

**REQUESTS BY THE HAWAII STATE LEGISLATURE  
TO AGENCIES AND OFFICIALS OF FEDERAL,  
STATE AND COUNTY GOVERNMENTS AND  
QUASI-PUBLIC AND PRIVATE AGENCIES**

REGULAR SESSION OF 2015

Compiled by the  
Systems Office

LEGISLATIVE REFERENCE BUREAU  
State Capitol  
415 South Beretania Street  
Honolulu, Hawaii 96813

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**REGULAR SESSION OF 2015**

SHOWING ACTIONS TAKEN AS OF  
May 18, 2015

**LEGISLATIVE REFERENCE BUREAU  
State Capitol  
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LRB Systems Office

## FOREWORD

This publication sets forth all of the requests made by the Hawaii State Legislature during the Regular Session of 2015 to agencies and officials of the federal, state and county governments and of quasi-public and private agencies. These requests are contained in acts enacted by the Legislature or bills passed, but which have yet to be approved by the Governor. These acts or bills include specific requests for submission of information back to the Legislature, excluding annual and other reports requested on an indefinite basis. These requests are also contained in resolutions adopted by the Senate or House of Representatives or by the whole Legislature. Dates by which reports and other responses are expected are indicated when specifically set by the Legislature. The names of the agencies involved in the conduct of a study or the execution of a request are underscored.

For the reader's convenience these legislative requests are also grouped together by agencies (see agency index); as well as by subject matter (see subject index).

Standard abbreviations used in the text are:

SB	-	Senate Bill
SCR	-	Senate Concurrent Resolution
SD	-	Senate Draft
SR	-	Senate Resolution
SSCR	-	Senate Standing Committee Report
HB	-	House Bill
HCR	-	House Concurrent Resolution
HD	-	House Draft
HR	-	House Resolution
HSCR	-	House Standing Committee Report
CD	-	Conference Draft
CCR	-	Conference Committee Report

An asterisk (\*) preceding a measure number denotes that there are minor differences between similar measures that are grouped together.

Charlotte A. Carter-Yamauchi  
Acting Director

May 2015

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## **SB 101, SD1, HD1, CD1**

CHRONIC DISEASE PREVENTION AND HEALTH PROMOTION, APPROPRIATION FOR. Requires the Department of Health to submit a report on the appropriation to fund positions and other operating expenditures in HTH590, chronic disease prevention and health promotion that includes appropriations made from July 1, 2015, to December 31, 2015, and made or planned for the period of January 1, 2016, to June 30, 2016, to the legislature no later than February 1, 2016.

(SSCR 559, HSCR 1533, CCR 154)

## **SB 104, SD1, HD1, CD1**

### SECTION 3

DEPARTMENT PARTICIPATING IN DATA COLLECTION FOR EFFICIENCY MEASURES. Requires the Director of Finance to select one state department to participate in a pilot project for the establishment of and data collection for efficiency measures intended to be included with the budget documents submitted to the legislature after the fiscal biennium 2015-2017.

### SECTION 5

EFFICIENCY MEASURES IN BUDGET DOCUMENTS. Requires the Director of Finance to submit:

- (1) The actual level of the efficiency measures attained in the fiscal year 2015-2016, the estimated level of the efficiency measures for the fiscal year 2016-2017, and the estimated level for each of the next six fiscal years. The percentage change from fiscal year to fiscal year of the efficiency measures also shall be reported;
- (2) A narrative and comments on the change in efficiency measures from fiscal year to fiscal year; and
- (3) Any intended action to improve efficiency

no later than twenty days prior to the convening of the Regular Session of 2017.

### SECTION 6

EFFICIENCY MEASURES PILOT PROJECT RESULTS. Requires the Director of Finance after consulting with the selected state department to submit a report that includes a recommendation on whether to require the inclusion of efficiency measures for every state executive department, commencing with the budget documents for the fiscal biennium 2019-2021, and data on the cost incurred by the department of budget and finance and the selected state department for the performance of duties of the pilot project.

Further requires the report to include findings and recommendations resulting from the pilot project and be submitted to the Legislature no later than twenty days prior to the convening of the Regular Session of 2017.

(SSCR 641, HSCR 1519, CCR 81)

**SB 118, SD1, HD2, CD1**

REAL ESTATE INVESTMENT TRUSTS, IMPACT OF. Requires the Department of Business, Economic Development, and Tourism, with the assistance of the Department of Taxation to study the impact of real estate investment trusts in Hawaii and the possible effect of repealing the dividends paid deduction for real estate investment trusts and address:

- (1) The total number of real estate investment trusts that operate in Hawaii;
- (2) Of that total in paragraph (1), the number that are Hawaii-based;
- (3) The number of Hawaii taxpayers who are investors in real estate investment trusts that operate in Hawaii;
- (4) The number of Hawaii taxpayers who are investors in Hawaii-based real estate investment trusts that operate in Hawaii;
- (5) A breakdown of Hawaii taxpayers who are investors in Hawaii-based real estate investment trusts that operate in Hawaii, by filing status and income;
- (6) The direct and indirect impacts of real estate investment trusts on the Hawaii economy, especially in real estate development and operation;
- (7) A comprehensive examination of captive real estate investment trusts for companies operating in Hawaii;
- (8) An examination of the argument that real estate investment trusts provide opportunities for small investors to pool funds with others and invest in real estate developments, similar to investments through mutual funds invested in company stocks;
- (9) An examination of the possible transfer pricing if the dividend paid income tax deduction for real estate investment trusts is repealed;
- (10) An examination of the equity and efficiency of the dividends paid income tax deduction for real estate investment trusts;
- (11) The projected tax revenue impact to the State if the dividends paid income tax deduction for real estate investment trusts is repealed;
- (12) The impact on the real estate development market and capacity if the dividends paid income tax deduction for real estate investment trusts is repealed; and
- (13) The impact on the economy of the State if the dividends paid income tax deduction for real estate investment trusts is repealed.

Further requires the Department of Business, Economic Development, and Tourism to submit its findings and recommendations, including any proposed legislation, to the Legislature not later than twenty days prior to the convening of the Regular Session of 2016.

(SSCR 644, HSCR 1144, 1607, CCR 83)

**SB 273, SD2, HD2, CD1**

HOMELESS, DOCUMENTARY EVIDENCE. Establishes a working group in the Department of Human Services to conduct research and develop a plan to enable individuals in the State

who are unable to produce documentation required for a state civil identification card to obtain satisfactory documentary evidence.

Requires the following to serve as members:

- (1) A representative from the United States Citizenship and Immigration Services;
- (2) A representative from the Social Security Administration;
- (3) The Director of Human Services or the Director's designee;
- (4) The Director of Health or the Director's designee;
- (5) The Director of Labor and Industrial Relations or the Director's designee;
- (6) The Examiner of Drivers for the City and County of Honolulu or the Examiner's designee;
- (7) An individual who shall represent the examiners of drivers for Kauai, Hawaii, and Maui counties;
- (8) An individual who shall represent homeless service providers operating in the City and County of Honolulu;
- (9) An individual who shall represent homeless service providers operating on Kauai, Hawaii, and Maui counties; and
- (10) A representative from the Partners in Development Foundation's We Are Oceania Project.

Requires the working group to submit an interim report to the Legislature no later than twenty days prior to the convening of the Regular Session of 2016 and a final report with its findings and recommendations, including any proposed legislation, to the Legislature no later than twenty days prior to the convening of the Regular Session of 2017.

(SSCR 313, 773, HSCR 1175, 1539, CCR 123)

### **SB 349, SD2, HD2, CD1**

RENEWABLE FUELS PRODUCTION. Requires the Director of Business, Economic Development, and Tourism to submit a written report on the renewable fuels production tax credit following each year in which a credit has been claimed. Requires the report to include:

- (1) The number, location, and production of qualifying renewable fuels production facilities in the State;
- (2) The total number of British thermal units of qualifying renewable fuels, broken down by type of fuel, produced and sold during the previous year; and
- (3) The projected number of British thermal units of qualifying renewable fuels production for the succeeding year.

Further requires the report to be submitted to Governor and Legislature.

Act to be repealed on June 30, 2020.

(SSCR 70, 806, HSCR 1228, 1637, CCR 135)

### **SB 359, SD1, HD1, CD1**

ENVIRONMENTAL RESPONSE REVOLVING FUND. Requires the Director of Health to submit a report listing the following for the environmental response revolving fund:

- (1) The actual expenditures and encumbrances from July 1, 2015, to December 31, 2015;
- (2) The planned expenditures from January 1, 2016, to June 30, 2016; and
- (3) The contingency amount planned to be held in reserve throughout the fiscal year for expenditure in the event of a major release

to the Legislature by February 1, 2016.

Further requires the director to submit report listing the following for the fund for fiscal year 2015-2016:

- (1) Actual revenues;
- (2) Actual expenditures;
- (3) Unexpended encumbrances as of June 30, 2016, and the dates of encumbrances of the unexpended amounts; and
- (4) The amount, if any, transferred to the general fund on June 30, 2016, pursuant to section 128D-2(c), Hawaii Revised Statutes.

Further requires the report to specify whether the Governor increased the ceiling of the fund during fiscal year 2015-2016.

Further requires the report to be submitted to the Legislature, at least twenty days prior to the convening of the Regular session of 2017.

(SSCR 136, 805, HSCR 1121, 1638, CCR 136)

### **SB 387, SD2, HD3, CD1**

UNIVERSITY OF HAWAII'S EXECUTIVE POLICY ON SEXUAL HARASSMENT, SEXUAL ASSAULT, DOMESTIC VIOLENCE, AND STALKING. Establishes the Affirmative Consent Task Force to review and make recommendations on the University of Hawaii's executive policy on sexual harassment, sexual assault, domestic violence, dating violence, and stalking that includes:

- (1) The President of the University of Hawaii, or the President's designee;
- (2) The Vice President for Community Colleges, or the Vice President's designee;
- (3) The Chancellor of the University of Hawaii at Manoa, or the Chancellor's designee;
- (4) The Chancellor of the University of Hawaii at Hilo, or the Chancellor's designee;
- (5) The Chancellor of the University of Hawaii at West Oahu, or the Chancellor's designee;
- (6) The Executive Director of the Hawaii State Commission on the Status of Women, or the Executive Director's designee;
- (7) The Chair of the University of Hawaii Commission on the Status of Women, or the Chair's designee;



- (8) At least two students at the University of Hawaii to be chosen by the president of the University of Hawaii, or the president's designee;
- (9) The Executive Director of the Sex Abuse Treatment Center, or the Director's designee;
- (10) A member of the American Civil Liberties Union;
- (11) A member of the National Association of Social Workers;
- (12) A representative of the Hawaii State Coalition Against Domestic Violence;
- (13) A representative of the Honolulu Police Department; and
- (14) A member of the Women's Legislative Caucus of the Legislature.

Requires the task force to consider the following concepts:

- (1) Affirming the University of Hawaii's commitment to increasing resources and strengthening the institutional infrastructure of all of its campuses to more effectively address the issue of affirmative consent;
- (2) Considering best practices and current professional standards in reviewing and revising the current policy;
- (3) Using contemporary corrective actions consistent with academic environments, standard business practices, and the laws of the State; and
- (4) That the University of Hawaii's policy shall provide guidance to each campus within the University of Hawaii system on the following:
  - (A) Comprehensive education and prevention programs that inform the University of Hawaii community about the policies, resources, complaint options, remedies, and the risks and myths that contribute to sexual harassment, sexual assault, domestic violence, dating violence, and stalking;
  - (B) Information and assistance for individuals who report alleged sexual harassment and sexual violence, including informing individuals about their right to file criminal charges as well as the availability of on- and off-campus resources (e.g., medical, counseling, advocacy, legal, and other support services, including confidential options) and alternative remedies, such as housing, academic, or workplace accommodations, if appropriate and reasonably available, regardless of whether the individual chooses to file a complaint with or report a crime to campus security or a local law enforcement agency;
  - (C) Prompt and equitable complaint procedures for students and employees that are accessible and widely publicized on a regular basis;
  - (D) Information for both respondents and complainants regarding their rights during a student disciplinary hearing or investigation, including the right to a fair and impartial process, to be accompanied by an advisor, to give their side of the story and present all relevant evidence, to receive simultaneous updates on the status of the investigation and written notice of the outcome, including relevant sanctions imposed on student respondents, and to appeal;
  - (E) Provisions for corrective actions that the campuses will implement or instill, including remedies and disciplinary sanctions, to end incidents of harassment or sexual violence and to prevent their recurrence;
  - (F) Training on non-judgmental, victim-centered communication for university staff who receive and handle complaints of harassment or sexual violence; and

- (G) Procedures for the university's coordination and cooperation with police and prosecutors if an individual decides to report an incident of harassment or sexual violence.

Further requires the task force to submit a report of its findings and recommendations, including any proposed legislation, to the Legislature no later than twenty days prior to the convening of the Regular Sessions of 2016 and 2017.

(SSCR 425, 801, HSCR 983, 1183, 1628, CCR 89)

### **SB 504, SD2, HD1, CD1**

SINGLE-FAMILY RESIDENCES ELIGIBLE TO BE LISTED AS HISTORIC PLACES. Requires the State Historic Preservation Division of the Department of Land and Natural Resources to conduct a survey to identify potential historic districts and single-family residences that may be eligible for listing on the Hawaii Register of Historic Places and submit a report to the Legislature no later than twenty days prior to the convening of the Regular Session of 2018.

(SSCR 363, 865, HSCR 1066, 1547, CCR 140)

### **SB 544, SD1, HD1, CD1**

PUBLIC LAND LEASES. Requires the Legislative Reference Bureau to conduct a study on how other select states administer, renegotiate, reopen, extend, or otherwise dispose of long-term leases of public lands that are about to expire to determine how the respective government lessors manage, handle, or deal with leases that:

- (1) Terminate within ten years; and
- (2) Have lessees or tenants who are unwilling or unable to secure financing to invest capital into improvements that they cannot recoup due to the limited remaining term of the lease.

Further requires the Bureau to consider the means by which the State, as a landowner, can balance the public policy of opening up state lands for competitive bidding or another public disposition process to provide opportunities for new lessees to lease state lands, with the interests of existing lessees, while ensuring a fair market rental return to the State.

Further requires the study to include the current best practices relating to the terms of commercial leases of public lands in Hawaii and in other jurisdictions.

Further requires the Bureau to submit a report of its findings and recommendations, including any proposed legislation to incorporate current best practices in the terms of commercial leases of public lands in Hawaii to the Legislature no later than twenty days prior to the convening of the Regular Session of 2016.

(SSCR 151, 738, HSCR 1529, CCR 95)

**SB 1090, SD2, HD1, CD1**

PUBLIC EMPLOYEES PAYROLL AND PERSONNEL INFORMATION. Requires the Employees' Retirement System to submit reports on the progress of state and county departments and agencies in their efforts to comply with information requirements by July 1, 2020, to the legislature at least twenty days prior to the convening of the Regular Sessions of 2016, 2017, 2018, 2019, and 2020.

(SSCR 477, 897, HSCR 1032, 1505, CCR 96)

**SB 1316, SD2, HD2, CD1**

ELECTRIC VEHICLE CHARGING SYSTEMS AT MULTI-FAMILY DWELLINGS AND PLANNED COMMUNITIES, INSTALLATION OF. Establishes a working group within the Department of Business, Economic Development, and Tourism to address the installation of electric vehicle charging systems at apartments, condominiums, cooperative housing corporations, and planned community associations.

Requires the following individuals or their designees to serve as members of the working group:

- (1) The Director of Business, Economic Development, and Tourism, who shall serve as the chairperson of the working group;
- (2) The Director of Commerce and Consumer Affairs;
- (3) One representative from the Division of Consumer Advocacy;
- (4) The Chair of the Committee on Consumer Protection and Commerce of the House of Representatives;
- (5) The Chair of the Committee on Commerce and Consumer Protection of the Senate;
- (6) The Chair of the Committee on Energy and Environmental Protection of the House of Representatives;
- (7) The Chair of the Committee on Energy and Environment of the Senate;
- (8) Two representatives of the Community Associations Institute;
- (9) Two representatives from Hawaii EV Partnership;
- (10) One representative from the Building Industry Association of Hawaii; and
- (11) One representative from Hawaiian Electric Company.

Further requires the working group to report its findings and recommendations, including any proposed legislation, to the Legislature no later than twenty days prior to the convening of the Regular Session of 2016.

Requires the Legislative Reference Bureau to assist the working group with its final report to the legislature and to prepare any proposed legislation.

(SSCR 385, 573, HSCR 1174, 1614, CCR 19)

### **SB 1345, HD1, CD1**

MULTI-TRACK SCHEDULES IN SCHOOLS, END THE USE OF. Requires the Department of Education to develop a transition plan to end the use of multi-track schedules in public schools that:

- (1) Detail the needs of each school currently on a multi-track schedule in order to transition to a traditional schedule;
- (2) Include a timeline for each school's transition to a traditional schedule; and
- (3) List any funding necessary to implement each school's transition to a traditional schedule.

Requires the Department to report the transition plan and any proposed legislation, including any funding needs to the Legislature with no later than twenty days prior to the convening of the Regular Session of 2016.

(SSCR 117, 789, HSCR 1110, 1565, CCR 78)

### **HB 10, HD2, SD2, CD1**

AUTO-INJECTABLE EPINEPHRINE AND INSULIN, ADMINISTERING IN SCHOOLS. Requires the Department of Education to permit the self-administration of medication by a student for diabetes and permit Department employees and agents to volunteer to administer insulin or assist a student in administering insulin via the insulin delivery system that the student uses and auto-injectable epinephrine in an emergency situation to students with anaphylaxis.

Further requires the Department to report on the implementation, cost factors, and the training needs of the Department of education and any proposed legislation to the legislature no later than twenty days prior to the convening of the Regular Session of 2016.

(HSCR 50, 424, 795, SSCR 932, 1555, CCR 55)

### **HB 209, HD2, SD2, CD1**

OFFICE OF HAWAIIAN AFFAIRS BENEFICIARIES, EXPENDITURES FOR. Requires the Office of Hawaiian Affairs to submit a report listing expenditures for office of Hawaiian affairs beneficiaries to the Legislature no later than twenty days prior to the convening of the Regular Sessions of 2016 and 2017.

(HSCR 181, 909, SSCR 1155, 1429, CCR 104)

### **HB 261, HD2, SD2, CD1**

DRUG FORMULARY ACCESSIBILITY. Establishes a Formulary Accessibility Working Group to be appointed and administered by the Insurance Commissioner that includes:

- (1) Insurance Commissioner, or the Commissioner's designee, who shall serve as chair;
- (2) Director of Health, or the Director's designee;
- (3) Representatives from the health care provider community;
- (4) Representatives from the Board of Pharmacy;
- (5) Representatives from the Hawaii Association of Health Plans; and
- (6) One representative from the American Cancer Society Cancer Action Network – Hawaii Pacific Region.

Requires the working group to make its recommendations related to a standard formulary template to the Legislature no later than twenty days prior to the convening of the Regular Session of 2016.

(HSCR 234, 422, 708, SSCR 1048, 1450, CCR 16)

### **HB 290, HD2, SD1, CD1**

#### **PART III, SECTION 7**

**CIVIL LEGAL SERVICE PURCHASE OF SERVICE CONTRACTS.** Requires the Administrative Director of the Courts submit a report listing the purchase of service contracts for civil legal services entered into in the immediately preceding fiscal year; the purpose of the contracts; the contract award amounts; expenditures and encumbrances under the contracts; and program measures achieved by the contractors to the Legislature at least twenty days prior to the convening of the Regular Sessions of 2016 and 2017.

#### **PART VI, SECTION 10**

**KONA JUDICIARY COMPLEX, FUNDS FOR.** Requires the Chief Justice to submit a report on the status of the encumbrance of funds for the Kona judiciary complex project to the Legislature by October 1, 2016.

(HSCR 559, 910, SSCR 1424, CCR 102)

### **HB 321, HD1, SD2, CD1**

**MEDICAL MARIJUANA DISPENSARIES.** Requires the Director of Health, or the Director's designee, to submit a report and provide an informational briefing to the Legislature concerning the progress of implementing the provisions of the medical marijuana dispensary system including the status of rulemaking by the Department of health pertaining to the licensure of medical marijuana dispensaries and production centers no later than March 15, 2016.

(HSCR 573, 906, SSCR 1104, 1549, CCR 170)

## HB 500, HD1, SD1, CD1

### PART III, SECTION 4

CREATIVE LAB PROGRAM. Requires the Director of Business, Economic Development, and Tourism to submit a report with a recommendation on whether the appropriation for the creative lab program should be increased for fiscal year 2016-2017 up to the federal match amount and justification for the recommendation to the Legislature no later than twenty days prior to the convening of the Regular Session of 2016.

### PART III, SECTION 10

ALBIZIA ERADICATION ALONG HIGHWAYS. Requires the Director of Transportation to submit a report on the expenditure of the appropriation and the matching non-state funds to the Legislature no later than twenty days prior to the convening of the Regular Sessions of 2017 and 2018.

### PART III, SECTION 11

VANPOOL PROGRAM, CITY AND COUNTY OF HONOLULU. Requires the City and County of Honolulu Department of Transportation Services to submit to the state Department of Transportation and Legislature a plan for the use of the grant before any expenditure or obligation is made by the state Department of Transportation for the van pool program at least thirty days prior to the City and County of Honolulu Department of transportation services' expenditure or obligation of any portion of the grant.

Further requires the City and County of Honolulu Department of Transportation Services to submit two reports to the state Department of Transportation and Legislature on the use of the grant with statistics on expenditures, usage, benefits, and costs, the first that covers fiscal year 2015-2016 which shall be submitted no later than twenty days prior to the convening of the Regular Session of 2017 and the second that covers fiscal year 2016-2017 and shall be submitted no later than twenty days prior to the convening of the Regular Session of 2018.

### PART III, SECTION 17

SURVEILLANCE AT STATE PORTS, MEMORANDUM OF AGREEMENT. Requires the Department of Health and Department of Transportation enter into a memorandum of agreement for increased surveillance at state ports specifying:

- (1) The duties to be conducted by the personnel occupying the Department of Health's positions;
- (2) The payment by the Department of Transportation from its pertinent special fund to the Department of Health for the services of those personnel; and
- (3) Any other terms and conditions mutually agreeable to the Departments; and

Requires the Department of Health to submit a report on the status of the memorandum of agreement to the Legislature no later than twenty days prior to the convening of the Regular Session of 2016.

PART III, SECTION 18

SURVEYORS FOR END STATE STAGE RENAL FACILITY INSPECTIONS. Requires the Department of Health to submit a report on the expenditures authorized and program measures resulting from the expenditures to the Legislature no later than twenty days prior to the convening of the Regular Session of 2016.

PART III, SECTION 22

DEPARTMENT OF EDUCATION'S UTILITY BUDGET, DISTRIBUTION TO SCHOOLS. Requires the Board of Education to consider a program to equitably distribute directly to schools the portion of the Department of Education's utility budget intended for electricity payment and to submit a report on the program to the Legislature no later than twenty days prior to the convening of the Regular Session of 2016.

PART III, SECTION 23

MEDICAID REIMBURSEMENT AND MEDICAID ENROLLMENT. Requires the Department of Education to develop a plan to maximize Medicaid enrollment for qualifying individuals and to submit a report detailing its progress in pursuing Medicaid reimbursement and Medicaid enrollment to the Legislature no later than twenty days prior to the convening of the Regular Session of 2016.

PART III, SECTION 25

TEACHER IN HARD TO FILL POSITIONS. Requires the Superintendent of Education and the Executive Director of the State Public Charter School Commission to develop procedures for the direct payment of incentives to teachers in hard-to-fill teaching positions in the charter schools and for superintendent of education to submit a report to the Legislature no later than twenty days prior to the convening of the Regular Session of 2016.

PART III, SECTION 26

STUDENT TRANSPORTATION. Requires the School Support Program (EDN400) to prepare a report on the contract performance management program for student transportation, including a summary of the metrics employed, student transportation contractor compliance results, and any remedial actions or consequences resulting from findings of non-compliance for the Department of Education to submit the report to the Legislature no later than twenty days prior to the convening of the Regular Sessions of 2016 and 2017.

PART III, SECTION 28

UNIVERSITY OF HAWAII DISCRETIONARY SPENDING. Requires the President of the University of Hawaii to submit a report that identifies the expenditures of discretionary spending for fiscal year 2015-2016 by the Board of Regents of the University of Hawaii to the Legislature no later than twenty days prior to the Regular Session of 2017.

UNIVERSITY OF HAWAII FUNDS BY CAMPUS. Requires the President of the University of Hawaii to submit a report on distribution of funds by campus, a discussion of changes

implemented and being recommended to better operationalize and maintain rigor, and a recommendation on whether this means of funding should continue and the program should be made permanent to the Legislature no later than twenty days prior to the Regular Session of 2018.

### PART III, SECTION 32

OFFICE OF MILITARY AFFAIRS AND FEDERAL GRANT MAXIMIZATION. Requires the Governor shall submit a report to the Legislature by February 1, 2016 that:

- (1) Itemizes the actual expenditures for the office from July 1, 2015 to December 31, 2015, and the planned expenditures for the office from January 1, 2016, to June 30, 2016; and
- (2) Includes a recommendation on whether the office should continue to be funded beyond June 30, 2016; and provided further that if the recommendation is to continue funding for the office beyond June 30, 2016, the report shall include a justification for the continuation of funding and the appropriation requested in the supplemental budget or other bill.

### PART III, SECTION 33

POSITIONS TO REPLACE STAFF USED ON THE ENTERPRISE RESOURCE PLANNING PROJECT. Requires the Department of Budget and Finance to prepare a report that lists the titles and duties of each of the 10.00 temporary positions, location of their deployment, budgeted salaries, and the role for each position in the overall office of information management and technology project plan to the Legislature no later than twenty days prior to the convening of the Regular Sessions of 2016 and 2017.

### PART III, SECTION 41

STATE INFORMATION SYSTEMS. Requires the Chief Information Officer to submit a report on the expenditures made and a discussion of the operational and financial feasibility of sustaining such a process as a means of increasing oversight and transparency and better managing of the state's information systems to the Legislature no later than twenty days prior to the convening of the Regular Session of 2016.

### PART III, SECTION 42

STATE INFORMATION SYSTEMS. Requires the Office of Information Management and Technology to report the health status of each Department's information technology environment as it relates to functionality, risk, and maturity; to the Legislature no later than August 1, annually.

Further requires the office to submit its findings quarterly to the Legislature.

### PART V, SECTION 52

OAHU COMMUNITY CORRECTIONAL CENTER. Requires the Department of Public Safety to submit a progress on the preliminary design and projected cost of the replacement Oahu



Community Correctional Center and progress towards both a financing plan and issuance of a request for proposals for the acquisition of the facility from a private developer for the State on a turn-key basis to Legislature by February 1, 2016.

PART VI, SECTION 75.

AIRPORT REVENUE AND PASSENGER FACILITY CHARGE SPECIAL FUND. Authorizes the Governor to use the airport revenue fund and passenger facility charge special fund to finance those projects authorized in part II and listed in part IV of this Act where the method of financing is designated to be by airport revenue bond funds and requires the Governor to submit a report to the Legislature of all uses of this authority for the previous twelve month period from December 1 to November 30 no later than thirty days prior to the convening of Regular Sessions 2016 and 2017.

PART VI, SECTION 76

RENTAL MOTOR VEHICLE CUSTOMER FACILITY REVENUE BOND FUNDS. Authorizes the Governor to use the rental motor vehicle customer facility charge special fund to finance those projects authorized in part II and listed in part IV of this Act where the method of financing is designated to be by rental motor vehicle customer facility revenue bond funds and requires the Governor to submit a report to the Legislature of all uses of this authority for the previous twelve month period from December 1 to November 30 no later than thirty days prior to the convening of the Regular Sessions of 2016 and 2017.

PART VI, SECTION 77

HARBOR SPECIAL FUND. Authorizes the Governor to use the harbor special fund to finance those projects authorized in part II and listed in part IV of this Act where the method of financing is designated to be by harbor revenue bond funds and requires the Governor to submit a report to the Legislature of all uses of this authority for the previous twelve month period from December 1 to November 30 no later than thirty days prior to the convening of the Regular Sessions of 2016 and 2017.

PART VI, SECTION 78

HIGHWAY FUND. Authorizes the Governor to use the state highway fund to finance those projects authorized in part II and listed in part IV of this Act where the method of financing is designated to be by highway revenue bond funds and requires the Governor to submit a report to the Legislature of all uses of this authority for the previous twelve month period from December 1 to November 30 no later than thirty days prior to the convening of the Regular Sessions of 2016 and 2017.

PART VII, SECTION 79

GENERAL OBLIGATION BOND FUNDS FOR CAPITAL IMPROVEMENT PROJECTS. Authorizes the Governor to replace general obligation bond funds appropriated for capital improvement projects with general obligation reimbursable bond funds, when the expenditure of such general obligation reimbursable bond funds is deemed appropriate for the project and requires the Governor to submit a report to the Legislature of all uses of this authority for the

previous twelve month period from December 1 to November 30 no later than thirty days prior to the convening of the Regular Sessions of 2016 and 2017.

#### PART VII, SECTION 80

HIGHWAY FUND, HARBOR SPECIAL FUND, BOATING SPECIAL FUND, AIRPORT REVENUE FUND, SPECIAL LAND AND DEVELOPMENT FUND, OR OTHER APPROPRIATE FUNDS. Authorizes the Governor to use the state highway fund, the harbor special fund, the boating special fund, the airport revenue fund, the special land and development fund, or other appropriate special funds to finance the respective public undertaking, improvement, or system described above and authorized in this Act, where the method of financing is designated to be general obligation bond fund with debt service cost to be paid from the funds and requires the Governor to submit a report to the Legislature of all uses of this authority for the previous twelve month period from December 1 to November 30 no later than thirty days prior to the convening of the Regular Sessions of 2016 and 2017.

#### PART VII, SECTION 81

SPECIAL FUNDS AND REVOLVING FUNDS. Authorizes the Governor to make supplemental allotments from the special fund or revolving fund responsible for cash or debt service payments for the projects, or transfer unrequired balances from other unlapsed projects in this Act or prior appropriation acts which authorized the use of special funds, general obligation bond fund with debt service costs to be paid from special funds, revenue bond funds, or revolving funds; provided further that such supplemental allotments shall not be used to increase the scope of the project; provided further that such supplemental allotments shall not impair the ability of the fund to meet the purposes for which it was established and requires the Governor to submit a report to the Legislature of all uses of this authority for the previous twelve month period from December 1 to November 30 no later than thirty days prior to the convening of the Regular Sessions of 2016 and 2017.

#### PART III, SECTION 82

AIRPORT REVENUE FUND OR AIRPORT REVENUE BOND FUNDS. Authorizes the Governor to make supplemental allotments from the airport revenue fund or airport revenue bond funds, or transfer unrequired balances from other unlapsed projects in this Act or prior appropriation acts that authorized the use of airport passenger facility charge funds; provided further that such supplemental allotments shall not be used to increase the scope of the project; provided further that the supplemental allotments shall not impair the ability of the fund to meet the purposes for which it was established, to increase the passenger facility charge fund authorization ceiling for the program to accommodate the expenditure of such funds and requires the Governor to submit a report to the Legislature of all uses of this authority for the previous twelve month period from December 1 to November 30 no later than thirty days prior to the convening of the Regular Sessions of 2016 and 2017.

#### PART VII, SECTION 83

CAPITAL IMPROVEMENT PROJECT FUNDS. Authorizes the Governor to supplement funds for any cost element for a capital improvement project authorized under this Act by

transferring such sums as may be needed from the funds appropriated for other cost elements of the same project by this Act or any other prior or future act that has not lapsed; provided that the total expenditure of funds for all cost elements shall not exceed the total appropriations for that project and requires the Governor to submit a report to the Legislature of all uses of this authority for the previous twelve month period from December 1 to November 30 no later than thirty days prior to the convening of the Regular Sessions of 2016 and 2017.

#### PART VII, SECTION 84

##### GENERAL OBLIGATION BOND FUND FOR CAPITAL IMPROVEMENT PROJECTS.

Provides that after the objectives and purposes of appropriations made in this Act from the general obligation bond fund for capital improvement projects have been met, unrequired balances, except those from University of Hawaii projects, shall be transferred to the project adjustment fund appropriated in part II and described in part IV of this Act.

Requires the Governor to submit a report of all uses of this authority for the previous twelve month period from December 1 to November 30 to the Legislature no later than thirty days prior to the convening of the Regular Sessions of 2016 and 2017.

#### PART VII, SECTION 85

CAPITAL IMPROVEMENT PROJECT FUNDS. Provides that if authorized appropriations specified for capital improvement projects listed in this Act or in any other act currently authorized by the Legislature are insufficient, and where the source of funding for the project is designated as the general obligation bond fund, the Governor may make supplemental allotments from the project adjustment fund appropriated in part II and described in part IV of this Act to supplement any currently authorized capital investment cost elements; provided that the supplemental allotments from the project adjustment fund shall not be used to increase the scope of the project.

Requires the Governor to submit a report to the Legislature of all uses of this authority for the previous twelve month period from December 1 to November 30 no later than thirty days prior to the convening of the Regular Sessions of 2016 and 2017.

#### PART VII, SECTION 86

STATE EDUCATIONAL FACILITIES IMPROVEMENT SPECIAL FUND. Provides that after the objectives and the purposes of appropriations made in this Act for capital investment purposes from the state educational facilities improvement special fund have been met, any unrequired balances shall be transferred to the special funded project adjustment fund for state educational facilities appropriated in part II and described further in part IV of this Act, and shall be considered a supplementary.

Requires the Governor to submit a report to the Legislature of all uses of this authority for the previous twelve month period from December 1 to November 30 no later than thirty days prior to the convening of the Regular Sessions of 2016 and 2017.

## PART VII, SECTION 87

SPECIAL FUNDED PROJECT ADJUSTMENT FUND. Provides that in the event that currently authorized appropriations specified for capital investment purposes listed in this Act or in any other act currently authorized by the Legislature are insufficient, and where the source of funding for the project is designated as the state educational facilities improvement special fund, the Governor may make supplemental allotments from the special funded project adjustment fund for state educational facilities provided that the supplemental allotments from the special funded project adjustment fund for state educational facilities shall not be used to increase the scope of the project.

Requires the Governor to submit a report to the Legislature of all uses of this authority for the previous twelve month period from December 1 to November 30 no later than thirty days prior to the convening of the Regular Sessions of 2016 and 2017.

## PART VII, SECTION 88

UNIVERSITY OF HAWAII GENERAL OBLIGATION BOND FUND. Provides that after the objectives and purposes of appropriations made in this Act from the general obligation bond fund for capital improvement projects for the University of Hawaii have been met, unrequired balances shall be transferred to the University of Hawaii project adjustment fund appropriated in part II and described in part IV of this Act and that the Governor shall submit a report to the Legislature of all uses of this authority for the previous twelve month period from December 1 to November 30 no later than thirty days prior to the convening of the Regular Sessions of 2016 and 2017.

## PART VII, SECTION 89

UNIVERSITY OF HAWAII APPROPRIATIONS FOR CAPITAL IMPROVEMENT PROJECTS. Provides that if authorized appropriations specified for University of Hawaii capital improvement projects listed in this Act or in any other act currently authorized by the Legislature are insufficient, and where the source of funding for the project is designated as the general obligation bond fund, the Governor may make supplemental allotments from the University of Hawaii project adjustment fund appropriated in part II and described in part IV of this Act to supplement any currently authorized capital investment cost elements.

Requires the Governor to submit a report to the Legislature of all uses of this authority for the previous twelve month period from December 1 to November 30 no later than thirty days prior to the convening of the Regular Sessions of 2016 and 2017.

## PART VII, SECTION 91

CAPITAL IMPROVEMENT PROJECT FUNDS. Provides that where it has been determined that changed conditions, such as a reduction in the particular population being served, permit the reduction in the scope of a capital improvement project described in this Act, the Governor may authorize such reduction of project scope.

Requires the Governor to notify the Legislature within five days of each use of this authority and submit a report to the Legislature of all uses of this authority for the previous twelve

month period from December 1 to November 30 no later than thirty days prior to the convening of the Regular Sessions of 2016 and 2017.

#### PART VII, SECTION 93

CAPITAL IMPROVEMENT PROJECTS FUNDS EXPENDING AGENCIES. Provides that with the approval of the Governor, designated expending agencies for capital improvement projects authorized in this Act may delegate to other state or county agencies the implementation of projects when it is determined advantageous to do so by both the original expending agency and the agency to which expending authority is to be delegated.

Requires the Governor to notify the Legislature within five days of each use of this authority and submit a report to the Legislature of all uses of this authority for the previous twelve month period from December 1 to November 30 no later than thirty days prior to the convening of the Regular Sessions of 2016 and 2017.

#### PART VII, SECTION 95

NATURAL DISASTER OR UNFORESEEN EMERGENCY FUNDS. Allow the Governor to authorize the expenditure of funds for capital improvement projects not previously authorized in this Act to cope with the effects of natural disasters or unforeseen emergencies, when the effects of the natural disasters or unforeseen emergencies create an urgent need to pursue a course of action that is in the best interest of the State; provided that no funds shall be expended without a formal declaration of a natural disaster or emergency by the Governor; provided further that the Governor shall use the project adjustment fund authorized in part II and described in part IV to accomplish the purposes of this section.

Requires the Governor to notify the Legislature within five days of each use of this authority and submit a report to the Legislature of all uses of this authority for the previous twelve month period from December 1 to November 30 no later than thirty days prior to the convening of the Regular Sessions of 2016 and 2017.

#### PART VII, SECTION 96

NATURAL DISASTER OR UNFORESEEN EMERGENCY FUNDS. Allows the Governor to transfer savings or unrequired balances as may be available from the appropriated funds of any program in this Act to supplement the appropriation for any other program in this Act to cope with the effects of natural disasters or other unforeseen emergencies; provided that the effects of such natural disasters or emergencies create an urgent need to pursue a course of action which is in the best interest of the State; provided further that the use of such funds does not conflict with general law; provided further that no funds shall be expended without a formal declaration of a natural disaster or emergency by the Governor.

Requires the Governor to notify the Legislature within five days of each use of this authority and submit a report to the Legislature of all uses of this authority for the previous twelve month period from December 1 to November 30 no later than thirty days prior to the convening of the Regular Sessions of 2016 and 2017.

## PART VII, SECTION 101

FEDERAL FUNDS CUTBACK. Provides that if unanticipated federal funding cutbacks diminish or curtail essential, federally-funded state programs, the Governor may utilize savings as determined to be available from other state programs for the purpose of maintaining such programs until the next legislative session; provided that the Governor shall notify the Legislature within five days of each use of this authority and submit a report to the Legislature of all uses of this authority for the previous twelve month period from December 1 to November 30 no later than thirty days prior to the convening of the Regular Sessions of 2016 and 2017.

## PART VII, SECTION 102

FEDERAL FUNDS. Authorizes the Governor to approve the expenditure of all federal funds which are in excess of levels authorized by the Legislature; provided that the Governor may allow for an increase in the appropriate federal fund authorization ceiling for the program to accommodate the expenditure of such funds.

Requires the Governor to notify the Legislature within five days of each use of this authority and submit a report to the Legislature of all uses of this authority for the previous twelve month period from December 1 to November 30 no later than thirty days prior to the convening of the Regular Sessions of 2016 and 2017.

## PART VII, SECTION 103

FEDERAL FUNDS OR FEDERAL APPROPRIATIONS. Authorizes the Governor to approve the extension of the lapse dates for federal fund or other federal fund appropriations and appropriations of other means of financing, except general funds, deemed necessary to qualify for federal aid financing and/or reimbursement, provided in this Act or authorized by the Governor pursuant to section 102 of this Act as necessary to meet the intent of the federal grant awards.

Requires the Governor to notify the Legislature within five days of each use of this authority and submit a report to the Legislature of all uses of this authority for the previous twelve month period from December 1 to November 30 no later than thirty days prior to the convening of the Regular Sessions of 2016 and 2017.

## PART VII, SECTION 104

PRIVATE FUNDS OR PROPERTY. Provides that where an agency is authorized to secure funds or other property from private organizations or individuals to be expended or utilized in connection with any authorized program, the agency, with the Governor's approval, may enter into such undertaking; provided that the provisions of the undertaking comply with applicable state constitutional and statutory requirements.

Requires the Governor to notify the Legislature within five days of each use of this authority and submit a report to the Legislature of all uses of this authority for the previous twelve month period from December 1 to November 30 no later than thirty days prior to the convening of the Regular Sessions of 2016 and 2017.

## PART VII, SECTION 107

OPERATING FUNDS. Authorizes the Governor to transfer operating funds between appropriations within the same fund, within an expending agency, for operating purposes.

Requires the Governor to submit a report to the Legislature within five days of each use of this authority that includes the date of transfer, the amount of the transfer, the program ID from which funds were transferred, the program ID to which funds were transferred, the impact to the program ID funds are transferred from, and a detailed explanation of the public purposes served by the transfer of resources.

Further requires the Governor to submit to the Legislature a summary report containing the aforementioned information for each use of this authority for the previous twelve month period from December 1 to November 30 no later than thirty days prior to the convening of the Regular Sessions of 2016 and 2017.

## PART VII, SECTION 108

PUBLIC EMPLOYEE POSITIONS. Authorizes each Department to transfer positions within its respective authorized position ceiling for the purpose of maximizing the utilization of personnel resources and staff productivity; provided that all such actions shall be with the prior approval of the Governor and shall be consistent with appropriations provided in this Act and with provisions of part II of chapter 37, Hawaii Revised Statutes.

Requires the Governor to submit a report to the Legislature within five days of each use of this authority; provided further that the report shall include the date of the transfer, the position transferred, the program from which the position was transferred, the program to which the position was transferred, responsibilities of the position prior to transfer, the responsibilities of the position after the transfer, and the manner in which the transfer maximizes the utilization of personnel resources and staff productivity.

Further requires the Governor to submit to the Legislature a summary report of all uses of this authority for the previous twelve month period from December 1 to November 30 no later than thirty days prior to the convening of the Regular Sessions of 2016 and 2017.

## PART VII, SECTION 110

POPULATION AND WORKLOAD DATA FUNDING. Requires affected agencies to reduce expenditures below appropriations under procedures prescribed by the Department of Budget and Finance in the event actual population and workload trends are less than the figures projected.

Requires Department to notify the Legislature within five business days of each application of this proviso and submit a report of all applications of this proviso, to the Legislature for the previous twelve month period from December 1 to November 30 no later than thirty days prior to the convening of the Regular Sessions of 2016 and 2017.

## PART VII, SECTION 112

PLANNING, LAND ACQUISITION, DESIGN CONSTRUCTION, AND EQUIPMENT FOR REPAIR AND ALTERATIONS FUNDS. Provides that with the approval of the Governor, expending agencies that use appropriations authorized in part II of this Act for planning, land acquisition, design, construction, and equipment for repair and alterations may delegate responsibility and transfer funds to public works – planning, design, and construction (AGS221) for the implementation of the repair and alterations, when it is determined by the agencies that it is advantageous to do so.

Requires the Governor to submit to the Legislature a summary report of all uses of this authority for the previous twelve month period from December 1 to November 30 no later than thirty days prior to the convening of the Regular Sessions of 2016 and 2017.

## PART VII, SECTION 115

DEPARTMENT OF HEALTH FUNDS. Provides that with the approval of the Governor, the Department of Health may transfer to the Department of Human Services funds appropriated to the Department of Health for the care and treatment of patients, whenever the Department of Human Services can utilize such funds to match federal funds to finance the cost of outpatient, hospital, or skilled nursing home care of indigents or medical indigents.

Requires the Governor to submit to the Legislature a summary report of all uses of this authority for the previous twelve month period from December 1 to November 30 no later than thirty days prior to the convening of the Regular Sessions 2016 and 2017.

## PART VII, SECTION 116

OUTPATIENT, HOSPITAL, AND SKILLED NURSING HOME CARE OF INDIGENTS FUNDS. Authorizes the Department of Human Services to enter into agreements with the Department of Health to furnish outpatient, hospital, and skilled nursing home care of indigents or medical indigents and to pay the Department of Health for such care; provided further that with the approval of the director of finance, the Department of Health may deposit part of such receipts into the appropriations from which transfers were made as provided elsewhere in this Act.

Requires the Governor to submit to the Legislature a summary report of all uses of this authority for the previous twelve month period from December 1 to November 30 no later than thirty days prior to the convening of the Regular Sessions 2016 and 2017.

## PART VII, SECTION 125

GENERAL FUND, SPECIAL FUND, AND REVOLVING FUND BALANCES. Authorizes the Director of Finance to expend general fund, special fund, and revolving fund savings or balances determined to be available from authorized general fund, special fund, and revolving fund program appropriations, up to an aggregate total of \$20,000,000 for fiscal year 2015-2016 and \$20,000,000 for fiscal year 2016-2017, for municipal lease payments under financing agreements entered into pursuant to chapter 37D, Hawaii Revised Statutes, to finance the acquisition of depreciable assets, including, but not limited to, automobiles, computers, printers, and telecommunications equipment; provided further that designated



expending agencies (including the Department of education and the University of Hawaii) for municipal lease payments and for depreciable assets, including, but not limited to, automobiles, computers, printers, and telecommunications equipment authorized in this Act, may delegate to the director of finance the implementation of such acquisitions when it is determined by all involved agencies that it is advantageous to do so.

Requires the Governor to submit to the Legislature a summary report of all uses of this authority for the previous twelve month period from December 1 to November 30 no later than thirty days prior to the convening of the Regular Sessions of 2016 and 2017.

#### PART VII, SECTION 127

DEPARTMENT OF EDUCATION PER-PUPIL FUNDS. Requires the Director of Finance to ensure that non-facility per pupil general fund amounts allocated for Department of education and charter school students are equal on an annualized fiscal year basis and requires the director of finance to:

- (1) Determine the sum of general fund appropriations made for the Department of education and charter school student non-facility costs;
- (2) Determine the sum of Department of education and charter school student enrollment based upon verified actual student enrollment counts as of October 15;
- (3) Determine a per pupil amount by dividing the sum of general fund appropriations determined under paragraph (1) by the sum of student enrollment determined under paragraph (2);
- (4) Transfer a general fund amount between the Department of education and charter schools prior to November 1, 2015, and November 1, 2016, respectively, that will provide each with a per pupil allocation equal to the amount determined on an annualized fiscal year basis under paragraph (3); and
- (5) Account for all calculations and transfers made pursuant to this section in a report to the Legislature, Governor, Department of Education, and charter schools within ten days of any transfer made pursuant to this section.

#### PART VII, SECTION 128

PUBLIC EMPLOYEE POSITIONS. Prohibits funds, including federal funds, shall be expended to fill any position not authorized by the Legislature except:

- (1) The University of Hawaii and the Hawaii Health Systems Corporation;
- (2) Positions entirely federally funded;
- (3) Positions established pursuant to section 76-16(b) subsections (3), (12), (13), (21), and (23), Hawaii Revised Statutes;
- (4) Positions for special projects approved by the Governor; or
- (5) Where an agency has explicit statutory authorization to establish positions to accomplish necessary functions.

Provides that with regard to any of the positions identified in paragraphs (1), (2), (3), (4), or (5) the respective agency or Department shall submit a report to the Legislature within five days of each use of this provision; and provided further that the report shall include the authority used to establish the position, the date the position was established, the projected date the position will be filled, the amounts projected to be expended in fiscal year 2015-2016

and in fiscal year 2016-2017, the source of funds used to pay for the position, and the functions to be performed by the position.

#### PART VII, SECTION 129

AFTERSCHOOL PLUS FEES. Requires the Board of Education to evaluate the feasibility of whether the fees charged for children participating in the afterschool plus (A+) program should be set on a sliding scale based on the income of an enrolled child's family, number of enrolled children from the same family, or other factors intended to generate additional revenues for the program in an equitable and efficient manner without discouraging enrollment submit a report on the findings and recommendations of the evaluation and actions taken on fee amounts pursuant to this section to the Legislature at least twenty days prior to the Regular Session of 2016.

#### PART VII, SECTION 132

HAWAII EMERGENCY MANAGEMENT AGENCY MAJOR DISASTER FUND. Requires the Director of the Hawaii Emergency Management Agency to consider requests from public agencies and institutions, including charter schools, for monetary assistance from the major disaster fund that is needed for relief from the Puna lava flow.

Requires the Hawaii emergency management agency to:

- (1) Identify the requests in most need of assistance that do not have available other public or private funding sources; and
- (2) Recommend to the Governor the approval of expenditures from the major disaster fund for the identified requests; and

Further requires the agency to submit a report on the actions taken to the Legislature at least twenty days prior to the Regular Session of 2016.

#### PART VII, SECTION 135

HAWAIIAN CULTURAL PROGRAMS, TOURISM SPECIAL FUNDS. Requires the Hawaii Tourism Authority to consider expending at least \$500,000 more in tourism special funds for Hawaiian cultural programs during fiscal year 2015-2016 and fiscal year 2016-2017 than expended during fiscal year 2014-2015.

Requires the Authority to submit a report to the Legislature on the actions taken pursuant to this section, including a listing of the Hawaiian cultural programs, funds for which were expended during fiscal year 2014-2015, fiscal year 2015-2016, and fiscal year 2016-2017, and recipients of the funds and that the report shall be submitted prior to the Regular Sessions of 2016, 2017, and 2018, as applicable; and provided further that each report shall include an itemization of the amounts expended for Hawaiian cultural programs by the Hawaii tourism authority in fiscal year 2014-2015, whether or not the programs were expressly categorized as "Hawaiian cultural programs."

PART VII, SECTION 136

DEPARTMENT OF TRANSPORTATION ENERGY PERFORMANCE CONTRACTS.

Requires the Auditor to conduct a management and financial audit of the energy performance contracts of the Department of transportation, which shall include an evaluation of the terms and conditions for the monitoring of utility consumption, determination of utility cost savings to the State, and payments to the contractor and submit the findings and recommendations to the Legislature no later than twenty days prior to the convening of the Regular Session of 2016.

(HSCR 911, SSCR 1360, CCR 101)

**HB 547, HD2, SD2, CD1**

UNIVERSITY STUDENTS ON-TIME GRADUATION AND GRADUATION PATHWAYS

SYSTEM FOR. Requires the University of Hawaii to submit a report on its efforts to explore administrative measures to provide guidance to students within the University of Hawaii system to increase the rate of on-time graduation, including updates on progress toward the development of the graduation pathway system to the legislature no later than twenty days prior to the convening of the regular session of 2016.

(HSCR 355, 768, SSCR 1136, 1501, CCR 145)

**HB 553, HD1, SD2, CD1**

UNIVERSITY OF HAWAII GRADUATE STUDENTS AND GRADUATE STUDENT ASSISTANTS EMPLOYED BY THE UNIVERSITY, COLLECTIVE BARGAINING RIGHTS.

Requires representatives from the University of Hawaii and exclusive representatives of bargaining units that represent employees in the University of Hawaii system to meet to discuss, determine and agree upon the scope of negotiable items, provided that not all exclusive representatives need participate and submit a report of their findings and recommendations, including any proposed legislation to the legislature no later than twenty days prior to the convening of the Regular Session of 2016.

(HSCR 89, 480, 729, SSCR 1131, 1528, CCR 142)

**HB 576, HD1, SD1, CD1**

PATIENT PROTECTION AND AFFORDABLE CARE ACT OF 2010, HEALTH REFORM REQUIREMENTS.

Amends the requirements of the State Innovation Waiver Task Force second interim report to include only the identification of opportunities for state agencies to collaborate on new information technology that will advance the goals of the federal act and state innovation.

(HSCR 117, 488, 712, SSCR 990, 1500, CCR 116)

## HB 697, HD1, SD2, CD1

### PART I, SECTION 2

DEPARTMENTAL ENGINEERING SECTIONS. Requires the Auditor to conduct a study that reviews the process, efficiencies, and accountability of various Departmental engineering sections, except for those within the Department of transportation, that manage general fund capital improvement projects.

Further requires the study to determine:

- (1) If each office adheres to a specific timeline for the purpose of ensuring that the project continues to move forward in a timely manner;
- (2) Whether consultants and contractors that are used by Departmental engineering sections are properly managed in the public interest; and
- (3) The level of end-user satisfaction with capital improvement projects performed by various Departments.

Requires the auditor to submit the study, including the auditor's findings and recommendations, and any proposed legislation, to the Legislature no later than November 30, 2015.

### PART II, SECTION 4

PROPERTY, LEASES BETWEEN STATE AGENCIES AND PRIVATE ENTITIES. Requires the Department of Accounting and General Services to conduct an inventory of all leases of property between state agencies and private entities and submit a report of its findings and recommendations, including any proposed legislation, to the Legislature no later than twenty days prior to the convening of the Regular Session of 2016.

(HSCR 380, 730, SSCR 1129, 1544, CCR 144)

## HB 820, HD2, SD1, CD1

EARLY LEARNING PREKINDERGARTEN PROGRAM. Requires the Executive Office on Early Learning to submit a report on the executive office on early learning public prekindergarten program including:

- (1) The number of classrooms established and their locations;
- (2) The number of children enrolled at each school and aggregate data explaining how the program is prioritizing underserved or at-risk children;
- (3) The number of applicants who were placed on a waitlist for the program and at which schools;
- (4) A description of the basic elements of each classroom;
- (5) A description of the high-quality standards incorporated in each classroom;
- (6) The degree to which the program's standards, as incorporated in each classroom, are meeting the research-based National Institute for Early Education Research Quality Standards Benchmarks;
- (7) The cost of each classroom; and

(8) Plans and costs for program expansion in fiscal years 2017, 2018, and 2019.

Further requires the office to submit the report to the legislature no later than twenty days prior to the convening of the Regular Sessions of 2016, 2017, and 2018.

(HSCR 433, 798, SSCR 931, 1498, CCR 58)

### **HB 832, HD1, SD2, CD1**

#### **SECTION 2**

UNIVERSITY LABORATORY SCHOOL'S ADMISSIONS DATA. Requires the State Public Charter School Commission to submit a report to that contains a review of the university laboratory school's actual admissions data to ensure that the school conforms to its admissions policy and for the report to include:

- (1) An explanation of the admissions policy and practices applied;
- (2) An explanation of the research requirements underlying the admissions policy and practices;
- (3) The goals and targeted enrollment results that the admissions policy and practices are designed to achieve;
- (4) The actual enrollment numbers based on the demographic categories used;
- (5) Any significant variances between actual enrollment numbers versus the goals and targeted enrollment results;
- (6) An evaluation of the reasons behind any such variances; and
- (7) Any actions that the university laboratory school will take to lessen or eliminate any such variances.

Requires the commission to submit the report no later than twenty days prior to the convening of the Regular Sessions of 2016, 2017, 2018, 2019, and 2020.

#### **SECTION 3**

UNIVERSITY LABORATORY SCHOOL, PRIVATE OR CHARTER SCHOOL. Requires the University Laboratory School to conduct a study regarding whether the school should be a private school instead of a public charter school to determine whether an exemption from chapter 302D, Hawaii Revised Statutes, is necessary and submit a report of its findings and recommendations, including any proposed legislation, to the legislature no later than twenty days prior to the convening of the Regular Session of 2016.

(HSCR 578, SSCR 935, 1546, CCR 120)

### **HB 1292, HD2, SD2, CD1**

PROCUREMENT PROCESS, COST IMPACT. Requires the Comptroller to continue to convene the Procurement Task Force established pursuant to Senate Concurrent Resolution No. 92, S.D. 2 (2013) to study the cost impacts that the procurement process has had for public works construction projects, and specifically to examine and recommend past

performance standards and statewide processes in order to promote economy, efficiency, effectiveness, and impartiality in procurement for state and county governments.

Requires the task force to identify and propose amendments, if any, to the state procurement code that may better promote economy, efficiency, effectiveness, and impartiality in the procurement of public works construction projects, specifically regarding statewide past performance standards and processes

Further requires the task force to submit a report of its findings and recommendations, including any proposed legislation, to the Legislature no later than twenty days prior to the convening of the Regular Session of 2016.

(HSCR 394, 790, SSCR 1127, 1489, CCR 109)

### **HB 1296, HD2, SD2, CD1**

HYDROGEN-BASED ENERGY, PROMOTION OF. Establishes the Hydrogen Implementation Working Group, which shall be convened by the State Hydrogen Implementation Coordinator and attached to the High Technology Development Corporation.

Requires the coordinator to serve as chairperson of the working group which shall consist of:

- (1) The state hydrogen implementation coordinator;
- (2) Representatives of federal, state, and county agencies, as appropriate;
- (3) Industry stakeholders; and
- (4) Other persons, as deemed appropriate by the state hydrogen implementation coordinator.

Requires the working group to study and examine methods to promote the expansion of hydrogen-based energy in Hawaii and for the coordinator to submit a report of findings and recommendations, including any proposed legislation, to the Legislature by November 30, 2015.

(HSCR 304, 863, SSCR 1162, 1464, CCR 148)

### **HB 1366, SD2, CD1**

ALI'I PLACE, PURCHASE OF. Allows the Governor's Office, Department of the Attorney General, Department of Land and Natural Resources, Department of accounting and General Services, and Department of Budget and Finance to enter into negotiations for the purchase of Ali'i Place.

Requires the Department of Land and Natural Resources, in conjunction with the Department of Accounting and General Services to submit a joint report on their progress to the Legislature no later than twenty days prior to the convening of the Regular Session of 2016.

(HSCR 584, SSCR 1130, 1557, CCR 118)

**HB 1394, HD2, SD2, CD1)**

WATER SCALPING TECHNOLOGY AT AIRPORT FACILITIES. Requires the Airports Division of the Department of Transportation to submit a report that include recommendations on:

- (1) Specific airport facilities or areas where water scalping technology should be deployed;
- (2) The net benefit, given cost considerations, of mandating the use of water scalping technology in state airport facilities;
- (3) Cost estimates and practicability for the deployment of water scalping throughout the State, including public acceptance of the technology; and
- (4) If practicable, process design for the processing portion of the implementation of water scalping technology

to the legislature no later than twenty days prior to the convening of the Regular Session of 2016.

(HSCR 498, 865, SSCR 1014, 1496, CCR 61)

**HB 1471, HD2, SD2, CD1**

INVASIVE SPECIES, FIGHT AGAINST. Requires the Legislative Reference Bureau to update its 2002 study "Filling the Gaps in the Fight Against Invasive Species" and submit the updated study to the Legislature no later than twenty days prior to the convening of the Regular Session of 2016.

(HSCR 529, 887, SSCR 1016, 1558, CCR 149)

**SCR 46, SD2  
SR 20, SD2**

PRIVATE TRADE, VOCATIONAL, AND TECHNICAL SCHOOLS, EVALUATION OF THE LICENSING OF. Requests the Department of Education and Department of Commerce and Consumer Affairs, in collaboration with existing licensed private trade, vocational, and technical schools in the State of Hawaii to convene a working group to evaluate and review the State's current licensing program for private trade, vocational, and technical schools established pursuant to Act 89, Session Laws of Hawaii 1996, as amended, and to consider alternative licensing program structures or models that are in the best interest of private trade, vocational, and technical schools and for students in the State of Hawaii.

Resolves that the working group consider licensure procedures that protect consumers from false, deceptive, misleading, and unfair practices at private trade, vocational, and technical schools and ensure adequate educational quality at these schools and examine potential impacts to private trade, vocational, and technical schools and their students resulting from changes in fees or related licensing costs associated with a new licensing system.

Further resolves that the working group include interested stakeholders in the working group's discussions.

Resolves that the Departments submit a report of their findings and recommendations, including any proposed legislation, to the Legislature no later than twenty days prior to the convening of the Regular Session of 2016.

(SSCR 1066, 1386, HSCR 1683)

**SCR 55, SD1  
SR 24, SD1**

AHA MOKU ADVISORY COMMITTEE, RULES FOR ITS OPERATION AND ADMINISTRATION. Requests the Aha Moku Advisory Committee, with assistance from the Department of Land and Natural Resources, Office of Hawaiian Affairs, and Association of Hawaiian Civic Clubs to engage stakeholders for the purpose of developing and adopting rules for its operation and administration report its proposed administrative rules to the Legislature no later than twenty days prior to the convening of the Regular Session of 2016.

(SSCR 1191, HSCR 1688)

**SCR 57, SD1, HD1**

FUEL STORAGE TANKS LEAKS. Requests the task force study under S.C.R. No. 73 be expanded to include an additional twenty-six underground fuel storage tanks located at Hickam Pol Annex (Kipapa), Kuahua Peninsula, Pacific Missile Range Facility Barking Sands, and Schofield Barracks and that the members of Hawaii's Congressional Delegation, or their representatives, be added to the membership of the task force established under S.C.R. No. 73.

Resolves that the task force established under S.C.R. No. 73 submit another report to the Legislature to encompass the additional twenty-six sites no later than twenty days prior to the convening of the Regular Session of 2016.

Resolves that the task force continue to monitor the United States Navy's plans for remediation of the Red Hill facility fuel tank leaks.

(SSCR 1353, HSCR 1670, 1684)

**SCR 62  
SR 26**

FEDERAL MEAL REIMBURSEMENT RATES FOR HAWAII. Requests the Secretary of Agriculture to increase the breakfast, lunch, and afterschool snack reimbursement rate for Hawaii to 15 percent over the Alaskan reimbursement rates for breakfast, lunch, and afterschool snack, respectively.

(SSCR 969, 1395, HSCR 1689)



## SCR 88, SD1

BREACH OF PERSONAL INFORMATION, NOTIFICATION OF. Requests the Information Privacy and Security Council, in cooperation with the State Chief Information Officer Council to assess the means by which state and county agencies generally notify individuals following a breach of personal information and to research:

- (1) Notification procedures currently followed when contacting and notifying an individual about the breach of personal information, particularly when the personal information is stored or accessible online;
- (2) Software or other electronic programs generally used that foster improvement of personal information protection; and
- (3) Recommendations of amended or new methods to more securely and promptly provide notification; and

Requests the Council to submit a report of findings and recommendations, including any proposed legislation, to the Legislature no later than twenty days prior to the convening of the Regular Session of 2016.

(SSCR 1251, 1377, HSCR 1666, 1701)

## SCR 97, SD1 SR 51, SD1

FINANCIAL LITERACY EDUCATION. Requests the Department of Education to establish a Hawaii public schools financial literacy task force.

Resolves that the Superintendent of Education or the Superintendent's designee serve as the chair of the task force at the initial meeting to be held no later than August 14, 2015, at which time the chair of the task force shall be elected.

Requests the task force to be comprised of:

- (1) The President of the Hawaii State Teachers Association or the President's designee;
- (2) Three individuals with experience as a teacher, vice-principal, or principal to be chosen by the Superintendent of Education;
- (3) Three individuals from financial institutions to be chosen by the Chair of the Senate Committee on Education; and
- (4) Three individuals to serve as at-large members to be chosen by the Chair of the House of Representatives Committee on Education; and

Requests the task force to:

- (1) Consider the importance and challenges of implementing financial literacy education for all public school students through a Department of Education curriculum chosen with input from industry experts, such as education regulators, administrators, teachers, and advocates;
- (2) Develop recommendations and a process for requiring every public school student to

- participate in a financial literacy course prior to graduating from high school;
- (3) Identify and address legal and cultural concerns about teaching financial literacy education;
  - (4) Determine the depth and breadth of financial literacy education students should receive;
  - (5) Identify existing programs within Department of Education schools and what financial literacy curriculum currently exists;
  - (6) Determine the amount of time required for each student's participation in financial literacy education;
  - (7) Identify the best and most relevant curriculum for students to understand, apply, and retain the concepts of financial literacy;
  - (8) Develop a plan to obtain the required financial and political support, such as trained teachers, to teach the selected curriculum;
  - (9) Develop data metrics to determine the effectiveness of the financial literacy curriculum among students over time;
  - (10) Develop a process for making adjustments based upon the data metrics; and
  - (11) Identify any other issues that need to be addressed, as determined by the task force; and

Further requests the task force to submit a report, prepared by the Department of Education, of its findings and recommendations, including any proposed legislation, to the Legislature no later than twenty days prior to the convening of the Regular Session of 2016.

(SSCR 1319, HSCR 1690)

### **SCR 98, SD1**

OFFENSES THAT CAUSE A DISPROPORTIONATE WORKLOAD FOR THE JUDICIARY. Requests the Judiciary, in collaboration with stakeholders, including the Prosecuting Attorneys from each county and State Public Defender to conduct a study to identify traffic offenses and crimes, petty misdemeanor offenses, misdemeanor offenses, and other violations of law that cause a disproportionate workload for the Judiciary and that may be appropriate for decriminalization as infractions.

Resolves that the Judiciary include in its study the types and number of each of the types of cases that have been adjudicated in each of the past four years.

Further resolves that the Judiciary report its findings and recommendations to the Legislature no later than twenty days prior to the convening of the Regular Session of 2016.

(SSCR 1272, HSCR 1682)

### **SCR 107, SD1, HD1**

CAREGIVERS OF PATIENTS DISCHARGED FROM HOSPITALS, ROLE OF. Resolves that a Legislative Family Caregivers Working Group be convened to examine and assess issues contained in S.B. No. 296, Regular Session of 2015, including:

- (1) The role of family caregivers;
- (2) The state of the current practice of designating family caregivers;
- (3) Notification of family caregivers when a hospital discharges a patient or transfers a patient to another licensed facility;
- (4) Family caregivers' involvement in discharge planning and instruction;
- (5) The role of hospitals and hospital staff in the instruction of family caregivers;
- (6) The role of insurance plans in paying for the instruction of family caregivers by hospitals and hospital staff; and
- (7) Legislative and regulatory recommendations on how best to involve family caregivers in the patient-discharge process and prepare family caregivers for post-discharge tasks.

Requests that the Group consist of the Senate and House subject matter committee chairs for health and for human services and a Senate and a House member of the Kupuna Caucus, appointed by the Senate President and the Speaker of the House, respectively.

Requests the Group to solicit input and presentations from:

- (1) The Department of Health;
- (2) AARP Hawaii;
- (3) The Healthcare Association of Hawaii;
- (4) The Kokua Council;
- (5) Representatives of private hospitals or long-term care facilities in Hawaii;
- (6) The Policy Advisory Board for Elder Affairs;
- (7) The Hawaii Association of Health Plans;
- (8) Hawaii Health Systems Corporation;
- (9) International Longshore and Warehouse Union Local 142 Hawaii;
- (10) The Hawaii Family Caregiver Coalition;
- (11) The respective county Area Agencies on Aging;
- (12) Project Dana; and
- (13) The Hawaii Alliance for Retired Americans.

Requests the Group to:

- (1) Consider the information presented by the stakeholders to the Working Group;
- (2) Consider concerns raised and any possible solutions proposed;
- (3) Review approaches that may have been taken by other states with regard to these issues;
- (4) Examine the public and private community-based resources that are available throughout the State; and
- (5) Make recommendations, as appropriate.

Requests the Legislative Reference Bureau to assist the Group in conducting research and drafting a report and proposed legislation, if any on matters pertinent to the issues considered by the Working Group.

Resolves that the Group submit a report to the Legislature not later than twenty days prior to the Regular Session of 2016 and that the Group cease to exist thereafter.

Further resolves that the working group that was created by H.C.R. No. 78, H.D. 1, S.D. 1, Regular Session of 2014, cease to exist on the date of the adoption of this Concurrent Resolution by both houses of the Legislature.

(SSCR 1234, HSCR 1685)

### **SCR 162**

STATE DEPARTMENTS AND AGENCIES, FINANCIAL AUDIT OF. Requests the Auditor to conduct a financial audit of executive branch departments and attached agencies, excluding the Department of Education, University of Hawaii, and Office of Hawaiian Affairs, with regard to information technology expenditures.

Further requests the Auditor to specifically review the information technology expenditures of executive branch departments and attached agencies with the exclusion of the Department of Education, University of Hawaii, and Office of Hawaiian Affairs over the past four fiscal years from fiscal year 2010-2011 to fiscal year 2013-2014 for the following:

- (1) A listing of all purchase orders, credit card transactions, and contract encumbrances for information technology expenditures for all means of financing;
- (2) A listing of hardware, software, consultant, telecommunication, network, and infrastructure acquisitions;
- (3) A listing of the amounts and purposes of expenditures;
- (4) A listing of all information technology and related technical positions, such as radio and telecommunication positions in departments, and the budgeted and actual salaries for these positions;
- (5) A summary of information technology expenses by department; and
- (6) A listing (with estimated value/costs) of all information technology services and products received that do not appear as department expenditures, such as equipment, programming support, or telecommunications services provided by partnering federal or non-profit agencies or through means outside the State procurement process;

Further requests the Auditor to submit findings and recommendations, including any proposed legislation, to the Legislature not later than twenty days prior to the convening of the Regular Session of 2016.

(SSCR 1172, 1398, HSCR 1691)

### **SCR 185, SD1 SR 120, SD1**

OUT-OF-SCHOOL PROGRAMS FOR KINDERGARTEN THROUGH TWELFTH GRADE. Requests the Department of Education to work with the Department of Health, Department of Human Services, University of Hawaii, nonprofit organizations, and community-based organizations to identify out-of-school programs offered throughout the State, including programs that are listed in the Hawaii Community Foundation's "Analysis of the Fiscal Resources Supporting At-Risk Youth, Ages 13-24, in Hawaii" (February 2012), organize and

coordinate out-of-school programs for kindergarten through twelfth grade, and identify funding opportunities for current and future Department of Education out-of-school programs

Further requests the Department of Education to determine the cost of these out-of-school programs for middle and intermediate schools and the cost of maintaining out-of-school programs for kindergarten through twelfth grade; to identify and acquire funding through federal funds dedicated to disadvantaged communities, grants, revenue-generating opportunities, and by determining user fees associated with out-of-school programs; and to consider seeking future funding for current and future out-of-school programs for kindergarten through twelfth grade through tobacco, cigarette, and alcohol tax increases to be established as a dedicated funding stream for out-of-school programs; and

Resolves that out-of-school programs offered through the Department of Education be known as Hawaii 3 to 6 programs requests the Department of Education to administer Hawaii 3 to 6 programs and to make all public school campuses eligible to receive funding for Hawaii 3 to 6 programs; provided that in the event of insufficient funding, priority be given to high poverty elementary, middle, intermediate, and high schools and programs that meet specified quality standards.

(SSCR 1176, 1420, HSCR 1692)

### **SCR 201, SD1**

PREFECTURE OF HOKKAIDO, JAPAN, AND HAWAII, SISTER-STATE RELATIONSHIP. Requests the Hawaii Sister-State Committee to evaluate and develop recommendations for the initiation of a sister-state relationship between the State of Hawaii and the Prefecture of Hokkaido, Japan and report its findings and recommendation, including proposed legislation to the Legislature no later than twenty days prior to the convening of the Regular Session of 2016.

(SSCR 1193, HSCR 1662, 1687)

### **SR 6, SD1 HR 12, HD1**

CIVIL LEGAL SERVICES, FUNDING FOR. Requests the Hawaii Access to Justice Commission to assemble a working group of interested government agencies and community entities to conduct meetings to develop a plan for determining which agency or organization should administer funding for civil legal services.

Resolves that following persons or a representative of the following persons, agencies, or organizations be invited to participate in the working group:

- (1) The Governor;
- (2) The President of the Senate;
- (3) The Speaker of the House of Representatives;
- (4) The Judiciary;
- (5) The Attorney General;

- (6) The Department of Human Services;
- (7) The Department of Labor and Industrial Relations Office of Community Services;
- (8) The Department of Budget and Finance;
- (9) The Department of Accounting and General Services;
- (10) The Hawaii Justice Foundation;
- (11) The Hawaii Access to Justice Commission;
- (12) Legal Aid Society of Hawaii;
- (13) Volunteer Legal Services Hawaii; and
- (14) Any other stakeholders that the Hawaii Access to Justice Commission may invite to participate in the working group.

Resolves that the plan include a history of state funding of civil legal services and the issues historically faced by civil legal service providers in providing service to low- and moderate-income individuals and an analysis of the benefits and barriers to assigning the administration of funding for civil legal services to the Judiciary, Department of the Attorney General, Department of Human Services, Department of Labor and Industrial Relations Office of Community Services, Department of Budget and Finance, Department of Accounting and General Services, and the Hawaii Justice Foundation.

Further requires that the plan include recommendations on which agency or organization should administer funding for civil legal services, levels of funding for civil legal services, and if enabling legislation is necessary, a proposal for such enabling legislation.

Requests the Commission to submit the working group's plan to the Legislature no later than twenty days prior to the convening of the Regular Session of 2016.

(SSCR 958, 1404)

## SR 9

FAMILY VIOLENCE UNIT IN THE HONOLULU POLICE DEPARTMENT. Requests the Honolulu Police Department to establish a family violence unit staffed with officers specifically trained to handle all complaints of family violence.

Resolves that the officers within the family violence unit should be able to respond to initial calls for service based on domestic violence, be well-equipped to assist victims of domestic violence, and ensure the effective enforcement of the State's domestic violence laws and should be separate from the detectives of the Department's Criminal Investigation Division's child abuse and domestic violence detail.

Further resolves that the family violence unit should be staffed with female police officers who have undergone appropriate training, including gender-sensitive training, so that they are best equipped with the knowledge, training, and skills needed to assist victims of domestic violence.

Urges the Honolulu Police Department to explore federal opportunities, including the federal S.T.O.P. Violence Against Women formula grant program, for assistance with funding the family violence unit.

(SSCR 1001)

## SR 11, SD1

RAIL, WORKFORCE HOUSING AND TRANSIT-ORIENTED DEVELOPMENT. Requests the Hawaii Housing Finance and Development Corporation (HHFDC) and City and County of Honolulu Department of Planning and Permitting, with support from Honolulu Authority for Rapid Transportation, to conduct a joint study addressing the demand for workforce housing and transit-oriented development, and to create a development plan for workforce housing expansion.

Resolves that one objective of this joint study is to provide the transit system with a baseline for ridership by calculating the number of workforce housing units that are needed within transit-oriented development zones.

Further resolves that the joint study evaluate options that will further encourage the construction of workforce housing units, workforce rental units, and other public uses in all transit-oriented development zones.

Requests that HHFDC and the Department to assemble administrative personnel needed to assist in the completion of the joint study and development plan.

Allows the HHFDC and the Department to enter into cooperative agreements with other public agencies deemed necessary for the completion of the joint study and development plan.

Requests HHFDC and the Department to submit the joint study and development plan to the Legislature no later than twenty days prior to the convening of the Regular Session of 2016.

(SSCR 1018, 1402)

## SR 14

FLAG OF HAWAII. Requests the Governor to order that the flag of Hawaii be exclusively flown over state buildings on January 17 of each year.

(SSCR 1285)

## SR 17

PARKING, MINIMUM DISTANCE FROM INTERSECTIONS AND DRIVEWAYS. Urges the City and County of Honolulu to review its ordinances regarding the minimum distance within which vehicles can park from intersections and driveways.

(SSCR 1296)

**SR 19, SD1**

MARIJUANA, REMOVAL FROM SCHEDULE I OF THE FEDERAL CONTROLLED SUBSTANCES ACT. Requests the Drug Enforcement Administration is requested to abide by the federal Controlled Substances Act and initiate rescheduling proceedings to remove marijuana from schedule I of the federal Controlled Substances Act because marijuana does not meet the criteria of a federal schedule I of the federal Controlled Substances Act.

Further requests the Department of Health to file a formal petition with the Drug Enforcement Administration within 30 days of the adoption of this measure, requesting that marijuana and its intrinsic cannabinoids be removed from federal schedule I and rescheduled based on the State's authority to accept the medical use of marijuana and the currently accepted medical use of marijuana in treatment that exists in the US, including Hawaii.

(SSCR 1287)

**SR 20, SD2**

PRIVATE TRADE, VOCATIONAL, AND TECHNICAL SCHOOLS, EVALUATION OF THE LICENSING OF. See SCR 46.

(SSCR 1067, 1385)

**SR 21, SD1**

PEDESTRIANS WHO ARE BLIND AND VISUALLY IMPAIRED, DRIVER AWARENESS OF. Urges the Department of Transportation to promote driver awareness of pedestrians who are blind or visually impaired, including placing awareness posters in public facilities, purchasing radio and television advertisements, and installing street signs in areas of high pedestrian use, especially in areas of high use by individuals who are blind or visually impaired.

(SSCR 1302)

**SR 24, SD1**

AHA MOKU ADVISORY COMMITTEE, RULES FOR ITS OPERATION AND ADMINISTRATION. See SCR 55.

(SSCR 1190)

**SR 26**

FEDERAL BREAKFAST, LUNCH, AND AFTERSCHOOL SNACK REIMBURSEMENT RATES FOR HAWAII. See SCR 62.

(SSCR 970, 1396)



### **SR 36, SD1**

ILIAHI, HAWAIIAN SANDALWOOD, PROTECTION OF. Urges the Department of Land and Natural Resources to establish a comprehensive program for protecting native 'Iliahi trees to invest in efforts to replant 'Iliahi trees so that these endangered native species thrive once again in Hawaii.

(SSCR 1274)

### **SR 39**

DRIVER EDUCATION AND LICENSING PROGRAMS, EMPHASIZING COURTEOUS AND RESPONSIBLE DRIVING. Urges the Department of Customer Services of the City and County of Honolulu and all driver training and education programs on Oahu to incorporate into their curriculum the teaching of courteous and responsible driving habits, with an emphasis on reducing traffic congestion and information about obeying speed limits, keeping pace with traffic, and the safe and effective merging of traffic, including allowing space for other vehicles to merge into traffic without necessarily stopping for them.

(SSCR 1298)

### **SR 44, SD1**

FILIPINO VETERANS OF WORLD WAR II, FAMILY REUNIFICATION. Urges the President of the United States and United States Congress to support legislation to expedite family reunification for certain Filipino veterans of World War II.

(SSCR 1380)

### **SR 47**

STUDENT REPRESENTATIVE TO THE BOARD OF EDUCATION, VOTING RIGHTS. Requests the Board of Education to review whether the student representative to the Board should be given voting rights and report its findings and recommendations, including any proposed legislation, to the Legislature no later than twenty days prior to the convening of the Regular Session of 2016.

(SSCR 1322)

### **SR 48**

WEIGHTED STUDENT FORMULA FOR REMOTE SCHOOLS. Requests the Committee on Weights and Board of Education to consider the unique needs of remote schools when reevaluating the weighted student formula.

(SSCR 1181, 1417)

## SR 50

LAHAINALUNA HIGH SCHOOL BOARDING PROGRAM, MAUI, EVALUATION OF. Requests the Department of Education to review the feasibility of continuing the Lahainaluna High School boarding program and report its findings and recommendations, including a discussion on the benefits and costs of the boarding program and proposed legislation, as applicable, to the Legislature no later than twenty days prior to the convening of the Regular Session of 2016.

(SSCR 1324)

## SR 51, SD1

FINANCIAL LITERACY EDUCATION. See SCR 97.

(SSCR 1320)

## SR 54

TEACHERS, RETENTION OF. Requests the Legislative Reference Bureau, in consultation with the Department of Education and University of Hawaii at Manoa College of Education to prepare a study that examines and provides recommendations on improving the retention of teachers within the Department of Education.

Resolves that the study include:

- (1) Cases and reports over the past 10 years by teachers and administrators on specific factors that had encouraged or discouraged retention as based on years of service within the Department of Education;
- (2) Specific data on the average length of service within the Department of Education of teachers who graduated from University of Hawaii programs, other accredited teacher preparation programs within the State of Hawaii, and those who transfer into the State from other states, as well as an analysis of the factors contributing to differing persistence rates; and
- (3) Recommendations of administrative and legislative possibilities to incentivize teachers toward continued employment within the Department of Education, and any other proposed strategies designed to mitigate the systemic shortage of qualified teachers.

Requests the Bureau to submit a report of its findings and recommendations, including any proposed legislation, to the Legislature no later than twenty days prior to the convening of the Regular Session of 2016.

(SSCR 1266, 1391)

## SR 57, SD1

SOCIAL DETERMINANTS OF HEALTH. Requests the President of the Senate and Speaker of the House of Representatives are requested to reestablish a working group to examine social determinants of health and risk adjustment for Medicaid, gap group, and uninsured individuals.

Resolves that the working group include:

- (1) The Insurance Commissioner or the Commissioner's designee;
- (2) The Director of Human Services or the Director's designee;
- (3) Representatives from health insurance plans within the State to be invited by the Director of Health;
- (4) The President of the Healthcare Association of Hawaii or the President's designee;
- (5) The Chief Executive Officer of the Hawaii Primary Care Association or the Chief Executive Officer's designee;
- (6) The President of the Hawaii Medical Association or the President's designee;
- (7) The Director of Health or the Director's designee;
- (8) 3 members from Hawaii's health care provider community to be invited by the Director of Health;
- (9) 3 members from Hawaii's community health centers to be invited by the Director of Human Services;
- (10) 1 consumer who is enrolled in Medicaid, 1 consumer who falls into the gap group, and 1 consumer who is uninsured;
- (11) The Executive Director of the Hawaii Health Connector or the Executive Director's designee;
- (12) The Coordinator of the Governor's Healthcare Transformation Office or the Coordinator's designee;
- (13) The chairs of the House and Senate Health and Human Services committees; and
- (14) The Administrator of the Office of Hawaiian Affairs or the Administrator's designee.

Requests the Healthcare Transformation Office Coordinator, in partnership with the Legislature to provide a facilitator for the working group.

Requests the working group to examine:

- (1) Enabling services and payment for these services;
- (2) Care coordination efforts, including which settings offer care coordination, who employs care coordinators, whether health plans pay for on-site or off site coordination, whether there are any standardization of care coordination efforts with hospitals, and the transition of care from hospital to the community setting;
- (3) The structure of incentives provided by the State to health plans, and a determination of whether the incentives align effectively with providers;
- (4) The effectiveness of health plan coordinated and managed behavioral health services, substance abuse treatment, and pain management;
- (5) The management of risk pools and the collaboration and shared information of these risk pools between plans and providers;
- (6) Value added services that are offered in health care homes, including engaging community, cultural proficiency, workforce and job training, and care enabling

- services, identifying the settings where these services are offered, and identifying whether the State incentivizes these services;
- (7) The risk adjustment systems identifying medical complexity and social determinants that need to be improved or adopted to ensure patients receive necessary care and that performance based incentives for providers are fair;
  - (8) Risk adjustment between the State and health plans, including high risk patients with behavioral conditions and the early onset of chronic disease, particularly for Native Hawaiians and other high risk populations;
  - (9) How other states are implementing comprehensive approaches to Medicaid and health insurance exchange risk adjustment practices that incorporate medical and social risk factors; and
  - (10) The benefit package for gap group and Medicaid enrollees and an analysis of their needs, including social determinants of health, enabling services, and reimbursement rates from the State and health plans.

Further requests the working group to submit a preliminary report of its findings and recommendations, including any proposed legislation, to the Legislature no later than twenty days prior to the convening of the Regular Session of 2016, and a final report to the Legislature no later than twenty days prior to the convening of the Regular Session of 2017.

(SSCR 1255, 1383)

## **SR 60**

**PHYSICAL EDUCATION IN SCHOOLS.** Requests the Department of Education to establish weekly minimum standards of time dedicated to physical education of 150 minutes for elementary school students and 225 minutes per week of physical education for intermediate and middle school students.

Resolves that every student in kindergarten through 8th grade participate in physical education for the entire school year, including students with disabling conditions and those in alternative education programs.

Resolves that elementary, intermediate, and middle schools establish specific learning goals and objectives for physical education.

Resolves that the Department develop and implement a physical education curriculum applicable for students in kindergarten through 8th grade that adheres to state and national standards of health - related fitness and physical education.

Resolves that elementary, intermediate, and middle schools design, implement, and evaluate a sequential, developmentally appropriate physical education curriculum that helps students develop the knowledge, motor skills, self - management skills, attitudes, and confidence needed to adopt and maintain physical activity throughout their lives.

Resolves that all students be active in moderate - intensity physical activities for no less than 1/2 of the class time provided for physical education and be regularly assessed for attainment of physical education learning objectives.

Resolves that health - related fitness testing appropriate to students' developmental levels and physical abilities be integrated into the physical education curriculum as an instructional tool, except in early elementary grades.

Resolves that the satisfactory participation in physical education of each student be confirmed by issuance of a passing grade upon completion of the physical education curriculum.

Resolves that achievement of a passing grade in the physical education curriculum be considered a requirement for each student's graduation, except in early elementary grades.

Resolves that exemption for physical education only be permitted if a physician states in writing that physical activity will jeopardize the student's health and well - being or a parent or guardian requests an exemption on religious grounds.

Resolves that physical education be taught by qualified persons who are certified by the State to teach physical education.

Resolves that elementary, intermediate, and middle school administrators endeavor to ensure the cost - efficient provision of adequate spaces, facilities, equipment, supplies, and operational budgets that are necessary to achieve the objectives of the physical education program.

(SSCR 1326)

#### SR 64

BOARD OF EDUCATION MEETINGS, BROADCAST OF. Requests the Board of Education to televise or make available online its meetings.

(SSCR 1183, 1419)

#### SR 80

AGRICULTURE EDUCATION. Requests the University of Hawaii at Manoa College of Tropical Agriculture and Human Resources to convene a working group to develop a coordinated framework of support for preschool through post-secondary (P-20) agriculture education and a plan for implementation by December 31, 2017.

Resolves that the working group be led by the Dean of the University of Hawaii at Manoa College of Tropical Agriculture and Human Resources, or the Dean's designee that the working group is requested to include:

- (1) The Chairperson of the Board of Agriculture or the Chairperson's designee;
- (2) The United States Secretary of Agriculture or the Secretary's designee;
- (3) A representative from the Hawaii Department of Education Office of Curriculum, Instruction, and Student Support, to be chosen by the Deputy Superintendent;

- (4) The Director of Labor and Industrial Relations or the Director's designee;
- (5) The Dean of the University of Hawaii at Manoa College of Education or the Dean's designee;
- (6) The Chancellor of the University of Hawaii-West Oahu or the Chancellor's designee;
- (7) The Dean of the University of Hawaii at Hilo College of Agriculture, Forestry, and Natural Resource Management or the Dean's designee;
- (8) A representative from the University of Hawaii Community Colleges to be chosen by the Dean of the University of Hawaii at Manoa College of Tropical Agriculture and Human Resources;
- (9) The Chair of the Senate Committee on Agriculture;
- (10) The Chair of the House of Representatives Committee on Agriculture;
- (11) The Chair of the Senate Committee on Education;
- (12) The Chair of the House of Representatives Committee on Education;
- (13) A representative from Hawaii Future Farmers of America Association, to be chosen by the Dean of the University of Hawaii at Manoa College of Tropical Agriculture and Human Resources;
- (14) The President of the Hawaii 4-H Foundation Board of Trustees or the President's designee;
- (15) The Executive Director of the Hawaii Association of Independent Schools or the Executive Director's designee;
- (16) The Executive Director of the Hawaii Public Charter Schools Network or the Executive Director's designee;
- (17) The Coordinator of the Hawaii Farm to School and School Garden Hui;
- (18) The President of the Hawaii Farmers Union United Board of Directors or the President's designee;
- (19) The Executive Director of the Hawaii Farm Bureau Federation or the Executive Director's designee; and
- (20) The President of the Agricultural Leadership Foundation of Hawaii Board of Directors or the President's designee.

Requests the working group to submit a report, prepared by the University of Hawaii at Manoa College of Tropical Agriculture and Human Resources, of its implementation strategy and recommendations for developing a statewide coordinated framework of support for P-20 agriculture education, including any proposed legislation, to the Legislature no later than twenty days prior to the convening of the Regular Session of 2017, and of the actual status of implementation of a statewide coordinated framework of support for P-20 agriculture education to the Legislature no later than twenty days prior to the convening of the Regular Sessions of 2018 and 2019.

(SSCR 1327)

### SR 83

SMALL COMMERCIAL BOAT HARBOR AND SMALL COMMERCIAL AIRPORT IN SOUTH PUNA. Requests the Department of Transportation to conduct a study regarding the feasibility and cost of constructing a small commercial boat harbor and small commercial airport in south Puna and report its findings and recommendations, including any proposed legislation, to the Legislature no later than twenty days prior to the convening of the Regular Session of 2016.

(SSCR 1214, 1400)

### **SR 86**

RAIL, PLAN TO GENERATE REVENUE FOR OPERATIONS AND MAINTENANCE OF. Request the City and County of Honolulu in coordination with the Honolulu Authority for Rapid Transportation (HART) to develop a plan to generate revenue via transit oriented development near rail stations to include the development of housing and employment clusters and to identify locations where tax increment financing or community facilities districts may be established to generate revenues that can be used for construction, operations, and maintenance of the Honolulu rail transit project.

Requests the County to review land use ordinances of lands that lie within 1/2 mile of rail stations and implement measures to amend zoning, as necessary, to allow for transit - oriented development in those areas to include but not be limited to commercial, residential, and mixed use development.

Requests the County in coordination with HART to identify areas of employment concentration and opportunities for future transit investments.

Requests HART to expend any proceeds from an extension of the 0.5 percent general excise tax surcharge on construction only, and not for rail operation or maintenance costs.

(SSCR 1197, 1413)

### **SR 87, SD1**

FARMS AND BONA FIDE FARMER, DEFINITION OF. Requests the Department of Agriculture to suggest definitions of small farms and large farms and bona fide farmer and the Department attempt to ensure that the definitions of small farms and large farms comply with United States Department of Agriculture definitions and report its suggested definitions, including any proposed legislation, to the Legislature no later than twenty days prior to the convening of the Regular Session of 2016.

(SSCR 1305)

### **SR 92**

DOMESTIC VIOLENCE CRIMES, REPORTING UNDER THE UNIFORM CRIME REPORTING SYSTEM. Requests the Federal Bureau of Investigation to consider reporting crimes and offenses relating to domestic violence under the Uniform Crime Reporting program and to develop parameters for crimes and offenses relating to domestic violence for the purpose of having them reported under the Uniform Crime Reporting program.

Resolves that the Research and Statistics Branch of the Department of the Attorney General work with the Federal Bureau of Investigation to pursue the reporting of crimes relating to domestic violence as a separate Group A offense.

Resolves that the Department of the Attorney General work with the county police departments to develop an annual report to provide statistics of crimes and offenses relating to domestic violence in Hawaii.

Further resolves that the Department report on its efforts and progress made in designating crimes and offenses relating to domestic violence as reportable offenses under the Uniform Crime Reporting program to the Legislature no later than twenty days prior to the convening of each Regular Session.

(SSCR 1270)

### SR 95

ORAL HEALTH INITIATIVES. Requests the Department of Health to review and analyze all oral health initiatives currently underway in the State, including the Centers for Disease Control (CDC) program, and prepare a progress report on each initiative.

Requests the Department to report on the progress the Department has made in the development of a comprehensive state oral health assessment.

Resolves that the oral health assessment include:

- (1) Conduct research, investigations, experiments, demonstrations, and studies relating to the incidence, causes, diagnosis, treatment, and prevention of dental diseases;
- (2) Supervise, provide, and direct clinical dental health services for adults and children in the State;
- (3) Develop and conduct a program of dental health education of the public;
- (4) Provide information and education relating to dental health to public health nurses, teachers, social workers, and others who deal in a professional capacity with the public through publications, seminars, institutes, and other appropriate means;
- (5) Provide training for professional personnel to staff state and local dental health programs;
- (6) Develop a comprehensive assessment of the State's dental health status, including the capacity of existing public and private infrastructure and health care workforce; high performance computing and statistical and geospatial analysis in order to assess gaps between access to dental health care needs and existing resources; identification and analysis of social determinants of dental health status of vulnerable populations; assurance that the community representative sample will accurately determine dental health status of vulnerable populations; access to health care data, including dental care workforce type, language, ethnicity, geographical distribution, and participation in public programs; and assessment of potential economic impact;
- (7) Develop and disseminate an assessment of its findings at a large public convening with participation of national experts to showcase existing innovative cost saving models being adopted in other parts of the country; and



- (8) Develop a comprehensive consensus building process with diverse stakeholders to formulate public policy recommendations that ensure an inter-professional approach and a broad representation and participation of consumers, health care professionals, and dental health community.

Requests the Department to provide a comprehensive accounting of all the public and private sector matching funds the State has received in the oral health area as a result of the CDC grant or any other municipal state, federal, or private sector oral health program, grant, or other funding source.

Further requests the Department to report its findings and recommendations, including the current status of the oral health assessment, recommendations for comprehensive oral health policy initiatives, and funding recommendations, to the Legislature no later than twenty days prior to the Regular Session of 2016.

(SSCR 1259, 1406)

#### **SR 96, SD1**

TRADITIONAL HAWAIIAN BURIALS. Requests the Department of Health to develop and implement administrative rules and policies applicable to the processing, burial, and transportation of a corpse that would encourage and promote the use of traditional Hawaiian burial practices and submit a report on its findings and actions to the Legislature no later than twenty days prior to the convening of the Regular Session of 2016.

(SSCR 1357)

#### **SR 97, SD1**

HAWAIIAN LANGUAGE AT THE UNIVERSITY OF HAWAII SYSTEM. Requests the University of Hawaii Office of the President and College of Hawaiian Language to establish a working group to:

- (1) Conduct a study to determine how the College of Hawaiian Language can be restructured to best promote the expansion of Hawaiian language instruction and to serve the needs of the State; and
- (2) Examine the expansion of Hawaiian language instruction throughout the University of Hawaii System using the College of Hawaiian Language as a base from which to carry out the expansion; and

BE IT FURTHER RESOLVED that the working group research and report to the Legislature:

- (1) The current structure and pedagogy of the College of Hawaiian Language;
- (2) Recent and current trends in student driven initiatives to learn Hawaiian; and
- (3) Specific strategies to enhance and expedite Hawaiian language instruction on the different University of Hawaii campuses and throughout the University of Hawaii System.

Resolves that the working group include:

- (1) The President of the University of Hawaii System, or the President's designee;
- (2) The Vice President for Academic Affairs, or the Vice President's designee;
- (3) The Chancellor of the University of Hawaii at Hilo, or the Chancellor's designee;
- (4) The Director of the College of Hawaiian Language, or the Director's designee;
- (5) The Administrator of the Office of Hawaiian Affairs, or the Administrator's designee;
- (6) 'Ahahui 'Olelo Hawaii;
- (7) 'Aha Kauleo;
- (8) 'Aha Punana Leo;
- (9) Kamehameha Schools;
- (10) 'Oiwī TV; and
- (11) Association of Hawaiian Civic Clubs.

Requests the working group to report its findings and recommendations, including any proposed legislation, to the Legislature no later than twenty days prior to the convening of the Regular Session of 2016.

(SSCR 1355)

**SR 100, SD1  
HCR 108, SD1  
HR 61**

CLIMATE CHANGE RISKS TO HEALTH STATEWIDE. Requests the Director of Health to convene the Climate Change and Health Working Group to assess the scope and risks of climate change on the health of Hawaii's residents in order to develop a strategic plan to address climate change risks to health statewide.

Resolves that the Group be composed of public- and private-sector organizations and entities that will focus on assisting health professionals in preparing for and responding effectively and efficiently to the health effects of climate change by:

- (1) Developing, improving, integrating, and maintaining state and regional disease surveillance systems and monitoring capacity to respond to health-related effects of climate change, including specific threats related to:
  - (A) Water security, food safety, and vector-borne infectious diseases;
  - (B) Respiratory and pulmonary effects, including responses to air allergens;
  - (C) Cardiovascular effects, including impacts of temperature extremes;
  - (D) The health effects of air pollution, including heightened sensitivity to air pollution; and
  - (E) Mental and behavioral health impacts of climate change in the health of displaced persons and at-risk populations and communities;
- (2) Creating evidence-based tools for predicting and monitoring the public health impacts of climate change at the state and community levels;

- (3) Identifying and prioritizing communities and populations vulnerable to the health effects of climate change, and determining actions and communication strategies that should be adopted to inform and protect these communities and populations;
- (4) Developing recommendations for health communication, public education, and outreach programs aimed at public health and health care professionals as well as the general public to promote preparedness and response strategies related to climate change and public health;
- (5) Developing recommendations for expanding and training the public health workforce to strengthen its capacity to respond to and prepare for the health impacts of climate change; and
- (6) Developing recommendations for the development, implementation, and support of preparedness and response planning to anticipate and reduce the health threats due to climate change; and

Resolves that the Director of Health, or the Director's designee, serve as the chairperson or co-chairperson of the Group and that the Group include representation from both public- and private-sector representatives in public health and health care.

Further resolves that the Group submit a report, to be prepared and drafted by the Department of Health, of its findings and recommendations, including any proposed legislation, to the Legislature no later than twenty days prior to the convening of the Regular Session of 2016.

Further resolves that the Group will be dissolved on June 30, 2016.

(SSCR 1279)

### **SR 103, SD1**

HAWAII STATE CAPITOL FIFTIETH ANNIVERSARY CELEBRATION. Establishes a task force to plan and coordinate the celebration of the 50th anniversary of the Hawaii State Capitol within the Department of Accounting and General Services that includes:

- (1) 3 members to be selected by the President of the Senate, provided that at least 1 member is a member of the Senate;
- (2) 3 members to be selected by the Speaker of the House of Representatives, provided that at least 1 member is a member of the House of Representatives;
- (3) 5 members to be selected by the Governor;
- (4) 4 members to be selected by the Comptroller; provided that at least 2 members shall be Foundation employees; and
- (5) The Comptroller, or the Comptroller's designee, who shall serve as an ex officio member.

Requires the task force to develop, plan, and coordinate various program activities to celebrate and commemorate the fiftieth anniversary of the Hawaii State Capitol, including a series of events from July 1, 2016, through December 31, 2019 and to submit a report of its proposed activities, plans, and recommendations, including any proposed legislation, to the Legislature no later than twenty days prior to the convening of the Regular Session of 2016, and that the report include:

- (1) Events the task force has planned and executed prior to the submission of the report;
- (2) A detailed plan on how the task force will implement its remaining recommendations;  
and
- (3) The identification and recommendation of procedures for the appropriate disbursement of any public funds related to the task force's work.

(SSCR 1283)

### **SR 109, SD1**

RED HILL UNDERGROUND FUEL STORAGE FACILITY FUEL LEAK, OAHU. Requests the Department of Health, Environmental Protection Agency, Honolulu Board of Water Supply, and Navy to expeditiously implement the recommendations of the Red Hill Fuel Storage Facility Task Force to the Legislature and that:

- (1) The Navy is urged to install double-lining, also called secondary containment, at the Red Hill Fuel Storage Facility;
- (2) The Department of Health, Environmental Protection Agency, Honolulu Board of Water Supply, and Navy are urged to install additional groundwater monitoring wells and increase the frequency of all monitoring and sampling activities at the Red Hill Fuel Storage Facility; and
- (3) The Department of Health, Environmental Protection Agency, and Navy are urged to finalize a negotiated agreement for the Red Hill Fuel Storage Facility that protects drinking water resources, appropriately reports the release of petroleum, and minimizes the threat of potential future releases.

(SSCR 1352)

### **SR 116, SD1**

FERRY SYSTEM, FEASIBILITY OF ESTABLISHING. Requests the Department of Transportation to study the feasibility of establishing an interisland ferry system similar to the ferry systems operated by Washington State and other jurisdictions.

Further requests the Department to emphasize compliance of an interisland ferry system with the State's environmental protection laws and to identify appropriate routes and harbors for an interisland ferry system.

Further requests the Department to consider:

- (1) Potential costs and revenues of an interisland ferry system;
- (2) Financing options for an interisland ferry system, including the establishment of rates or fees to address operating costs; and
- (3) Parameters of an interisland ferry system, including vessel design and speed, passenger capacity, cargo capacity, automobile capacity, and compatibility with harbor infrastructure.

Further requests the Department to report its findings and recommendations, including any proposed legislation, to the Legislature no later than twenty days prior to the convening of the Regular Session of 2016.

(SSCR 1350)

#### **SR 118, SD1**

SENIOR CITIZENS EDUCATIONAL OPPORTUNITIES. Requests the Executive Office on Aging to convene an adult education working group to review the various education services and opportunities presently offered to seniors, consider whether it would be effective to consolidate some programs in order to provide new learning opportunities and explore other potential education programs that might be beneficial to seniors.

Requests the working group to submit a report of its findings and recommendations, including any proposed legislation, to the Legislature no later than twenty days prior to the convening of the Regular Session of 2016.

(SSCR 1229, 1389)

#### **SR 120, SD1**

OUT-OF-SCHOOL PROGRAMS FOR KINDERGARTEN THROUGH TWELFTH GRADE. See SCR 185.

(SSCR 1177, 1421)

#### **SR 129, SD1**

PORTS AUTHORITY FOR AIRPORTS AND HARBORS. Urges the Department of Transportation to develop a plan for the establishment of a port authority that has jurisdiction over the management, construction, operations, and finances of the State's airports and harbors and report to the Legislature no later than twenty days prior to the convening of the Regular Session of 2016.

(SSCR 1300)

#### **HCR 29**

OVERPASS OVER THE H-1 FREEWAY, OAHU, BETWEEN NUUANU STREAM AND QUEEN EMMA STREET. Requests the Department of Accounting and General Services to consult with the Department of Transportation to determine the cost of placing an overpass over the H-1 freeway to extend between Nuuanu Stream and Queen Emma Street that would

reduce traffic noise pollution and be used as a community park or other community use purpose.

Further requests the Department to submit a report on its findings and recommendations to the Legislature not later than twenty days prior to the convening of the Regular Session of 2016.

(HSCR 1425, SSCR 1700)

#### **HCR 66**

RED HILL UNDERGROUND FUEL STORAGE FACILITY FUEL LEAK, OAHU. Requests the Director of Health to develop and implement a course of action that emphasizes collaboration, openness, and strengthening of the long-term relationship between the State and the United States Navy in addressing and resolving the issues relating to the leakage of fuel from the Red Hill Underground Fuel Storage Facility.

Further requests the Director to submit a report of findings and recommendations on the Department of Health's course of action, including proposed legislation, if any, to the Legislature no later than twenty days prior to the convening of the Regular Session of 2016.

(HSCR 1247, 1401, SSCR 1677)

#### **HCR 68**

INDIGENOUS MARINE WILDLIFE PARTICULARLY SPINNER DOLPHINS, MARINE MAMMALS, AND SEA TURTLES, PROTECTION OF. Requests the Department of Land and Natural Resources Division of Aquatic Resources to strengthen administrative rules governing the protection of indigenous marine wildlife, particularly spinner dolphins, marine mammals, and sea turtles.

Further requests the Division of Aquatic Resources and Division of Conservation and Resource Enforcement to increase collaboration with federal partners on federal rules related to spinner dolphins, marine mammals, and sea turtles and to continue to explore additional mechanisms to access federal and private funding for the protection of marine mammals and sea turtles.

(HSCR 1276, 1474, SSCR 1672)

#### **HCR 78, SD1**

CRUISE SHIP PASSENGER TERMINALS AT NAWILIWILI HARBOR, KAUAI, HONOLULU HARBOR, OAHU, KAHULUI HARBOR, MAUI, AND HILO HARBOR, HAWAII, IMPROVEMENTS TO. Requests the Governor and Department of Transportation to include in the 2017-2018 Supplemental Capital Improvement Program request improvements to cruise ship passenger terminals at Nawiliwili Harbor in Kauai, Honolulu Harbor in Oahu, Kahului Harbor in Maui, and Hilo Harbor in Hawaii.

Resolves that the Department continue to collaborate with the Hawaii Tourism Authority and other state and federal entities to encourage the installation of art and award winning designs that promote heritage tourism and original Hawaii artwork.

(HSCR 1426, SSCR 1614, 1695)

### **HCR 86, HD1, SD1**

EMPLOYEES OF WATERSPORT EXCURSION COMPANIES, TRAINING IN BASIC SAFETY MEASURES. Requests the Department of Land and Natural Resources to engage stakeholders to consider adopting permitting provisions requiring employees of watersport excursion companies who take customers on watersport excursions to be trained in basic water safety measures and that such requirements include training in first aid and cardio pulmonary resuscitation, but may not exceed licensure standards adopted by industry associations, such as those adopted by the scuba industry.

Resolves that such requirements need not apply to employees who do not take customers out on excursions, such as employees who work solely in retail or reservations at a watersports excursion company or to vessels already regulated by the United States Coast Guard and to every employee who takes customers on watersports excursions and allows the Department to determine whether requiring training for a defined percentage of employees present on an excursion is sufficient to protect customer and employee health and safety.

(HSCR 1332, 1484, SSCR 1670)

### **HCR 97, HD1**

WASTEWATER LAND DISCHARGE, REVIEW AND PERMITTING OF. Requests the Department of Health to assure that any land discharge of domestic wastewater over 1,000 gallons per day, occurring by injection well, seepage ponds, or seepage pits is adequately reviewed and permitted and to adopt rules, pursuant to Chapter 91, Hawaii Revised Statutes, to include seepage ponds and seepage pits in the review and permit process, or to consider prohibiting seepage ponds and seepage pits altogether.

(HSCR 1327, 1487, SSCR 1616)

### **HCR 98 HR 52**

QUEEN KAAHUMANU HIGHWAY, HAWAII, FROM MAKALA BOULEVARD TO HENRY STREET, SAFETY CONCERNS AND POTENTIAL IMPROVEMENTS FOR. Requests the Department of Transportation to convene a working group to investigate and assess safety concerns and potential improvements for Queen Kaahumanu Highway between Makala Boulevard and Henry Street on the island of Hawaii.

Requests the Director of Transportation or the Director's designee to serve as the chairperson of the working group and that the following individuals are invited to be members of the working group:

- (1) The Division Chief of the Public Works - Traffic Division of the County of Hawaii, or their designee;
- (2) The Director of the Planning Department of the County of Hawaii, or their designee;
- (3) The Chief of the Hawaii Police Department, or their designee;
- (4) The Executive Director of Peoples Advocacy for Trails Hawaii, or their designee;
- (5) The President of the Board of the Hawaii Cycling Club, or their designee;
- (6) A member of Coffee Talk Riders; and
- (7) Any other individual as determined by the Director of Transportation; and

Requests the working group to report its findings, recommendations, and proposed legislation, if any, to the Legislature no later than twenty days prior to the convening of the Regular Session of 2016.

(HSCR 1305, 1467, SSCR 1585)

#### **HCR 108, SD1**

CLIMATE CHANGE RISKS TO HEALTH STATEWIDE. See SR 100.

(HSCR 1061, 1438, SSCR 1584)

#### **HCR 119, SD1**

LIMU AND REEF FISH IN CERTAIN AREAS OF THE EWA COAST, OAHU, DECLINE OF. Requests the Department of Land and Natural Resources to provide a report of recommendations on what actions need to be taken to stop the decline and replenish the supply of limu and reef fish from the easternmost point of Pu'uloa to Barber's Point and submit a report of its recommendations, including any proposed legislation, to the Legislature no later than twenty days prior to the convening of the Regular Session of 2016.

(HSCR 1277, 1441, SSCR 1671)

#### **HCR 130 HR 79**

OLD GOVERNMENT ROAD, OAHU, MANAGEMENT AND MAINTENANCE OF. Requests the Department of Land and Natural Resources to work with Royal Hawaiian Golf Club to locate and delineate the portions of the Old Government Road that are within the golf course development, and to develop a plan for the management and maintenance of the road alignment, including determinations of:

- (1) The location and ownership status of all portions of Old Government Road;



- (2) Whether any access easement over Old Government Road was granted to Royal Hawaiian Golf Club for any portion of the pedestrian trail to Maunawili Falls; and
- (3) Whether, if no easement exists, it would be in the best interests of the State to grant an access easement with the condition of providing a parking lot in order to provide safer access to Maunawili Falls; and

Further requests the Department to submit a report on its findings and recommendations to the Legislature no later than twenty days prior to the convening of the Regular Session of 2016.

(HSCR 1326, 1445, SSCR 1669)

### **HCR 138, HD1**

**STUDENT ATHLETIC TEAMS RUNNING AND TRAINING OFF CAMPUS.** Urges the Department of Education to examine all possibilities to enable student athletic teams to run and train off campus.

Resolves that any participating student that participates in off campus training shall sign a complete waiver of liability that is also signed by both parents and any acting in loco parentis.

(HSCR 1252, 1404, SSCR 1650)

### **HCR 141, HD1, SD1 HR 84, HD1\***

**BEACH ACCESS FOR PERSONS WITH DISABILITIES.** Requests the Department of Land and Natural Resources and the counties that maintain beach transit corridors to improve public beach access to the shoreline for persons with disabilities at public beaches that have a public restroom facility or are in an ocean recreation management area and to consider the topography and physical characteristics of the beach transit corridor.

Resolves that the Department and the counties report on the status of public beach access to the shoreline for persons with disabilities at public beaches that have a public restroom facility or are in an ocean recreation management area to the Legislature no later than twenty days prior to the convening of the Regular Session of 2017.

\*HR 84, HD1 Requests the Department and the counties to provide public beach access to the shoreline for persons with disabilities at public beaches that have a public restroom facility and requires access no later than July 1, 2016. Does not call for a report to the Legislature.

(HSCR 1329, 1450, SSCR 1648)

**HCR 155, SD1**  
**HR 93\***

HAWAII PENAL CODE, REVIEW AND REVISIONS OF. Requests the Judicial Council to appoint a committee to review the Hawaii Penal Code and recommend to the Legislature revisions to the Code that the committee concludes will help ensure that sentences are fair and proportionate to the crime committed with particular attention paid to Hawaii Penal Code sections that base culpability on dollar amounts and that the members of the committee include:

- (1) A representative from the Judiciary;
- (2) A member of the Senate Committee on Judiciary and Labor;
- (3) A member of the House of Representatives Committee on Judiciary;
- (4) The Attorney General, or the Attorney General's designee;
- (5) The prosecuting attorney from each county, or each prosecuting attorney's designee;
- (6) A representative from the Office of the Public Defender;
- (7) A representative from the police department of each county;
- (8) Public or private sector economists;
- (9) Psychologists or social workers;
- (10) The Administrator of the Office of Hawaiian Affairs or the Administrator's designee;
- (11) Private citizens interested in criminal law and civil liberties;
- (12) Hawaii attorneys in private practice who handle criminal cases;
- (13) A representative from the Intake Services Center Division of the Corrections Division of the Department of Public Safety;
- (14) A representative from a prisoner advocacy group; and
- (15) Representatives from victim advocacy groups;

provided that the committee shall include at least one member from each county.

Resolves that the committee shall recommend updates to the Hawaii Penal Code by:

- (1) Reviewing The American Law Institute Model Penal Code, including recent proposals; the criminal codes of other states; and other criminal law resources;
- (2) Assessing the application of the principles of the "Justice Reinvestment in Hawaii: Analyses & Policy Options" report (August 2014) by the Council of State Governments Justice Center to code sections in which culpability is linked to a dollar value; and
- (3) Analyzing whether grades and punishment are appropriate and proportionate to other sentences imposed for criminal or civil offenses and are cost-effective in deterring crime, reducing recidivism, and providing restitution to victims in a manner that provides equal justice and punishment regardless of socioeconomic class or ethnicity; and

Resolves that the committee may accept grants, gifts, and other appropriations of funds to defray the costs of its work.

Further resolves that the Judicial Council may request the Legislative Reference Bureau to assist the committee with research and reporting assistance, as needed.

Further resolves that the Judicial Council is encouraged to use, to the greatest extent possible, the faculty and students of the University of Hawaii William S. Richardson School of Law in performing its work.

Resolves that the members of the committee serve without compensation provided that members of the committee may be reimbursed for the costs of mileage, parking, and transportation from the neighbor islands and that no member of the committee shall be made subject to chapter 84, Hawaii Revised Statutes, solely because of that member's participation as a member of the committee.

Requests the Judicial Council to submit its findings and recommendations, including any proposed legislation, to the Governor and Legislature no later than twenty days prior to the convening of the Regular Session of 2016.

\*HR 93 Includes a representative from the Office of Hawaiian Affairs instead of the Administrator of the Office.

HSCR 1363 (JUD) SSCR 1623 (JDL)

### **HCR 158, HD1, SD1**

STATE OF DAKHLA OF THE REGION OF QUED ED-DAHAB-LAGOUIRA OF THE KINGDOM OF MOROCCO AND HAWAII, SISTER-STATE RELATIONSHIP. Requests the Hawaii Sister-State Committee to evaluate and develop recommendations for the initiation of a sister-state relationship between Hawaii and the State of Dakhla of the Region of Oued Ed-Dahab-Lagouira of the Kingdom of Morocco and report its findings and recommendation, including proposed legislation to the Legislature no later than twenty days prior to the convening of the Regular Session of 2016.

(HSCR 1320, SSCR 1621)

### **HCR 162 HR 99**

TOUR OPERATORS, REGULATION OF. Requests the Legislative Reference Bureau to examine if and how other states regulate tour operators within their jurisdiction and to include a review of the laws, policies, and procedures adopted by other states to regulate tour operators, if any.

Further requests the Bureau to submit a report of its findings and recommendations, including any proposed legislation, to the Legislature no later than twenty days prior to the convening of the Regular Session of 2016.

(HSCR 1237, 1393, SSCR 1620)

**HCR 168, HD2, SD1**  
**HR 104, HD2\***

WORKERS' COMPENSATION PROCESS, STREAMLINING OF. Requests the Department of Labor and Industrial Relations to convene a working group to streamline the State's workers' compensation process, including the employer-requested medical examination, under chapter 386, Hawaii Revised Statutes.

Requests the working group to consider streamlining the filing process for workers' compensation claims by converting to a computerized system.

Requests the Director of Labor and Industrial Relations or the Department's Deputy Director is requested to serve as Chairperson of the working group and to invite the following to serve as members:

- (1) The Director of Human Resources Development or the Director's designee;
- (2) Insurers that issue workers' compensation insurance policies in the State;
- (3) Attorneys who represent employers and employees in workers' compensation claims;
- (4) A representative of a mutual benefit society operating in the State;
- (5) A representative of a health maintenance organization operating in the State;
- (6) Health care providers; and
- (7) Any other persons deemed appropriate by the Chairperson of the working group.

Requests the President of the Senate and the Speaker of the House of Representatives to each appoint one person to serve as a member of the working group.

Requests the working group to submit a report of its findings and recommendations, including any proposed legislation, to the Legislature no later than twenty days prior to the convening of the Regular Session of 2017.

\* HR 104, HD2 Does not specify the inclusion of employer-requested medical examination.

(HSCR 1049, 1360, 1411, SSCR 1624)

**HCR 178, HD1, SD1**  
**HR 114, HD1\***

OAHU COMMUNITY CORRECTIONAL CENTER, DEVELOPMENT IN THE VICINITY OF THE HALAWA CORRECTIONAL FACILITY AND REDEVELOPMENT OF THE LAND CURRENTLY OCCUPIED BY THE CENTER. Urges the Governor to develop a modernized Oahu Community Correctional Center in the vicinity of the Halawa Correctional Facility through a public-private partnership and to issue a request for proposals for the private construction of the community correctional facility for the State on a turnkey basis and facilitate redevelopment of the land that is currently occupied by the Oahu Community Correctional Center to benefit the Kalihi community and the State, including through partnerships with the private sector, to generate revenue and innovative development opportunities.

\*HR 114, HD1 Specifies the Correction Center to be developed within the Halawa Correctional Facility.

(HSCR 1391, SSCR 1693)

**HCR 182  
HR 120**

KAHEKILI HIGHWAY, OAHU, TRAFFIC CONGESTION STUDY. Requests the Department of Transportation to conduct a traffic study and make recommendations to alleviate traffic congestion on Kahekili Highway and that the study identify the causes of the traffic congestion and solutions to ease the traffic congestion, including the widening of Kahekili Highway, providing public transportation express routes for University of Hawaii students from Windward Community College to University of Hawaii at Mānoa, and deploying contraflow lanes, among other appropriate solutions.

Further requests the Department to schedule and hold community informational briefings during the course of the study and to submit a report of its findings and recommendations, including any proposed legislation and any actions taken, to the Legislature no later than twenty days prior to the convening of the Regular Session of 2016.

(HSCR 1307, 1415, SSCR 1615, 1698)

**HCR 187, HD1, SD1  
HR 123, HD1\***

AGRICULTURAL-BASED COMMERCIAL SUPPORT OF BONA-FIDE FARMING OPERATIONS ACROSS THE STATE. Requests the Department of Agriculture to convene a task force to:

- (1) Review individual county requirements for farmers wishing to engage in agricultural-based commercial operations, as defined in section 205-2(d)(15), Hawaii Revised Statutes;
- (2) Identify opportunities to reduce any unnecessary burdens of excessive permitting requirements for agricultural-based commercial operations; and
- (3) Develop strategies to assist farmers in the county approval process for agricultural-based commercial operations.

Requests the task force to include:

- (1) The Board of Agriculture, with the Chairperson of the Board of Agriculture requested to serve as Chairperson of the task force;
- (2) One representative each from the College of Tropical Agriculture and Human Resources and the Economic Research Organization of the University of Hawaii;
- (3) One representative each from the Planning Departments of the Counties of Hawaii, Maui, and Kauai and the Department of Planning and Permitting of the City and County of Honolulu;

- (4) One representative each from the Offices of Economic Development of the City and County of Honolulu, County of Maui, and County of Kauai, and the Department of Research and Development of the County of Hawaii;
- (5) One representative from the Hawaii Farmers Union United;
- (6) One representative from the Hawaii Farm Bureau Federation; and
- (7) One small farmer representative from each island, appointed by the Board of Agriculture; and

Requests the task force to submit its findings and recommendations, including any proposed legislation to the Governor and the Legislature no later than twenty days prior to the convening of the Regular Session of 2017.

\*HR 123, HD1 Requests the Department to engage the counties in a task force.

(HSCR 1057, 1418, SSCR 1613)

### **HCR 189, HD1, SD1**

UNIVERSAL HIGH SPEED BROADBAND ACCESS IN RESORT AREAS, HONOLULU INTERNATIONAL AIRPORT AND HAWAII PUBLIC SCHOOLS. Requests the Broadband Assistance Advisory Council to create a master plan to provide universal high speed broadband access in resort areas and other areas of importance throughout Hawaii including, but not limited to, Honolulu International Airport and Hawaii public schools and to:

- (1) Develop specific strategies for the establishment of universal high speed broadband access throughout Waikiki, resort areas, and other areas of importance throughout the State, including but not limited to Kaanapali, Maui; Kohala, Hawaii; Hanalei, Kauai; Honolulu International Airport; and Hawaii public schools; and
- (2) Identify best practices to establish a database that identifies current and prospective projects for deploying broadband.

Further requests the Council to expand its membership to include:

- (1) The Director of Business, Economic Development, and Tourism or the Director's designee;
- (2) One representative from the Hawaii Tourism Authority;
- (3) One representative from the Department of Budget and Finance;
- (4) One representative from each of the Mayor's offices of the Counties of Hawaii, Maui, and Kauai, and the City and County of Honolulu;
- (5) One representative from a nonprofit organization that represents the interests of the Hawaii hotel industry; and
- (6) One representative from Hawaiian Electric Company.

Resolves that all members of the Council serve without compensation but be reimbursed for all necessary expenses, including travel expenses, incurred in the performance of their duties as Council members.

Requests the Council to provide a written report of its findings and recommendations, including any proposed legislation, to the Legislature no later than twenty days prior to the convening of the Regular Session of 2016.

(HSCR 1248, 1394, SSCR 1666)

**HCR 204, SD1  
HR 140\***

PROCUREMENT JURISDICTIONS, INVESTIGATION OF. Requests the State Procurement Administrator collect information on each of the individual procurement jurisdictions including but not limited to the following areas:

- (1) A breakout of each procurement jurisdiction to identify activities of each division within a large state department;
- (2) The current number of staffed positions and job titles within each procurement jurisdiction;
- (3) The identification of vacant positions within each procurement jurisdiction and status of recruitment;
- (4) The average annual number of contracts assigned to each procurement jurisdiction;
- (5) The current level of contract oversight required during the entire procurement process; and
- (6) The staffing recommendations needed to bring each procurement jurisdiction up to satisfactory performance levels.

Resolves that the Administrator submit findings and recommendations, including any proposed legislation, to the Legislature no later than twenty days prior to the convening of the Regular Session of 2016.

\* HR 140 Requests the Chief Procurement Officer to conduct a comprehensive study on the same areas.

(HSCR 1436, 1667)

**HCR 205  
HR 141**

SOLID WASTE RECYCLING INDUSTRY, VIOLATIONS BY. Requests the Department of Health to promptly investigate all alleged violations of laws and regulations pertaining to human health and the environment within its purview by companies operating within the solid waste recycling industry, timely issue any appropriate penalty or order any necessary corrective action, and ensure any ordered action is taken.

Resolves that the Department provide a complaining or interested party with information regarding the status and results of any such investigation, resulting penalty, or order for corrective action.

Further resolves that the Department fairly and equally enforce laws and regulations it is authorized to enforce against all companies operating within the solid waste recycling industry, with the goal of ensuring compliant, fair, and safe operations to further the ultimate end of protecting Hawaii's citizens and lands.

(HSCR 1039, 1259, 1458, SSCR 1691)

### **HCR 208, HD1, SD1**

COMPACTS OF FREE ASSOCIATION RESIDENTS, FEDERAL HEALTHCARE FUNDING FOR. Urges the United States Congress and the United States Department of the Interior to work to restore Medicaid eligibility or other federal healthcare funding for United States residents and taxpayers present under the Compacts of Free Association, through amendments to the Personal Responsibility and Work Opportunity Reconciliation Act of 1996 or by other means.

Urges the Office of Insular Affairs of the United States Department of the Interior to review the funding of the Compact Impact Assistance grant and to make every effort to increase the amount of direct assistance available to the State of Hawaii to enable greater state support of Hawaii's indigent Compact of Free Association residents' healthcare needs.

Further urges the Congress to support federal legislation to amend the Personal Responsibility and Work Opportunity Reconciliation Act of 1996 to render Compact of Free Association migrants eligible to receive federally funded financial and medical assistance.

(HSCR 1310, 1459, SSCR 1622)

### **HCR 212**

FARMERS, FINANCIAL RELIEF TO OFFSET THE COSTS OF THE IMPLEMENTATION OF THE FOOD SAFETY MODERNIZATION ACT. Requests the federal Food and Drug Administration, state Department of Agriculture, and state Department of Hawaiian Home Lands to participate in meaningful consultation with Hawaii small scale farmers, Hawaii small scale producers, and affected parties to find ways to provide financial relief to offset the costs associated with the implementation of the Food Safety Modernization Act so that Hawaii's small farmers are able to maintain viable farm operations.

(HSCR 1055, 1460, SSCR 1697)

### **HCR 217, HD1, SD1 HR 152, HD1**

HAWAIIAN LANGUAGE RESOURCES FOR THE JUDICIARY. Requests the Judiciary to convene a Hawaiian language task force to:



- (1) Conduct a feasibility study to examine the scope and cost of implementing Hawaiian language resources on the Judiciary's public website, as well as legal forms and documents;
- (2) Develop a plan to ensure that updated information contained on the Judiciary's public website contains the accurate, appropriate, and authentic Hawaiian language version of all documents;
- (3) Identify the resources necessary to effectuate the purpose of this measure, such as manaleo, native Hawaiian speakers, who can provide services to timely ensure all information on the website is appropriately updated into the Hawaiian language, information technology software, and the cost of services and software; and
- (4) Conduct any other business deemed necessary to carry out the purpose of this measure; and

Resolves that the task force include:

- (1) One member appointed by the Access to Justice Commission;
- (2) Two members appointed by the Judiciary with either operational knowledge or the appropriate information technology background;
- (3) A representative from the Hawaii State Bar Association;
- (4) A member appointed by the Department of Accounting and General Services with the appropriate information technology background;
- (5) A representative from the Department of Budget and Finance;
- (6) A representative from the University of Hawaii at Manoa Hawaiian Language Department;
- (7) A representative from the University of Hawaii at Hilo College of Hawaiian Language;
- (8) A representative from Hale Kuamo'o;
- (9) The Administrator of the Office of Hawaiian Affairs or the Administrator's designee;
- (10) The Chair of the House Committee on Ocean, Marine Resources, & Hawaiian Affairs or the Chair's designee; and
- (11) The Chair of the Senate Committee on Hawaiian Affairs or the Chair's designee; and

Requests the task force to submit a report of its findings and recommendations, including any proposed legislation, to the Legislature no later than twenty days prior to the convening of the Regular Session of 2016.

(HSCR 1279, SSCR 1668)

**HCR 224, SD1  
HR 157\***

WAIMANALO ELEMENTARY AND INTERMEDIATE SCHOOL NEW BUILDING, NAMING IN HONOR OF AL LEWIS. Urges the Department of Education to name the new building at Waimanalo Elementary and Intermediate School after Al Lewis.

\*HR 157 Specifies the new building at the Waimanalo Elementary School.

HSCR 1255, SSCR 1472)

## HR 6

TELECOMMUNICATION SERVICES. Requests the Public Utilities Commission to report on its progress and deployment plans and in consultation with the Division of Consumer Advocacy of the Department of Commerce and Consumer Affairs, the Consumer Advocate's efforts to ensure that:

- (1) Consumers in all communities are provided with telecommunications services, including cellular service, that is comparable to the telecommunications services used by a majority of consumers located in metropolitan areas of the State; and
- (2) All consumers are provided with nondiscriminatory, reasonable, and equitable access to high quality telecommunications network facilities and capabilities, including cellular service, that provide sufficient network capacity to access information services that provide a combination of voice, data, image, and video.

Further requests the Commission to report on its efforts and plans to find and access funding for the foregoing services, including from federal agencies such as the United States Department of Agriculture's Rural Utilities Service.

Requests the Director of Commerce and Consumer Affairs is requested to report on progress and plans to:

- (1) Establish affordable, accessible broadband services to unserved and underserved areas of Hawaii and monitor advancements in communications that will facilitate this goal; and
- (2) Find and access funding for such broadband services, including from federal agencies such as the US Department of Agriculture's Rural Utilities Service.

(HSCR 1351, 1463)

## HR 12, HD1

CIVIL LEGAL SERVICES, FUNDING FOR. See SR 6.

(HSCR 1238, 1405)

## HR 16, HD1

MILITARY SPENDING IN HAWAII. Urges the Director of Business, Economic Development, and Tourism to establish the Commission for Hawaii's Future to address expected reduced United States Department of Defense expenditures by establishing a business plan and making recommendations for increasing economic activity in:

- (1) Infrastructure improvements;
- (2) Reindustrialization with sustainable technologies;
- (3) Clean energy research and development;
- (4) Social and human services; and
- (5) Other fields.

Requests the Director or the Director's designee to serve as the chairperson of the Commission for Hawaii's Future and that the following individuals, or their designees, are invited to be members of the Commission for Hawaii's Future:

- (1) Director of Labor and Industrial Relations;
- (2) Chairperson of the Board of Land and Natural Resources;
- (3) Mayor of the City and County of Honolulu;
- (4) President of the University of Hawaii System;
- (5) The Chairperson of the Office of Hawaiian Affairs;
- (6) President of the Hawaii State AFL-CIO; and
- (7) President of the Chamber of Commerce of Hawaii.

Requests the Governor to invite representatives from the following to become members of the Commission for Hawaii's Future:

- (1) 1 member from a financial institution;
- (2) 1 member from a building or construction trade union;
- (3) 1 member from an environmental organization;
- (4) 2 members from affected communities;
- (5) 1 member from a religious organization; and
- (6) 1 member from the military.

Requests the Commission to report its findings, recommendations, and proposed legislation, if any, to the Legislature no later than twenty days prior to the convening of the Regular Session of 2016.

(HSCR 611, 1468)

## **HR 19**

VETERAN WOMEN SERVICES COORDINATOR WITHIN THE OFFICE OF VETERANS' SERVICES. Requests the Office of Veterans' Services to establish and fund a veteran women services coordinator position.

Further requests the Office to appoint a veteran or a present member or discharged member of the Hawaii Air or Army National Guard as the coordinator who is requested to:

- (1) Gather and distribute information about services available to women military members and veterans;
- (2) Educate counselors within the Office of Veterans' Services of the services provided to women veterans; and
- (3) Attend national conferences and participate in veterans services workshops to ensure that women veterans have a knowledgeable contact person who is able to direct women veterans to appropriate resources.

(HSCR 1241, 1402)

## HR 22, HD1

TRANSIENT VACATION RENTALS, LICENSING AND REGULATION. Requests the Auditor to conduct an analysis of the regulatory scheme as proposed by H.B. No. 825 and S.B. 1237 pursuant to section 26H-6, Hawaii Revised Statutes.

Further requests the Auditor to consider data and other information gathered in prior studies of this issue, including those contracted by the Hawaii Tourism Authority and other relevant agencies and submit findings and recommendations, including any proposed legislation, to the Legislature no later than twenty days prior to the convening of the Regular Session of 2016.

(HSCR 907, 1355, 1470)

## HR 25

BARACK OBAMA PRESIDENTIAL LIBRARY AND CENTER IN HAWAII. Requests the United States Congress and the Barack Obama Foundation to support and recommend Hawaii as the site for the Barack Obama Presidential Library and Center.

(HSCR 1429)

## HR 29, HD1

CHINESE VISITORS IN HAWAII AND VISA ELIGIBILITY. Urges the Hawaii Tourism Authority to coordinate with trade organizations, including the Hawaii Lodging and Tourism Association, Hawaii Restaurant Association, Hawaii Visitors and Convention Bureau, Hawaii Transportation Association, and others in the hospitality industry, to create a more welcoming environment for Chinese visitors.

Further urges all tourism related businesses in Hawaii are urged to:

- (1) Hire additional Chinese speaking staff;
- (2) Provide training in Chinese culture to staff; and
- (3) Make greater use of the Chinese language in signs and other written materials.

Further requests Hawaii's Congressional Delegation to take steps to realize amendments to the H-1B non-immigrant visa " specialty occupation " qualifying criteria to facilitate visa eligibility for foreign workers who have a high degree of specialized knowledge of reading, writing, and speaking at an honorific level to international visitors with an understanding and respect required in visitors' countries of origin to allow Hawaii's visitor industry to recruit and employ the necessary work force to realize these objectives.

(HSCR 918, 1472)

## HR 35, HD1

ANIMAL QUARANTINE STATION. Requests the Department of Agriculture to submit a report on the Department's progress and plan for implementing the recommendations of the Animal and Plant Health Inspection Service inspection for the Animal Quarantine Station, including:

- (1) Actions taken and an implementation timeline from the Department;
- (2) Funding requirements and proposed legislation, if any; and
- (3) Any other matters pertinent to improving quarantine facilities and procedures

to the Legislature no later than twenty days prior to the convening of the Regular Session of 2016.

(HSCR 920, 1464)

## HR 44

STATE CAPITOL PONDS, OPERATION OF WATER PUMPING SYSTEM. Urges the Department of Accounting and General Services to operate the water pumping system of the State Capitol Ponds for 2 hours per day in order to circulate the water contained in the pond.

(HSCR 1433)

## HR 52

QUEEN KAAHUMANU HIGHWAY, HAWAII, FROM MAKALA BOULEVARD TO HENRY STREET, SAFETY CONCERNS AND POTENTIAL IMPROVEMENTS FOR. See HCR 98.

(HSCR 1304, 1466)

## HR 61

CLIMATE CHANGE RISKS TO HEALTH STATEWIDE. See SR 100.

(HSCR 1060, 1437)

## HR 78

RED HILL UNDERGROUND FUEL STORAGE FACILITY FUEL LEAK, OAHU. Requests the Director of Health to extend the task force studying the effects of the January 2014 fuel tank leak at the Red Hill Underground Fuel Storage Facility and to continue serving as the Chairperson of the task force, to invite the same interested parties to continue serving as members of the task force, and to invite any additional interested parties whose participation the Director of Health deems appropriate.

Requests the task force to monitor developments and gather new information about the Red Hill fuel tanks and the impact of the January 2014 leak for purposes of supplementing its 2014 report.

Requests the Department of Health is requested to provide any necessary administrative, professional, technical, and clerical support to the task force.

Requests the Director to submit a supplemental report of the task force's findings and recommendations, including any proposed legislation, to the Legislature no later than twenty days prior to the convening of the Regular Session of 2016.

(HSCR 1284, 1442)

### **HR 79**

OLD GOVERNMENT ROAD, OAHU, MANAGEMENT AND MAINTENANCE OF. See HCR 130.

(HSCR 1325, 1444)

### **HR 80**

ROADS IN THE KAKAAKO DEVELOPMENT DISTRICT, OWNERSHIP OF. Requests the Hawaii Community Development Authority to investigate the ownership of roads whose ownership is being challenged in the Kakaako Development District.

(HSCR 1434)

### **HR 82**

REAL ESTATE COMMISSION, AUDIT OF. Requests the Auditor is requested to perform an audit of the policies, procedures, and management of the Real Estate Commission which includes an analysis of the Real Estate Commission's practices and procedures regarding:

- (1) Management;
- (2) Investigative powers, including the Commission's award of contracts to other entities to carry out investigations;
- (3) Adoption of administrative rules to implement chapter 514B, Hawaii Revised Statutes;
- (4) The condominium mediation program; and
- (5) Collection of fees relating to condominium mediation and training programs.

Further requests the Auditor to submit a report of any findings and recommendations to the Legislature not later than twenty days prior to the convening of the Regular Session of 2016.

(HSCR 998, 1357, 1447)

## HR 84, HD1

BEACH ACCESS FOR PERSONS WITH DISABILITIES. See HCR 141, HD1, SD1  
(HSCR 1328, 1449)

## HR 87, HD2

SENTENCING OF CRIMINALS. Requests the Hawaii Paroling Authority to convene a working group to examine the concept of smarter sentencing to improve the quality and reliability of the State's criminal justice sentencing policies and practices.

Resolves that the purpose of the working group is to research:

- (1) The number of cases over the last ten years in which smarter sentencing principles were applied to the negotiation and recommendation of a sentence;
- (2) The number of cases over the past ten years in which principles of smarter sentencing were applicable; and
- (3) Possibilities of designing, implementing, and streamlining a process involving smarter sentencing; and
- (4) The effects of indeterminate sentencing and the possibility of restoring statutory authority for minimum sentencing to the judiciary.

Request the Authority to include in the working group:

- (1) The Chair of the Senate and House of Representatives committees with primary jurisdiction over the Judiciary;
- (2) The Chair of the Senate and House of Representatives committees with primary jurisdiction over public safety;
- (3) The county prosecutor of each of the counties of Hawaii, Kauai, and Maui, and the City and County of Honolulu;
- (4) 1 public defender to represent the Office of the Public Defender located in each of the counties of Hawaii, Kauai, and Maui, and the City and County of Honolulu;
- (5) The Attorney General, or the Attorney General's designee;
- (6) 2 members appointed by the Chief Justice of the Hawaii Supreme Court;
- (7) 1 representative of the American Civil Liberties Union of Hawaii;
- (8) 1 representative of the Hawaii Civil Rights Commission; and
- (9) 1 representative of the Sex Abuse Treatment Center; and
- (10) 1 representative of a domestic violence advocacy group, such as the Hawaii State Coalition Against Domestic Violence; and
- (11) 1 representative of Mothers Against Drunk Driving; and
- (12) 4 members from the community, to be appointed by the Governor.

Requests the working group to select a chairperson from among its members and meet at least five times prior to December 31, 2015.

Requests the working group to submit a report of its findings and recommendations, including any proposed legislation, to the Legislature no later than twenty days prior to the convening of the Regular Session of 2016.

(HSCR 1262, 1451)

#### **HR 92**

TRASH COLLECTION SERVICES, COMPENSATION OR REIMBURSEMENT FOR TAXPAYERS WHO PAY FOR THEIR OWN. Requests the City and County of Honolulu to consider providing a property tax reduction, tax credit, or alternate method of compensation or reimbursement to county real property taxpayers who pay for their own trash collection services.

(HSCR 1431)

#### **HR 93**

HAWAII PENAL CODE, REVIEW AND REVISIONS OF. See HCR 155.

(HSCR 1362)

#### **HR 99**

TOUR OPERATORS, REGULATION OF. See HCR 162.

(HSCR 1236, 1392)

#### **HR 104, HD2**

WORKERS' COMPENSATION PROCESS, STREAMLINING OF. See HCR 168.

(HSCR 1048, 1359, 1410)

#### **HR 114, HD1**

OAHU COMMUNITY CORRECTIONAL CENTER, DEVELOPMENT IN THE VICINITY OF THE HALAWA CORRECTIONAL FACILITY AND REDEVELOPMENT OF THE LAND CURRENTLY OCCUPIED BY THE CENTER. See HCR 178.

(HSCR 1390)



## HR 118

MANAGERS DRIVE AND HIAPO STREET, WAIPAHU, OAHU, SAFETY MEASURES FOR. Urges the Department of Transportation Services of the City and County of Honolulu, in cooperation with the Department of Parks and Recreation of the City and County of Honolulu to conduct a study of the intersection of Managers Drive and Hiapo Street in Waipahu to determine any measures that can be taken to improve traffic and pedestrian safety at this intersection and the surrounding surface streets.

Resolves that the study include:

- (1) A review of the use of Waipahu Uka Neighborhood Park, including when the park is most heavily used as well as parking issues at the park; and
- (2) Alternative traffic safety or traffic calming measures that can be used to improve traffic and pedestrian safety.

Resolves that Department submit a report of its findings and recommendations, including any proposed legislation, to the legislature no later than twenty days prior to the convening on the Regular Session of 2016.

(HSCR 1309, 1465)

## HR 119

HONOLULU AUTHORITY FOR RAPID TRANSPORTATION, FINANCIAL AND MANAGEMENT AUDIT OF. Requests the Auditor to conduct a financial and management audit of HART's (Honolulu Authority for Rapid Transportation) governance and operation and that the audit examine:

- (1) HART's management and operations with respect to HART's financial and management policies, practices, and processes associated with the plans, design, bidding, and construction of the Honolulu Rail Transit Project;
- (2) HART's financial plan and related systems of accounting and internal controls;
- (3) The contracts awarded and expenditures associated with the rail transit project contracts, including payments to contractors, subcontractors, and consultants, and what the expenditures are being used for;
- (4) The factors contributing to cost increases, cost inflation, and cost escalation of the rail transit project, including delays in the project; change orders; requirements affecting the planning, design, bidding, and construction of the project; work restrictions; and bidding procedures; and
- (5) Cost containment measures, efficacy of fiscal operations and decisions, and other actions HART has taken to mitigate the burgeoning costs and shortfalls of the rail transit project.

Further requests the Auditor to submit a report of the completed audit, including its findings and recommendations to the Legislature no later than twenty days prior to the convening of the Regular Session of 2016.

(HSCR 1302, 1412)

## HR 120

KAHEKILI HIGHWAY, OAHU, TRAFFIC CONGESTION STUDY. See HCR 182.

(HSCR 1306, 1414)

## HR 123, HD1

AGRICULTURAL-BASED COMMERCIAL SUPPORT OF BONA-FIDE FARMING OPERATIONS ACROSS THE STATE. See HCR 187.

(HSCR 1056, 1417)

## HR 124

BRAZILIAN JIU-JITSU AS A SANCTIONED SCHOOL SPORT. Requests the Department of Education, in conjunction with the Hawaii High School Athletic Association to examine the feasibility of establishing Brazilian jiu-jitsu as a sanctioned sport and to submit a report of its findings and recommendations, including any proposed legislation, to the Legislature no later than twenty days prior to the convening of the Regular Session of 2016.

(HSCR 1300, HSCR 1419)

## HR 127

PHYSICIAN SHORTAGE. Requests the Director of Health to create a task force to address the physician shortage in Hawaii and to consider and make recommendations regarding:

- (1) The ongoing assessment and planning of the physician workforce in Hawaii;
- (2) The recruitment and retention of physicians, especially for the physician workforce serving rural and medically underserved areas of the State;
- (3) The training and licensing requirements that may preclude a foreign medical school graduate from practicing in Hawaii; and
- (4) The opportunities for foreign medical school graduates to be accepted into internship and residency training programs in Hawaii.

Further requests the Director to invite the following parties to serve as members of the task force:

- (1) A representative from the Department of Health;
- (2) A representative from the John A. Burns School of Medicine;
- (3) A representative from the Philippine Medical Association of Hawaii;
- (4) A representative from the Hawaii Medical Association;
- (5) A representative from the Comprehensive Health Centers in Hawaii;
- (6) A representative from the Hawaii Health Systems Corporation; and
- (7) Any other individual that the Director of Health deems appropriate.

Requests the task force to report its findings and recommendations, including any proposed legislation, to the Legislature no later than twenty days prior to the convening of the Regular Session of 2016.

(HSCR 1058, 1423)

### **HR 128, HD1**

HONOWAI ELEMENTARY SCHOOL, MAUKA LANI ELEMENTARY, AND KALEI'OPU'U ELEMENTARY SCHOOL, OAHU, PEDESTRIAN SAFETY IN THE AREA. Urges the Department of Transportation Services of the City and County of Honolulu to take steps to increase pedestrian safety to prevent any pedestrian related accidents or fatalities around Honowai Elementary School, Mauka Lani Elementary School and Kalei'opu'u Elementary School and that the following be considered:

- (1) Raised crosswalks or the use of different materials for crosswalks;
- (2) The use of pedestrian crossing signs;
- (3) Painting "School Xing" on the roadway before crosswalks; and
- (4) Painting visual cues on the roadway leading to sidewalks.

(HSCR 1338, 1453)

### **HR 130**

CITY AND COUNTY OF HONOLULU, COUNTY OF HAWAII, COUNTY OF KAUAI, AND COUNTY OF MAUI, AUDIT OF. Requests the Auditor to conduct a financial audit of each county to examine the use of and needs for the state funds that each county receives and that the audit include information on:

- (1) The amount of funds each county received in the prior fiscal year;
- (2) The total amount of state funds that each county actually spent and financial details of any unused funds in the prior fiscal year; and
- (3) The financial details of how each county spent the state funds received in the prior fiscal year.

Further requests the Auditor to report its findings to the Legislature no later than 20 days before the convening of the Regular Session of 2016.

(HSCR 1427)

### **HR 139**

COMPACT OF FREE ASSOCIATION RESIDENTS, TRANSFER FROM MEDICAID TO PLANS ON THE HAWAII HEALTH CONNECTOR. Requests the Auditor to conduct a review of the effect on COFA (Compact of Free Association) migrants living in Hawaii of the transfer

from Medicaid to plans purchased through the Hawaii Health Connector for the period of fiscal years 2015 - 2016 and 2016 - 2017, and that the review include:

- (1) Determination of cost implications of the termination of full Medicaid benefits in terms of increased utilization of a higher level of medical and behavioral health services, including increased usage of emergency room services, increased utilization of 911 and EMS services, and increased dialysis utilization as reflected by utilization claims reviews;
- (2) Investigation of increases in mortality and morbidity related to delayed treatment and barriers to timely care;
- (3) Determination of costs of uncompensated care to community health centers, acute hospitals, out - patient surgery and treatment centers, urgent care centers, and other identified treatment centers that treat these identified populations; and
- (4) Identification of any workable mechanisms for financing full payment of all premiums and co pays for Medicaid ineligible non-citizens including redirecting a portion of the proposed 27 million dollars in savings from the cessation of Medicaid benefits for health care coverage for identified populations and tapping into existing federal Compact Impact funding for all or part of the costs to COFA (Compact of Free Association) enrollees of obtaining health coverage through the Hawaii Health Connector.

Further requests the Auditor is requested to report findings and recommendations to the Legislature no later than twenty days before the convening of the Regular Session of 2017.

(HSCR 1044, 1353, 1455)

#### **HR 140**

PROCUREMENT JURISDICTIONS, INVESTIGATION OF. See HCR 204.

(HSCR 1435)

#### **HR 141**

SOLID WASTE RECYCLING INDUSTRY, VIOLATIONS BY. See HCR 205.

(HSCR 1038, 1258, 1457)

#### **HR 152, HD1**

HAWAIIAN LANGUAGE RESOURCES FOR THE JUDICIARY. See HCR 217.

(HSCR 1278)

## HR 157

WAIMANALO ELEMENTARY AND INTERMEDIATE SCHOOL NEW BUILDING, NAMING IN HONOR OF AL LEWIS. See HCR 224 .

(HSCR 1254)

## HR 158, HD2

HAWAIIAN ELECTRIC INDUSTRIES ACQUISITION BY NEXTERA ENERGY, INC.  
Requests the Public Utilities Commission is requested to protect the public interest in reviewing the proposed acquisition of Hawaiian Electric Industries by NextEra Energy, Inc., to determine:

- (1) Whether the proposed transaction is in the public interest, including:
  - (A) Whether approval of the proposed transaction would be in the best interests of the State's economy and the communities served by the Hawaiian Electric Companies;
  - (B) Whether the proposed transaction, if approved, provides significant, quantifiable benefits to the Hawaiian Electric Companies' ratepayers in both the short and the long term beyond those proposed by the Hawaiian Electric Companies in recent regulatory filings;
  - (C) Whether the proposed transaction will affect the ability of the Hawaiian Electric Companies' employees to provide safe, adequate, and reliable service at reasonable cost;
  - (D) Whether the proposed financing and corporate restructuring proposed in the application is reasonable;
  - (E) Whether adequate safeguards exist to prevent cross subsidization of any affiliates and to ensure the Public Utilities Commission's ability to audit the books and records of the Hawaiian Electric Companies, including affiliate transactions;
  - (F) Whether adequate safeguards exist to protect the Hawaiian Electric Companies' ratepayers from any business and financial risks associated with the operations of NextEra Energy, Inc., or any of its affiliates;
  - (G) Whether the proposed transaction, if approved, will enhance or detrimentally affect the State's clean energy goals; and
  - (H) Whether the transfer, if approved, would potentially diminish competition in Hawaii's various energy markets and, if so, what regulatory safeguards are required to mitigate such adverse impacts;
- (2) Whether the applicants are fit, willing, and able to properly provide safe, adequate, and reliable electric service at the lowest reasonable cost in both the short and the long term, including:
  - (A) Whether the proposed transaction, if approved, will result in more affordable electric rates for the customers of the Hawaiian Electric Companies;
  - (B) Whether the proposed transaction, if approved, will result in an improvement in service and reliability for the customers of the Hawaiian Electric Companies;
  - (C) Whether the proposed transaction, if approved, will improve the Hawaiian Electric Companies' management and performance; and
  - (D) Whether the proposed transaction, if approved, will improve the financial soundness of the Hawaiian Electric Companies;

- (3) Whether the proposed transaction, if approved, would diminish, in any way, the Public Utilities Commission's current regulatory authority over the Hawaiian Electric Companies, particularly in light of the fact that the ultimate corporate control of the Hawaiian Electric Companies will lie outside the State;
- (4) Whether the financial size of the Hawaiian Electric Companies relative to the other affiliates of NextEra Energy, Inc., would result in a diminution of regulatory control by the Public Utilities Commission;
- (5) Whether NextEra Energy, Inc.; Florida Power & Light Company; or any other affiliate has been subject to compliance or enforcement orders issued by any regulatory agency or court;
- (6) Whether any conditions are necessary to ensure that the proposed transaction is not detrimental to the interests of the Hawaiian Electric Companies' ratepayers or the State and to avoid any adverse consequences and, if so, what conditions are necessary; and
- (7) Whether NextEra Energy, Inc., is likely to influence public policy to benefit ratepayers or the company itself.

Further requests the Commission to consider, at a minimum, imposing strict conditions to ensure the bedrock principles of:

- (1) Reliability;
- (2) Reasonable rates;
- (3) Competition and customer choice; and
- (4) Protecting local jobs and economic benefits to the State.

Urges the commission to adopt the recommendation of the Consumer Advocate and establish a procedural schedule that would have the regulatory review process completed by June 2016 to allow for a complete and thorough review of the concerns raised by the merger application docket.

Requests the Commission to submit findings and recommendations, including any proposed legislation, to the House of Representatives not later than twenty days prior to the convening of the Regular Session of 2017.

(HSCR 1315, 1398)

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