect to the covered employees and includes a declaration by the professional employer organization of the professional employer organization's responsibilities. Redefines professional employer organization to mean any person that is a party to a professional employer agreement with a client company and whose covered employees perform services on a long term, rather than temporary or project specific basis. Amends provisions relating to registration required. Provides that registration shall not be approved unless all of the applicable provisions have been met to the satisfaction of the department of labor and industrial relations. Changes registration expiration from December 31 of each odd numbered year to June 30 of each even numbered year and failure to renew a registration shall result in termination of that registration. Repeals the requirement that the director establish fees and requirements for registration, maintenance of registration, renewal, and restoration of registration for professional employer organizations by rule pursuant to administrative procedure law. Changes the requirement for a performance or financial guaranty type bond to a surety bond or an irrevocable letter of credit equivalent to the required bond amount. Repeals the professional employment organization law. Appropriations. (\$\$)
-- HB0144 CD1

Committee Reports: HSCR 80 (LAB) HSCR 559 (CPC) HSCR 823 (FIN) SSCR 927 (CPN) SSCR 1338 (WAM) CCR 176

Current Status: Apr-30 13 Passed Legislature

Section Affected: 373L- (4 SECTIONS), 237-24.75, 373L-1, 373L-2, 373L-3, 373K-1, 373K-2

HB0152 HD1 SD2 CD1 (CCR 182)

RELATING TO WORKERS' COMPENSATION MEDICAL FEE SCHEDULES.

Introduced by: Souki J, Belatti D, Luke S, Nakashima M

Requires the legislative auditor after consulting with the director of labor and industrial relations and representatives of relevant entities to identify the medical or health care services or procedures for which fees are a significant impediment to injured employees obtaining treatment from providers of those services or procedures and require adjustment to ensure that injured employees are able to obtain adequate access to treatment from those providers. Requires the auditor after identification of the medical or health care services and procedures and upon further consultation with the director and representatives of relevant entities, to establish a methodology for the statistically valid survey of prevailing charges necessary for the adjustment of fees. Requires the auditor after establishing the survey methodology to conduct the survey of prevailing charges for the services and procedures for fee adjustments and recommend the appropriate fee adjustment based upon the survey results. Requires the auditor to transmit the recommendations to the director no later than June 1, 2014. Allows the director to take action to adjust the fees for the medical or health services or procedures identified by the auditor as requiring adjustment. Requires the director to have the discretion to adjust the fee to the amount recommended by the auditor or another amount deemed necessary. Allows the director labor and industrial relations until January 1, 2015, to adjust the fees identified by the auditor and hold at least 1 public hearing, with at least 6 days of public notice in each county before final approval of any adjustment. Requires the auditor to recommend a formalized process for the mandatory periodic review by the director of the medical fee schedule or certain fees in the schedule. Report to the legislature and the director. Appropriation. (\$\$) -- HB0152 CD1

Committee Reports: HSCR 317 (LAB) HSCR 654 (FIN) SSCR 965 (JDL) SSCR 1401 (WAM) CCR 182

Current Status: Apr-30 13 Passed Legislature

HB0178 HD1 SD1 (SSCR 885)

RELATING TO CONTINUING EDUCATION.

Introduced by: Carroll M, Evans C, Awana K, Mizuno J, Lowen N

Amends provisions relating to the renewal of a social worker's license. Requires social workers applying for renewal of their licenses between July 1, 2013, and June 30, 2016, to complete a minimum of 15 credit hours of continuing education courses provided that a minimum of 3 credit hours shall be in ethics courses. Requires social workers applying for renewal of their licenses between July 1, 2016, and June 30, 2019, to

HOUSE BILLS THAT PASSED THE LEGISLATURE

complete a minimum of 45 credit hours of continuing education courses within the 3 year period preceding the renewal date provided that a minimum of 3 credit hours shall be in ethics courses. Allows the director of commerce and consumer affairs to refuse to renew a credential if the applicant makes a false statement on an application for renewal. Requires the director of commerce and consumer affairs to provide written notice of these changes to all licensed social workers. -- HB0178 SD1

Committee Reports: HSCR 230 (CPC) HSCR 669 (FIN) SSCR 885 (HMS) SSCR 1237 (CPN)

Current Status: Apr-19 13 Received by the Governor

Section Affected: 467E-1, 467E-11, 467E-12

HB0197 HD2 SD2 CD1 (CCR 107)

RELATING TO THE JUDICIARY.

Introduced by: Souki J (BR)

Judiciary appropriations Act of 2013 (judiciary budget). Appropriations to the judiciary for the 2013 - 2015 fiscal biennium. (\$\$) -- HB0197 CD1

Committee Reports: HSCR 413 (JUD) HSCR 926 (FIN) SSCR 1043 (JDL) SSCR 1357 (WAM) CCR 107

Current Status: Apr=30 13 Passed Legislature

HB0200 HD1 SD1 CD1 (CCR 105)

RELATING TO THE STATE BUDGET.

Introduced by: Souki J (BR)

General Appropriations Act of 2013 (state budget). Appropriations for general operating and capital improvement funds for the support of state government operations over the 2013 - 2015 fiscal biennium. Authorizes the issuance of general obligation bonds. (\$\$) -- HB0200 CD1

Committee Reports: HSCR 928 (FIN) SSCR 1241 (WAM) CCR 105

Current Status: Apr-30 13 Received by the Governor

Section Affected: ACT 296 1991, ACT 300 1992, ACT 317 1991, ACT 289 1993, ACT 252 1994, ACT 218 1995, ACT 287 1996, ACT 328 1997, ACT 116 1998, ACT 200 2003, ACT 41 2004, ACT 213 2007, ACT 158 2008, ACT 164 2011, ACT 106 2012, ACT 178 2005, ACT 160 2006, ACT 162 2009, ACT 180 2010

HB0218 HD1 SD2 CD1 (CCR 112)

RELATING TO THE CORRECTIONS POPULATION MANAGEMENT COMMISSION.

Introduced by: Souki J (BR)

Amends provisions relating to corrections population management commission established. Increases commission from 11 to 13 members. Adds the administrator of the office of Hawaiian affairs and 1 member from the public who is knowledgeable about issues relating to the criminal justice system and has substantial experience or expertise in traditional native Hawaiian practices. -- HB0218 CD1

Committee Reports: HSCR 39 (OMH) HSCR 298 (PBS) HSCR 660 (FIN) SSCR 944 (PSM/ THA) SSCR 1349 (WAM) CCR 112

Current Status: Apr-30 13 Passed Legislature

Section Affected: 353F-4

HB0222 HD2 SD2 CD1 (CCR 106)

RELATING TO THE BUDGET OF THE OFFICE OF HAWAIIAN AFFAIRS.

Introduced by: Souki J (BR)

Office of Hawaiian Affairs Appropriations Act of 2013 (OHA budget). Appropriations to the office of Hawaiian affairs for the 2013 - 2015 fiscal biennium. (\$\$) -- HB0222 CD1

Committee Reports: HSCR 42 (OMH) HSCR 925 (FIN) SSCR 985 (THA) SSCR 1356 (WAM) CCR 106

Current Status: Apr=30 13 Passed Legislature

HB0235 HD1 SD1 CD1 (CCR 19)

RELATING TO COLLECTION OF RESTITUTION FOR CRIME VICTIMS.

Introduced by: Souki J (BR)

Amends provisions relating to victim restitution. Redefines victim to include any duly incorporated humane society or duly incorporated society for the prevention of cruelty to animals, contracted with the county or State to enforce animal related statutes or ordinances, that impounds, holds, or receives custody of a pet animal. Exempts costs that have already been contracted and provided for by the counties or State. -- HB0235 CD1

Committee Reports: HSCR 719 (JUD/ CPC/) SSCR 1294 (JDL) CCR 19

Current Status: Apr-30 13 Passed Legislature

Section Affected: 706-646

HOUSE BILLS THAT PASSED THE LEGISLATURE

- HB0266 HD1 SD2 CD1 (CCR 123) RELATING TO LANGUAGE ACCESS.
Introduced by: Aquino H, Tokioka J, Cullen T, Yamane R, Ward G, Fale R, McKelvey A, Awana K, Hanohano F, Cabanilla R, Mizuno J, Cheape L
Requires the office of language access in collaboration with other state agencies to implement a multilingual website pilot project. Requires the project to explore the utility and feasibility of creating a multilingual website to improve language access to information provided online for limited English proficient person seeking information about government and government funded services in the State; and to the extent feasible, produce a multilingual website for use by the public for the 12 largest limited English proficient groups in the State. Multilingual website pilot project to cease to exist on June 30, 2017 (sunset). Report to the legislature. Amends provisions relating to office of language access; established. Requires the office of language access to administer a statewide language access resource center. Authorizes the executive director of the office to have the authority to hire personnel to staff the language access resource center and to administer it multilingual website. Requires the executive director of the office of language access to consult with the office of information management and technology in developing the website. Appropriation out of the general fund to the department of health to establish a statewide language access resource center within the office of language access to allow state agencies and covered entities to provide interpretation and translation services to limited English proficient individual in accordance with Hawaii's language access laws. Appropriation out of the general fund to department of health to establish a multilingual website pilot project that enables limited English proficient individuals to obtain information about government services in their own language. (\$\$) -- HB0266 CD1
Committee Reports: HSCR 504 (HLT) HSCR 652 (FIN) SSCR 998 (HMS) SSCR 1395 (WAM) CCR 123
Current Status: Apr=30 13 Passed Legislature
Section Affected: 321C-6
- HB0353 HD1 SD2 CD1 (CCR 136) RELATING TO AGRICULTURE.
Introduced by: Lowen N, Coffman D, Onishi R, Wooley J, Hanohano F, Nakashima M, Tsuji C
Appropriation to the department of agriculture to research and develop methods for the prevention and treatment of coffee berry borer infestations; to fund efforts to control and mitigate the damage from the coffee berry borer infestation in Hawaii. Requires matching funds. (\$\$) -- HB0353 CD1
Committee Reports: HSCR 599 (FIN) SSCR 865 (AGL) SSCR 1396 (WAM) CCR 136
Current Status: Apr=30 13 Passed Legislature
- HB0373 RELATING TO MAMMOGRAPHY REPORTING.
Introduced by: Yamane R, Cullen T, Aquino H
Establishes provisions relating to breast density mammography results; report and notification. Beginning January 1, 2014, requires every health care facility that performed a mammography to provide each patient with a mammography report and notification who is categorized by the facility as having dense breast tissue pursuant to the Federal Mammography Quality Standards Act. -- HB0373
Committee Reports: HSCR 742 (HLT) SSCR 916 (HTH)
Current Status: Mar-21 13 Received by the Governor
Apr-04 13 Approved by Governor (Act 5 2013)
Section Affected: 321- (1 SECTION) BREAST DENSITY MAMMOGRAPHY RESULTS
- HB0398 HD1 SD2 CD1 (CCR 71) RELATING TO HUMAN SERVICES.
Introduced by: Mizuno J, Brower T, Ing K, Carroll M, Hanohano F
Establishes a working group to review issues facing home and community based facilities during the transition of services from the department of human services to the department of health. Requires the chairs of the house and senate committees on human services to convene the working group. Report to the legislature. Working group to be terminate on June 30, 2014 (sunset). -- HB0398 CD1
Committee Reports: HSCR 311 (HUS) HSCR 836 (CPC) SSCR 931 (HMS/ HTH/ SSCR 1363 (CPN) CCR 71
Current Status: Apr-30 13 Passed Legislature
- HB0411 HD2 (HSCR 917) RELATING TO HOSPITAL EMERGENCY COMPASSIONATE CARE FOR SEXUAL ASSAULT VICTIMS.

HOUSE BILLS THAT PASSED THE LEGISLATURE

Introduced by: Belatti D, Thielen C, Luke S, Lowen N, Ichiyama L, Jordan J, Wooley J, Hanohano F, Cabanilla R, Morikawa D, Carroll M

Establishes provisions relating to compassionate care for sexual assault victims. Requires hospitals that provide medical care to female sexual assault victim to provide each female sexual assault victim with medically and factually accurate and unbiased written and oral information about emergency contraception; orally inform female sexual assault victim of the option to receive emergency contraception at the hospital; when medically indicated, dispense a complete course of emergency contraception to each female assault victim who requests it; and ensure that each provider who prescribe or administer emergency contraception to be trained to provide a female sexual assault victim with medically and factually accurate and unbiased written and oral information about emergency contraception and sexual assault treatment options and access to emergency contraception. Prohibits a hospital to deny a female sexual assault victim emergency contraception based on a refusal to undergo a forensic or other medical examination or a refusal to report the alleged sexual assault to law enforcement. Prohibits a hospital to be required to provide emergency contraception to a female sexual assault victim who has been determined to be pregnant. Provides that if private insurance is not or cannot be utilized for payment, requires the department of human services pay the cost of the emergency contraception dispensed to sexual assault survivors. Establishes provisions relating to enforcement; administrative penalties. Requires the department to set charge and collect administrative fines and recover administrative fees and costs, including attorney's fees and costs, resulting from a violation. Requires the department to establish a policy and procedure to monitor compliance, including complaints process; respond to any complaint received by the department concerning noncompliance by a hospital and provide written notice to any hospital that the department determines is in violation, including an opportunity to take corrective action. Establishes fines for violations. -- HB0411 HD2

Committee Reports: HSCR 533 (HLT) HSCR 917 (JUD) SSCR 908 (HTH) SSCR 1324 (JDL)

Current Status: Apr-11 13 Received by the Governor
Apr-22 13 Approved by Governor (Act 27 2013)

Section Affected: 321- (4 SECTIONS) COMPASSIONATE CARE FOR SEXUAL ASSAULT VICTIMS

HB0417 HD2 SD1 CD1 (CCR 139)

RELATING TO THE HAWAII HEALTH SYSTEMS CORPORATION.

Introduced by: Nakashima M, Coffman D, Onishi R, Lowen N, Hanohano F, Evans C, Belatti D

Appropriation to the Hawaii health systems corporation for the primary care training program at Hilo medical center. (\$\$) -- HB0417 CD1

Committee Reports: HSCR 373 (HLT) HSCR 767 (FIN) SSCR 912 (HTH) SSCR 1267 (WAM) CCR 139

Current Status: Apr=30 13 Passed Legislature

HB0423 SD1 CD1 (CCR 36)

RELATING TO BUREAU OF CONVEYANCES.

Introduced by: Saiki S

Establishes provisions relating to deregistration of registered land other than fee time share 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 under the land court registration law. Repealed on December 31 2014 (sunset). -- Amends provisions relating to deregistration of fee interests by adding time share. -- Amends Act 120, session laws of 2009, relating to deregistration of land by the bureau of conveyances by repealing the sunset date. -- HB0423 CD1

Committee Reports: HSCR 6 (WAL) SSCR 859 (CPN) SSCR 1334 (JDL) CCR 36

Current Status: Apr-30 13 Passed Legislature

Section Affected: 501- (1 SECTION), 501-20, 501-71, 501-108, 501-261, 501-262, 501-264, 634-51, 636-3, ACT 120 2009

HB0424 HD1 SD2 CD1 (CCR 114)

RELATING TO TIMESHARE CONVEYANCES.

Introduced by: Saiki S

Establishes the timeshare commissioner of deeds law. Allows the governor to appoint and commission such number of commissioners of deeds as the governor deems necessary for the public good and convenience. Requires each commissioner of deeds to keep a record of every acknowledgment, oath, and proof of execution in a book of records. Appropriation to the office of the lieutenant governor to establish and administer the commissioner program. Requires governor to appoint commissioners no later than

HOUSE BILLS THAT PASSED THE LEGISLATURE

July 1, 2014. (\$\$) -- HB0424 CD1
Committee Reports: HSCR 359 (CPC) HSCR 670 (FIN) SSCR 863 (CPN) SSCR 1118 (WAM) CCR 114
Current Status: Apr=30 13 Passed Legislature
Section Affected: (9 SECTIONS) TIME SHARE COMMISSIONERS OF DEEDS

HB0425 HD1 (HSCR 582)

RELATING TO OFFERS IN COMPROMISE.
Introduced by: Saiki S
Establishes provisions relating to offers in compromise. Requires requests for compromises authorized under provisions relating to tax claims to be submitted to the department of taxation and accompanied by 20 per cent of the amount of the offer, in the case of a lump sum offer in compromise or payment in the amount of the 1st proposed installment, in the case of a periodic payment offer in compromise. Allows the department to waive the payment requirements for individual taxpayers who meet the low income certification guidelines published by the Internal Revenue Service for the period in which the request for compromise has been submitted. -- HB0425 HD1
Committee Reports: HSCR 582 (FIN) SSCR 1054 (WAM)
Current Status: Mar-28 13 Received by the Governor
Apr-05 13 Approved by Governor (Act 6 2013)
Section Affected: 231- (1 SECTION) OFFERS IN COMPROMISE

HB0430 HD1 SD1 CD1 (CCR 118)

RELATING TO TAXATION.
Introduced by: Saiki S, Lee C
Amends Act 97, session laws of 2011, establishing itemized deduction; limitations. Provides that the cap amounts shall not apply to charitable contributions deductible under income tax laws. -- HB0430 CD1
Committee Reports: HSCR 600 (FIN) SSCR 1049 (WAM) CCR 118
Current Status: Apr-30 13 Passed Legislature
Section Affected: ACT 97 2011

HB0471 HD1 SD1 CD1 (CCR 108)

RELATING TO STARLIGHT RESERVE.
Introduced by: Ward G
Amends Act 161, session laws of 2009, as amended by Act 39, session laws of 2011, relating to the development of a statewide starlight reserve strategy by extending the advisory committee to June 30, 2015 (sunset). -- HB0471 CD1
Committee Reports: HSCR 280 (EDB) HSCR 779 (FIN) SSCR 1286 (EGH/ PSM/) CCR 108
Current Status: Apr-30 13 Passed Legislature
Section Affected: ACT 161 2009, ACT 39 2011

HB0504 HD1 SD1 (SSCR 1095)

RELATING TO STATE FUNDS.
Introduced by: Jordan J, Cabanilla R, Yamashita K, Say C, Oshiro M, Ing K, Ito K, Ichiyama L, Hanohano F
Amends provisions relating to new special or revolving funds. Requires the legislative auditor in analyzing each legislative bill proposing to establish a new special or revolving fund to include the need for the fund as demonstrated by the program's purpose, the scope of the program including financial information on fees to be charged, sources of projected revenue, and costs, and an explanation of why the program cannot be implemented under the general fund appropriation process. Further requires the fund to reflect a clear nexus between the benefits sought and charges made upon the program users or beneficiaries or a clear link between the program and the sources of revenue. Requires the auditor to review special funds. Requires the auditor to submit reviews of the special, revolving, and trust funds of the department of transportation and the department of defense every 5 years. -- Amends provisions relating to criteria for the establishment and continuance of special funds. Requires the legislature in establishing or reviewing a special fund or revolving fund to determine whether the fund should be continued to ensure that the fund serves a need, as demonstrated by the purpose of the program to be supported by the fund; the scope of the program, including financial information on fees to be charged, sources of projected revenue, and costs; and an explanation of why the program cannot be implemented successfully under the general fund appropriation process; reflects a clear nexus between the benefits sought and charges made upon the program users or beneficiaries or a clear link between the program and the sources of revenue and is used only when the means of financing is essential to the successful operation of the program or activity. -- HB0504 SD1
Committee Reports: HSCR 601 (FIN) SSCR 1095 (WAM)

HOUSE BILLS THAT PASSED THE LEGISLATURE

Current Status: May-02 13 Passed Legislature
Section Affected: 23-11, 23-12, 37-52.3, 37-52.4

HB0514 HD2 SD1 (SSCR 1256)

RELATING TO PUBLIC HOUSING.

Introduced by: Jordan J, Oshiro M, Yamashita K, Ito K, Say C

Establishes provisions relating to exemption from tax on income and obligation under the Hawaii public housing authority. Provides that income earned and obligations issued by a nonprofit entity determined to constitute a public housing agency pursuant to the US Housing Act of 1937 and which income and obligations are declared by the US Department of Housing and Urban development be exempt from all taxation imposed by the US and exempt from all taxation now or hereafter imposed by the State. -- HB0514 SD1

Committee Reports: HSCR 11 (HSG) HSCR 592 (FIN) SSCR 887 (HMS) SSCR 1256 (WAM)

Current Status: Apr-30 13 Passed Legislature

Section Affected: 356D- (1 SECTION) EXEMPTION FROM TAX ON INCOME AND OBLIGATIONS

HB0527 HD1 (HSCR 67)

RELATING TO UNIFORM MAINTENANCE ALLOWANCE.

Introduced by: Takai K, McKelvey A

Repeals provisions relating to the uniform maintenance allowance for enlisted personnel. -- HB0527 HD1

Committee Reports: HSCR 67 (VMI) HSCR 667 (FIN) SSCR 940 (PSM) SSCR 1247 (WAM)

Current Status: Apr-05 13 Received by the Governor

Apr-11 13 Approved by Governor (Act 10 2013)

Section Affected: 121-41

HB0529 HD1 SD2 (SSCR 1263)

RELATING TO CARE HOMES.

Introduced by: Mizuno J

Establishes provisions relating to care homes; liability; insurance; coverage. Requires operators of adult foster homes, adult residential care homes, assisted living facilities, community care foster family homes, developmental disabilities domiciliary homes and expanded adult residential care homes to obtain and maintain liability insurance and automobile liability insurance in coverage amounts deemed sufficient and appropriate by the department of health. Further requires verification by the department of health. Establishes provisions relating to care homes; liability; insurance; coverage. Requires operators of community care foster family homes to obtain and maintain liability insurance with respect to the operation of the homes; and automobile liability insurance, including adequate bodily injury liability coverage for vehicles used to transport residents of the home. Further requires verification by the department of human services. Amends provisions relating to adult foster care homes. Replaces the term developmentally disabled to individuals with developmental disabilities or intellectual disabilities. Allows the director of health to waive the 2 adult limit for certification as an adult foster home but limits the number of adults with developmental or intellectual disabilities to 3. Amends provisions relating to care homes; liability insurance; coverage. Adds developmental disabilities domiciliary home and requires liability insurance coverage amounts deemed sufficient and appropriate by the department of health; automobile liability insurance, including adequate bodily injury liability coverage for vehicles used to transport residents of the home or facilities. Further requires verification by the department of health. -- Amends Act 221 session laws of 2011 by extending the repeal date to July 1, 2014 (sunset). -- HB0529 SD2

Committee Reports: HSCR 202 (HUS) HSCR 840 (CPC) SSCR 999 (HMS) SSCR 1263 (CPN)

Current Status: Apr-30 13 Passed Legislature

Section Affected: 321- (1 SECTION), 346- (1 SECTION), 321-11.2, 321-11.7, ACT 221 2011, 346-331, 346-334

HB0530

RELATING TO HOMELESSNESS.

Introduced by: Cabanilla R, Oshiro M, Ichiyama L, Har S

Amends provisions relating to holidays. Establishes the month of November as the Homelessness Awareness Month to promote public awareness of homelessness as a significant societal, public health and welfare, and public housing shortage problem. Not a state holiday. -- HB0530

Committee Reports: HSCR 17 (HSG) SSCR 1289 (HMS/ TEC/)

HOUSE BILLS THAT PASSED THE LEGISLATURE

Current Status: Apr-11 13 Received by the Governor
Apr-25 13 Approved by Governor (Act 50 2013)
Section Affected: 8- (1 SECTION) HOMELESSNESS AWARENESS MONTH

HB0536 HD1 SD2 CD1 (CCR 101)

RELATING TO PUBLIC HOUSING.

Introduced by: Cabanilla R, Tokioka J, Oshiro M, Takayama G, Kawakami D, Yamashita K, Cullen T, Ichiyama L, Say C, Coffman D, Ito K

Amends provisions relating housing; tenant selection. Provides that within the priorities established by the public housing authority as certified by the US Department of Veterans Affairs and their dependent parents, if any, and adds a deceased veteran's widow or widower be given 1st preference. Provides that parents of veterans shall not use the veteran status of their adult child as a basis for preference and prohibits the Hawaii public housing authority to select as a tenant, and allows the authority to terminate the tenancy of any person if the person or any household member owns or acquires a home within the State. -- HB0536 CD1

Committee Reports: HSCR 10 (HSG) HSCR 792 (FIN) SSCR 950 (HMS) SSCR 1402 (WAM) CCR 101

Current Status: Apr-30 13 Passed Legislature

Section Affected: 356D-42

HB0546 HD2 SD2 CD1 (CCR 144)

RELATING TO THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND.

Introduced by: Choy I, Coffman D, Say C, Oshiro M

Establishes a Hawaii employer union health benefits trust fund task force within the department of budget and finance for the purpose of examining the unfunded liability of the trust fund. Requires the task force to cease on June 30, 2014 (sunset). Requires the task force to examine the unfunded liability of the trust fund, including current and projected unfunded actuarial accrued liability; the availability of medical benefits plans other than plans that pay or reimburse medical services providers under a fee for service model; the costs and benefits of alternative medical benefits plans in relation to the medical benefits plans currently offered by the trust fund; an evaluation of the costs and process of transitioning from the current medical benefits plans to an alternative medical benefits plan, including recommended proposed legislation; an evaluation of the current structure of state and county public employers paying a percentage of health insurance policy premiums and providing recommendations for a benefits plan for prospective employees; and any other matters relevant to gaining a full and meaningful understanding of the circumstance of the trust fund. Report to the legislature. Appropriation. -- Establishes provisions relating to the payment of public employer contributions to the other post employment benefits trust. Requires each of the counties and all other public employers to make annual required contributions for the benefit of their retirees and beneficiaries. Requires the board to determine the annual required contribution owed by each public employer. -- Amends provisions relating to other powers. Allows the board to retain an actuary to determine the annual required public employer contribution for the separate trust fund. -- Amends provisions relating to other post employment benefits trust. Requires the board to establish and maintain a separate account for each public employer within the separate trust fund to accept and account for each public employer's contributions. -- Amends provisions relating to remittances to the State. Requires a sum from all general excise tax revenues realized by the State that represents the difference between the state public employer's annual required contribution for the separate trust fund and the amount of the state public employer's contributions into the trust fund be deposited to the credit of the State's annual required contribution into that trust fund in each fiscal year. -- Amends provisions relating to the transient accommodations tax. Provides that a sum that represents the difference between a county public employer's annual required contribution for the separate trust fund and the amount of the county public employer's contributions into that trust fund shall be retained by the state director of finance and deposited to the credit of the county public employer's annual required contribution into that trust fund in each fiscal year. -- Establishes the annual contributions for 2014 -2015 to 2018 - 2019. Report to the legislature. Appropriation. (\$\$) -- HB0546 CD1

Committee Reports: HSCR 318 (LAB) HSCR 859 (FIN) SSCR 964 (JDL) SSCR 1380 (WAM) CCR 144

Current Status: Apr-30 13 Passed Legislature

Section Affected: 87A- (2 SECTIONS), 87A-24, 87A-42, 237-31, 237D-6.5

HB0560 HD1 SD1 CD1 (CCR 31)

RELATING TO AFFORDABLE HOUSING URBAN GARDENING.

Introduced by: Har S, Carroll M, Ichiyama L, Ito K, Takayama G, Fale R, Oshiro M,

HOUSE BILLS THAT PASSED THE LEGISLATURE

Hashem M, Jordan J, Say C, Cullen T, Cabanilla R, Yamane R, Kawakami D, Aquino H Establishes provisions relating to urban gardening programs. Authorizes the Hawaii housing and development corporation and the Hawaii community development authority to develop programs that provide incentives for the development of housing projects that incorporate urban gardening programs, provided that the college of tropical agriculture and human resources of the university of Hawaii at Manoa shall be consulted regarding best practices in urban gardening, including vertical gardening, aquaponics, and community gardening. -- HB0560 CD1

Committee Reports: HSCR 213 (HSG) HSCR 642 (EDB) SSCR 1017 (EGH/ HRE/ SSCR 1399 (WAM) CCR 31

Current Status: Apr-30 13 Passed Legislature

Section Affected: 201H- (1 SECTION), 206E- (1 SECTION)

HB0587 HD1 SD1 CD1 (CCR 27)

RELATING TO THE PENAL CODE.

Introduced by: Kawakami D, Ichiyama L, Oshiro M, Tsuji C, Say C, Takayama G, Ito K, Cullen T

Amends provisions relating to abuse of family or household members; penalty. Redefines family or household member to include persons in a dating relationship. Increases the period of separation that a police officer is required to order if the police officer has reasonable grounds to believe that there is probable danger of further physical abuse or harm being inflicted by 1 person upon a family or household member. -- HB0587 CD1

Committee Reports: HSCR 728 (JUD) SSCR 1330 (JDL) CCR 27

Current Status: Apr-30 13 Passed Legislature

Section Affected: 709-906

HB0619 HD1 SD1 (SSCR 1295)

RELATING TO FERAL BIRDS.

Introduced by: Takayama G, Thielen C, Choy I, Ichiyama L, Ito K, Say C, Oshiro M Amends provisions relating to removal, prevention under nuisances; sanitary regulations law. Requires the department of health and its agents to examine into nuisances odors and filth resulting from a person feeding feral birds. Amends provisions relating to who to report nuisances. Allows any person to report to the department of health, or its nearest authorized agent the existence of any nuisance injurious to the public health as soon as possible after the individual learns of the existence of the nuisance. -- HB0619 SD1

Committee Reports: HSCR 726 (JUD) SSCR 1295 (JDL)

Current Status: May-02 13 Passed Legislature

Section Affected: 322-1, 322-6

HB0632 HD2 SD2 CD1 (CCR 115)

RELATING TO OPEN DATA.

Introduced by: Tsuji C, Say C, Takayama G, Ito K, Oshiro M

Establishes provisions relating to electronic data set availability; updates. Requires each executive branch department to use reasonable efforts to make appropriate and existing electronic data sets maintained by the department electronically available to the public through the State's open data portal, provided that nothing shall require departments to create new electronic data sets or to make datasets available upon demand, and provided further that data licensed to the state by another person or entity shall not be made public unless the person or entity licensing the data agrees to the public disclosure. Prohibits any personally identifiable information from being posted online unless the posting has been consented to by the individual or is necessary to fulfill the lawful purposes or duties of the department. Requires each department to update its electronic data sets as often as is necessary to preserve the integrity and usefulness of the data sets. -- Establishes provisions relating to state liability for data sets. Requires that data sets be available for informational purposes only. Exempts the State from warranting the fitness of any data set for a particular purpose and being liable for any deficiencies in the completeness or accuracy of any data set, except where the State's conduct would constitute gross negligence, wilful and wanton misconduct, or intentional misconduct. -- Establishes provisions relating to data set licensing. Allows the chief information officer of the office of information management and technology to make data sets available to 3rd parties pursuant to a license, which may require the licensee to allow any user to copy, distribute, display, or create derivative works at no cost and with an appropriate level of conditions placed on the use. -- Establishes data set policies and procedures. Requires the chief information officer, in consultation with the office of information practices, to develop policies and procedures to implement the open data initiative, including which data sets are appropriate for public disclosure provided that the

HOUSE BILLS THAT PASSED THE LEGISLATURE

standards shall not require the departments to post information that is otherwise required to be disclosed ; but is personally identifiable information, information that may pose a personal or public security risk, is of minimal public interest, or is otherwise inappropriate for online disclosure as part of a data set. Appropriation for 1 full time equivalent position within the office of information practices. (\$\$) -- HB0632 CD1

Committee Reports: HSCR 229 (CPC) HSCR 570 (JUD) HSCR 687 (FIN) SSCR 1020 (TEC/ JDL/) SSCR 1371 (WAM) CCR 115

Current Status: Apr=30 13 Passed Legislature

Section Affected: 27- (5 SECTIONS) DEFINITIONS

HB0635 HD2 SD1 CD1 (CCR 58)

RELATING TO BROADBAND.

Introduced by: Yamashita K, Ito K, Jordan J, Hashem M, Oshiro M, Takayama G, Har S, Yamane R, Ichiyama L

Establishes provisions relating to broadband related permits; automatic approval. Requires the State to approve, approve with modification, or disapprove all applications for broadband related permits within 60 business days of submission of a complete permit application and full payment of any applicable fee; provided that the application is not for a conservation district use for broadband facilities. Provides that if on the 61st business day an application is not approved, approved with modification, or disapproved, it shall be deemed approved by the State. Requires the State to approve, approve with modification, or disapprove use applications for broadband facilities within the conservation district within 45 days of submission of a complete application and full payment of any applicable fee. Provides that if on the 46th day, an application is not approved, approved with modification or disapproved by the State, the application shall be deemed approved by the State. Requires an applicant and a public utility to comply with all applicable safety and engineering requirements relating to the installation, improvement, construction, or development of infrastructure relating to broadband service or broadband technology. Prohibits prosecution against the State, its officials, or employees on account of actions taken in reviewing, approving modifying, or disapproving a permit application or against public utilities resulting from such actions. Requires the State to notify the applicant if the application is incomplete. -- Establishes provisions relating to broadband related permits; automatic approval by a county. Requires the county to approve, approve with modification, or disapprove all applications for broadband related permits within 60 business days of submission of a complete permit application and full payment of any applicable fee. Provides that if on the 61st business day an application is not approved, approved with modification, or disapproved, it shall be deemed approved by the county. Requires an applicant and a public utility to comply with all applicable safety and engineering requirements relating to the installation, improvement, construction, or development of infrastructure relating to broadband service or broadband technology. Prohibits prosecution against any county, its officials, or employees on account of actions taken in reviewing, approving modifying, or disapproving a permit application or against public utilities resulting from such actions. Requires the county to notify the applicant if the application is incomplete. -- Amends Act 151, session laws of 2011. Requires an applicant to comply with all applicable safety and engineering requirements relating to the installation, improvement, construction, or development of infrastructure relating to broadband service. -- Provides that the overall weight load on the utility pole does not exceed maximum utility pole safe weight capacities established by the Federal Communications Commission and the public utilities commission. Act to be repealed on June 30, 2018 (sunset). -- HB0635 CD1

Committee Reports: HSCR 347 (EDB) HSCR 851 (CPC) SSCR 983 (TEC/ PSM/) SSCR 1321 (CPN/ JDL/) CCR 58

Current Status: Apr-30 13 Passed Legislature

Section Affected: 27- (1 SECTION), 46- (1 SECTION), ACT 151 2011

HB0651 HD1 (HSCR 807)

RELATING TO ELECTRONIC PRESCRIPTIONS.

Introduced by: Belatti D

Amends the uniform controlled substances act. Allows a practitioner to provide a pharmacy with an electronic prescription for a schedule II, III, IV or V controlled substance; provided that the information to be communicated only between the prescribing practitioner and the pharmacy of the patient's choice; the information to be communicated in a retrievable, recognizable format acceptable to the intended recipient; no electronic system, software, or other intervening mechanism or pay to alter the practitioner's prescription; the prescription information processing system to provide for confidentiality safeguards required by any applicable federal or state law; and prescribing practitioners and pharmacists shall exercise prudent and professional judgment regarding

HOUSE BILLS THAT PASSED THE LEGISLATURE

the accuracy, validity, and authenticity of any electronic prescription information. Amends provision relating to prohibited acts C penalties. Replaces the term physician's to practitioner's. -- Includes the unauthorized use of a practitioner's electronic prescription application; or by the unauthorized transmission of an electronic prescription and electronically transmitted. -- HB0651 HD1

Committee Reports: HSCR 117 (PBS) HSCR 506 (HLT) HSCR 807 (JUD) SSCR 992 (HTH/ TEC/) SSCR 1236 (CPN)

Current Status: Apr-04 13 Received by the Governor
Apr-18 13 Approved by Governor (Act 20 2013)

Section Affected: 329-1, 329-38, 329-42

HB0652 SD2 CD1 (CCR 67)

RELATING TO REMOTE DISPENSING.

Introduced by: Belatti D

Amends provisions relating to remote dispensing pharmacy; operations. Prohibits remote dispensing pharmacies; provided that this does not apply to the 2 existing remote dispensing pharmacies operated by the Waianae Coast Comprehensive Health Center in Nanakuli and Waianae until June 1, 2014. -- Amends Act 212, session laws of 2008, as amended by Acts 11 and 96, session laws of 2009, relating to remote dispensing pharmacy, by extending the sunset date to January 1, 2016. -- HB0652 CD1

Committee Reports: HSCR 743 (HLT) SSCR 991 (HTH) SSCR 1364 (CPN) CCR 67

Current Status: Apr-30 13 Passed Legislature

Section Affected: 461-10.5, ACT 212 2008, ACT 11 2009, ACT 96 2009

HB0653 SD1 CD1 (CCR 109)

RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR HAWAII PACIFIC HEALTH.

Introduced by: Belatti D, Morikawa D

Authorizes the issuance of special purpose revenue bonds, to assist Hawaii Pacific Health, a Hawaii nonprofit corporation, and 1 or more of its nonprofit affiliates to finance, refinance, and reimburse costs related to the construction or renovation of health care facilities. Authorizes the issuance of refunding special purpose revenue bonds to refund the special purpose revenue bonds. (\$\$) -- HB0653 CD1

Committee Reports: HSCR 54 (HLT) HSCR 674 (FIN) SSCR 906 (HTH) SSCR 1121 (WAM) CCR 109

Current Status: Apr=30 13 Passed Legislature

HB0654 HD2 SD1 (SSCR 953)

RELATING TO NURSING.

Introduced by: Belatti D, Morikawa D, Brower T, Nakashima M, Lee C, Kobayashi B, Wooley J, Mizuno J

Amends provisions relating to the center for nursing; establishment; advisory board. Changes the requirements that 3 members represent the Hawaii Nurses' Association to represent professional organizations related to health. -- Amends provisions relating to collaboration with the center for nursing. Requires the professional and vocational licensing division of the department of commerce and consumer affairs to collaborate with the center for nursing to enable the center for nursing to obtain nursing related data, including but not limited to workforce data of nurses licensed in the State. Provides that the survey shall be requested as part of the nurse license renewal requirements. -- HB0654 SD1

Committee Reports: HSCR 502 (HLT) HSCR 846 (CPC) SSCR 953 (HRE) SSCR 1250 (CPN)

Current Status: Apr-29 13 Received by the Governor

Section Affected: 304A-1404, 304A-1407, 457-9

HB0656 HD2 SD2 CD1 (CCR 35)

RELATING TO HEALTH CARE ADMINISTRATIVE UNIFORMITY.

Introduced by: Belatti D, Morikawa D, Onishi R, Lee C, Kobayashi B, Wooley J, Mizuno J

Establishes a temporary health care transformation program within the office of the governor. Requires the program to identify the issues that need to be addressed to achieve statewide healthcare transformation, develop a strategy, framework, timeline, proposed legislation and rules. Temporary program to cease to exist on July 1, 2015 (sunset). Report to the legislature. -- HB0656 CD1

Committee Reports: HSCR 370 (HLT) HSCR 843 (CPC) SSCR 924 (HTH/ CPN/) SSCR 1351 (WAM) CCR 35

Current Status: Apr=30 13 Passed Legislature

HB0668 HD2 SD2 CD1 (CCR 178)

RELATING TO HEALTH.

HOUSE BILLS THAT PASSED THE LEGISLATURE

Introduced by: Belatti D, Lee C

Amends provisions relating to medical use of marijuana (cannabis) law. Establishes provisions relating to medical marijuana registry revolving fund. Establishes the medical marijuana (cannabis) registry revolving fund within the state treasury. Requires the director of health to expend moneys to offset the cost of the processing and issuance of a patient registry identification certificate and primary caregiver registration certificates; to fund positions authorized by the legislature; to establish and manage a secure and confidential database; and for any other expenditure necessary, as authorized by the legislature, to implement a medical marijuana registry program. Provides that upon completion of the transfer of the medical use of marijuana allows the department of health to charge a medical marijuana registration fee of no more than 35 dollars and to deposit money derived from fees collected into the medical marijuana registry revolving fund. Amends provisions relating to controlled substance registration revolving fund; established. Repeals the director of public safety the processing and issuance of a patient registry identification certificate designation. Transfers all rights, powers, functions, and duties of the department of public safety relating to the medical use of marijuana (cannabis) to the department of health by January 1, 2015. Requires the department of public safety to facilitate the transfer of functions and the department of health. Requires all designated forms for written certifications issued by the department of public safety to be valid under the department of health until the department of health issues new designated forms. Requires the department of health and department of public safety to develop and implement a plan for the transfer. Joint report on the transfer of the medical use of marijuana program, including the plan and timeline for the transfer, and the progress made, to the legislature. Appropriations to the department of health to effectuate the transfer of the medical use of marijuana program from the department of public safety. -- HB0668 CD1

Committee Reports: HSCR 478 (HLT/ PBS/) HSCR 905 (FIN) SSCR 1005 (HTH/ PSM/) SSCR 1377 (JDL/ WAM/) CCR 178

Current Status: Apr-30 13 Passed Legislature

Section Affected: 321- (1 SECTION), 329-59

HB0672 HD2 SD2 CD1 (CCR 124)

RELATING TO HEALTH.

Introduced by: Morikawa D, Belatti D, Brower T, Ing K, Wooley J, Mizuno J, Lee C

Amends provisions relating to tobacco by changing it to tobacco products and vapor products prohibited; minors. Prohibits the sale or furnishing of electronic smoking devices to a minor under 18 years of age and prohibits any minor to purchase electronic smoking devices. -- Establishes provisions relating to placement of cigarettes and tobacco products. Provides that a retailer may sell cigarettes, smokeless tobacco, and all other tobacco products only in a direct, face to face exchange between the retailer and the consumer. Exempts duty free sales enterprise selling duty free merchandise and retail tobacco stores, bars, or any other establishment for which the minimum age for admission is 18. -- HB0672 CD1

Committee Reports: HSCR 551 (HLT) HSCR 853 (CPC) SSCR 905 (HTH) SSCR 1257 (CPN) CCR 124

Current Status: Apr=30 13 Passed Legislature

Section Affected: 709-908, 328J- (1 SECTION)

HB0673 HD2 SD2 CD1 (CCR 26)

RELATING TO PESTICIDES.

Introduced by: Morikawa D, Mizuno J, Hanohano F

Establishes provisions relating to pesticide use; posting online. Requires the department of agriculture to publish on its website the public information contained in all restricted use pesticide records, reports, or forms submitted to the department, except those records, reports or forms required by the department for restricted use pesticides used for structural pest control; provided that the department shall not post information on its website protected by privacy provisions. -- Requires the legislative reference bureau to conduct a study on pesticides that includes whether other states impose any type of reporting requirements on pesticides that do not fall within the definition of a restricted use pesticide, and if so, the details of the reporting requirement and any other relevant information, to the extent ascertainable. Report to the legislature. -- HB0673 CD1

Committee Reports: HSCR 251 (AGR) HSCR 550 (HLT) HSCR 647 (FIN) SSCR 980 (AGL/ ENE/) SSCR 1270 (WAM) CCR 26

Current Status: Apr-30 13 Passed Legislature

Section Affected: 149A- (1 SECTION) PESTICIDE USE

HB0696 HD1 (HSCR 713)

RELATING TO THE OFFICE OF THE LIEUTENANT GOVERNOR.

HOUSE BILLS THAT PASSED THE LEGISLATURE

- Introduced by: Souki J
Amends provisions relating to the office of the lieutenant governor. Allows a lieutenant governor whose legal residence is on an island other than Oahu to receive an allowance to cover personal expenses. -- HB0696 HD1
Committee Reports: HSCR 713 (FIN) SSCR 958 (JDL) SSCR 1328 (WAM)
Current Status: Apr-11 13 Received by the Governor
Apr-25 13 Approved by Governor (Act 51 2013)
Section Affected: 26-1
- HB0697 SD1 CD1 (CCR 181) MAKING APPROPRIATIONS FOR PUBLIC EMPLOYMENT COST ITEMS.
Introduced by: Souki J
Appropriation to the state ethics commission, office of the auditor, office of the legislative reference bureau, office of the ombudsman, senate, and house of representatives for Hawaii employer union health benefits trust fund costs and other cost adjustments for legislative officers and employees excluded from collective bargaining. (\$\$) -- HB0697 CD1
Committee Reports: HSCR 383 (LAB) HSCR 691 (FIN) SSCR 1301 (JDL/ WAM/ CCR 181)
Current Status: Apr-30 13 Passed Legislature
- HB0726 HD1 SD2 CD1 (CCR 180) RELATING TO FILM AND DIGITAL MEDIA INDUSTRY DEVELOPMENT.
Introduced by: Tsuji C, Oshiro M, Say C, Har S, Ito K
Amends provisions relating to the motion picture, digital media, and film production income tax credit. Increases the percentage of tax credits for a county with a population over 700,000 and for a county with a population of 700,000 or less and increases the credit limit per qualified production. Allows information to be reported from the department of business, economic development, and tourism to the legislature in redacted form. Annual report to the legislature. -- Amends Act 88 session laws of 2006, relating to the motion picture, digital media, and film production income tax credit by extending the sunset date to January 1, 2019. -- HB0726 CD1
Committee Reports: HSCR 455 (EDB) HSCR 658 (FIN) SSCR 977 (EGH/ TEC/ SSCR 1381 (WAM) CCR 180
Current Status: Apr-30 13 Passed Legislature
Section Affected: 235-17, ACT 88 2006
- HB0749 HD2 SD2 CD1 (CCR 143) RELATING TO WORKFORCE DEVELOPMENT.
Introduced by: Nakashima M, Nishimoto S, Onishi R, Lowen N, Evans C, Hanohano F, Belatti D, Lee C, Saiki S, Takumi R
Establishes the Hawaii agriculture workforce advisory board within the department of labor and industrial relations to be responsible for developing the next generation of agriculture industry workforce in the State; the mission, direction, and goals of the advisory board; develop partnerships with agricultural organizations and stakeholders to further the advisory board's mission and objectives; maintaining and supporting the National Future Farmers of America (FFA) Organization within the State; and recommending projects and programs to promote the expansion and development of the agricultural industry in the State. -- HB0749 CD1
Committee Reports: HSCR 439 (LAB/ AGR/) HSCR 889 (FIN) SSCR 994 (AGL/ JDL/ SSCR 1346 (WAM) CCR 143
Current Status: Apr-30 13 Passed Legislature
Section Affected: 371- (1 SECTION) HAWAII AGRICULTURE WORKFORCE ADVISORY BOARD
- HB0762 HD2 SD1 CD1 (CCR 100) RELATING TO WASHINGTON PLACE.
Introduced by: Souki J (BR)
Amends provisions relating to department of accounting and general services. Requires the department to be responsible for preserving and protecting Washington Place, including the grounds, and the historic residence situated on its premises at Miller and Beretania streets in Honolulu. Requires the department to administer, manage, operate and maintain Washington Place. Establishes the Washington Place trust fund into which all rents and fees collected for the use of Washington Place and from activities conducted on the premises. Requires the fund be expended by the department on Washington place, including staff salaries and benefits and shall not be transferred to the general fund or any other fund in the state treasury. -- HB0762 CD1
Committee Reports: HSCR 260 (VMI) HSCR 595 (FIN) SSCR 997 (TEC) SSCR 1259 (WAM) CCR 100

HOUSE BILLS THAT PASSED THE LEGISLATURE

Current Status: Apr-30 13 Passed Legislature
Section Affected: 26-6

HB0763 HD1 SD1 CD1 (CCR 137)

RELATING TO THE STATE BUILDING CODE.

Introduced by: Souki J (BR)

Amends provisions relating to state building code council. Increases the members in the council to 11. -- Amends provisions relating to the authority and duties of the council. Requires the council to establish a recommended comprehensive model state building code that shall be a part of a loss reduction plan that complies with the development of loss mitigation standards. Requires council to designate the staggering of the adoption of the codes and standards to be adopted, amended, and updated at a frequency of no later than every 2 years. Requires that any recommended staggering of adoptions be based on a review and evaluation of the utility of each model code when each edition is published. Requires the council to review the codes and standards and adopt recommended state amendments as appropriate within 18 months of the official publication date of the respective code or standard. Renames the State building code to the Hawaii State building code which shall include the code utilized by at least 3 counties. Adds that the code include The International Residential Code, the International Energy Conservation Code, and The National Electrical Code. Requires the governing body of each county to amend, adopt, and update the model state building code as it applies within its respective jurisdiction, without approval of the council. -- HB0763 CD1

Committee Reports: HSCR 633 (WAL) SSCR 1311 (PSM/ WAM/) CCR 137

Current Status: Apr-30 13 Passed Legislature

Section Affected: 107-22, 107-24, 107-25, 107-27, 107-28, 107-29, 431P-5

HB0775 HD2 SD2 CD1 (CCR 120)

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

Introduced by: Souki J (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 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. (\$\$) -- HB0775 CD1

Committee Reports: HSCR 393 (JUD) HSCR 920 (FIN) SSCR 962 (JDL) SSCR 1372 (WAM) CCR 120

Current Status: Apr=30 13 Passed Legislature

HB0785 HD1 SD1 CD1 (CCR 53)

RELATING TO PRODUCTION OF RECORDS.

Introduced by: Souki J (BR)

Amends provisions relation to the native Hawaii roll commission. Requires the commission to be responsible for certifying that the individual on the roll of qualified native Hawaiians meet the definition of qualified native Hawaiians, including the person is an individual who meets the ancestry requirements of Kamehameha schools or of any Hawaiian registry program of the office of Hawaiian affairs, and including in the roll of qualified native Hawaiians all individuals already registered with the State as verified Hawaiians or native Hawaiians through the office of Hawaiian affairs as demonstrated by the production of relevant office of Hawaiian affairs records, and extending to those individual all rights and recognitions conferred upon other members of the roll. -- HB0785 CD1

Committee Reports: HSCR 732 (JUD) SSCR 1297 (JDL) CCR 53

Current Status: Apr=30 13 Passed Legislature

Section Affected: 10H-3

HB0791 HD1 SD1 (SSCR 893)

RELATING TO NONPROFIT CORPORATIONS.

Introduced by: Souki J (BR)

Establishes provisions relating to inspection of records by directors. Allows a director of a nonprofit corporation to inspect and copy the books, records, and documents of the corporation at any reasonable time related to the performance duties, including duties as

HOUSE BILLS THAT PASSED THE LEGISLATURE

a member of a committee, but not for any other purpose or in any manner that would violate any duty to the corporation or law. Allows the circuit court of the county where the nonprofit corporation's principal office is located to order inspection and copying of the books, records, and documents at the corporation's expense. -- HB0791 SD1
Committee Reports: HSCR 192 (CPC) HSCR 757 (JUD) SSCR 893 (CPN) SSCR 1322 (JDL)
Current Status: Apr-30 13 Passed Legislature
Section Affected: 414D- (1 SECTION) INSPECTION OF RECORDS BY DIRECTORS

HB0800 HD1 SD2 (SSCR 1269) MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM FROM THE ENERGY SECURITY SPECIAL FUND.
Introduced by: Souki J (BR)
Appropriation out of the energy security special fund to the department of business, economic development, and tourism for the program on environment and energy development (BED 120) to support the Hawaii refinery task force. (\$\$) -- HB0800 SD2
Committee Reports: HSCR 583 (FIN) SSCR 976 (EGH/ ENE/) SSCR 1269 (WAM)
Current Status: Apr-30 13 Passed Legislature

HB0805 HD1 SD2 CD1 (CCR 28) RELATING TO FEDERAL TAX QUALIFICATION OF THE EMPLOYEES' RETIREMENT SYSTEM.
Introduced by: Souki J (BR)
Amends provisions relating to the pension and retirement systems law to comply with Internal Revenue Code requirements and pre ERISA vesting rules to maintain the employees' retirement system status as a tax qualified plan. Provides that a member's right to the member's accrued retirement benefit is a non forfeitable upon the attainment of normal retirement age and the completion of the requisite years of credited service. Provides that normal retirement age is 65 and class A and B members who became members before July 1, 2012, the requisite years of credited services if 5 years and for class A and B members who became members after June 30, 2012, the requisite years of credited service is 10 years. Establishes rules to apply for the purpose of applying the limitations in section 415(b) of the Internal Revenue Code. -- HB0805 CD1
Committee Reports: HSCR 384 (LAB) HSCR 898 (FIN) SSCR 1013 (JDL) SSCR 1384 (WAM) CCR 28
Current Status: Apr-30 13 Passed Legislature
Section Affected: 88-73, 88-83.5, 88-281, 88-331

HB0808 HD1 SD1 (SSCR 1271) RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM.
Introduced by: Souki J (BR)
Establishes provisions relating to civil unions. Requires that under the Hawaii pension and retirement systems law the terms married, marriage, marital, husband, wife, or similar spousal terms include civil union partners and civil unions. -- Amends provisions relating to federal tax qualification requirements. Prohibits civil union partners from receiving the rights of spouses under the Internal Revenue Code. -- HB0808 SD1
Committee Reports: HSCR 387 (LAB) HSCR 810 (FIN) SSCR 1011 (JDL) SSCR 1271 (WAM)
Current Status: Apr-19 13 Received by the Governor
Section Affected: 88- (1 SECTION), 88-22.5, 88-74.7

HB0811 HD2 SD1 (SSCR 995) RELATING TO ENERGY INFORMATION REPORTING.
Introduced by: Souki J (BR)
Amends provisions relating to monitoring of petroleum industry under the unfair trade practices by petroleum industry law. Requires the department of business, economic development and tourism to refer violations to the attorney general. -- Amends provisions relating to the distributors to register. Requires distributors to register with the department instead of the public utilities commission. -- Repeals the provisions relating to the powers of the commission under the petroleum industry information reporting requirements act. -- HB0811 SD1
Committee Reports: HSCR 241 (EEP) HSCR 761 (EDB/ CPC/) SSCR 995 (ENE/ EGH/) SSCR 1249 (CPN)
Current Status: Apr-19 13 Received by the Governor
Section Affected: 486B-1.5, 486J-2, 486J-11

HB0816 SD1 CD1 (CCR 142) MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS.

HOUSE BILLS THAT PASSED THE LEGISLATURE

Introduced by: Souki J (BR)
Appropriation to the director of finance, chief justice, and Hawaii health systems corporation for all collective bargaining cost items for collective bargaining unit 1 (nonsupervisory blue collar employees) and for salary increases and other cost adjustments for employees excluded from collective bargaining. (\$\$) -- HB0816 CD1
Committee Reports: HSCR 87 (LAB) HSCR 610 (FIN) SSCR 1302 (JDL/WAM/) CCR 142
Current Status: Apr=30 13 Passed Legislature

HB0820 SD1 CD1 (CCR 141)

MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS.
Introduced by: Souki J (BR)
Appropriation to the director of finance for all collective bargaining cost items and for the Hawaii employer union health benefits trust fund costs for collective bargaining unit 5 (teachers and other personnel of the department of education) and for salary increases and other cost adjustments for employees excluded from collective bargaining. (\$\$) -- HB0820 CD1
Committee Reports: HSCR 88 (LAB) HSCR 611 (FIN) SSCR 1303 (JDL/WAM/) CCR 141
Current Status: Apr=30 13 Passed Legislature

HB0833 HD1 SD1 CD1 (CCR 177)

MAKING EMERGENCY APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS.
Introduced by: Souki J (BR)
Appropriation to the director of finance, chief justice, and Hawaii health systems corporation for all collective bargaining cost items for collective bargaining unit 10 (institutional, health, and correctional workers) and for salary increases and other cost adjustments for employees excluded from collective bargaining and who belong to the same compensation plans as those employees within collective bargaining unit 10. (\$\$) -- HB0833 CD1
Committee Reports: HSCR 319 (LAB) HSCR 816 (FIN) SSCR 955 (JDL) SSCR 1350 (WAM) CCR 177
Current Status: Apr-30 13 Passed Legislature

HB0841 HD1 SD1 (SSCR 894)

RELATING TO INSURANCE.
Introduced by: Souki J (BR)
Amends provisions relating to administrative procedure act applies under administration of insurance laws. -- Requires application of or a hearing to the insurance commissioner to be made within 30 days of the date of receipt of the notice to the aggrieved party. -- Amends provisions relating to confidentiality. Increases risk based capital. -- Amends provisions relating to courses. Increase credit hours. -- Amends provisions relating to standards and authority. Adds adverse findings reported in audit reports, and actuarial opinions, reports, or summaries. Adds other financial analysis solvency tools. -- Repeals that the rates of commission expense, general insurance expense, policy benefits, and reserve increases as to annual premium and net investment income; insurer's asset portfolio to assure the company's ability to meet its outstanding obligations. Adds whether the insurer has made adequate provision, according to accepted actuarial standards of practice. Replaces the term company's with insurer's. Adds whether the insurer's operating loss in the last 12 month period or any shorter period of time, excluding net capital gain, is greater than 20 per cent of the insurer's remaining surplus and replaces the terms affiliate, subsidiary to a reinsurer, obligor, or any entity within the insurer's insurance holding company system and which in the opinion of the commissioner may affect the solvency of the insurer. Adds any other finding determined by the commissioner to be hazardous to the insurer's policyholders, creditors, or the general public. Adds including disallowance for the purposes of making a determination of an insurer's financial condition by the commissioner and consistent with the National Association of Insurance commissioners accounting practices and procedures manual, state laws, and rules. -- Amends provisions relating to personal lines insurance. Requires the petition to include a nonrefundable application fee. -- HB0841 SD1
Committee Reports: HSCR 733 (CPC) SSCR 894 (CPN) SSCR 1344 (WAM)
Current Status: May-02 13 Passed Legislature
Section Affected: 431:3-403, 431:9A-153, 431:15-103.5, 431:19-102.3, 431:19-115

HB0847 HD2 SD1 (SSCR 1001)

RELATING TO ENFORCEMENT TOOLS TO IMPROVE PATIENT SAFETY.
Introduced by: Souki J (BR)
Amends provisions relating to the medicine and surgery law. Authorizes the Hawaii

HOUSE BILLS THAT PASSED THE LEGISLATURE

medical board to summarily suspend a license and order a licensee to submit to a physical and mental examination under specific circumstances. -- HB0847 SD1
Committee Reports: HSCR 151 (HLT) HSCR 855 (CPC) SSCR 1001 (CPN) SSCR 1325 (JDL)
Current Status: Apr-30 13 Passed Legislature
Section Affected: 453- (1 SECTION), 453-8

HB0848 HD2 SD1 CD1 (CCR 25)

RELATING TO HEALTH INSURANCE.
Introduced by: Souki J (BR)
Establishes the health care provider network adequacy law. Requires each managed care plan to demonstrate the adequacy of its provider network to the insurance commissioner. Requires the commissioner to consider any applicable federal standards on network adequacy. Requires a certification from a national accreditation organization to create a rebuttable presumption that the network of a managed care plan is adequate. Establishes provisions relating to network adequacy. Requires the commissioner to provide the Hawaii health connector with a list of qualified health plans that meet network adequacy standards. Amends provisions relating to definitions under insurance code law. Redefines small employer to mean in connection with a group health insurance plan with respect to a calendar year and a plan year, and who employed an average of at least 1 but no more than 50 employees on business days during the preceding calendar year and who employs at least 1 employee on the 1st day of the plan year. -- HB0848 CD1
Committee Reports: HSCR 149 (HLT) HSCR 834 (CPC) SSCR 1053 (CPN) CCR 25
Current Status: Apr=30 13 Passed Legislature
Section Affected: (2 SECTIONS) HEALTH CARE PROVIDER NETWORK ADEQUACY, 435H- (1 SECTION), 431:2-201.5, 432E-3

HB0858 HD1 SD1 CD1 (CCR 183)

RELATING TO THE HI GROWTH INITIATIVE.
Introduced by: Souki J (BR)
Establishes provisions relating to Hawaii growth initiative; report to legislature. Requires the corporation to submit an annual report to the legislature on the specific annual outcome achieved through the activities and expenditures of the Hawaii growth initiative to develop and strengthen the core capabilities of entrepreneurialism, commercialization, and business formation, in order for Hawaii to develop globally competitive high growth companies. Appropriation to the Hawaii strategic development corporation revolving fund to implement an investment program. Appropriation out of the fund. (\$\$) -- HB0858 CD1
Committee Reports: HSCR 276 (EDB) HSCR 786 (FIN) SSCR 978 (EGH) SSCR 1272 (WAM) CCR 183
Current Status: Apr-30 13 Passed Legislature
Section Affected: 211F- (1 SECTION) HI GROWTH INITIATIVE

HB0868

RELATING TO ELIMINATING THE ASSET LIMIT ELIGIBILITY REQUIREMENT FOR THE TEMPORARY ASSISTANCE FOR NEEDY FAMILIES PROGRAM.
Introduced by: Souki J (BR)
Amends provisions relating to applications for public assistance; manner, form, conditions. Repeals asset limitation and the value of 1 motor vehicle in determining the needs of an applicant or recipient for public assistance. -- HB0868
Committee Reports: HSCR 27 (HUS) HSCR 621 (FIN) SSCR 878 (HMS) SSCR 1114 (WAM)
Current Status: Apr-03 13 Received by the Governor
Apr-18 13 Approved by Governor (Act 18 2013)
Section Affected: 346-29

HB0872

MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF HUMAN SERVICES FROM THE NURSING FACILITY SUSTAINABILITY PROGRAM SPECIAL FUND.
Introduced by: Souki J (BR)
Appropriation out of the nursing facility sustainability program special fund to the department of human services to be used consistent with the special fund, including the reimbursement of moneys advanced in fiscal year 2012 - 2013 from the health care payments program (HMS 401). (\$\$) -- HB0872
Committee Reports: HSCR 159 (HLT/ HUS/) HSCR 585 (FIN) SSCR 879 (HMS) SSCR 1113 (WAM)
Current Status: Apr-03 13 Received by the Governor
Apr-16 13 Approved by Governor (Act 13 2013)

HOUSE BILLS THAT PASSED THE LEGISLATURE

- HB0877 HD1 SD1 (SSCR 895) RELATING TO THE DESIGNEES FOR THE DIRECTORS OF THE DEPARTMENTS OF COMMERCE AND CONSUMER AFFAIRS, OF HEALTH, OF HUMAN SERVICES, AND OF LABOR AND INDUSTRIAL RELATIONS FOR THE BOARD OF DIRECTORS OF THE HAWAII HEALTH INSURANCE EXCHANGE.
Introduced by: Souki J (BR)
Amends provisions relating to board of directors of the Hawaii health connector; composition; operation. Allows the director of commerce and consumer affairs, the director of health, the director of human services, and the director of labor and industrial relation to select a designee for a specified meeting or meetings of the board. Requires the designee be submitted in writing to the board of directors prior to or at the meeting which the designee will serve. -- HB0877 SD1
Committee Reports: HSCR 49 (HLT) HSCR 842 (CPC) SSCR 895 (CPN) SSCR 1326 (JDL)
Current Status: Apr-29 13 Received by the Governor
Section Affected: 435H-4
- HB0879 HD2 SD1 (SSCR 913) RELATING TO THE HOSPITAL SUSTAINABILITY PROGRAM.
Introduced by: Souki J (BR)
Amends Act 217, session laws of 2012. Requires the department of human services to establish the special fund receive revenue from the imposition of a hospital sustainability fee. Redefines net patient service by changing hospital's medicare cost report for the period ending between July 1, 2009 to 2010 and June 30, 2010 to 2011. Redefines private hospital to mean non public hospitals of the Medicaid section 111 demonstration waiver that were in operation in calendar year 2012. Redefines Section 1115 waiver to mean the Medicaid section 1115 demonstration waiver under which the state Medicaid program is operating. Amends provisions relating to hospital sustainability program special fund. Decreases fund to be used to make direct payments to private hospitals; repeals 2 per cent of to be used for Medicaid covered services for the benefit of hospital; Increases per cent of the money used by the department for other departmental purposes. Requires the department to include direct supplemental payments to health plans for the benefit of the state hospitals. Repeals the hospital sustainability program special fund appropriation ceiling for fiscal year 2012 - 2013 in federal funds for HMS 401. Requires the department to include exemption for any hospital that was not in operation during any part of calendar year 2012; decrease exempt hospitals with net outpatient revenue of less and 42 million 500,000 dollars. Based on fiscal year 2011 reports; increases direct payment to private hospital to cover the uncompensated care cost during state fiscal year 2014. Adds fiscal year 2011 for each eligible hospital's quarterly payment of its uncompensated care costs. Extends the sunset date to June 30, 2014 (sunset). Appropriation. (\$\$) -- HB0879 SD1
Committee Reports: HSCR 160 (HLT/ HUS/) HSCR 589 (FIN) SSCR 913 (HTH/ HMS/) SSCR 1115 (WAM)
Current Status: Apr-30 13 Passed Legislature
Section Affected: ACT 217 2012
- HB0880 HD2 SD2 (SSCR 1120) RELATING TO THE NURSING FACILITY SUSTAINABILITY PROGRAM.
Introduced by: Souki J (BR)
Amends Act 156, session laws of 2012. Establishes the nursing facility sustainability program. Repeals the department of human services to use funds to receive federal matching funds and requires the department of human services to use the revenue from the fee and associated federal Medicaid matching funds to make payment to nursing facilities and for other purposes. Repeals the Quest and Quest expanded access definitions. Redefine section 1115 waiver to mean Medicaid section 1115 demonstration waiver under which the state Medicaid program is operating. Replaces QUEST expanded access plans with Medicaid managed care health plans. Requires the department to support direct supplemental payments when receiving intergovernmental transfers from the state long term care facilities. Amends provisions relating to enhanced rates to quest expanded access plan. Changes quest expanded access to Medicaid managed care health. Requires payment of rate enhancement to be retroactive to the effective date of legislation and paid within 30 days of notification by the Centers for Medicare and Medicaid services to the department. Extends the sunset date to June 30, 2014 (sunset). Appropriation out of the nursing facility sustainability program special fund. (\$\$) -- HB0880 SD2
Committee Reports: HSCR 161 (HLT/ HUS/) HSCR 590 (FIN) SSCR 880 (HMS) SSCR 1120 (WAM)
Current Status: Apr-30 13 Passed Legislature

HOUSE BILLS THAT PASSED THE LEGISLATURE

Section Affected: ACT 156 2012

- HB0888 HD2 SD1 CD1 (CCR 33) RELATING TO DISPOSITION OF PERSONAL PROPERTY ON PUBLIC HOUSING PROPERTIES.
Introduced by: Souki J (BR)
Establishes provisions relating to disposition of abandoned or seized property under Hawaii public housing authority. Authorizes the Hawaii public housing authority to sell, donate, or otherwise dispose of property abandoned or seized in or around any state low income housing project upon compliance with the requirements. Repeals provisions relating to lien on abandoned personalty, sale, etc. -- HB0888 CD1
Committee Reports: HSCR 287 (HSG) HSCR 874 (FIN) SSCR 1008 (HMS/ JDL/ SSCR 1340 (WAM) CCR 33
Current Status: Apr-30 13 Passed Legislature
Section Affected: 356D- (1 SECTION), 356D-56
- HB0899 HD2 SD2 CD1 (CCR 102) RELATING TO RECYCLING.
Introduced by: Souki J (BR)
Amends provisions relating to transfers from special funds for central service expenses. Exempts the deposit beverage container deposit special fund. -- HB0899 CD1
Committee Reports: HSCR 344 (EEP) HSCR 803 (FIN) SSCR 981 (ENE) SSCR 1280 (WAM) CCR 102
Current Status: Apr-30 13 Passed Legislature
Section Affected: 36-27
- HB0908 HD2 SD1 CD1 (CCR 140) RELATING TO THE HAWAII HOME VISITING PROGRAM.
Introduced by: Souki J (BR)
Establishes provisions relating to Hawaii home visiting program; established. Establishes the Hawaii home visiting program within the department of health. Requires the Hawaii home visiting program to be responsible for statewide hospital based screening and home visitation services to identify families of newborns at risk for poor health and safety outcomes, including child abuse and neglect, to promote healthy child development and strengthen families. Requires the hospital based screening and home visiting program to within the limits of available funds to provide proactive, universal screening of newborns, families using a tools designated by the department; refer families at high risk to Hawaii home visiting program providers who shall employ evidence based models of service and consider as a high priority, families at risk for poor health outcomes, child abuse, or neglect. Appropriation out of the Hawaii tobacco settlement special fund. (\$\$) -- HB0908 CD1
Committee Reports: HSCR 374 (HLT/ HUS/) HSCR 769 (FIN) SSCR 990 (HTH) SSCR 1273 (WAM) CCR 140
Current Status: Apr=30 13 Passed Legislature
Section Affected: 321- (1 SECTION) HAWAII HOME VISITING PROGRAM
- HB0915 RELATING TO EMPLOYMENT SECURITY LAW.
Introduced by: Souki J (BR)
Establishes provisions relating to income tax refund offsets under employment security law. Effective April 1, 2013, any employer in default of contributions, advance payments, or reimbursement may be subject to offset of federal tax refund payment of the amount owed, including penalties, interest, costs, and administrative fees. Amends provisions relating to determination, in general. Replaces the term claimant with individual. Requires any redetermination issued on or after October 1, 2013, on the basis of information furnished by the employer or the agent of the employer after the prescribed period to be effective upon the date of the redetermination. Further requires the entire amount of benefits overpaid due to the employer's or agent of the employer's failure to respond timely or adequately to the agency's request for information as required to be charged against the account of the noncomplying employer. Amends provisions relating to recovery of benefits paid. Replace the term person with individual. Requires determinations or redetermination dated on or after October 1, 2013, that the individual has been overpaid benefits under any state or federal unemployment compensation program and is disqualified if the department finds that the individual made false statement or representation of a material fact or knowingly failed to disclose a material fact to obtain benefits to include a penalty assessment amount equal to 15 per cent of the overpaid amount. Effective April 1, 2013, Allows the overpaid benefits amount and the penalty assessment amount, costs, and administrative fees to be deducted from federal income tax refunds and prohibits penalty assessment amount to be subject to

HOUSE BILLS THAT PASSED THE LEGISLATURE

recovery by deduction from future benefits payable. Provides that an individual is liable to repay overpaid benefits amount, the penalty assessment amount, costs, and administrative fees to the department of labor and industrial relations without interest by civil action. Amends provisions relating to refunds and adjustments. Adds payments for benefits for payment fees authorized under section 6402(f) of the Internal Revenue Code.

-- HB0915

Committee Reports: HSCR 90 (LAB) HSCR 695 (FIN) SSCR 1055 (WAM)

Current Status: Mar-28 13 Received by the Governor

Apr-01 13 Approved by Governor (Act 3 2013)

Section Affected: 383- (1 SECTION), 383-33, 383-44, 383-123

HB0918 HD1 SD1 (SSCR 967)

RELATING TO THE EMPLOYMENT AND TRAINING FUND.

Introduced by: Souki J (BR)

Amends provisions relating to employment and training fund established. Authorizes the moneys in the employment and training fund, for the period July 1, 2013, to June 30, 2014, to fund costs to administer, manage, report, and oversee Title I programs funded under the federal Workforce Investment Act of 1998, Public Law 105-220, as amended, for which insufficient federal funds were allocated. -- HB0918 SD1

Committee Reports: HSCR 144 (LAB) HSCR 591 (FIN) SSCR 967 (JDL) SSCR 1343 (WAM)

Current Status: Apr-19 13 Received by the Governor

Section Affected: 383-128

HB0919

RELATING TO STATE EMPLOYMENT.

Introduced by: Souki J (BR)

Amends provisions relating to civil service and exemptions. Requires the civil service positions to comprise all positions in the State now existing or hereafter established and embrace all personal services performed for the State, except employees engaged in special, research, or demonstration projects approved by the governor; positions filled by inmates, patients or state institutions, persons with severe physical or mental disabilities participating in the work experience training; positions filled with students in accordance with guidelines for established state employment; and positions that provide work experience training or temporary public service employment that are filled by persons entering the workforce or persons transitioning into other careers under programs such as federal Workforce Investment Act of 1998, as amended, or the Senior Community Service Employment Program of the Employment and Training Administration of the US Department of Labor, or other similar state programs; and positions filled by persons with severe disabilities who are certified by the state vocational rehabilitation office that they are able to perform safely the duties of the positions. -- HB0919

Committee Reports: HSCR 93 (LAB) HSCR 625 (FIN) SSCR 959 (JDL) SSCR 1246 (WAM)

Current Status: Apr-05 13 Received by the Governor

Apr-22 13 Approved by Governor (Act 30 2013)

Section Affected: 76-16, 78-2.6

HB0921

RELATING TO PROCEEDINGS BEFORE THE LABOR AND INDUSTRIAL RELATIONS APPEALS BOARD.

Introduced by: Souki J (BR)

Amends provisions relating to labor and industrial relations appeals board. Allows the board to make or issue any order or take other appropriate steps to enforce its rules and orders and to carry into full effect the powers and duties given to it by law. Amends provisions relating to judicial review. Includes electronically filing a notice of appeal in accordance with the Hawaii rules of appellate procedures. -- HB0921

Committee Reports: HSCR 94 (LAB) HSCR 626 (FIN) SSCR 961 (JDL) SSCR 1245 (WAM)

Current Status: Apr-05 13 Received by the Governor

Apr-16 13 Approved by Governor (Act 14 2013)

Section Affected: 371-4, 386-88

HB0924 HD1 SD2 CD1 (CCR 29)

RELATING TO COLLECTIVE BARGAINING.

Introduced by: Souki J (BR)

Establishes provisions relating to hearings notice. Requires the labor relations board to give written notice of a hearing by 1st class mail at least 15 days before the hearing. -- HB0924 CD1

HOUSE BILLS THAT PASSED THE LEGISLATURE

Committee Reports: HSCR 95 (LAB) HSCR 597 (FIN) SSCR 963 (JDL) SSCR 1260 (WAM) CCR 29
Current Status: Apr-30 13 Passed Legislature
Section Affected: 89- (1 SECTION), 89-9

HB0925

RELATING TO THE EMPLOYMENT SECURITY APPEALS REFEREE'S OFFICE.
Introduced by: Souki J (BR)
Amends provisions relating to appeals, filing, and hearing under employment security law. Allows the department of labor and industrial relations at least 12 days prior to the initial hearing date to mail a written notice of a hearing to the claimant's or party's last known address. Provides upon application to, and approval by, the employment security appeals referee's office, allows a claimant or party to an appeal to elect to receive hearing notices, decisions, and other appeal document in electronic format in lieu of notice by mail. -- HB0925
Committee Reports: HSCR 96 (LAB) HSCR 627 (FIN) SSCR 960 (JDL) SSCR 1244 (WAM)
Current Status: Apr-05 13 Received by the Governor
Apr-16 13 Approved by Governor (Act 15 2013)
Section Affected: 383-38

HB0927

RELATING TO THE EMPLOYMENT AND TRAINING FUND.
Introduced by: Souki J (BR)
Amends provisions relating to employment and training fund established. Requires moneys in the fund to be used with emphasis on serving small businesses by serving the training needs for industries included in the State's economic development strategy as recommended by the department of business, economic development, and tourism and training needs identified by the county workforce investment boards, employer organizations, industry or trade associations, labor organizations and similar organizations. -- HB0927
Committee Reports: HSCR 98 (LAB/ EDB/) HSCR 629 (FIN) SSCR 954 (JDL) SSCR 1243 (WAM)
Current Status: Apr-05 13 Received by the Governor
Apr-18 13 Approved by Governor (Act 25 2013)
Section Affected: 383-128

HB0928 HD1 SD1 CD1 (CCR 110)

RELATING TO CERTAIN FUNDS UNDER THE DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS.
Introduced by: Souki J (BR)
Amends provisions relating to transfers from special funds for central service expenses. Repeals the unemployment compensation fund from list of funds that the director of finance may not use to defray central service expenses of the government. -- Amends provisions relating to special fund reimbursements for departmental administrative expenses. Repeals the unemployment compensation fund from the list of funds that are exempt from being responsible for paying a share of the administrative expenses. -- Makes the unemployment compensation fund, the special compensation fund, the special fund for disability benefits and the special premium supplementation fund trust funds. -- HB0928 CD1
Committee Reports: HSCR 99 (LAB) HSCR 598 (FIN) SSCR 968 (JDL) SSCR 1342 (WAM) CCR 110
Current Status: Apr-30 13 Passed Legislature
Section Affected: 36-27, 36-30, 383-121, 386-151, 392-61, 393-41, 392-28, 392-42.5, 392-43, 392-45, 392-46, 392-47, 392-52, 392-62, 392-63, 392-64, 392-65, 392-67, 392-69, 392-72, 392-78, 392-92, 393-33, 393-34

HB0929 SD1 (SSCR 1094)

RELATING TO EMPLOYMENT AND TRAINING ASSESSMENT.
Introduced by: Souki J (BR)
Amends provisions relating to employment and training assessment under employment security law. Changes the maximum rate of 5 and 4/10 per cent to the maximum rate of the applicable schedule. -- HB0929 SD1
Committee Reports: HSCR 100 (LAB) HSCR 630 (FIN) SSCR 1094 (WAM)
Current Status: Apr-19 13 Received by the Governor
Section Affected: 383-129

HB0941

RELATING TO THE NATURAL AREA RESERVES SYSTEM COMMISSION.

HOUSE BILLS THAT PASSED THE LEGISLATURE

Introduced by: Souki J (BR)
Amends provisions relating to natural area reserves system commission. Requires 1 member of the commission to a person possessing a background in native Hawaiian traditional and customary practices. -- HB0941
Committee Reports: HSCR 3 (WAL) HSCR 273 (OMH) SSCR 877 (WTL/ THA/)
Current Status: Mar-19 13 Received by the Governor
Apr-03 13 Approved by Governor (Act 4 2013)
Section Affected: 195-6

HB0944

RELATING TO THE UNIFORM CONTROLLED SUBSTANCES ACT.

Introduced by: Souki J (BR)
Amends provisions relating to schedule I under the uniform controlled substances act. Replaces methylenedioxypropylvalerone with methylenedioxypropylmethamphetamine. Amends provisions relating to schedule II. Adds Tetramethylcyclopropanoylindoles; meaning any compound containing a 3-tetramethylcyclopropanoylindole structure with substitution at the nitrogen atom of the indole ring by an alkyl, haloalkyl, cyanoalkyl, alkenyl, cycloalkylmethyl, cycloalkylethyl, 1-(N-methyl-2-piperidinyl)methyl, 2-(4-morpholinyl)ethyl, 1-(N-methyl-2-pyrrolidinyl)methyl, 1-(N-methyl-3-morpholinyl)methyl, or tetrahydropyranylmethyl group, whether or not further substituted in the indole ring to any extent and whether or not substituted in the tetramethylcyclopropyl ring to any extent. Replaces 4-anilino-N-phenethyl-4-piperidine (ANPP) with to Fentanyl-4-anilino-N-phenethyl-4-piperidine (ANPP). Amends provisions relating to schedule III. Adds Methasterone (2 alpha-17 alpha-dimethyl-5 alpha-androstan-17beta-ol-3-one); Prostanazol (17 beta-hydroxy-5 alpha-androstan[3,2-c]pyrazole) to anabolic steroids. Amends provision relating to sales of products, mixtures, or preparations containing doephedrine; reporting requirement for wholesalers. Provides that any person who violates provisions relating to anabolic steroids is guilty of a class C felony. -- HB0944
Committee Reports: HSCR 547 (PBS) HSCR 829 (JUD) SSCR 901 (PSM) SSCR 1323 (JDL)
Current Status: Apr-11 13 Received by the Governor
Apr-23 13 Approved by Governor (Act 48 2013)
Section Affected: 329-14, 329-16, 329-18, 329-75

HB0951 HD1 SD2 CD1 (CCR 73)

RELATING TO THE SERVICE OF PROCESS.

Introduced by: Souki J (BR)
Establishes provisions relating to service of process; list. Requires the director of the department of public safety to maintain a list of independent civil process servers to process orders to show cause; garnishment; writs of replevin and attachment; writs of possession; orders for examination and writs of attachment or execution. Provides that the maintenance of the list shall not create a private cause of action against the department, the State, and the agencies, officers, and employees of the department or the State. Provides that placement of a person's name on the list shall not make the person a law enforcement officer, sheriff or deputy sheriff, or an employee or agent of the State. -- Requires the department of public safety to convene a working group to define and delineate the duties and responsibilities of process servers under its jurisdiction; create a process of registration for process servers in the state; examine the licensing requirements of an jurisdictional concerns with the private process server industry in the State; and addressing other issues deemed relevant by the working group or by the department. Requires the working group to meet at least 4 times and report to the legislature. Act to be repealed on June 30, 2015 (sunset). -- HB0951 CD1
Committee Reports: HSCR 731 (JUD) SSCR 890 (PSM) SSCR 1335 (JDL) CCR 73
Current Status: Apr-30 13 Passed Legislature
Section Affected: 353C- (1 SECTION), 501-154, 603-29, 604-6.2, 607-4, 607-8, 633-8, 634-11, 634-12, 634-22, 634-29, 651-1, 652-1.5, 652-2, 652-2.5, 652-2.6, 654-2, 666-11, 666-21

HB0977 HD2 SD2 CD1 (CCR 111)

RELATING TO TRANSPORTATION.

Introduced by: Souki J (BR)
Establishes provisions relating to commercial learner's permit. Requires a commercial learner's permit to be tamperproof; be marked with the words "commercial learner's permit" or "CLP" displayed prominently; include a statement that it is not valid for driving a commercial motor vehicle unless presented with the underlying commercial driver's license or non commercial driver's license. -- Requires all commercial driver's licenses that are surrendered to be shredded. -- Prohibits an employer to knowingly allow, require,

HOUSE BILLS THAT PASSED THE LEGISLATURE

permit, or authorize a driver to drive a commercial motor vehicle during any period in which the driver does not have a current commercial learner's permit or commercial driver's license or does not have the proper class, restrictions and endorsements. -- Requires test examiners to communicate with the applicant only in English during the skills test. -- Requires every applicant to successfully complete the commercial driver's license general knowledge test before being issued a commercial learner's permit. -- Prohibits a record of conviction transmitted and maintained in the statewide traffic record system to be used for purposes other than the licensing of drivers, including any record of driving a commercial motor vehicle while the alcohol concentration of the driver's blood is 0.04 or more grams of alcohol per 210 liters of breath or 0.04 or more grams of alcohol per 100 milliliters or cubic centimeters of blood. -- Establishes fines and penalties for any person who drives a commercial motor vehicle in the state without a valid commercial driver's license or commercial learner's permit. -- HB0977 CD1

Committee Reports: HSCR 430 (TRN) HSCR 753 (CPC/ JUD/) SSCR 947 (TIA/ PSM/) SSCR 1358 (WAM) CCR 111

Current Status: Apr-30 13 Passed Legislature

Section Affected: 286- (1 SECTION), 286-102, 286-231, 286-233, 286-234, 286-235, 286-236, 286-238, 286-239, 286-240, 286-241, 286-241.4, 286-241.5, 286-244, 286-245, 286-248, 286-249, 286-2

HB0980 HD2 SD2 (SSCR 1403)

RELATING TO HIGHWAY SAFETY.

Introduced by: Souki J (BR)

Establishes provisions relating to mobile electronic devices (cell phone, cellular phone, mobile telephone, wireless telephone). Prohibits a person from operating a motor vehicle while using a mobile electronic device. Prohibits a person under 18 years of age to operate a motor vehicle while utilizing a hands free mobile electronic device, except for the sole purpose of making a 911 emergency communication. Provides the use of a mobile electronic device for the sole purpose of making a 911 emergency communication shall be an affirmative defense to this law. Exempts emergency responders using a mobile electronic device while in the performance and scope of their official duties; drivers using 2 way radios or a private land mobile radio system while in the performance and scope of their work related duties and who are operating fleet vehicles or who possess a commercial vehicle license; or 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 fines. Requires that if a person violates this law while operating a motor vehicle in a school zone or construction area, the fines imposed will be doubled. -- HB0980 SD2

Committee Reports: HSCR 468 (TRN) HSCR 911 (JUD) SSCR 948 (TIA/ JDL) SSCR 1403 (WAM)

Current Status: Apr-29 13 Received by the Governor

Section Affected: 291C- (1 SECTION), 286-108

HB0988 HD2 SD2 CD1 (CCR 138)

RELATING TO NATIVE WILDLIFE.

Introduced by: Evans C, Nakashima M

Amends provisions relating to environmental response revolving fund; uses of the environmental response law. Allows moneys from the fund to be used to support the operations of an environmental disaster standby and response facility in the State that shall be responsible for the recovery and rehabilitation of native wildlife that are sickened, injured, or contaminated as a result of oil or fuel related disaster in the State. -- HB0988 CD1

Committee Reports: HSCR 308 (WAL/ EEP/) HSCR 774 (FIN) SSCR 1044 (ENE/ WTL) SSCR 1348 (WAM) CCR 138

Current Status: Apr-30 13 Passed Legislature

Section Affected: 128D-2

HB0998

RELATING TO PRIVATE TRANSFER FEES.

Introduced by: McKelvey A, Kobayashi B

Amends Act 169, session laws of 2010, relating to prohibition of transfer fees by repealing the sunset date. -- HB0998

Committee Reports: HSCR 156 (WAL) HSCR 641 (CPC/ JUD/) SSCR 860 (CPN) SSCR 1327 (JDL)

Current Status: Apr-11 13 Received by the Governor

Apr-23 13 Approved by Governor (Act 42 2013)

Section Affected: ACT 169 2010

HOUSE BILLS THAT PASSED THE LEGISLATURE

- HB0999 HD2 SD1 (SSCR 1052) RELATING TO INSURANCE.
Introduced by: McKelvey A
Amends provisions relating to reinsurance under captive insurance companies law. Requires a risk retention captive insurance company to qualify for credit reinsurance on risks ceded to a reinsurer if the reinsurer is in compliance with credit for reinsurance law or allow a qualify for credit for reinsurance on risks ceded to a reinsurer, if the reinsurer meets the reinsurance guidelines for risk retention captive insurance companies adopted by the insurance commissioner. -- HB0999 SD1
Committee Reports: HSCR 351 (CPC) HSCR 737 (CPC) SSCR 1052 (CPN)
Current Status: Apr-19 13 Received by the Governor
Section Affected: 431:19-111
- HB1059 HD2 SD2 (SSCR 1376) RELATING TO COURT ADVISEMENT CONCERNING ALIEN STATUS.
Introduced by: Souki J
Establishes provisions relating to court advisement concerning alien status required at the commencement of arraignment and plea hearing. Requires the court to administer at the commencement of a court session for arraignment and plea hearings for an offense punishable as a crime under state law, except offenses designated as infractions under state law, that if the defendant is not a citizen of the US, whether or not the defendant has lawful immigration status, the case may have severe and irreversible consequences, including immediate detention, deportation, or exclusion from admission or denial of naturalization to the US. Requires defendant's attorney to advise regarding the possible consequences this case may have on immigration status. Defendant is not required to disclose immigration or citizenship status to the court. -- HB1059 SD2
Committee Reports: HSCR 404 (VMI) HSCR 913 (JUD) SSCR 946 (TIA) SSCR 1376 (JDL)
Current Status: Apr-22 13 Received by the Governor
Section Affected: 802E- (1 SECTION), 802E-2, 802E-3
- HB1068 HD1 SD2 CD1 (CCR 121) RELATING TO HUMAN TRAFFICKING.
Introduced by: Awana K, Mizuno J, Thielen C, Hashem M
Establishes provisions relating to National Human Trafficking Resource Center hotline; posting requirement; penalty. Requires an establishment that holds a class 5 or class 11 liquor licenses, a massage therapy establishment that employs 5 or more people, or employs 1 or more erotic or nude massagers or erotic or nude dancers to post and keep posted in a place readily accessible to individuals in the employers employ a poster specified of a minimum specified size that provides specified information and the National Human Trafficking Resource Center hotline. Requires the department of labor and industrial relations to make an electronic version of the poster available on its website for employers to print. Establishes fine and requires actions to collect the penalty to be considered a civil action. -- HB1068 CD1
Committee Reports: HSCR 720 (JUD/ CPC/) SSCR 1010 (HMS/ JDL/) SSCR 1387 (WAM) CCR 121
Current Status: Apr-30 13 Passed Legislature
Section Affected: 371- (1 SECTION) NATIONAL HUMAN TRAFFICKING RESOURCE CENTER HOTLINE
- HB1089 HD1 (HSCR 261) RELATING TO KALO APPRECIATION MONTH.
Introduced by: Hanohano F
Amends provisions relating to holidays. Establishes the month of October as the "Kalo Appreciation Month to celebrate the strong kalo tradition in Hawaii and the cultural connections of native Hawaiians to kalo, the Hawaiian word for taro. Not a state holiday. -- HB1089 HD1
Committee Reports: HSCR 261 (VMI) HSCR 640 (OMH) SSCR 935 (THA/ TEC/)
Current Status: Mar-22 13 Received by the Governor
Apr-09 13 Approved by Governor (Act 7 2013)
Section Affected: 8- (1 SECTION) KALO APPRECIATION MONTH
- HB1130 HD1 SD1 (SSCR 988) RELATING TO THE HAWAII HEALTH SYSTEMS CORPORATION.
Introduced by: Onishi R, Morikawa D, Ward G, Lee C, Lowen N, Ing K, Hanohano F
Amends provisions relating to the Hawaii health systems corporation law. Increases the number of members of the board of directors from 13 to 18. Changes 5 regional chief executive officers as ex officio voting members to nonvoting members. Increase the number of corporation board members in each county to include 1 member to be appointed by the governor for each respective county. Requires members appointed by

HOUSE BILLS THAT PASSED THE LEGISLATURE

governor for each respective county to serve 4 year terms. Requires the board member appointments to strive to create a board that includes expertise in the fields of medicine, finance, health care administration, government affairs, human resources, and law. -- HB1130 SD1

Committee Reports: HSCR 741 (HLT) SSCR 988 (HTH) SSCR 1345 (WAM)

Current Status: Apr-22 13 Received by the Governor

Section Affected: 323F-3

HB1132 HD1 SD1 CD1 (CCR 51)

RELATING TO PUBLIC DISCLOSURE OF FINANCIAL INTERESTS STATEMENTS.

Introduced by: Ohno T

Amends provisions relating to requirements for disclosure. Redefines disclosure period to be between January 1 and May 31 for an employee and between January 1 and January 31 for a legislator. -- HB1132 CD1

Committee Reports: HSCR 181 (LMG) HSCR 760 (JUD) SSCR 1298 (JDL) CCR 51

Current Status: Apr-30 13 Passed Legislature

Section Affected: 84-17

HB1133 SD2 (SSCR 1279)

RELATING TO PUBLIC LAND.

Introduced by: Evans C, Mizuno J, Lee C, Awana K, Hashem M, Morikawa D, Cheape L, Takumi R, Johanson A, Coffman D, Fukumoto B, Thielen C, McKelvey A, Hanohano F, Ing K, Brower T, Saiki S, McDermott B, Fale R

Repeals the public land development corporation. Amends Act 117, session laws of 2012, by repealing the provision that the corporation assist in determining an appropriate site for the pu'u honua (puuhonua) or wellness center. -- Transfers any funds appropriated to the department of land and natural resources that are unexpended and unencumbered as of the effective date of this Act to the land conservation fund. Transfers any proceeds generated and deposited into the stadium facilities special fund that are expended and unencumbered as of the effective date of this Act to the general fund. Transfers any proceeds generated and deposited into the school facilities special fund that are unexpended and unencumbered as of the effective date of this Act to the general fund. -- Transfers all records, equipment, machines, files, supplies, contracts, books, papers, documents, maps, and other personal and real property heretofore made, used, acquired, or held by the public land development corporation to the department of land and natural resources. -- HB1133 SD2

Committee Reports: HSCR 412 (WAL/ FIN/) SSCR 1025 (WTL) SSCR 1279 (WAM)

Current Status: Apr-15 13 Received by the Governor

Apr-22 13 Approved by Governor (Act 38 2013)

Section Affected: 171-2, 171-64.7, 173A-4, 173A-5, 206E-4, 171C-1, 171C-2, 171C-3, 171C-4, 171C-5, 171C-6, 171C-7, 171C-8, 171C-9, 171C-10, 171C-11, 171C-12, 171C-13, 171C-14, 171C-15, 171C-16, 171C-17, 171C-17.5, 171C-18, 171C-19, 171C-20, 171C-21, ACT 117 2012

HB1136 HD2 SD1 CD1 (CCR 103)

RELATING TO CIVIL AIR PATROL.

Introduced by: Evans C, Lowen N, McKelvey A, Aquino H

Appropriation to the department of defense for the civil air patrol. (\$\$) -- HB1136 CD1

Committee Reports: HSCR 403 (PBS/ VMI/) HSCR 877 (FIN) SSCR 939 (PSM) SSCR 1252 (WAM) CCR 103

Current Status: Apr=30 13 Passed Legislature

HB1137 HD1 SD2 CD1 (CCR 72)

RELATING TO FAMILY COURT.

Introduced by: Rhoads K

Establishes provisions relating to child custody evaluators; qualification; registry; complaints. Allows a person to be appointed as a child custody evaluator if the person is actively licensed as a physician and is a board certified psychiatrist or has completed a residency in psychiatry, a psychologist, a marriage and family therapist, or a clinical social worker. Requires the judiciary to maintain on its website a publicly accessible registry of child custody evaluators who are qualified and are willing and available to perform child custody evaluations are responsible for providing the judiciary with relevant information, to establish a complaint process so that parties may file a grievance with the court regarding a child custody evaluator appointed by the court. Annual report to the legislature. Allows a complaint against a child evaluator to be resolved through civil litigation. -- HB1137 CD1

Committee Reports: HSCR 473 (HUS) SSCR 1009 (HMS/ JDL/) SSCR 1360 (WAM) CCR 72

HOUSE BILLS THAT PASSED THE LEGISLATURE

Current Status: Apr-30 13 Passed Legislature
Section Affected: 571- (1 SECTION), 571-46

HB1147 HD2 SD2 CD1 (CCR 125)

RELATING TO CAMPAIGN SPENDING.

Introduced by: Lee C, Belatti D, Saiki S, Nishimoto S, Johanson A, Hanohano F
Establishes provisions relating to identification of certain top contributors to noncandidate committees making only independent expenditures. Requires an advertisement to contain an additional notice of the top contributors for this advertisement. -- Amends provisions relating to the campaign spending commissions. Requires the commission to ascertain whether any person has failed to file a report. -- Amends provisions relating to filing of reports, generally. Requires every report required to be filed by an individual or entity to be certified as complete and accurate by the chairperson and treasurer. Requires all reports be made available for public inspection on the commission's website in a searchable database. -- Amends provisions relating to noncandidate committee reports. Requires reports to disclose contributions received and contributions made, the amount and date of each contribution made and the name and address of the candidate, candidate committee, or noncandidate committee to which the contribution was made. Provides that expenditures for advertisements or electioneering communication shall include the names of the candidates supported, opposed or clearly identified; independent expenditures to include the name of any candidate referenced; and for noncandidate committees making independent expenditures only, certification that no expenditures have been coordinated with a candidate, candidate committee, or noncandidate committee, or any agent of a candidate, candidate committee, or noncandidate committee. Further requires any expenditure that is contracted or paid for and that is to be rendered during the last 3 days of an election period to be included in a late expenditure report. -- Amends provisions relating to late contributions by adding late expenditures; reports. Requires that if an electioneering expenditure is made by an entity, the names and titles of the executives or board of directors who authorized the expenditure be filed with the commission. -- Amends provisions relating to electioneering communications; statement of information. Requires each statement of information to contain the names and titles of the executives or board of directors who authorized the expenditure, if the expenditure was made by a noncandidate committee, business entity, or an organization. -- Amends provisions relating to advertisements. Requires any advertisement that is broadcast, televised, circulated, or published, including electronic means, to meet certain specifications. -- Repeals the provisions requiring corporations to file a report with the commission. -- HB1147 CD1

Committee Reports: HSCR 575 (JUD) HSCR 907 (FIN) SSCR 1014 (JDL) SSCR 1367 (WAM) CCR 125

Current Status: May=02 13 Passed Legislature
Section Affected:1 1- (1 SECTION), 11-314, 11-331, 11-335, 11-337, 11-338, 11-340, 11-341, 11-391, 11-332

HB1149 HD3 SD2 CD1 (CCR 30)

RELATING TO WIND ENERGY FACILITIES.

Introduced by: Lee C, Morikawa D, Ing K, Nishimoto S, Evans C, Hanohano F
Establishes provisions relating to decommissioning of wind energy facilities. Requires the owner of a commercial wind energy facility utilizing the renewable energy facility siting process to be responsible, at the owner's expense, for the decommissioning of the wind energy facility upon abandonment of the end of the useful life of the commercial wind energy equipment in the wind energy facility. Authorizes counties to include decommissioning requirements as a condition for a building permit. Exempts wind energy facilities existing in the State provided that an existing lease or other agreement between the wind energy facility owner and the landowner on which the facility is located or a power purchase agreement under which the wind energy facility owner is operating, provides for the decommissioning of the wind energy facility after abandonment or the end of the useful life of the commercial wind energy equipment in the wind energy facility, or the wind energy facility was construction on fee simple land owned by the owner. Requires the owner to file, prior to the initial commercial generation date with the energy resources coordinator, evidence of financial security to cover the anticipated costs of decommissioning the wind energy facility. -- HB1149 CD1

Committee Reports: HSCR 223 (EEP) HSCR 487 (CPC) HSCR 804 (FIN) SSCR 1018 (ENE/ CPN/) SSCR 1353 (WAM) CCR 30

Current Status: Apr-30 13 Passed Legislature
Section Affected: 201N- (3 SECTIONS) DECOMMISSIONING OF WIND ENERGY FACILITIES

HOUSE BILLS THAT PASSED THE LEGISLATURE

- HB1187 SD2 CD1 (CCR 70) RELATING TO HUMAN TRAFFICKING.
Introduced by: Mizuno J, Awana K, Saiki S, Luke S, Souki J
Amends provisions relating to holidays. Establishes the month of January as the human trafficking awareness month to promote public awareness of human trafficking as a significant societal and public health crisis. Not a state holiday. -- Amends provisions relating to definitions under child abuse law. Redefines child abuse to include sexual exploitation and being a victim of labor trafficking. -- HB1187 CD1
Committee Reports: HSCR 337 (HUS) SSCR 1288 (HMS/ TEC/) FLOOR AMENDMENT 9 CCR 70
Current Status: Apr-30 13 Passed Legislature
Section Affected: 8- (1 SECTION), 350-1, 587A-4
- HB1202 HD1 SD1 (SSCR 1000) RELATING TO BUSINESS.
Introduced by: Ito K, Har S, Oshiro M
Amends provisions relating to civil and criminal sanctions for unlicensed activity; fines; injunctive relief; damages; forfeiture. Exempts a licensee who inadvertently fails to maintain licensing requirements under the appropriate licensing statute and who subsequently corrects the failure so that there was no lapse in licensure. -- Amends provisions relating to unlicensed contracting activity. Exempts a contractor who inadvertently fails to maintain licensing requirements and who subsequently corrects the failures so that there is no lapse in licensure. -- HB1202 SD1
Committee Reports: HSCR 727 (JUD) SSCR 1000 (CPN) SSCR 1373 (JDL)
Current Status: Apr-19 13 Received by the Governor
Section Affected: 436B-27, 708-8300
- HB1207 HD1 SD1 CD1 (CCR 14) RELATING TO HUMAN SERVICES.
Introduced by: Jordan J, Tokioka J, Hashem M, Kawakami D, Morikawa D, Carroll M
Requires the department of human services to report on the State's integrity compliance with the federal Patient Protection and Affordable Care Act as it relates to Medicaid program integrity within the managed care health plans, fee for service program, and the Children's Health Insurance Program to include timelines and plans for compliance with the Patient Protection and Affordable Care Act for fiscal years 2013 - 2014, 2014 - 2015 and 2015-2016. Reports to the legislature. -- HB1207 CD1
Committee Reports: HSCR 580 (HUS) SSCR 1287 (HMS) CCR 14
Current Status: Apr-30 13 Passed Legislature
- HB1258 HD1 (HSCR 711) RELATING TO AGING.
Introduced by: Souki J (BR)
Amends provisions relating to policy advisory board for elder affairs by adding lifetime honorary kupuna. Allows the policy advisory board for elder affairs to honor a non ex officio member by voting to award the member a lifetime honorary kupuna title at a meeting called for the purpose and attended by a quorum. Requires the governor to take into consideration a person's receipt of a lifetime honorary kupuna title when considering the person's reappointment to the board and allows the governor to reappoint a person who holds the lifetime honorary kupuna title for continued terms over the person's lifetime. -- HB1258 HD1
Committee Reports: HSCR 711 (HUS) SSCR 934 (HMS/ HTH/)
Current Status: Mar-22 13 Received by the Governor
Apr-10 13 Approved by Governor (Act 8 2013)
Section Affected: 349-4
- HB1263 HD2 SD2 CD1 (CCR 119) RELATING TO IRRIGATION.
Introduced by: Wooley J
Appropriation to the department of agriculture for making improvements to the east Kauai irrigation system and Peekauai ditch (Menehune ditch) irrigation system. (\$\$) -- HB1263 CD1
Committee Reports: HSCR 493 (AGR/ WAL/) HSCR 870 (FIN) SSCR 933 (AGL/ WTL/) SSCR 1359 (WAM) CCR 119
Current Status: Apr=30 13 Passed Legislature
- HB1268 HD1 SD1 (SSCR 1293) RELATING TO PUBLIC LANDS.
Introduced by: Wooley J
Amends provisions relating to continuation of rights under existing homestead leases, certificates of occupation, right of purchase leases, and cash freehold agreements. Requires that no existing certificate of occupation or existing homestead lease, or

HOUSE BILLS THAT PASSED THE LEGISLATURE

fractional interest thereof, be transferable or assignable except by conveyance, devise, bequest, or intestate succession and with the prior approval of the board of land and natural resources; provided that transfer or assignment by conveyance, devise, or bequest be limited to a member or members of the occupier's or lessee's family or in the case of a homestead lease, to any person or persons designated as a trustee of a land trust. -- HB1268 SD1

Committee Reports: HSCR 76 (WAL/ OMH/) HSCR 918 (JUD) SSCR 1293 (WTL/ THA/ JDL/)

Current Status: Apr-18 13 Received by the Governor

Section Affected: 171-99

HB1279 HD1 SD2 CD1 (CCR 104)

RELATING TO PUBLIC SAFETY.

Introduced by: Aquino H, Ichiyama L, Yamashita K, Ing K, Takumi R, Hashem M
Authorizes the department of labor and industrial relations to receive monetary donations and to expend the moneys collect for programs specifically designed to assist the offender population in transitioning to the community in a safe, responsible way; holistic treatment and support services designed to enable participants from the ex offender population to achieve self sufficiency; and other purposes. Appropriations to the department of labor and industrial relation for expenses incurred for reintegration support, job training, employment placement, and case management, including through programs in partnership with the department of public safety for persons convicted of crimes and reentering the community. (\$\$) -- HB1279 CD1

Committee Reports: HSCR 295 (PBS) HSCR 702 (FIN) SSCR 902 (PSM) SSCR 1337 (WAM) CCR 104

Current Status: Apr=30 13 Passed Legislature

HB1282 HD1 (HSCR 604)

RELATING TO MILITARY SERVICE.

Introduced by: Takai K, Ito K

Amends provisions relating to Hawaii medal of honor. Adds that the medal of honor may also be awarded to an individual who has been killed in action while serving in direct support of military operations in a combat zone if that service is designated as such by the US Department of Defense or performing duty subject to hostile fire or imminent danger if that duty qualifies the individual for special military pay as determined by the US Department of Defense. Specifies that medals may be awarded to Hawaii national guard members and US military reserves who were activated into service and were killed in action. -- HB1282 HD1

Committee Reports: HSCR 604 (VMI) SSCR 969 (PSM)

Current Status: Mar-25 13 Received by the Governor

Apr-10 13 Approved by Governor (Act 9 2013)

Section Affected: 5-22

HB1287 HD1 SD1 CD1 (CCR 52)

RELATING TO PERSONAL INFORMATION.

Introduced by: Souki J

Amends provisions relating to unlawful use of Hawaii identification card or driver's license. Allows a business to scan the machine readable zone of an individual's Hawaii identification card or driver's license to verify the individual's age when providing age restricted goods or services to the individual if the business has a reasonable doubt of the individual having reached the minimum age required for purchasing the age restricted goods or services. Act to be repealed July 31, 2014 (sunset). -- HB1287 CD1

Committee Reports: HSCR 749 (JUD) SSCR 1285 (TEC/ CPN/) CCR 52

Current Status: Apr=30 13 Passed Legislature

Section Affected: 487J-6

HB1328 HD1 SD1 (SSCR 1039)

RELATING TO THE KAHOLAWE ISLAND RESERVE.

Introduced by: Carroll M, Evans C, Lee C, Awana K, Hanohano F, McKelvey A
Amends Act 159, session laws of 2010, relating to exemptions for the procurement of food or fueled products for Kahoolawe island reserve commission, by repealing the sunset date. -- HB1328 SD1

Committee Reports: HSCR 264 (OMH) HSCR 873 (FIN) SSCR 1039 (WTL/ EGH/) SSCR 1329 (WAM)

Current Status: Apr-30 13 Passed Legislature

Section Affected: ACT 159 2010, 103D-102

HB1374 HD1 SD1 CD1 (CCR 175)

RELATING TO PROCUREMENT.

Introduced by: Johanson A, Saiki S, Souki J, Mizuno J, Nishimoto S, Luke S, Nakashima

HOUSE BILLS THAT PASSED THE LEGISLATURE

M, Ward G, Cheape L, Lee C, Evans C, Fukumoto B, Thielen C, McKelvey A, Ohno T, Morikawa D, Onishi R, Fale R, Takai K, Brower T, Belatti D

Amends provisions relating to methods of source selection. Requires that all contracts be awarded pursuant to competitive sealed bids; competitive sealed proposals; professional services procurement; small purchases; sole course procurement; and emergency procurements. -- HB1374 CD1

Committee Reports: HSCR 417 (EDB) HSCR 811 (FIN) SSCR 1038 (EGH) SSCR 1368 (WAM) CCR 175

Current Status: Apr-30 13 Passed Legislature

Section Affected: 103D-301

HB1381 HD2 SD2 CD1 (CCR 34)

RELATING TO PROFESSIONAL AND VOCATIONAL LICENSING.

Introduced by: Takai K

Amends provisions relating to licensure by endorsement or licensure by reciprocity; initial acceptance by affidavit; temporary license by adding military spouse. Repeals the nonresident requirement. Requires that a military spouse receive a license provided that the 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 and is the spouse of a military member who has orders issued by the appropriate agencies of the armed forces to be stationed in Hawaii for a duration of at least 1 year. Requires a license by endorsement or reciprocity be valid for the same period of time as a license issued pursuant to the requirements for its particular profession; provided that the total time period that a military spouse holds a license issued by endorsement or reciprocity shall not exceed 5 years in the aggregate. -- HB1381 CD1

Committee Reports: HSCR 540 (VMI) HSCR 854 (CPC) SSCR 1035 (PSM) SSCR 1365 (CPN) CCR 34

Current Status: Apr-30 13 Passed Legislature

Section Affected: 436B-14.7

HB1388 HD1 SD1 (SSCR 1251)

RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST A PROCESSING ENTERPRISE.

Introduced by: Morikawa D

Authorizes the issuance of special purpose revenue bonds to Sunrise Capital, Inc., a Hawaii corporation, in the planning, design, and construction of a 2 phase project that will protect its shrimp hatchery facility. Authorizes the issuance of refunding special purpose revenue bonds to refund the special purpose revenue bonds. (\$\$) -- HB1388 SD1

Committee Reports: HSCR 286 (AGR) HSCR 796 (FIN) SSCR 866 (AGL) SSCR 1251 (WAM)

Current Status: Apr-30 13 Passed Legislature

HB1396 HD1 SD2 CD1 (CCR 116)

RELATING TO THE JAPANESE AMERICAN EXPERIENCE IN HAWAII.

Introduced by: Ito K, Cullen T, Tsuji C, Ichiyama L, Choy I, Har S, Say C, Takayama G
Appropriation to the university of Hawaii at west Oahu for the planning and design of a Nisei Veterans Legacy Center. Requires matching grants or donations. Report to the legislature. (\$\$) -- HB1396 CD1

Committee Reports: HSCR 208 (VMI) HSCR 457 (HED) HSCR 668 (FIN) SSCR 1041 (TEC/ WTL) SSCR 1385 (WAM) CCR 116

Current Status: Apr=30 13 Passed Legislature

HB1405 HD2 SD2 CD1 (CCR 17)

RELATING TO THE PUBLIC UTILITIES COMMISSION.

Introduced by: Lee C

Amends provisions relating to annual report and register of orders. Requires the public utilities commission to include a summary of the power purchase agreements and pricing in effect during the fiscal year in its annual report to the governor. Amends provisions relating to public benefits authorization. Repeals the term energy efficiency. Requires public benefits fee to support clean energy technology, demand response technology, and energy use reduction and demand side management infrastructure. -- Allows the State to participate in any clean energy technology, demand response technology, energy use reduction, or demand side management infrastructure programs and services. -- HB1405 CD1

Committee Reports: HSCR 462 (EEP) HSCR 847 (CPC) SSCR 1029 (ENE) SSCR 1258 (CPN) CCR 17

Current Status: Apr-30 13 Passed Legislature

Section Affected: 269-5, 269-121

HOUSE BILLS THAT PASSED THE LEGISLATURE

- HB1412 SD2 (SSCR 1339) RELATING TO SMALL BOAT HARBORS.
Introduced by: McKelvey A, Carroll M, Morikawa D, Hanohano F, Evans C, Nakashima M
Establishes provisions relating to native Hawaiian canoes; education. Requires the board of land and natural resources to accommodate the mooring of native Hawaiian canoes owned or leased by a nonprofit corporation, association, organization, or other duly chartered entity that operates native Hawaiian canoes for educational purposes. Requires any owner or lessee of a native Hawaiian canoe to report annually to the department describing how the educational activities that were conducted during the previous year used, involved, or focused on the native Hawaiian canoe. -- HB1412 SD2
Committee Reports: HSCR 409 (OMH/ WAL/) SSCR 945 (WTL/ THA/) SSCR 1339 (WAM)
Current Status: Apr-30 13 Passed Legislature
Section Affected: 200- (1 SECTION) NATIVE HAWAIIAN CANOES
- HB1424 SD2 CD1 (CCR 122) RELATING TO THE ACQUISITION OF RESOURCE VALUE LANDS.
Introduced by: McKelvey A, Ing K, Carroll M, Woodson J
Requires the department of land and natural resources, in consultation with the Hawaiian islands land trust, to engage to acquire the parcel of land located at Lipoa Point, identified as TMK 2-4-1-001-010-0000. Requires the department to ensure that the seller of the land uses the proceeds of the sale to benefit the pension plans of the retirees of the Maui Land and Pineapple Company, Inc. (\$\$) -- HB1424 CD1
Committee Reports: HSCR 266 (OMH/ WAL/) HSCR 663 (FIN) SSCR 1023 (WTL) SSCR 1352 (WAM) CCR 122
Current Status: Apr=30 13 Passed Legislature
- HB1430 HD2 SD2 CD1 (CCR 113) RELATING TO HUMAN SERVICES.
Introduced by: Mizuno J, Hanohano F, Carroll M
Appropriation to the department of human services for the establishment and operation of a comprehensive service center for the deaf, hard of hearing, and deaf blind. (\$\$) -- HB1430 CD1
Committee Reports: HSCR 474 (HUS) HSCR 785 (FIN) SSCR 923 (HMS) SSCR 1278 (WAM) CCR 113
Current Status: Apr=30 13 Passed Legislature