

**BILLS PASSED**

**BY THE**

**HAWAII STATE LEGISLATURE**

**REGULAR SESSION OF 2016**

SHOWING ACTIONS TAKEN AS OF

May 5, 2016

Prepared by the:



**Legislative Reference Bureau Systems Office**  
State Capitol, Room 413  
415 South Beretania Street  
Honolulu, HI 96813

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

## **FOREWORD**

This publication contains brief descriptions of all bills passed by the Hawaii State Legislature during the Regular Session of 2016. We have included such data as the bill number, title, introducer, description, committee reports, current status, and sections of the Hawaii Revised Statutes affected by the bill. This publication reflects data recorded up to and including May 5, 2016, which is the date that the Legislature adjourned sine die. For your information, under Article III, Section 16 of the Hawaii State Constitution, the Governor has 45 days after adjournment sine die (not counting Saturdays, Sundays, and holidays), to consider bills for approval.

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

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

Charlotte A. Carter-Yamauchi  
Director  
Legislative Reference Bureau

May 2016

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

SOURCE	CONTACT	HOURS	COST
All public libraries. See "Locations" at <a href="http://www.librarieshawaii.org">www.librarieshawaii.org</a> or listing in white pages: State offices, Dept. of Education, Public Library System	Reference Desk	Different for each library. Call to inquire.	Electronic access via the internet only. Library card required. Optional 15¢/page donation for printing.
Hawaii State Archives Iolani Palace Grounds 364 S. King Street Honolulu 96813 Phone: 586-0329	Reference Archivist	Monday - Friday 9:00 am - 4:00 pm	Copies of 2015 - 2016 bills, committee reports, resolutions, and concurrent resolutions will be available after December 2016. No charge for local govt. agencies. For private individuals – 25¢/page. Postage and handling charge for any mailings. Certification is \$2.25 per document.
Senate Document Center State Capitol Room 012A Honolulu 96813 Phone: 586-6755	Tia Lobendahn or Senate Clerk's office (586-6720)	Monday - Friday 8:00 am - 4:00 pm	Free for reasonable quantities. Will fax 10 pages or less and mail reasonable quantities.
House Printshop State Capitol Room 012B Honolulu 96813 Phone: 586-6591	Tammy Tengan or Summer Kaleo	Monday - Friday 8:00 am - 4:00 pm	General public – may request free copies to be picked up, mail or fax for reasonable quantities.
Lieutenant Governor State Capitol 5 <sup>th</sup> Floor Honolulu 96813 Phone: 586-0255	Ross Tsukenjo	Monday - Friday 7:45 am - 4:30 pm	25¢/page. Cost of postage for any mailings. Prepayment with cash, cashier's check or money order required.
Supreme Court Law Library 417 S. King Street, Rm. 115 Honolulu 96813 Phone: 539-4964	Front Desk	Monday - Friday 7:45 am - 4:15 pm	15¢/page (self service). Will mail to attorneys on neighbor islands if unavailable at county circuit court libraries or for neighbor island requesters via email for 15¢/page plus \$2 handling charge (and postage for mail-outs), prepayment with business or cashier's check or money order required.
William S. Richardson School of Law Library 2525 Dole Street Honolulu 96822 Phone: 956-7583	Circulation Desk	Different hours depending on time of year. Call to inquire or check website at <a href="http://www.law.hawaii.edu/library">www.law.hawaii.edu/library</a>	9¢/page (with UH copy card — \$1 fee for card).

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

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

## SENATE BILLS THAT PASSED THE LEGISLATURE

- SB0305 SD1 HD1 (HSCR 1021-16) RELATING TO USE OF TOBACCO PRODUCTS AND E-CIGARETTES ON HAWAII HEALTH SYSTEMS CORPORATION PREMISES.  
Introduced by: Green J, Wakai G, Harimoto B, Baker R, Chun Oakland S, Ruderman R  
Establishes provisions relating to tobacco and electronic smoking devices use prohibited under the Hawaii health systems corporation law. Requires the Hawaii health systems corporation to prohibit the use of any tobacco product or electronic smoking device by any person on the premises of all health facilities operated by the corporation within the State, to the extent not prohibited by federal law and regulation. Provides that prohibitions shall not be subject to collective bargaining. Requires the corporation to display prohibition signs. -- SB0305 HD1  
Committee Reports: SSCR 635 (HTH) HSCR 1021-16 (HLT) HSCR 1445-16 (JUD)  
Current Status: Apr-11 16 Received by the Governor  
Apr-26 16 Approved by Governor (Act 25 2016)  
Section Affected: 323F- (1 SECTION) TOBACCO AND ELECTRONIC SMOKING DEVICES USE PROHIBITED
- SB0805 RELATING TO HEALTH.  
Introduced by: Green J  
Amends Act 255, session laws of 2012 by repealing the sunset date. -- SB0805  
Committee Reports: SSCR 66 (HTH) SSCR 582 (CPN) HSCR 1017 (HLT) HSCR 1023-16 (CPC)  
Current Status: Mar-14 16 Received by the Governor  
Mar-24 16 Approved by Governor (Act 2 2016)  
Section Affected: ACT 255 2012, 457-2
- SB0911 SD2 HD2 CD1 (CCR 29-16) RELATING TO LATEX.  
Introduced by: Chun Oakland S, Baker R  
Amends the department of health law by prohibiting all personnel working in dental health facilities; or health care facilities; providing patient care from using latex gloves for patient care where the patient is unconscious or otherwise physically unable to communicate. Provides that where the patient is conscious and physically able to communicate, latex gloves may be used if the patient affirmatively states that the patient is not allergic to latex. -- Establishes provisions relating to emergency medical services; use of latex gloves prohibited. Prohibits the use of latex gloves by personnel providing ambulance services or emergency medical services. -- Establishes provisions relating to food establishments; use of latex gloves prohibited. Prohibits the use of latex glove in food establishments. -- SB0911 CD1  
Committee Reports: SSCR 375 (HTH/ CPN/) SSCR 828 (WAM) HSCR 987 (HLT) HSCR 4-16 (JUD) HSCR 1475-16 (FIN) CCR 29-16  
Current Status: May-03 16 Passed Legislature  
Section Affected: 321- (1 SECTION), 321- (1 SECTION), 328- (1 SECTION)
- SB1311 SD2 HD1 CD1 (CCR 75-16) RELATING TO EDUCATION.  
Introduced by: Tokuda J, Chun Oakland S  
Amends provisions relating to exemptions under behavior analysts law. Provides that this law is not intended to restrict the practice of other licensed or credentialed practitioners practicing within their own recognized scopes of practice. Exempts an individual who directly implements applied behavior analysis services and is a direct support worker who provides autism treatment services to an individualized education plan on or before January 1, 2019. Further exempts a legal guardian implementing an applied behavior analysis plan and who acts under the direction of a behavior analyst licensed in this State. Requires the department of education shall submit a report to the legislature on its plans and progress in implementing measures to comply with the licensure and certification requirements of the behavior analysts law. -- SB1311 CD1  
Committee Reports: SSCR 2264 (EDU/ CPH/) SSCR 2788 (WAM) HSCR 1296-16 (HLT/ CPC/) HSCR 1615-16 (FIN) CCR 75-16  
Current Status: May-03 16 Passed Legislature  
Section Affected: 465D-7
- SB2076 SD2 HD1 CD1 (CCR 110-16) RELATING TO HEALTH CARE.  
Introduced by: Chun Oakland S, Ihara L  
Establishes provisions relating to durable medical equipment licensing program. Provides that it shall be unlawful for any person to operate as a durable medical equipment supplier that sells, dispenses, delivers, or services durable medical equipment to a consumer in the State without 1st obtaining a license. Establishes licensing

## SENATE BILLS THAT PASSED THE LEGISLATURE

requirements and fees. Exempts pharmacies licensed under provisions relating to pharmacists and pharmacy law. Amends provisions relating to office of health care assurance special fund; deposits; expenditures under department of health law. Allows license fees collected to be deposited into the health care assurance special fund for the administration of the durable medical equipment supplier license program. Changes fund amount of not more than 300,000 dollars to 327,000 dollars of the special fund may be used during any fiscal year for the activities carried out by the office and any amount in the fund in excess of 356,000 dollars to 387,500 dollars on June 30 of each year shall be deposited into the general fund. -- SB2076 CD1

Committee Reports: SSCR 2262 (CPH) SSCR 2583 (WAM) HSCR 1080-16 (HLT)  
HSCR 1316-16 (CPC) HSCR 1705-16 (FIN) CCR 110-16

Current Status: May-03 16 Passed Legislature

Section Affected: 321- (7 SECTIONS) DURABLE MEDICAL EQUIPMENT  
SUPPLIER LICENSE PROGRAM, 321-1.4

SB2077 SD1 HD2 CD2 (SENATE  
FLOOR AMENDMENT 6 OR  
HOUSE FLOOR AMENDMENT 1)

RELATING TO SEPARATION BENEFITS.

Introduced by: Taniguchi B

Establishes the separation benefits law. Provides that an employee entitled to reduction in force rights under civil service law and collective bargaining law and who receives official notification that the employee position is being abolished or who is directly affected by a reduction in force or workforce restructuring plan including privatization, may elect to receive a voluntary severance benefit in lieu of exercising any reduction in force rights and in lieu of receiving special retirement benefits. Establishes provisions for a 1 lump sum cash bonus voluntary severance benefit and for special retirement benefits. Provides that this Act shall apply to employees of the Hawaii health systems corporation who are separated from service as a consequence of Act 103, session laws of 2015 (Maui regional system). Requires the State to pay a monthly contribution to the Hawaii employer union health benefits trust fund. -- SB2077 CD2

Committee Reports: SSCR 2226 (JDL) SSCR 2763 (WAM) HSCR 1227-16 (LAB)  
HSCR 1709-16 (FIN) CCR 127-16 - filed SENATE FLOOR  
AMENDMENT 6 HOUSE FLOOR AMENDMENT 1

Current Status: May-05 16 Passed Legislature

Section Affected: (10 SECTIONS) SEPARATION BENEFITS

SB2106 HD1 CD1 (CCR 126-16)

RELATING TO WITNESSES.

Introduced by: Kouchi R (BR)

Amends provisions relating to fees; criminal cases. Changes witness fees for per diem travel testimony from outside the state from 145 dollars to 200 dollars per 24 hour day and for a witness who attends a state court from any island in the State and is required to stay overnight, the witness shall be entitled to an additional 145 dollars per 24 hour day. -- SB2106 CD1

Committee Reports: SSCR 2011 (JDL) SSCR 2201 (WAM) HSCR 1069-16 (JUD)  
HSCR 1656-16 (FIN) CCR 126-16

Current Status: May-03 16 Passed Legislature

Section Affected: 621-7

SB2107

RELATING TO PEN REGISTERS.

Introduced by: Kouchi R (BR)

Amends provisions relating to definitions under the electronic eavesdropping law. Redefines pen register to mean a device that records or decodes electronic or other impulses that identify the numbers dialed or otherwise transmitted on the telephone line or cellular network to which the device is connected, or that identifies the numbers that a device uses to connect to a wire or electronic communications service. -- SB2107

Committee Reports: SSCR 2388 (JDL/ EET/) HSCR 1201-16 (CPC) HSCR 1612-16  
(JUD)

Current Status: Apr-13 16 Received by the Governor

Apr-28 16 Approved by Governor (Act 28 2016)

Section Affected: 803-41, 803-44.6

SB2108 HD1 CD1 (CCR 125-16)

RELATING TO CRIMINAL PROCESS.

Introduced by: Kouchi R (BR)

Amends provisions relating to criminal process records. Redefines criminal process to include a search warrant or legal process issued pursuant to the attorney general law. -- SB2108 CD1

Committee Reports: SSCR 2007 (JDL) HSCR 1095-16 (JUD) HSCR 1638-16 (FIN)

## SENATE BILLS THAT PASSED THE LEGISLATURE

- CCR 125-16  
Current Status: May-03 16 Passed Legislature  
Section Affected: 806D-1
- SB2121 SD1 HD1 CD1 (CCR 2-16) RELATING TO PUBLIC AGENCY MEETINGS AND RECORDS.  
Introduced by: Kouchi R (BR)  
Amends Act 221, session laws of 2014, which allows a county council to hold a limited meeting open to the public, as the guest of a board or community group holding its own meeting, and the council shall not be required to provide notice of an agenda, to have a quorum of members in attendance, or accept oral testimony under certain provisions, by repealing the sunset date. -- Amends provisions relating to limited meetings. Requires each county to submit an annual report to the legislature of the effectiveness and application of limited meeting procedures. -- SB2121 CD1  
Committee Reports: SSCR 2512 (PSM/ JDL/) HSCR 1462-16 (JUD) CCR 2-16  
Current Status: Apr-28 16 Passed Legislature  
Section Affected: ACT 221 2014, 92-3.1
- SB2131 SD2 HD2 CD1 (CCR 157-16) RELATING TO ENERGY.  
Introduced by: Kouchi R (BR)  
Amends provisions relating to the fuel tax law. Establishes a tax of 2 cents for each gallon of naphtha sold for use in a power generating facility. -- Amends provisions relating to the high technology special fund. Provides for appropriations or other funds required to be deposited by law. -- SB2131 CD1  
Committee Reports: SSCR 2015 (TRE) SSCR 2577 (WAM) HSCR 1281-16 (EEP)  
HSCR 1695-16 (FIN) CCR 157-16  
Current Status: May-03 16 Passed Legislature  
Section Affected: 243-1, 243-4, 206M-15.5
- SB2163 SD2 HD2 (HSCR 1464-16) RELATING TO SERVICE OF PROCESS.  
Introduced by: Shimabukuro M, Green J, Inouye L, Ruderman R  
Amends provisions relating to enforcement under water pollution law and enforcement under the solid waste pollution law. Allows the director of health to give notice to any person that has violated or is violating any provision of this law, via a posting on a searchable government website and a sign conspicuously posted on the property, if all attempts of service of process upon the alleged violator or violators are unsuccessful by personal delivery and by certified, registered, or express mail. -- SB2163 HD2  
Committee Reports: SSCR 2027 (WLA) SSCR 2612 (JDL) HSCR 1177-16 (WAL)  
HSCR 1464-16 (JUD)  
Current Status: Apr-15 16 Received by the Governor  
Apr-29 16 Approved by Governor (Act 45 2016)  
Section Affected: 342D-9, 342H-7
- SB2181 SD2 HD2 (HSCR 1676-16) RELATING TO ACCESS TO TREATMENT FOR TERMINALLY ILL PATIENTS.  
Introduced by: Espero W, Green J  
Establishes provisions relating to access to investigational drugs, biological products for terminally ill patients. Allows a manufacturer of an investigational drug or biological product to make available to an eligible patient. Provides that a manufacturer shall not be required to make available an investigational drug or biological product to an eligible patient. Allows a health insurance carrier to, but is not required to, provide coverage for the cost of an investigation drug or biological product. Provides that if a patient dies while being treated with an investigational drug or biological product, prohibits the patient's heirs to be liable for any outstanding debt related to the treatment or lack of insurance due to the treatment. Prohibits a licensing board to revoke, fail to renew, suspend, or take any action against a health care provider's or against a health care provider's medicare certification based on the recommendations regarding access to or treatment with an investigational drug or biological product that is being developed to treat the type of terminal illness that afflicts the patient. Prohibits state intervention to block an eligible patient's access to investigational drug or biological product. -- SB2181 HD2  
Committee Reports: SSCR 2106 (CPH) SSCR 2581 (JDL) HSCR 1163-16 (HLT)  
HSCR 1676-16 (JUD)  
Current Status: Apr-29 16 Vetoed  
Section Affected: 321- (1 SECTION) ACCESS TO INVESTIGATIONAL DRUGS AND BIOLOGICAL PRODUCTS FOR TERMINALLY ILL PATIENTS

## SENATE BILLS THAT PASSED THE LEGISLATURE

- SB2196 SD2 HD1 CD1 (CCR 155-16) RELATING TO THE LAW ENFORCEMENT OFFICER INDEPENDENT REVIEW BOARD.  
Introduced by: Espero W, Thielen L  
Establishes provisions relating to law enforcement officer independent review board; established. Establishes the board within the department of the attorney general for administrative to be responsible for reviewing criminal investigations of incidents of officer involved death conducted by law enforcement agencies and issuing recommendations to the prosecuting attorney of the county in which the incident occurred. Requires each law enforcement agency in the State to have a written policy regarding the investigation of incidents of officer involved death. Provides that in the event of any incident of officer involved death, each law enforcement agency shall be responsible for conducting a criminal investigation of the law enforcement officer or officers involved in the incident. Requires the board to expeditiously make recommendations to the prosecuting attorney of the county in which the officer involved death occurred, however, the prosecuting attorney is not required to wait for the recommendation before making a determination to prosecute or decline prosecution. Requires the board's recommendations to consist of the board's determination that the prosecuting attorney should prosecute, decline prosecution, or conduct further investigation. Requires the board's recommendation to not be binding upon the prosecuting attorney and to have no effect on any determination of probable cause that may be made, at any time. Provides that all matters submitted to the board and all proceedings and recommendations of the board shall be confidential. Provides that the moneys in the criminal forfeiture fund may be expended by the attorney general for the payment of expenses arising in connection with the law enforcement officer independent review board. Report to the legislature. Appropriation for the establishment of the board. (\$\$) -- SB2196 CD1  
Committee Reports: SSCR 2471 (PSM/ JDL/) SSCR 2696 (WAM) HSCR 1291-16 (JUD) HSCR 1685-16 (FIN) CCR 155-16  
Current Status: May-03 16 Passed Legislature  
Section Affected: 28- (3 SECTIONS) LAW ENFORCEMENT OFFICER INDEPENDENT REVIEW BOARD, 712A-16
- SB2213 SD2 HD1 CD1 (CCR 19-16) RELATING TO THE NURSING FACILITY SUSTAINABILITY PROGRAM.  
Introduced by: Chun Oakland S, Baker R, Green J, Nishihara C  
Amends Act 156, session laws of 2012; Act 142, session laws of 2013; Act 124, session laws of 2014, and Act 69, session laws of 2015 relating to the nursing facility sustainability program and the nursing facility sustainability program special fund by extending the sunset date. Amends Act 124, session laws of 2014, and Act 69, session laws of 2015 relating to the nursing facility sustainability program special fund by extending the sunset date. Appropriation to the department of human services for uses consistent with the nursing facility sustainability program special fund. (\$\$) -- SB2213 CD1  
Committee Reports: SSCR 2205 (HMS/ CPH/) SSCR 2697 (WAM) HSCR 1166-16 (HLT/ HUS/) HSCR 1639-16 (FIN) CCR 19-16  
Current Status: May-03 16 Passed Legislature  
Section Affected: ACT 156 2012, ACT 142 2013, ACT 124 2014, ACT 69 2015, 36-30, 36-27
- SB2217 SD2 HD1 CD1 (CCR 71-16) RELATING TO AGRICULTURE.  
Introduced by: Kouchi R  
Appropriation to the department of agriculture for operation, repair, maintenance, and improvement costs for the East Kauai irrigation system by the East Kauai Users' Cooperative. (\$\$) -- SB2217 CD1  
Committee Reports: SSCR 2073 (WLA) SSCR 2772 (WAM) HSCR 1131-16 (AGR) HSCR 1630-16 (FIN) CCR 71-16  
Current Status: May-03 16 Passed Legislature
- SB2246 RELATING TO TESTING FOR INTOXICANTS.  
Introduced by: Keith-Agaran G  
Repeals provisions relating to refusal to submit to a breath, blood, or urine test; penalty. -- SB2246  
Committee Reports: SSCR 2082 (TRE) SSCR 2691 (JDL) HSCR 1284-16 (TRN) HSCR 1448-16 (JUD)  
Current Status: Apr-08 16 Received by the Governor  
Apr-26 16 Approved by Governor (Act 17 2016)  
Section Affected: 291E-15, 291E-68



## SENATE BILLS THAT PASSED THE LEGISLATURE

- SB2256 SD1 (SSCR 2473) RELATING TO MOTOR VEHICLE DRIVER LICENSING.  
Introduced by: Kouchi R (BR)  
Amends provisions relating to general provision governing the issuance of licenses. Redefines veteran to include veterans of the Korean conflict and persons who served in the armed forces of the Republic of Korea, who fought under the command of the United Nations led by the US during the Korean conflict and are currently US citizens. -- SB2256 SD1  
Committee Reports: SSCR 2473 (PSM) SSCR 2555 (TRE) HSCR 1099-16 (VMI) HSCR 1467-16 (FIN)  
Current Status: Apr-11 16 Received by the Governor  
Apr-26 16 Approved by Governor (Act 24 2016)  
Section Affected: 286-109, 286-111
- SB2289 SD1 HD1 CD1 (CCR 109-16) RELATING TO LABOR.  
Introduced by: Keith-Agaran G  
Amends provisions relating to research and statistics; employers to keep certain records. Requires every employer, regardless of whether they use a professional employer organization to a 3rd party administrator to keep a record of the current and former physical addresses of the employer and the North American Industry Classification System code applicable to the employer. Repeals the provision that requires the department of labor and industrial relations to collect, assemble, and furnish information regarding group life insurance plans, group medical, hospitalization, and health insurance plans, and pension and retirement plans, at the request of any employer or employee. -- SB2289 CD1  
Committee Reports: SSCR 2017 (JDL) HSCR 473-16 (LAB) HSCR 1686-16 (FIN) CCR 109-16  
Current Status: May-03 16 Passed Legislature  
Section Affected: 371-11
- SB2298 SD1 HD1 CD1 (CCR 114-16) RELATING TO THE UNIFORM FIDUCIARY ACCESS TO DIGITAL ASSETS ACT.  
Introduced by: Keith-Agaran G  
Establishes the uniform fiduciary access to digital assets act. Establishes access by a fiduciary or agent acting under a will or power of attorney executed before, on, or after the effective date of this law; a personal representative acting for a decedent who died before, on, or after the effective date of this law; a conservatorship proceeding, whether pending in a court or commenced before, on, or after the effective date of this law; and a trustee acting under a trust created before, on, or after the effective date of this law. -- SB2298 CD1  
Committee Reports: SSCR 2124 (CPH) SSCR 2558 (JDL/ WAM/) HSCR 1103-16 (CPC) HSCR 1240-16 (JUD) HSCR 1651-16 (FIN) CCR 114-16  
Current Status: May-03 16 Passed Legislature  
Section Affected: (17 SECTIONS) UNIFORM FIDUCIARY ACCESS TO DIGITAL ASSETS ACT
- SB2310 RELATING TO DOMESTIC ABUSE PROTECTIVE ORDERS.  
Introduced by: Thielen L, Baker R, Kidani M, Shimabukuro M, Green J, Espero W, Tokuda J  
Establishes provisions relating to mutual protective orders. Prohibits a protective order to be entered against the plaintiff in the same petition unless the respondent properly files a separate petition, and the plaintiff has reasonable notice of the filing of the separate petition. -- SB2310  
Committee Reports: SSCR 2016 (JDL) HSCR 1020-16 (HUS) HSCR 1357-16 (JUD)  
Current Status: Mar-29 16 Received by the Governor  
Apr-11 16 Approved by Governor (Act 4 2016)  
Section Affected: 586- (1 SECTION) MUTUAL PROTECTIVE ORDERS
- SB2312 SD1 HD1 (HSCR 1124-16) RELATING TO THE PENAL CODE.  
Introduced by: Thielen L, Baker R, Inouye L, Shimabukuro M, Green J, Espero W, Tokuda J  
Amends provisions relating to promoting child abuse. Redefines sexual conduct to include actual or simulated sexual intercourse, including genital genital contact, oral genital contact, anal genital contact, or oral anal contact, whether between persons of the same or opposite sex. -- Amends provisions relating to prostitution and promoting prostitution. Redefines sexual conduct by repealing acts of homosexuality and lesbianism. -- SB2312 HD1

## SENATE BILLS THAT PASSED THE LEGISLATURE

Committee Reports: SSCR 2060 (JDL) HSCR 1124-16 (JUD)  
Current Status: Apr-08 16 Received by the Governor  
Apr-26 16 Approved by Governor (Act 16 2016)  
Section Affected: 707-750, 707-751, 707-752, 712-1210

SB2315 SD2 HD2 (HSCR 1465-16)

RELATING TO JURY DUTY.

Introduced by: Shimabukuro M, Green J

Amends provisions relating to exemption from jury duty. Allows a woman who is breastfeeding a child or expressing breast milk for a period of 2 years from the birth of the child. -- SB2315 HD2

Committee Reports: SSCR 2072 (CPH) SSCR 2755 (JDL) HSCR 1127-16 (HUS)  
HSCR 1465-16 (JUD)

Current Status: Apr-18 16 Received by the Governor  
May-03 16 Approved by Governor (Act 46 2016)

Section Affected: 612-6

SB2317 SD2 HD1 CD1 (CCR 15-16)

RELATING TO HEALTH.

Introduced by: Baker R, Kidani M, Chun Oakland S, Shimabukuro M, Inouye L, Green J, Espero W

Establishes provisions relating to child death review; reports under department of health law. Requires the director of health to submit an annual written report to the legislature on the status of child death reviews conducted by the department. Requires the annual report to cover the calendar year immediately prior to the year in which the report is due and describe the total number of child deaths in Hawaii and the causes of those deaths, the number of deaths of children in state custody and the causes of those deaths, any child death review activities conducted by the department, trends in child death, and recommendations for system changes, including any proposed legislation. Provides that upon written request of the director, requires a state or county agency to report deaths of children in the custody of the state or county agency to the department, including any information on the circumstances of the child's death deemed relevant by the director. Report to the legislature. -- Amends provisions relating to access to information by adding use of child death review information; protections. Includes health care and social services providers. Requires all requested disclosures to comply with state and federal privacy statutes and regulations, including the Health Insurance Portability and Accountability Act (HIPA). Allows the department to enter into a memorandum of agreement with hospitals regarding requests for information to be used for child death reviews. Prohibits an individual participating in the review of a child death to be questioned in any civil or criminal proceeding regarding information presented in or opinions formed as a result of a multidisciplinary review and the department as a result of child death reviews conducted to be subject to subpoena, discovery, or introduction into evidence in any civil or criminal proceeding, except that child death review information otherwise available from other sources shall not be immune from subpoena, discovery, or introduction into evidence through those sources solely because they were provided to the department as required by this law. Repeals provisions relating to use of child death review information and records. -- Establishes provisions relating to multidisciplinary and multiagency reviews. Allow the department to conduct multidisciplinary and multiagency reviews of maternal deaths to reduce the incidence of preventable child deaths. Establishes provisions relating to maternal death review reports under medical research; morbidity and mortality information law. Requires the director of health to submit an annual report to the legislature on the status maternal deaths conducted by the department. Requires the annual report to be cover the calendar year immediately prior to the year in which the report is due and describe the total number of deaths of women while pregnant or within 1 year after a pregnancy in Hawaii, the causes of those deaths and whether the causes of death were pregnancy related, any maternal mortality review activities conducted by the department, trends in maternal death, and recommendations for system changes, including any proposed legislation. Report to the legislature. Amends provisions relating to sources of information protected by changing it to requests for information; sources of information protected. Provides that upon written request from the director of health, requires all providers of health care, social services, and county and state agencies to provide information, reports, statements, memoranda, death and birth records, or other data or material relating to the condition and treatment of any person to the department or its designee, to be used in the course of any study for the purpose of reducing morbidity or mortality. Allows the department of health to request information stored in electronic format or in paper copies, or gathered through interviews, subject to certain restrictions.

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Amends provisions relating to identification of persons studied; restriction. Repeals the maternal and perinatal mortality study committee of the Hawaii medical association. Appropriation to the department of health to implement a program for the performance of maternal death reviews. (\$\$) -- SB2317 CD1

Committee Reports: SSCR 2422 (CPH) SSCR 2582 (WAM) HSCR 1182-16 (HLT) HSCR 1477-16 (FIN) CCR 15-16

Current Status: May-03 16 Passed Legislature

Section Affected: 321- (1 SECTION), 321-343, 321-345, 324- (2 SECTIONS), 324-1, 324-2

SB2319 SD1 HD3 CD1 (CCR 42-16)

RELATING TO INSURANCE.

Introduced by: Kidani M, Chun Oakland S, Shimabukuro M, Baker R, Inouye L, Green J, Tokuda J

Amends the accident and health or sickness insurance contracts law and benefit societies law by requiring coverage to include reimbursement to a prescribing health care provider or dispensing entity for contraceptive supplies intended to last for up to 12 month period of prescription contraceptive supplies for an insured. Exempts limited benefit health insurance. Redefines contraceptive services by repealing nurse practitioner delivered and certified nurse midwife delivered and adding advanced practice registered nurse delivered. -- Further requires reimbursement for prescription contraceptives supplies to apply to all plans under medicaid managed care programs in the State and shall take effect upon approval of the Hawaii medicaid state plan by the Centers for Medicare and Medicaid Services. -- SB2319 CD1

Committee Reports: SSCR 2327 (CPH) SSCR 2548 (WAM) HSCR 1063-16 (HLT) HSCR 1304-16 (CPC) HSCR 1640-16 (FIN) CCR 42-16

Current Status: May-03 16 Passed Legislature

Section Affected: 431:10A-116.6, 432:1-604.5

SB2330 SD2 HD2 CD1 (CCR 16-16)

RELATING TO THE HOSPITAL SUSTAINABILITY PROGRAM.

Introduced by: Baker R, Kidani M, Green J, Keith-Agaran G, Tokuda J, English J

Amends Act 217, session laws of 2012, as amended by Act 141, session laws of 2013, Act 123, session laws of 2014, and Act 70, session laws of 2015 by extending the sunset date for hospital sustainability program. Redefines private hospital to include any hospitals not named in attachment A of the medicaid section 1115 demonstration waiver that became private hospitals in calendar year 2016 and are currently operating. Provides that no less than 88 per cent of the revenue from the hospital sustainability fee shall be used to match federal medicaid funds, with the combined total to be used to enhance capitated rates to medicaid managed care health plans for the sole purpose of increasing medicaid payments to private hospitals; match federal medicaid funds for Hawaii's medicaid disproportionate share hospital allotment as authorized by current federal law for private hospitals; match federal medicaid funds for a private uncompensated care hospital pool for uninsured individuals; match federal medicaid funds with the combined total to be used to enhance capitated rates to medicaid managed care health plans for the purpose of increasing medicaid payments to private hospitals through a quality incentive pool. Increase the inpatient hospital sustainability fee from 1.892 to not exceed 3 percent. Repeals exemption for rehabilitation hospitals from the hospital sustainability fees on inpatient services. Changes exemption for hospitals with net outpatient revenue from of less than 50,000,000 dollars per year to children's hospitals, public hospitals, rehabilitation hospitals, psychiatric hospitals and any hospitals with net outpatient revenues to of less than 57,000,000 dollars per year based upon fiscal year 2013 - 2014 cost reports from the hospital sustainability fee on outpatient care services. Provides that nothing shall require the department to exempt a facility from the hospital sustainability fee if it is not approved by the US Department of Health and Human Services Centers for Medicare and Medicaid Services. Amends Act 217, session laws of 2012, as amended by Act 141, session laws of 2013. Changes the hospital sustainability fee assessments be divided and paid from 4 to 12 equal installments and from a quarterly to a monthly basis. Changes the department of health to collect from 15th to the 13th day after the end of each calendar from quarter to month. Amends Act 217, session laws of 2012, as amended by Act 141, session laws of 2013, Act 123, session laws of 2014, and Act 70, session laws of 2015. Amends provisions relating to private hospital payments by adding through enhanced rates to medicaid managed care health plans. Requires the department of human services to use moneys solely from the hospital sustainability program special fund to enhance the capitated rates paid to medicaid managed care health plans for the state fiscal year 2016 - 2017. Requires payments made by the medicaid managed care health plans to be made within

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30 business days upon receipt of monthly capitation rates from the department. Changes federal approval if not received from quarter or quarterly to month or monthly. Changes the corresponding uncompensated care to corresponding medicaid managed care health plan payments. Amends Act 123, session laws of 2014, and Act 70, session laws of 2015 by extending the sunset date for hospital sustainability program special fund. Appropriation to the department of human services for the fund. (\$\$) -- SB2330 CD1  
Committee Reports: SSCR 2147 (CPH/ HMS/) SSCR 2745 (WAM) HSCR 1167-16 (HLT/ HUS/) HSCR 1641-16 (FIN) CCR 16-16  
Current Status: May-03 16 Passed Legislature  
Section Affected: ACT 217 2012, ACT 141 2013, ACT 123 2014, ACT 70 2015, 36-30, 36-27

SB2333 SD1 (SSCR 2492)

RELATED TO LICENSED MARRIAGE AND FAMILY THERAPISTS.  
Introduced by: Baker R, Kidani M, Keith-Agaran G, English J, Ruderman R  
Amends provisions relating to mental health and alcohol and substance use disorder treatment insurance benefits law. Changes the terms marriage and family therapist to licensed marriage and family therapist. Amends the marriage and family therapist law to the licensed marriage and family therapists law. -- SB2333 SD1  
Committee Reports: SSCR 2492 (CPH) HSCR 1198-16 (CPC) HSCR 1585-16 (JUD)  
Current Status: Apr-13 16 Received by the Governor  
Apr-28 16 Approved by Governor (Act 29 2016)  
Section Affected: 431M-1, 431M-4, 451J-1, 451J-3, 451J-5, 451J-6, 451J-10, 451J-11

SB2341 SD1 (SSCR 2488)

RELATING TO RESPIRATORY THERAPISTS.  
Introduced by: Baker R, Kidani M, English J, Keith-Agaran G  
Repeals the sunset date for respiratory therapists law. -- SB2341 SD1  
Committee Reports: SSCR 2488 (CPH) HSCR 1160-16 (HLT) HSCR 1460-16 (CPC)  
Current Status: Apr-11 16 Received by the Governor  
Apr-25 16 Approved by Governor (Act 14 2016)  
Section Affected: 26H-4

SB2375 SD1 HD1 CD1 (CCR 47-16)

RELATING TO TRANSPORTATION.  
Introduced by: Inouye L  
Amends provisions relating to the speed limit for Daniel K. Inouye highway. Requires speed limit to be 60 miles per hour beginning at mile marker 12; provided that the speed limit shall be 45 miles per hour or any other speed limit as determined, beginning at the Pohakuloa training area and ending 1/2 mile east of the Mauna Kea county park entrance. -- SB2375 CD1  
Committee Reports: SSCR 2571 (TRE) HSCR 1490-16 (TRN) CCR 47-16  
Current Status: May-03 16 Passed Legislature  
Section Affected: 291C- (1 SECTION) SPEED LIMIT FOR DANIEL K. INOUE HIGHWAY

SB2383 SD2 HD2 (HSCR 1257-16)

RELATING TO THE HAWAII HEALTH CONNECTOR.  
Introduced by: Baker R, Inouye L, Kidani M, Riviere G, Tokuda J, Keith-Agaran G  
Repeals the Hawaii health insurance exchange law. -- Amends provisions relating to health care provider network adequacy. Changes provision that enables the insurance commissioner to determine the network adequacy for qualified health plans to be listed from the Hawaii health connector to on the federal Patient Protection and Affordable Care Act marketplace. Provides that any debts and liabilities pertaining to the Hawaii health connector remain the debts and liabilities of the Hawaii connector and do not constitute a debt or liability of the State; and nothing shall diminish or limit the consumer protections contained in or alter the provision relating to prepaid health care act. -- SB2383 HD2  
Committee Reports: SSCR 2325 (CPH) SSCR 2495 (WAM) HSCR 1061-16 (HLT) HSCR 1257-16 (CPC) HSCR 1478-16 (FIN)  
Current Status: Apr-15 16 Received by the Governor  
Apr-29 16 Approved by Governor (Act 44 2016)  
Section Affected: 432F-2, 435H-1, 435H-2, 435H-2.5, 435H-3, 435H-3.5, 435H-4, 435H-5, 435H-6, 435H-7.5, 435H-7.6, 435H-8, 435H-9, 435H-10, 435H-11, 435H-12

SB2384 SD1 HD1 CD1 (CCR 152-16)

RELATING TO LICENSING INSPECTIONS.  
Introduced by: Baker R, Kidani M, Inouye L, Keith-Agaran G, Nishihara C, Tokuda J  
Establishes provisions relating to inspections; visits; state licensed or state certified care

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facilities under department of health law. Requires the department of health to conduct unannounced visits and inspections, including inspections for relicensing or recertification, for state licensed or state certified care facilities on an annual basis state licensed or state certified care facilities and at such intervals as determined by the department to ensure health, safety, and welfare of each resident. Allows unannounced visits to be conducted during or outside regular business hours and without notice. Amends the medical marijuana (cannabis) dispensary system law. Requires annual license renewal for individual licensee; entity licensee; or a medical marijuana production center; or a dispensary to be subject to verification by the department of health through an unannounced inspection and all licensing requirements. Requires the department of health to submit annual reports to the legislature. -- SB2384 CD1

Committee Reports: SSCR 2513 (CPH) HSCR 1278-16 (HLT/ JUD/) HSCR 1616-16 (FIN) CCR 152-16

Current Status: May-03 16 Passed Legislature

Section Affected: 321- (1 SECTION), 321-15.6, 321-15.62, 329D-4, 329D-7, 329D-23

SB2387 SD2 HD1 CD1 (CCR 43-16)

RELATING TO PHYSICAL EXAMINATIONS.

Introduced by: Baker R, Kidani M, Nishihara C, Keith-Agaran G, Tokuda J

Amends provisions relating to physical examination required. Provides that a physician assistant may a report of the results of a physical examination or submit written documentation that the child is in the process of undergoing a physical examination. Provides that beginning with the 2017 - 2018 school year, every child entering 7th grade shall present to the appropriate school official written documentation from a licensed physician or advanced practice registered nurse showing completion of a physical examination performed within 12 months before the date of attendance. Requires the department of education to send notification of the physical examination requirement to the child's parents or guardians, upon the child's entrance into 6th grade, and post the requirement on the department's website. By December 31 of each year, the department shall provide to the department of health a list of students attending 7th grade who have not submitted appropriate written documentation, along with directory information as allowed under the federal Family Educational Rights and Privacy Act. -- Establishes provisions relating to department of education student physical examination follow up assistance and consultations. Provides that no later than the end of the 7th grade school year, the department of health shall contact the parents or guardians of students listed on the department of education's list and provide information to assist those persons in obtaining a physical examination. -- SB2387 CD1

Committee Reports: SSCR 2446 (EDU/ CPH/) SSCR 2816 (WAM) HSCR 1082-16 (EDN) HSCR 1293-16 (HLT) HSCR 1471-16 (FIN) CCR 43-16

Current Status: May-03 16 Passed Legislature

Section Affected: 302A-1159, 321- (1 SECTION)

SB2392 SD2 HD3 CD1 (CCR 34-16)

RELATING TO OPIOID ANTAGONISTS.

Introduced by: Baker R, Kidani M, Keith-Agaran G, Inouye L, Chun Oakland S, Ruderman R, Green J, Shimabukuro M, Galuteria B

Establishes the overdose prevention and emergency response act. Prohibits a health care professional who, acting in good faith and with reasonable care, prescribes or dispenses an opioid antagonist to be subject to any criminal or civil liability or any professional disciplinary action or a person who, acting in good faith and with reasonable care, administers an opioid antagonist to another person whom the person believes to be suffering an opioid related drug overdose to be immune from criminal prosecution, sanction under any professional licensing statute, and civil liability for acts or omissions resulting from the act. Provides that by January 1, 2017, requires every emergency medical technician licensed and registered in Hawaii, all law enforcement officers, firefighters, and lifeguards to be authorized to administer an opioid antagonist as clinically indicated. Requires the department of human services to ensure that opioid antagonists for outpatient use is covered by the medicaid prescription drug program. Allows a person or harm reduction organization acting under a standing order issued by a health care professional licensed who is otherwise authorized to prescribe an opioid antagonist to store and distribute an opioid antagonist; provided that the distribution is without charge or compensation. Requires the department of health to ascertain, document, and publish an annual report on the number of, trends in, patterns in, and risk factors related to unintentional drug overdose fatalities occurring each year. -- Further requires the department to provide or establish education on drug overdose prevention, recognition, and response, including opioid antagonist administration; training on drug overdose

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prevention, recognition, and response, including opioid antagonist administration, for patients receiving opioids and their families and caregivers; opioid antagonist prescription and distribution projects; and education and training projects on drug overdose response and treatment, including opioid antagonist administration, for emergency services and law enforcement personnel, including volunteer firefighter, lifeguards, and emergency services personnel. Amends provisions relating to definitions under pharmacist and pharmacy law. Redefines practice of pharmacy to include dispensing an opioid antagonist in accordance with a written collaborative agreement approved by the board, between a licensed physician and a pharmacist who has received appropriate training that includes programs approved by the American Council on Pharmaceutical Education (ACPE), curriculum based programs from an ACPE accredited college of pharmacy, state or local health department programs, or programs recognized by the board. -- SB2392 CD1

Committee Reports: SSCR 2361 (CPH/ JDL/) SSCR 2588 (WAM) HSCR 1115-16 (HLT) HSCR 1305-16 (CPC/ JUD/) HSCR 1642-16 (FIN) CCR 34-16

Current Status: May-03 16 Passed Legislature

Section Affected: (7 SECTIONS) OVERDOSE PREVENTION AND EMERGENCY RESPONSE ACT, 461-1

SB2395 SD1 HD2 CD1 (CCR 5-16)

RELATING TO TELEHEALTH.

Introduced by: Baker R, Kidani M, Tokuda J, Ruderman R, Gabbard M, Shimabukuro M

Establishes provisions relating to coverage for telehealth under department of human services law. Prohibits the State's medicaid managed care and fee for service programs to deny coverage for services provided through telehealth that would be covered if the service were provided through in person consultation between a patient and a health care provider. Requires reimbursement for services provided through telehealth to be equivalent to reimbursement for the same services provided via face to face contact between a health care provider and a patient. Provides that nothing shall require a health care provider to be physically present with the patient at an originating site unless a health care provider at the distant site deems it necessary. Prohibits geographic restrictions or requirements for telehealth coverage or reimbursement and restrictions on originating site requirements for telehealth coverage or reimbursement. Requires services provided by telehealth to be consistent with all federal and state privacy security, and confidentiality laws and comply with the applicable federal requirements related to utilization, coverage, and reimbursement for telehealth services. Establishes provisions relating to telehealth; privacy, security, and confidentiality. Requires services relating to the practice of nursing provided by telehealth to be consistent with all federal and state privacy, security, and confidentiality laws. Establishes provisions relating to professional liability insurance; coverage for telehealth under medical torts law. Requires every insurer providing professional liability insurance for a health care provider to ensure that every policy that is issued, amended, or renewed in this State to provide malpractice coverage for telehealth and be equivalent to coverage for the same services provided via face to face contact between a health care provider and a patient. Prohibits an insurer providing professional liability insurance policies to require face to face contact between a health care provider and a patient as a prerequisite for coverage of services appropriately provided through telehealth in accordance with generally accepted health care practices and standards prevailing in the applicable professional community at the time the services were provided. Allows that the coverage to be subject to all terms and conditions of the policy agreed upon among the health care provider and the insurer. Amends the accident and health or sickness insurance contracts law, benefit societies law, and the health maintenance organizations act (HMOs) by repealing the requirement that there shall be no reimbursement for a telehealth consultation between health care providers. -- Provides that nothing shall require a health care provider to be physically present with the patient at an originating site unless a health care provider at the distant site deems it necessary. Requires insurers to provide written disclosure of coverages and benefits associated with telehealth services. Redefines telehealth to encompass 4 modalities. Amends the medicine and surgery law. Provides that for prescribing opiates or medical marijuana (cannabis), requires a physician patient relationship to only be established after an in person consultation between the prescribing physician and the patient. Allows a physician patient relationship to be established via telehealth if the patient is referred to the telehealth provider by another health care provider who has conducted an in person consultation and has provided all pertinent patient information to the telehealth provider. Prohibits physician patient relationship prerequisite to apply

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to telehealth consultations for emergency department services. Redefines telehealth to encompass 4 modalities. Amends provisions relating to persons exempted under radiologic technology law. Requires services provided by telehealth to be consistent with all federal and state privacy, security, and confidentiality laws. Redefines telehealth to encompass 4 modalities. -- SB2395 CD1

Committee Reports: SSCR 2287 (CPH/ HMS/) SSCR 2567 (WAM) HSCR 1060-16 (HLT/ HUS/) HSCR 1299-16 (CPC) HSCR 1479-16 (FIN) CCR 5-16

Current Status: Apr-28 16 Passed Legislature

Section Affected: 346- (1 SECTION), 457- (1 SECTION), 671- (1 SECTION), 209E-2, 431:10A-116.3, 432:1-601.5, 432D-23.5, 453-1.3, 453-2, 457-2, 466J-6

SB2408 SD1 HD2 CD1 (CCR 46-16)

RELATING TO PARTITION OF HEIRS PROPERTY.

Introduced by: Keith-Agaran G, Shimabukuro M, Kidani M, English J, Galuteria B  
Establishes the uniform partition of heirs property act. -- SB2408 CD1

Committee Reports: SSCR 2042 (CPH) SSCR 2613 (JDL) HSCR 1301-16 (CPC) HSCR 1677-16 (JUD) CCR 46-16

Current Status: May-03 16 Passed Legislature

Section Affected: (14 SECTIONS) UNIFORM PARTITION OF HEIRS PROPERTY ACT, 668-1

SB2439 SD1 HD1 CD1 (CCR 129-16)

RELATING TO LAW ENFORCEMENT.

Introduced by: Keith-Agaran G

Amends provisions relating to obstructing government operations. Exempts a person who is making a video or audio recording or taking a photograph of a law enforcement officer while the officer is in the performance of the officer's duties in a public place or under circumstances in which the officer has no reasonable expectation of privacy; provided that the officer may take reasonable action to maintain safety and control, secure crime scenes and accident sites, protect the integrity and confidentiality of investigations, and protect the public safety and order. -- Amends provisions relating to violation of privacy in the 2nd degree. Exempts a person from making a video or audio recording or taking a photograph of a law enforcement officer while the officer is in the performance of the officer's duties in a public place or under circumstances in which the officer has no reasonable expectation of privacy and the person is not interfering with the officer's ability to maintain safety and control, secure crime scenes and accident sites, protect the integrity and confidentiality of investigations, and protect the public safety and order. -- SB2439 CD1

Committee Reports: SSCR 2525 (JDL) HSCR 1313-16 (JUD) HSCR 1657-16 (FIN) CCR 129-16

Current Status: May-03 16 Passed Legislature

Section Affected: 710-1010, 711-1111

SB2453 HD1 CD1 (CCR 77-16)

RELATING TO AQUATIC RESOURCES PENALTIES.

Introduced by: Keith-Agaran G, Kidani M, Dela Cruz D, Gabbard M

Amends provisions relating to general penalty by adding community service under aquatic resources law. Allows the court to require the defendant to complete an aquatic resources educational class administered by the department of land and natural resources in addition to or in lieu of paying all or any part of any monetary fine authorized by this law. -- Amends penalty under marine life conservation program law. Provides that the court may direct the defendant to perform community service as administered by the department in lieu of paying any monetary fine. -- SB2453 CD1

Committee Reports: SSCR 2426 (WLA) SSCR 2657 (JDL/ WAM/) HSCR 1101-16 (OMH) HSCR 1668-16 (FIN) CCR 77-16

Current Status: May-03 16 Passed Legislature

Section Affected: 187A-13, 188-70, 190-5

SB2476 SD2 HD2 CD1 (CCR 23-16)

RELATING TO HEALTH.

Introduced by: Chun Oakland S, Harimoto B, Shimabukuro M

Establishes provisions relating to early language services for children who are deaf, hard of hearing, or deaf blind. Allows the early intervention services for infants and toddlers to include, but not be limited to, service providers and mentors of the deaf, hard of hearing, or deaf blind who use American Sign Language; service providers and mentors of the deaf who use oral language; American Sign Language teachers for families of young children; family to family support; and training of early intervention providers. --

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Requires the department of health, department of education, and executive office of early learning to establish and convene a working group for the purpose of making recommendations to the legislature on issues related to supporting age appropriate development for children from birth to age 5 years who are deaf, hard of hearing, or deaf blind. Reports to the legislature. Working group to cease to exist on June 30, 2018 (sunset). -- SB2476 CD1

Committee Reports: SSCR 2458 (CPH/ EDU/) SSCR 2771 (WAM) HSCR 1078-16 (HLT) HSCR 1230-16 (EDN) HSCR 1700-16 (FIN) CCR 23-16

Current Status: May-03 16 Passed Legislature

Section Affected: 321- (1 SECTION) EARLY LANGUAGE SERVICES FOR CHILDREN WHO ARE DEAF, HARD OF HEARING, OR DEAF-BLIND

SB2511

RELATING TO TELECOMMUNICATIONS.

Introduced by: Wakai G, Inouye L, Kidani M, Chun Oakland S

Amends Act 199, session laws of 2010, as amended by Act 151, session laws of 2011, establishing a broadband assistance advisory council. Adds the director of the business, economic development, and tourism to the council. Requires the president of the senate and speaker of the house of representatives to ensure representation from each of the counties. Allows the chairperson of the council to designate representatives of other interested public or private sector organizations to serve as members of the council, or as members of the work groups of the council to address specified issues on an ad hoc basis, as the chairperson deems necessary. -- SB2511

Committee Reports: SSCR 2153 (EET) SSCR 2642 (WAM) HSCR 1043-16 (EDB) HSCR 1461-16 (CPC)

Current Status: Apr-11 16 Received by the Governor

Apr-26 16 Approved by Governor (Act 23 2016)

Section Affected: ACT 199 2010, ACT 151 2011

SB2512 SD1 HD2 CD1 (CCR 117-16)

RELATING TO ANIMALS.

Introduced by: Riviere G, Shimabukuro M

Establishes provisions relating to pet animal or equine animal desertion. Prohibits the owner or any person in possession of any pet animal or equine animal to desert the pet animal or equine animal. Makes it a petty misdemeanor. Establishes fines. Provides that if, after the offense of animal desertion is committed, the animal suffers death or substantial bodily injury, the person shall be guilty of a misdemeanor and subject to a fine of 2,000 dollars in addition to any other penalties; provided further that each violation per animal shall constitute a separate offense. -- SB2512 CD1

Committee Reports: SSCR 2347 (WLA/ JDL) SSCR 2775 (WAM) HSCR 1211-16 (JUD) HSCR 1660-16 (FIN) CCR 117-16

Current Status: May-03 16 Passed Legislature

Section Affected: 711- (1 SECTION) PET ANIMAL OR EQUINE ANIMAL DESERTION

SB2540 HD1 CD1 (CCR 8-16)

RELATING TO THE DEPARTMENT OF HEALTH.

Introduced by: Tokuda J, Baker R, Inouye L

Establishes provisions relating to development or expansion of a forensic facility of the department of health. Allows the governor, with the assistance of the director of health to negotiate with any person for the development or expansion of a forensic facility of the department. Provides that if an environmental assessment or environmental impact statement is required for a proposed site or for the expansion of the forensic facility, then notwithstanding the time periods specified for public review and comments, requires the governor to accept public comments for a period of 60 days following public notification of either an environmental assessment or an environmental impact statement. Requires any development or expansion proposal to address the construction of the forensic facility separate from the operation of the facility. -- SB2540 CD1

Committee Reports: SSCR 2046 (CPH) SSCR 2202 (WAM) HSCR 1161-16 (HLT) HSCR 1480-16 (FIN) CCR 8-16

Current Status: May-03 16 Received by the Governor

Section Affected: 334- (1 SECTION) DEVELOPMENT OR EXPANSION OF A FORENSIC FACILITY OF THE DEPARTMENT OF HEALTH

SB2541

RELATING TO INFORMATION TECHNOLOGY.

Introduced by: Tokuda J, Kidani M

Amends Act 119, session laws of 2015, relating to the General Appropriations Act of



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2015 (state budget). Adds that the chief information officer with the approval of the governor shall identify the general funds to be expended on projects and that the governor shall direct the administrative heads of the departments or agencies to expend the identified funds or the officer with the approval of the governor may delegate to the administrative head of a department or agency the authority to expend the identified general funds. -- SB2541

Committee Reports: SSCR 2570 (EET/WAM/) HSCR 1044-16 (EDB) HSCR 1595-16 (FIN)

Current Status: Apr-13 16 Received by the Governor  
Apr-21 16 Approved by Governor (Act 11 2016)

Section Affected: ACT 119 2015

SB2542 SD2 HD1 CD1 (CCR 82-16)

RELATING TO REPAIR AND MAINTENANCE.

Introduced by: Tokuda J, Keith-Agaran G, Galuteria B, Inouye L, Kidani M, Harimoto B, English J, Nishihara C, Dela Cruz D, Shimabukuro M

Establishes provisions relating to routine repair and maintenance. Requires each state executive agency that manages a state owned building, facility, or other improvement to annually report to the legislature on the funds and positions deemed necessary by the agency to perform routine repair and maintenance on the state owned building, facility, or other improvement during the fiscal year. Requires the reports to be submitted to the legislature through the department of budget and finance with each executive budget or supplemental budget. -- Requires the chief justice to submit an annual report to the legislature on routine repair and maintenance for judiciary owned buildings, facilities, and other improvements that substantially comply with provisions relating to routine repair and maintenance. Reports to the legislature. -- SB2542 CD1

Committee Reports: SSCR 2429 (GVO/ JDL/) SSCR 2610 (WAM) HSCR 1617-16 (FIN) CCR 82-16

Current Status: May-03 16 Passed Legislature

Section Affected: 37- (2 SECTIONS) ROUTINE REPAIR AND MAINTENANCE, 601-2

SB2547 SD1 HD1 CD1 (CCR 121-16)

RELATING TO TAXATION.

Introduced by: Tokuda J, Keith-Agaran G, Galuteria B, English J, Baker R, Nishihara C, Kidani M, Dela Cruz D, Inouye L, Shimabukuro M

Establishes provisions relating to review of tax exemptions, exclusions, and credits under the auditor law. Requires the auditor to review specified tax exemptions, exclusions, and credits under the general excise tax, use tax, public service company tax, and insurance premium tax laws and recommend that the exemption, exclusion, or credit be retained without modification, amended, or repealed. Reports to the legislature and governor after initial review and every 10 years thereafter. -- SB2547 CD1

Committee Reports: SSCR 2733 (WAM) HSCR 1618-16 (FIN) CCR 121-16

Current Status: May-03 16 Passed Legislature

Section Affected: 23- (11 SECTIONS) REVIEW OF TAX EXEMPTIONS, EXCLUSIONS, AND CREDITS

SB2550 HD1 CD1 (CCR 118-16)

RELATING TO FEDERAL FUNDS.

Introduced by: Tokuda J, Keith-Agaran G, Galuteria B, English J, Baker R, Nishihara C, Kidani M, Harimoto B, Dela Cruz D, Inouye L, Shimabukuro M

Requires the office of the governor to prepare a federal funding policy study for the state and based upon the findings, the federal funding policy study shall recommend a policy with respect to the use of federal funds for state programs and projects. Reports to the legislature. Appropriation. (\$\$) -- SB2550 CD1

Committee Reports: SSCR 2503 (WAM) HSCR 1619-16 (FIN) CCR 118-16

Current Status: May-03 16 Passed Legislature

SB2551 HD1 CD1 (CCR 124-16)

RELATING TO NON-GENERAL FUNDS.

Introduced by: Tokuda J, Keith-Agaran G, Galuteria B, English J, Baker R, Nishihara C, Kidani M, Harimoto B, Inouye L, Shimabukuro M

Establishes provisions relating to reporting of non general fund information. Requires no later than 20 days prior to the convening of each regular session, the judiciary to submit to the legislature a report for each non general fund account, which shall include but not be limited to the following the name of the fund and a cite to the law authorizing the fund; intended purpose of the fund; the current program activities which the fund supports; the balance of the fund at the beginning of the current fiscal year; total amount of revenue deposited to the account for the previous fiscal year; a detailed listing of all transfers from

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the fund; amount of moneys encumbered in the account as of the beginning of the fiscal year; amount of funds in the account which are required for the purposes of bond conveyance or other related bond obligations; amount of moneys in the account derived from bond proceeds; and amount of moneys of the fund held in certificates of deposit, escrow accounts, or other investments. Amends provisions relating to criteria for the establishment and continuance of administratively established accounts and funds. Repeals the exemption of the judiciary from annually reporting to the legislature. -- SB2551 CD1

Committee Reports: SSCR 2190 (JDL) SSCR 2564 (WAM) HSCR 1212-16 (JUD)  
HSCR 1592-16 (FIN) CCR 124-16

Current Status: May-03 16 Passed Legislature

Section Affected: 601- (1 SECTION), 37-52.5

SB2552 SD1 HD1 (HSCR 1625-16)

RELATING TO NON-GENERAL FUNDS.

Introduced by: Tokuda J, Keith-Agaran G, Galuteria B, Inouye L, English J, Baker R, Nishihara C, Kidani M, Harimoto B, Dela Cruz D, Shimabukuro M

Changes the early intervention funds to early intervention special fund. -- Repeals provisions relating to early intervention trust fund. -- Abolishes the early childhood obesity special fund; the grant for catholic charities Lanakila senior center special fund; the grant for emergency room subsidy at Waianae coast clinic special fund; the grant for Hawaii primary care association dental special fund; the hospital based poison center special fund; the interagency federal revenue maximization revolving fund; the program for all inclusive care for elderly special fund; the resources to nonprofit, community based health care special fund; the respite services special fund; and the subsidy for St. Francis Medical Center Bone Marrow special fund. -- Abolishes funds and accounts for grant pursuant to the grants and subsidies law and special fund administratively established in 2010 for moneys appropriated from the emergency and budget reserve fund through Act 191, session laws of 2010, and Act 25, session laws on 2011; the healthy aging partnerships program special fund; and the partnership in community living program special fund. -- Abolishes the Hilo Shippers' Wharf Committee Charitable trust fund and requires any remaining unencumbered balance to be transferred to the county of Hawaii. -- Requires the department of health, with the cooperation of the department of taxation, department of budget and finance, and other relevant executive departments, shall conduct a study on the distribution of revenues derived from fees for birth, marriage, divorce, or death certificates. Further requires the study to include the estimated distribution of fee revenues among the non general funds specified in section 338-14.5, Hawaii Revised Statutes (the spouse and child abuse special account; the spouse and child abuse special account; the domestic violence and sexual assault special fund; and the vital statistics improvement special fund), the estimated budgetary needs of the agencies and programs, and the differences between the estimated budgetary needs of the agencies and programs. Further requires a recommendation on whether to continue the distribution of fee revenues to the non general funds, with or without modification or to redistribute all or most of the fee revenues to the general fund and change the means of financing of affected agencies and programs to general funds. Report to the legislature and governor. -- SB2552 HD1

Committee Reports: SSCR 2195 (WAM) HSCR 1625-16 (FIN)

Current Status: Apr-15 16 Received by the Governor

Apr-29 16 Approved by Governor (Act 43 2016)

Section Affected: 321-357, 321-356

SB2553 HD1 (HSCR 1626-16)

RELATING TO NON-GENERAL FUNDS.

Introduced by: Tokuda J, Keith-Agaran G, Inouye L, Galuteria B, English J, Dela Cruz D, Shimabukuro M, Baker R, Nishihara C, Kidani M, Harimoto B

Repeals the child care licensing and registration special fund. Repeals the housing 1st special fund. Repeals provisions relating to housing project bond special funds. Reclassifies the temporary deposits - payroll overpayment housing and community development corporation of Hawaii trust fund as a trust account. Abolishes the blueprint for change program special fund; the costs related to homeless assistance special fund; the Hale Mahaolu special fund; the Hawaii immigrant health initiative program special fund; the outreach services special fund; the outreach services to located uninsured children special fund; the outstationed eligibility worker services special fund; the shelter plus care program special fund; the blind shop revolving and handicraft fund; the support domestic violence shelters statewide special fund; and the financial assistance for housing special fund. Further abolishes the department of human services homeless trust fund; the Geist foundation trust account; Kahikolu 'Ohana O Wai'anae (Kahikolu

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Ohana O Waianae) project trust fund; and the recruitment of foster parents trust account.  
-- SB2553 HD1  
Committee Reports: SSCR 2193 (WAM) HSCR 1626-16 (FIN)  
Current Status: Apr-15 16 Received by the Governor  
Apr-29 16 Approved by Governor (Act 42 2016)  
Section Affected: 346-159, 346-378, 346-377, 356D-23, 356D-28

SB2554 PROPOSING AN AMENDMENT TO ARTICLE VII, SECTION 6, OF THE HAWAII CONSTITUTION, RELATING TO THE DISPOSITION OF EXCESS REVENUES.  
Introduced by: Tokuda J, Keith-Agaran G, Galuteria B, English J, Baker R, Nishihara C, Kidani M, Harimoto B, Dela Cruz D, Inouye L, Shimabukuro M  
Proposes a constitutional amendment. Provides that whenever the state general fund balance at the close of each of 2 successive fiscal years exceeds 5 percent of general fund revenues for each of the 2 fiscal years, requires the legislature to appropriate general funds for the pre payment of either or both of the following, as provided by law; debt service for general obligation bonds issued by the state; or pension or other post employment benefit liabilities accrued for state employees. -- SB2554  
Committee Reports: SSCR 2728 (JDL/ WAM/) HSCR 1209-16 (JUD) HSCR 1613-16 (FIN)  
Current Status: Apr-20 16 Received by the Governor  
Section Affected: ART VII S6

SB2555 HD1 CD1 (CCR 123-16) RELATING TO STATE FUNDS.  
Introduced by: Tokuda J, Baker R, Dela Cruz D, Inouye L, Shimabukuro M  
Appropriation to be deposited into the emergency and budget reserve fund (rainy day fund). (\$\$) -- SB2555 CD1  
Committee Reports: SSCR 2662 (WAM) HSCR 1620-16 (FIN) CCR 123-16  
Current Status: May-03 16 Passed Legislature

SB2557 SD2 HD1 CD1 (CCR 85-16) RELATING TO CONCUSSIONS.  
Introduced by: Tokuda J, Baker R, Dela Cruz D, Inouye L, Shimabukuro M  
Amends Act 197, session laws of 2012, which requires the department of education and the Hawaii high school athletic association to develop a concussion educational program. Requires the department of kinesiology and rehabilitation science of the university of Hawaii, the department of education, and the Hawaii High School Athletic Association to jointly develop a concussion monitoring and educational program for school athletics. Provides that the program includes the need to obtain medical clearance from licensed health care providers trained in concussion management, before a person may engage in any type of physical activity, practice, game, or competition and Information on the process of a concussed person's return to school, academic and cognitive issues associated with a concussion, and classroom adjustments that the person may require information on the process of a concussed person's return to school, academic and cognitive issues associated with a concussion, and classroom adjustments that the person may require. Requires concussion awareness education for participants in school activities or youth activities, including the parents of minor or student participants. Requires a concussed student to obtain written clearance from an advanced practice nurse, neuropsychologist, physician assistant, physician, or osteopathic physician trained in concussion management prior to returning to academics and athletics. Appropriation to the department of kinesiology and rehabilitation to develop and implement the concussion monitoring and educational program for school activities, develop and implement a concussion and awareness program for youth activities, and administer concussion testing to high school student athletes. Requires the department of kinesiology and rehabilitation to report to the legislature. (\$\$) -- SB2557 CD1  
Committee Reports: SSCR 2445 (EDU/ CPH/) SSCR 2813 (WAM) HSCR 1292-16 (HLT) HSCR 1610-16 (FIN) CCR 85-16  
Current Status: May-03 16 Passed Legislature  
Section Affected: ACT 197 2012

SB2559 SD1 HD1 CD1 (CCR 120-16) RELATING TO HOMELESSNESS.  
Introduced by: Tokuda J, Kouchi R, English J, Kidani M, Dela Cruz D, Galuteria B, Inouye L  
Establishes provisions relating to emergency shelter; minimum requirements. Provides that every emergency shelter operated by a provider agency that is under contract with the department of human services to receive homeless shelter stipends for providing shelter and services to homeless families or individuals at the emergency shelter shall

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comply with these provisions. Establishes emergency shelter requirements; and allows the department to require an emergency shelter to comply with any other requirements that the department deems appropriate or necessary. Redefines emergency shelter to mean a homeless facility designed to provide temporary shelter and appropriate and available services to homeless families or individuals for a specified period of time who are not able to stay in a transitional shelter or reside in a dwelling unit. Redefines homeless shelter stipends to mean a payment to provider agency from the department to provide temporary shelter and appropriate services for a homeless family or individual at a homeless facility operated or managed by the provider agency. Redefines transitional shelter to mean a homeless facility designed to provide temporary shelter and appropriate and available services for a maximum of 24 months to homeless families or individuals qualified by the pertinent provider agency or department to stay in the transitional shelter. -- Amends provisions relating to performance audits by changing it to annual financial audits. -- Amends provisions relating to homeless shelter stipends. Provides that the stipends shall be for performance measures actually achieved by the provider agency which may be automatically adjusted depending on factors agreed upon by the department and provider agency. Provides that shelter and provider service payment amounts established and collected by a homeless facility, other than an emergency shelter shall be based on the homeless families' and individuals' ability to pay. -- SB2559 CD1

Committee Reports: SSCR 2732 (WAM) HSCR 1223-16 (HUS) HSCR 1606-16 (FIN) CCR 120-16

Current Status: May-03 16 Passed Legislature

Section Affected: 346- (1 SECTION), 346-361, 346-371, 346-374

SB2560 SD2 HD1 CD1 (CCR 17-16)

RELATING TO MENTAL HEALTH.

Introduced by: Tokuda J, Kouchi R, English J, Baker R, Dela Cruz D, Inouye L, Galuteria B, Nishihara C, Chun Oakland S

Amends provisions under mental health, mental illness, drug addiction and alcoholism law. Requires the department of health to provide treatment and care for homeless individuals with serious and persistent mental health challenges to enable them to reside in a permanent dwelling unit or homeless facility. Allows the director of health to contract with any person for outreach services, with priority for outreach services intended to help homeless individuals with serious and persistent mental health challenges reside in homeless facilities, permanent dwelling units, or other facilities and avoid returning to homelessness. Appropriation. (\$\$) -- SB2560 CD1

Committee Reports: SSCR 2286 (CPH/ HMS/) SSCR 2611 (WAM) HSCR 1168-16 (HLT/ HUS/) HSCR 1652-16 (FIN) CCR 17-16

Current Status: May-03 16 Passed Legislature

Section Affected: 334-1, 334-2, 334-2.5, 334-103

SB2561 SD2 HD1 CD1 (CCR 87-16)

RELATING TO RENTAL HOUSING.

Introduced by: Tokuda J, Kouchi R, English J, Baker R, Kidani M, Dela Cruz D, Galuteria B, Nishihara C, Inouye L, Chun Oakland S

Establishes the goal for state government by the legislature, by itself or jointly with other parties, to develop or vest the development of at least 22,500 affordable rental housing units ready for occupancy between January 1, 2017 and December 31, 2026. Establishes within the office of planning a temporary special action team on affordable rental housing for the special purpose of recommending actions to increase the supply of rental housing. Team shall terminate on December 31, 2019 (sunset). Requires the special action team to develop a 10 year plan that identifies state, county, and private parcels of land that are suitable for affordable housing units, and the plan is to be incorporated into the state housing plan. Annual report to the legislature. Appropriation for the team and for a full time equivalent (1.00 FTE) temporary planner position exempt from civil service. (\$\$) -- SB2561 CD1

Committee Reports: SSCR 2250 (HOU) SSCR 2815 (WAM) HSCR 1196-16 (HSG) HSCR 1587-16 (FIN) CCR 87-16

Current Status: May-03 16 Passed Legislature

SB2565

RELATING TO THE HAWAII PUBLIC HOUSING AUTHORITY.

Introduced by: Tokuda J, Kouchi R, English J, Baker R, Kidani M, Dela Cruz D, Inouye L, Galuteria B, Nishihara C

Repeals provisions relating to the State sales housing program under the Hawaii public housing authority law. -- SB2565

Committee Reports: SSCR 2246 (HOU) SSCR 2646 (WAM) HSCR 1070-16 (HSG)

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- HSCR 1650-16 (FIN)  
Current Status: Apr-15 16 Received by the Governor  
Apr-29 16 Approved by Governor (Act 41 2016)  
Section Affected: 356D-161, 356D-170
- SB2566 SD1 HD1 CD1 (CCR 28-16) RELATING TO HOUSING.  
Introduced by: Tokuda J, Kouchi R, English J, Inouye L, Galuteria B, Nishihara C, Dela Cruz D  
Transfers funds from the rental assistance revolving fund to the rental housing revolving fund. (\$\$) -- SB2566 CD1  
Committee Reports: SSCR 2380 (HOU) SSCR 2635 (WAM) HSCR 1072-16 (HSG) HSCR 1645-16 (FIN) CCR 28-16  
Current Status: May-03 16 Passed Legislature
- SB2583 HD1 CD1 (CCR 6-16) RELATING TO COMPOSTING TOILETS.  
Introduced by: English J, Chun Oakland S, Shimabukuro M  
Amends provisions relating to functions reassigned to the counties. Requires rather than authorizes the counties to approve the installation and use of composting toilets in areas that are inaccessible to municipal wastewater systems. -- SB2583 CD1  
Committee Reports: SSCR 2322 (PSM/ WLA) SSCR 2682 (WAM) HSCR 1226-16 (HUS) HSCR 1648-16 (FIN) CCR 6-16  
Current Status: Apr-28 16 Passed Legislature  
Section Affected: 27-21.6
- SB2607 SD2 HD2 (HSCR 1446-16) RELATING TO STUDENT DATA MANAGEMENT.  
Introduced by: Kidani M, Harimoto B, Wakai G, Nishihara C, Dela Cruz D  
Establishes provisions relating to student online personal information protection. Prohibits an operator to engage in targeted advertising on the operator's site, service, or application; or target advertising on any other site, service, or application, if the targeting of the advertising is based on any information, including covered information and persistent unique identifiers that the operator has acquired because of the use of that operator's site, service, or application for K-12 (K 12, kindergarten through 12th grade) school purposes; use information, including persistent unique identifiers, created or gathered by the operator's site, service, or application, to amass a profile about a student except in furtherance of K-12 school purposes; sell or rent a student's information, including covered information; or disclose covered information unless the disclosure is made in furtherance of the K-12 school purpose of the site, service, or application; to ensure legal and regulatory compliance or protect against liability; to respond to or participate in the judicial process; to protect the safety or integrity of users of the site or others or the security of the site, service, or application; for a school, educational, or employment purpose requested by the student or the student's parent or guardian, provided that the information is not used or further disclosed for any other purpose; or to a 3rd party, if the operator contractually prohibits the 3rd party from using any covered information for any purpose other than providing the contracted service to or on behalf of the operator, prohibits the 3rd party from disclosing any covered information provided by the operator with subsequent 3rd parties, and requires the 3rd party to implement and maintain reasonable security procedures and practices. Defines operator to mean to the extent that it is operating in this capacity, the operator of a website, online service, online application, or mobile application with actual knowledge that the site, service, or application is used primarily for K-12 school purposes and was designed and marketed for K-12 school purposes. -- SB2607 HD2  
Committee Reports: SSCR 2410 (EDU/ EET/) SSCR 2580 (JDL) HSCR 1083-16 (EDN) HSCR 1311-16 (CPC) HSCR 1446-16 (JUD)  
Current Status: Apr-15 16 Received by the Governor  
Apr-29 16 Approved by Governor (Act 40 2016)  
Section Affected: 302A- (2 SECTIONS) STUDENT ONLINE PERSONAL INFORMATION PROTECTION
- SB2618 SD1 HD2 CD1 (CCR 156-16) RELATING TO TRANSPORTATION.  
Introduced by: Kidani M, Inouye L, Nishihara C, Galuteria B  
Requires the department of transportation to conduct a study on the feasibility of establishing an interisland and intra island ferry system similar to the ferry systems operated by Washington State and other jurisdictions, including proposed legislation. Report to the legislature. Appropriation to the department for the study. (\$\$) -- SB2618 CD1

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Committee Reports: SSCR 2083 (TRE) SSCR 2800 (WAM) HSCR 1283-16 (TRN)  
HSCR 1670-16 (FIN) CCR 156-16  
Current Status: May-03 16 Passed Legislature

SB2630 SD1 HD1 CD1 (CCR 41-16)

RELATING TO PUBLIC SAFETY.

Introduced by: Espero W, Nishihara C

Amends the Hawaii industries correctional law. Requires the director of the department of public safety to develop programs assuming responsibility for training qualified, appropriately screened inmates in applicable work and specific training skills that increase their employment prospects after release; and conduct industries or enterprises for the employment of qualified, able bodied inmates in the manufacture or production of articles and products deemed appropriate for sale by the director and the provision of services for sale to the public or that may be needed for the construction, operation, maintenance, or use of any office, department, institution, or agency supported in whole or in part by a state and its political subdivisions or the federal government. Repeals provisions relating to sale of goods. Requires the department of business, economic development, and tourism's Hawaii community based economic development technical and financial assistance program to conduct a study to determine the feasibility of establishing a training and mentoring program for qualified prison inmates, to be called the reentry academy for training and entrepreneurial resources (RAFTER), to facilitate their reentry into society. Provides that in conducting the study, requires the department to cooperate with the visitor and resort industries, labor unions, the construction industry, community colleges, and the university of Hawaii, to identify the kinds of training and mentoring required to succeed in various professions, industries, vocations, and trades and develop a component to offer inmates training in life skills such as personal hygiene and grooming, dressing for success, exercise, healthy diets, time management, dealing with family relationships, responsible finances, and basic reading, writing, and arithmetic skills. Report to the legislature. Appropriation to the department of business, economic development, and tourism to carry out the purposes of this act. (\$\$) -- SB2630 CD1

Committee Reports: SSCR 2066 (PSM) SSCR 2797 (WAM) HSCR 1169-16 (PBS)  
HSCR 1466-16 (FIN) CCR 41-16

Current Status: May-03 16 Passed Legislature

Section Affected: 354D-4, 354D-15

SB2645 SD2 HD1 CD1 (CCR 86-16)

RELATING TO WATER AUDITS.

Introduced by: Gabbard M, Nishihara C, Inouye L

Requires the commission on water resource management to establish a 5 year program to provide technical assistance to public water systems to conduct standardized water audits of public water systems in accordance with the method adopted by the American Water Works Association's Water Audits and Loss Control Programs, Manual of Water Supply Practices - M36, as amended. Requires the commission to establish a program, in the 1st 2 years, for the counties to conduct standardized water audits of public water systems operated by the counties, and in the following 2 years, the commission shall extend the program to all remaining large capacity public water systems and public water systems in designated water management areas. Requires the commission, on January 1, 2017, to implement the water audit program which includes a process for level 1 validation of water loss audit reports. Requires the commission to provide the counties and other operators of public water systems subject to this law the technical assistance and information necessary to help prepare and validate the water loss audit reports. Requires counties to submit beginning in 2018 and for each subsequent year thereafter, to the commission a completed and validated water loss audit report for each public water system operated by the counties for the previous calendar year to the commission, and beginning on July 1, 2020, and for each subsequent year thereafter, all remaining large capacity public water systems and public water systems in water management areas a completed and validated water loss audit report on their water systems for the previous year. Authorizes an appropriation out of federal funds sums to conduct standardized water audits of public water systems, provided matching funds are provided. Requires matching funds. (\$\$) -- SB2645 CD1

Committee Reports: SSCR 2033 (WLA) SSCR 2739 (WAM) HSCR 1627-16 (FIN)  
CCR 86-16

Current Status: May-03 16 Passed Legislature

SB2647 SD1 HD2 (HSCR 1691-16)

RELATING TO NATURAL RESOURCES.

Introduced by: Gabbard M

Establishes provisions related to wildlife trafficking; prohibited. Prohibits a person to sell,

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offer to sell, purchase, trade, possess with intent to sell, or barter for any part of product from the following animal family, genus, or species: elephant, (Elephantidea), rhinoceros (Rhinocerotidea), tiger (Panthera tigris), great apes (Hominoidea), hippopotamus (Hippopotamus amphibious), lions (Panthera leo), pangolins (Manis), cheetah (Acinonyx jubatus), jaguar (Panthera onca) or leopard (Panthera pardus). Prohibits a person to sell, offer to sell, purchase, trade, possess with intent to sell, or barter for any part or product from the following marine family, genus, species: sea turtles (Chelonioidae), monk seals (Neomonachus), narwhal (Monodon monoceros), whales (Cetacea, or walrus (Odobenus rosmarus). Prohibits a person to sell, offer to sell, purchase, trade, possess with intent to sell, or barter for any part or product from rays and sharks (Elasmobranchii). Prohibits a person to sell, offer to sell, purchase, trade, possess with intent to sell, or barter for any part or product from mammoth (Mammuthus). -- Amends provisions relating to penalties. Makes it a misdemeanor to violate this law and establishes fines and penalties for a 1st, 2nd, 3rd, or subsequent offenses. -- SB2647 HD2

Committee Reports: SSCR 2443 (WLA/ JDL/ HSCR 1254-16 (WAL) HSCR 1691-16 (JUD)

Current Status: May=03 16 Passed Legislature  
Section Affected: 183D- (1 SECTION), 183D-5

### SB2652 SD2 HD2 CD1 (CCR 115-16) RELATING TO TAXATION.

Introduced by: Gabbard M, Nishihara C, Chun Oakland S, Kidani M  
Provides a renewable fuels production income tax credit for fuels including methanol, ethanol, or other alcohols, hydrogen, biodiesel or renewable diesel, other biofuels, or renewable jet fuel or renewable gasoline for taxable years. Requires certification by the department of business, economic development, and tourism. Report to the legislature and the governor. Repealed on December 31, 2021 (sunset). Repeals the ethanol facility income tax credit. -- SB2652 CD1

Committee Reports: SSCR 2041 (TRE) SSCR 2767 (WAM) HSCR 1256-16 (EEP)  
HSCR 1671-16 (FIN) CCR 115-16

Current Status: May-03 16 Passed Legislature  
Section Affected: 235- (1 SECTION), 235-110.3

### SB2659 SD2 HD1 CD1 (CCR 88-16) RELATING TO INDUSTRIAL HEMP.

Introduced by: Gabbard M, Shimabukuro M, Ruderman R  
Establishes provisions relating to industrial hemp pilot program. Establishes the program within the department of agriculture to allow the cultivation of industrial hemp and distribution of its seed in Hawaii through a pilot program for purposes of agricultural or academic research. Requires the department to register with the US Department of Justice, Drug Enforcement Administration, as an importer of controlled substances to acquire seeds. Requires the program to establish an agency relationship with licensees, who operate as extensions of the board of agriculture for the purposes of research on the growth, cultivation, and marketing of industrial hemp. Requires licensing by the department of agriculture. Provides that the possession, cultivation, sale, receipt, or transfer of industrial hemp shall not constitute an offense under offenses against public health and morals. Appropriation for the establishment of 1 full time equivalent (1.0 FTE) program coordinator position, 1 full time equivalent (1.0 FTE) inspector position; and 250,000 dollars for administrative costs of the industrial hemp pilot program. Act to be repealed on June 30, 2021 (sunset). (\$\$) -- SB2659 CD1

Committee Reports: SSCR 2438 (WLA) SSCR 2599 (JDL/ WAM/ HSCR 1098-16 (AGR) HSCR 1272-16 (JUD) HSCR 1588-16 (FIN) CCR 88-16

Current Status: May-03 16 Passed Legislature  
Section Affected: 141- (10 SECTIONS) INDUSTRIAL HEMP PILOT PROGRAM,  
712- (1 SECTION)

### SB2660 HD2 (HSCR 1307-16) RELATING TO BUREAU OF CONVEYANCES.

Introduced by: Baker R, Kidani M, Keith-Agaran G, Espero W, English J, Tokuda J  
Amends Act 119, session laws of 2013, as amended by Act 47, session laws of 2014, relating to deregistration of fee non time share interests by repealing the sunset date. -- SB2660 HD2

Committee Reports: SSCR 2014 (CPH) SSCR 2517 (WAM) HSCR 1040-16 (WAL)  
HSCR 1307-16 (CPC) HSCR 1586-16 (FIN)

Current Status: Apr-15 16 Received by the Governor  
Apr-29 16 Approved by Governor (Act 39 2016)  
Section Affected: ACT 119 2013, ACT 47 2014

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- SB2670 HD1 CD1 (CCR 81-16) RELATING TO BEHAVIOR ANALYSTS.  
Introduced by: Baker R, Kidani M  
Amends provisions relating to fees disposition under behavior analysts law. Reduces the surcharge fee to 50 dollars. -- Amends provisions relating to exemptions. Exempts a direct support worker who provides medicaid home and community based services of the social security act on or before January 1, 2019 (sunset). -- SB2670 CD1  
Committee Reports: SSCR 2097 (CPH) SSCR 2508 (WAM) HSCR 1297-16 (HLT/CPC/) HSCR 1481-16 (FIN) CCR 81-16  
Current Status: May-03 16 Passed Legislature  
Section Affected: 465D-6, 465D-7
- SB2671 SD1 HD2 CD1 (CCR 18-16) RELATING TO VETERINARY TECHNICIANS.  
Introduced by: Baker R, Kidani M  
Establishes the veterinary technology practice law. Prohibits a person to represent, announce, or advertise oneself, publicly or privately, as a veterinary technician or registered veterinary technician, or append the letters "RVT" or "VT" or affix any other words, letters, abbreviations, or insignia to the person's name indicating or implying that the person is engaged in the practice of veterinary technology, unless the person registers the person's name and business address biennially with the department of commerce and consumer affairs in a manner prescribed by the department; and meets the qualifications. Requires the department to maintain and biennially update a list of the names and business addresses of the veterinary technicians who are registered. Prohibits a person to be registered to practice veterinary technology unless the person is 18 years of age, has successfully passed the Veterinary Technician National Examination and meets certain conditions. Appropriation out of the compliance resolution fund to implement the registration of veterinary technicians as required by this law. (\$\$) -- SB2671 CD1  
Committee Reports: SSCR 2358 (CPH/ JDL/) SSCR 2633 (WAM) HSCR 1129-16 (CPC) HSCR 1672-16 (FIN) CCR 18-16  
Current Status: May-03 16 Passed Legislature  
Section Affected: (3 SECTIONS) VETERINARY TECHNOLOGY PRACTICE
- SB2672 SD1 HD1 CD1 (CCR 24-16) RELATING TO ADVANCED PRACTICE REGISTERED NURSES.  
Introduced by: Baker R  
Amends provisions relating to definitions under food, drug, and cosmetics law. Redefines out of state practitioners to include advanced practice registered nurse. Amends provisions relating to emergency examination and hospitalization under mental health, mental illness, drug addiction, and alcoholism law. Allows an advanced practice registered nurse to examine and diagnose a patient presence or absence of a mental disorder, assess the risk that the patient may be dangerous to self or others, and assess whether or not the patient needs to be hospitalized. Amends provisions relating to filing and preparation of death and fetal death certificates under vital statistics law. Adds advance practice registered nurse. Amends provisions relating to late determination of the cause of death. Adds advance practice registered nurse. Amends provisions relating to definition under workers compensation law. Redefines health care provider to include an advanced practice registered nurse. Amends provisions relating to prescriptive authority for advanced practice registered nurses. Redefines practice of pharmacy to include a licensed advanced practice registered nurse with prescriptive authority. -- SB2672 CD1  
Committee Reports: SSCR 2499 (CPH) HSCR 1066-16 (HLT) HSCR 1251-16 (CPC) HSCR 1482-16 (FIN) CCR 24-16  
Current Status: May-03 16 Passed Legislature  
Section Affected: 328-1, 334-59, 338-9, 338-10, 386-1, 386-27, 457-8.6, 461-1
- SB2673 SD2 HD2 CD1 (CCR 45-16) RELATING TO TRAVEL AGENCIES.  
Introduced by: Baker R, Kidani M  
Amends provisions relating to registration and renewal. Requires a travel agency that sells activities individually or as part of a tour package to register with the director of commerce and consumer affairs as an activity desk. -- SB2673 CD1  
Committee Reports: SSCR 2373 (TSI) SSCR 2529 (CPH) HSCR 1122-16 (TOU) HSCR 1678-16 (CPC) CCR 45-16  
Current Status: May-03 16 Passed Legislature  
Section Affected: 468L-2
- SB2675 SD1 HD2 (HSCR 1692-16) RELATING TO LICENSING.



## SENATE BILLS THAT PASSED THE LEGISLATURE

Introduced by: Baker R, Tokuda J, Ruderman R, Inouye L, Espero W, Shimabukuro M  
Establishes provisions relating to discipline based on action taken by another state or federal agency; conditions; prohibition on practice. Allows the boards under dentistry law, medical and surgery law, nurses, pharmacists and pharmacy, upon receipt of evidence of revocation, suspension, or other disciplinary action against a licensee by another state or federal agency, to issue an order imposing the same disciplinary action upon the licensee under certain conditions. Provides that a certified copy of the disciplinary action by another state or federal agency shall constitute prima facie evidence of the disciplinary action. Requires that the final order of discipline taken is to be a matter of public record.  
-- Amends provisions relating to refusal, revocation, suspension, and administrative penalties. Requires the board to refuse to issue a license to any applicant who fails to meet all of the requirements imposed by this law and may refuse to issue a license to any applicant who has been disciplined by another state or federal agency. Requires that a final order denying the issuance of a license to any applicant based on the applicant's discipline by another state or federal agency is to be a matter of public record. -- SB2675 HD2

Committee Reports: SSCR 2263 (CPH) SSCR 2556 (JDL) HSCR 1031-16 (HLT)  
HSCR 1308-16 (CPC) HSCR 1692-16 (JUD)  
Current Status: Apr-15 16 Received by the Governor  
Apr-29 16 Approved by Governor (Act 38 2016)  
Section Affected: 448- (1 SECTION), 453- (1 SECTION), 457- (1 SECTION), 461- (1 SECTION), 448-17, 453-8, 457-12, 461-4.5

### SB2680 SD1 HD1 CD1 (CCR 111-16) RELATING TO FINANCIAL INSTITUTIONS.

Introduced by: Baker R, Kidani M  
Amends the division of financial institutions law. Changes the assessments to be paid semiannually from February 15 and August 15 to March 1 and September 1 of each year. Repeals a financial institution or financial institution applicant to pay a nonrefundable fee for a final application for a charter or license to engage in the business of a savings bank; a trust company and for an application for the acquisition of control of a Hawaii financial institution. Adds a nonrefundable fee for an application for a depository financial services loan company; and a nonrefundable fee for an application to engage in the business of a credit union. Requires intra Pacific bank fees to include a nonrefundable fee of 9,000 dollars to establish an initial branch and a fee of 750 dollars to establish an additional branch. Changes subsidiary or subsidiary of a holding company to agency. Repeals provision that allows the insurance commissioner to annually charge each financial institution subject to examination. Repeals provision that requires an application to be accompanied by an application fee established by the commissioner. Repeals provisions relating to credit union advisory board. -- SB2680 CD1

Committee Reports: SSCR 2048 (CPH) SSCR 2549 (WAM) HSCR 1203-16 (CPC)  
HSCR 1673-16 (FIN) CCR 111-16  
Current Status: May-03 16 Passed Legislature  
Section Affected: 412:2-105.2, 412:2-109, 412:3-201, 412:3-212, 412:3-503,  
412:5-201, 412:5-401, 412:5A-201, 412:6-204, 412:7-201,  
412:7-204, 412:10-103, 412:10-201, 412:13-222, 412:10-125

### SB2723 SD1 HD2 CD1 (CCR 128-16) RELATING TO ENFORCEMENT OF WAGE LAWS.

Introduced by: Keith-Agaran G  
Amends provisions relating to suspension under the wages and hours of employees on public works. Increases the penalty for 1st violation to equal to 25 per cent of the amount of back wages found due or 250 dollars per offense, up to 2,500 dollars, whichever is greater. Increases the penalty for a 2nd violation which has been committed, whether on the same or another contract, within 2 years of the 1st notification of violation, to equal to the amount of back wages found due or up to 500 dollars for each offense, up to 5,000 dollars, whichever is greater. Increases the penalty for a 3rd violation has been committed, whether on the same contract or another contract, within 3 years of the 2nd notification of violation, to equal to 2 times the amount of back wages found due or 1,000 for each offense, up to 10,000 dollars, whichever is greater. -- SB2723 CD1

Committee Reports: SSCR 2061 (JDL) SSCR 2650 (WAM) HSCR 1057-16 (LAB)  
HSCR 1234-16 (JUD) HSCR 1707-16 (FIN) CCR 128-16  
Current Status: May-03 16 Passed Legislature  
Section Affected: 104-24

### SB2731 SD1 HD1 CD1 (CCR 80-16) RELATING TO SCHOOLS.

Introduced by: Tokuda J, Kidani M

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Amends provisions relating to applicability and exemptions under school impact fees. Includes projects processed pursuant to county housing powers and housing development; exemption from statutes, ordinances, charter provisions, and rules under the Hawaii housing finance development corporation. -- Amends provisions relating to accounting and expenditure requirements under school impact fees. Provides that in urban Honolulu, the use of fee in lieu funds may be used to purchase completed construction, construct new school facilities, improve or renovate existing structures for school use, or lease land or facilities for school use. -- SB2731 CD1

Committee Reports: SSCR 2155 (EDU) SSCR 2807 (WAM) HSCR 1215-16 (EDN)  
HSCR 1472-16 (FIN) CCR 80-16

Current Status: May-03 16 Passed Legislature

Section Affected: 302A-1603, 302A-1608

SB2775

RELATING TO THE AFFORDABLE CARE ACT SECTION 1332 STATE INNOVATION WAIVER.

Introduced by: Baker R (BR)

Authorizes the State to submit a state innovation waiver proposal to the US Secretaries of Health and Human Services and the Treasury to waive certain provisions of the Affordable Care Act, as provided under section 1332 of the federal act, and upon approval by the Secretaries, to implement the waiver on or after January 1, 2017. -- SB2775

Committee Reports: SSCR 2100 (CPH) SSCR 2494 (WAM) HSCR 1059-16 (HLT/  
LAB/) HSCR 1483-16 (FIN)

Current Status: Apr-11 16 Received by the Governor

Apr-25 16 Approved by Governor (Act 13 2016)

SB2788 HD1 CD1 (CCR 12-16)

RELATING TO THE MOLOKAI IRRIGATION SYSTEM WATER USERS ADVISORY BOARD.

Introduced by: English J, Kidani M, Inouye L

Amend provisions relating to Molokai irrigation system water users advisory board; establishment; meetings. Includes agents, officers, or employees of Molokai irrigation system users as possible members of the board. -- SB2788 CD1

Committee Reports: SSCR 2032 (WLA) SSCR 2693 (WAM) HSCR 1621-16 (FIN)  
CCR 12-16

Current Status: May-03 16 Passed Legislature

Section Affected: 167-23

SB2807 SD2 (SSCR 2781)

RELATING TO ENTERPRISE TECHNOLOGY SERVICES.

Introduced by: Kouchi R (BR)

Establishes the office of enterprise technology services within the department of accounting and general services headed by a chief information officer to organize, manage, and oversee statewide information technology governance and combines the office of information management and technology or information and communication services division of the department under the office of enterprise technology services. Requires the each executive branch department and agency's information technology budget request, forecast, and procurement purchase to ensure compliance with the department or agency's strategic plan and roadmap and with the office of enterprise technology services; information technology governance processes and enterprise architecture policies and standards, including policies and standards for systems, services, hardware, software, and security management. -- Amends provisions relating to the information privacy and security council; established; duties; reports. By including a representative from the department of commerce and consumer affairs and providing that the member from the judiciary is to be selected by the chief justice of the Hawaii supreme court. -- SB2807 SD2

Committee Reports: SSCR 2404 (EET/ GVO/) SSCR 2781 (WAM) HSCR 1249-16  
(CPC) HSCR 1769-16 (FIN)

Current Status: Apr-27 16 Passed Legislature

Section Affected: 26-6, 27-43, 27G-3, 27G-6, 435H-4, 487N-5

SB2811 SD2 HD1 (HSCR 1675-16)

RELATING TO PARENTAL RIGHTS.

Introduced by: Kouchi R (BR)

Amends provisions relating to termination of parental rights; petition. Allows the family courts to terminate the parental rights in respect to any child of any natural parent upon a finding by clear convincing evidence that the natural parent committed sexual assault or pursuant to a similar law of another state, territory, possession, or Native American

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tribe where the offense occurred and the child was conceived as a result of the sexual assault perpetrated by the parent whose rights are sought to be terminated. Requires the court to accept a guilty plea or conviction of the child's natural parent for the sexual assault or as pursuant to similar laws in another state, territory, possession, or Native American tribe where the offense occurred as conclusive proof that the child was conceived by sexual assault. It is presumed that termination of parental rights is in the best interest of the child if the child was conceived as a result of the sexual assault. -- SB2811 HD1

Committee Reports: SSCR 2052 (HMS) SSCR 2538 (JDL) HSCR 1148-16 (HUS)  
HSCR 1675-16 (JUD)

Current Status: Apr-25 16 Received by the Governor

Section Affected: 571-61

### SB2812 SD2 HD2 CD1 (CCR 113-16) RELATING TO CHARITABLE SOLICITATION.

Introduced by: Kouchi R (BR)

Amends provisions relating to solicitation of funds from the public. Redefines professional fund raising counsel or professional counsel by excluding a person if the services performed are to plan, conduct, manage, advise, consult, or prepare grant or subsidy application materials for a charitable organization. Provides that solicitation does not include the submission of a grant or subsidy proposal or application to a governmental authority or any organization exempt from taxation under section 501(c)(3) of the Internal Revenue Code. Changes requirements for professional solicitor disclosures. -- Amends provisions relating to registration of charitable organizations specifies solicitation of contributions. Allows the attorney general to require a financial report to be submitted electronically. Establishes fine for late filing of the report. -- Amends provisions relating to commercial co venturer's charitable sales promotions. Adds that the date to be no more than 90 days after the end of the charitable sales promotion and late filing fees. Requires the consent to be signed by the authorized representative of the commercial co venture and the charitable organization certifying that the statements made therein are true and correct to the best of their knowledge subject to penalties imposed. Requires the attorney general to require the written consent to be submitted electronically and to require the use of electronic signatures. Requires the attorney general finds that a commercial co venturer has violated or is operating in violation, the attorney general may impose an administrative fine not to exceed 1,000 dollars for each act that constitutes a violation and an additional penalty, not to exceed 100 dollars per day, for each day during which the violation continues. Provides that any person aggrieved by an action of the attorney general may request a hearing to review that action. Provides that any request for hearing to be made within 10 days after the attorney general has served the person with notice of the action, which notice to be deemed effective upon mailing. -- Amends provisions relating to annual financial reports; fiscal records and fees. Requires every registered charitable organization to annually file with the department a report for its most recently completed fiscal year. Requires a charitable organization with contributions in excess of 500,000 dollars in the year covered by the annual financial report and a charitable organization required to obtain an audit report by a governmental authority or a 3rd party. -- Amends provisions relating to charitable organizations exempted from registration and financial disclosure requirements Northwest Accreditation Commission for Primary and Secondary Schools. Provides for an application for an exemption. -- SB2812 CD1

Committee Reports: SSCR 2363 (CPH/ JDL/) SSCR 2535 (WAM) HSCR 1315-16  
(CPC/ JUD/) HSCR 1632-16 (FIN) CCR 113-16

Current Status: May-03 16 Passed Legislature

Section Affected: 467B-1, 467B-1.5, 467B-2.1, 467B-2.5, 467B-5.5, 467B-6.5,  
467B-11.5

### SB2813 SD1 (SSCR 2219)

#### RELATING TO GUARDIANSHIP.

Introduced by: Kouchi R (BR)

Amends provisions relating to findings; order of appointment under the guardianship and protective proceedings law. Requires the court to forward to the Hawaii criminal justice data center all orders of appointment or information from all orders of appointment as requested by the Hawaii criminal justice data center, which in turn shall forward the information to the Federal Bureau of Investigation, or its successor agency, for inclusion in the National Instant Criminal Background Check System database. Requires the orders of appointment or information to also be maintained by the Hawaii criminal justice data center for disclosure to and use by law enforcement officials for the purpose of firearms permitting or registration pursuant to the firearms, ammunition and dangerous

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weapons law. Requires this law to also apply to all orders appointing a guardian of an incapacitated person without regard to the date of the appointment. -- SB2813 SD1  
Committee Reports: SSCR 2219 (PSM) SSCR 2689 (JDL) HSCR 1450-16 (JUD)  
Current Status: Apr-08 16 Received by the Governor  
Apr-26 16 Approved by Governor (Act 19 2016)  
Section Affected: 560:5-311

SB2823 HD1 (HSCR 1646-16)

RELATING TO THE HAWAII HOUSING FINANCE AND DEVELOPMENT CORPORATION.  
Introduced by: Kouchi R (BR)  
Amends provisions relating to Hawaii housing finance and development corporation; establishment, staff. Authorizes the Hawaii housing finance and development corporation's board of directors to set the salary of the executive director of the corporation not to exceed the salary of the director of business, economic development and tourism. Report to the legislature. -- SB2823 HD1  
Committee Reports: SSCR 2248 (HOU) SSCR 2636 (WAM) HSCR 1071-16 (HSG) HSCR 1646-16 (FIN)  
Current Status: May-03 16 Received by the Governor  
Section Affected: 201H-2

SB2825 SD1 (SSCR 2493)

RELATING TO THE PACIFIC INTERNATIONAL SPACE CENTER FOR EXPLORATION SYSTEMS.  
Introduced by: Kouchi R (BR)  
Amends provisions relating to Pacific international space center for exploration systems; board of directors; establishment; duties. Reduces the number of board of directors of the Pacific international space center for exploration systems from 10 members to 9 members. -- SB2825 SD1  
Committee Reports: SSCR 2493 (PSM) HSCR 1125-16 (EDB)  
Current Status: Mar-22 16 Received by the Governor  
Mar-31 16 Approved by Governor (Act 3 2016)  
Section Affected: 201-77

SB2833 SD2 HD2 CD1 (CCR 151-16)

RELATING TO THE LOW-INCOME HOUSING TAX CREDIT.  
Introduced by: Kouchi R (BR)  
Amends provisions relating to administration of low income housing credit. Changes the state aggregate housing credit dollar amount to an amount allocated annually by the Hawaii housing finance development corporation in an amount equal to such amount allocated to the State under section 42(h) of the Internal Revenue Code of 1986. -- Amends provisions relating to low income housing income tax credit. Provides that for any qualified low income building that receives an allocation after December 31, 2016, the amount of the low income housing tax credits that may be claimed by a taxpayer shall be for the 1st 5 years, equal to the amount of the federal low income housing tax credits that have been allocated to the qualified low income building pursuant to section 42(b) of the Internal Revenue Code by the corporation, provided that, if in any year the aggregate amount of credits under this subsection would be such that it would exceed the amount of state credits allocated by the corporation for the qualified low income building, the credits allowed for that year shall be limited to such amount necessary to bring the total of such state credits (including the current year state credits) to the full amount of state credits allocated to the qualified low income building by the corporation; for the 6th year, 0, except that, if, and only if, the amount of credits allowed for the 1st 5 years is less than the full amount of state credits allocated by the corporation for the qualified low income building, an amount necessary to bring the amount of the state credits to the full amount allocated by the corporation for the qualified low income building; and for any remaining years, 0. -- SB2833 CD1  
Committee Reports: SSCR 2253 (HOU) SSCR 2712 (WAM) HSCR 1197-16 (HSG) HSCR 1644-16 (FIN) CCR 151-16  
Current Status: May-03 16 Passed Legislature  
Section Affected: 235-110.8

SB2835 SD1 HD1 (HSCR 1664-16)

MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS.  
Introduced by: Kouchi R (BR)  
Appropriation to the director of finance for all collective bargaining cost items for collective bargaining unit 8 (personnel of the university of Hawaii and community college system) and for salary increases and other cost adjustments for state officers and employees excluded from collective bargaining. -- Appropriation to the university of

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Hawaii to fund collective bargaining cost items in the agreement negotiated with the exclusive bargaining representative of collective bargaining unit 8, relating to non general and unbudgeted positions. (\$\$) -- SB2835 HD1

Committee Reports: SSCR 2024 (JDL) SSCR 2560 (WAM) HSCR 1051-16 (LAB)  
HSCR 1664-16 (FIN)

Current Status: May=03 16 Passed Legislature

SB2836 SD1 HD2 (HSCR 1665-16)

MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS.

Introduced by: Kouchi R (BR)

Amends Act 55, session laws of 2015 by increasing the amount of funds to be appropriated for collective bargaining unit 14 (law enforcement officers, and ocean safety and water safety officers). Repeals salary increases and other cost adjustments for employees excluded from collective bargaining who belong to the same compensation plans as employees with collective bargaining unit 14. (\$\$) -- SB2836 HD2

Committee Reports: SSCR 2023 (JDL) SSCR 2507 (WAM) HSCR 1052-16 (LAB)  
HSCR 1665-16 (FIN)

Current Status: May=03 16 Passed Legislature

Section Affected: ACT 55 2015

SB2838 SD1 (SSCR 2624)

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

Introduced by: Kouchi R (BR)

Amends provisions relating to the Hawaii employer union health benefits trust fund. Allows the board of trustees of the employer union health benefits trust fund to invest moneys in the same manner as specified in provisions relating to investment under the pension and retirement systems law. -- SB2838 SD1

Committee Reports: SSCR 2119 (JDL) SSCR 2624 (WAM) HSCR 1156-16 (LAB)  
HSCR 1599-16 (FIN)

Current Status: Apr-13 16 Received by the Governor

Apr-28 16 Approved by Governor (Act 30 2016)

Section Affected: 87A-24

SB2841

RELATING TO PAYMENTS BY EMPLOYERS TO THE EMPLOYEES' RETIREMENT SYSTEM.

Introduced by: Kouchi R (BR)

Amends provisions relating to payment of state contributions to the system. Provides that payments by the State and counties be made on a monthly basis, within 30 days after the end of each month; or in advance, in an amount greater than the amount payable for the current fiscal quarter, taking into account amounts previously paid during the quarter and any offsets for any excess contributions in the previous quarter. -- SB2841

Committee Reports: SSCR 2451 (JDL) SSCR 2658 (WAM) HSCR 1054-16 (LAB)  
HSCR 1600-16 (FIN)

Current Status: Apr-13 16 Received by the Governor

Apr-28 16 Approved by Governor (Act 31 2016)

Section Affected: 88-124, 88-126

SB2845 HD1 CD1 (CCR 122-16)

MAKING APPROPRIATIONS TO REPAY GENERAL FUND CASH ADVANCES.

Introduced by: Kouchi R (BR)

Appropriation to the department of budget and finance to repay the general fund cash advances to the capital projects fund for the purchase of lands of the former Kapalama military reservation; to repay the general fund cash advances to the Hawaii health systems corporation for its employer contributions to the employees' retirement system and the employer union health benefits trust fund. (\$\$) -- SB2845 CD1

Committee Reports: SSCR 2569 (WAM) HSCR 1485-16 (FIN) CCR 122-16

Current Status: May-03 16 Passed Legislature

SB2849 SD1 HD1 CD1 (CCR 89-16)

RELATING TO ESCROW DEPOSITORIES.

Introduced by: Kouchi R (BR)

Amends provisions relating to the escrow depositories law. Allows the commissioner of financial institutions of this State to enter into agreements or contracts with the operators of NMLS (National Multiple License Service) or other entities designated by NMLS to collect and maintain records and process transaction fees or other fees related to licensees or other persons subject to this law. -- Requires the application for license as an escrow depository to be in writing and in a form prescribed by NMLS, and contain the

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history of the applicant's material litigation and criminal convictions for the 5 year period prior to the date of the application and information and authorizations necessary to conduct a criminal history record check of each of the applicant's controlling persons, and each of the officers, directors, and principals who will be in charge of the escrow depository's activities upon licensure, accompanied by the appropriate payment of the applicable fee for each record check. -- Requires the license to be renewed annually as of December 31. -- Requires that at the time of filing an application for approval of a proposed change in control of the licensee, the proposed purchaser or transferee is to provide to the commissioner the history of its material litigation and criminal convictions for the 5 year period prior to the date of the application. -- Amends provisions relating to criminal history checks. Allows criminal history checks to be conducted by the department of commerce and consumer affairs on each of the controlling persons of the applicant for licensure as an escrow depository, and each of the officers, directors, and principals who will be in charge of the escrow depository's activities upon licensure, and each of the controlling persons of an applicant for proposed change in control of the escrow depository licensee, and each of the officers, directors, and principals who will be in charge of the licensee's activities upon approval of such application. -- SB2849 CD1  
Committee Reports: SSCR 2370 (CPH/ JDL) SSCR 2553 (WAM) HSCR 1628-16 (FIN) CCR 89-16

Current Status: May-03 16 Passed Legislature

Section Affected: 449-1, 449-1.9, 449-6, 449-8, 449-8.6, 449-14, 846-2.7

SB2850 SD2 HD1 CD1 (CCR 79-16)

RELATING TO MORTGAGE INDUSTRY REGULATION.

Introduced by: Kouchi R (BR)

Establishes provisions relating to confidentiality. Requires that the requirements under any federal or state law regarding the privacy or confidentiality of any information or material provided to NMLS (National Multiple License Service), and any privilege arising under federal or state law, including the rules of any federal or state court, with respect to the information or material to continue to apply to the information or material after the information or material has been disclosed to NMLS. Amends provisions relating to the secure and fair enforcement for mortgage licensing act. Redefines residential mortgage loan or mortgage loan to mean any loan primarily for personal, family, or household use that is secured by a mortgage, deed of trust, or other equivalent consensual security interest on a dwelling or residential real estate upon which is constructed or intended to be constructed a dwelling, and includes refinancings, reverse mortgages, home equity lines of credit, and other 1st and additional lien loans that meet the qualifications listed in this definition. Requires exempt registered mortgage loan originators to register with NMLS. Repeals license renewal provisions for mortgage servicer company. Provides that the employee's mortgage loan originator services are limited to modifications and processing the approval of loan assumptions. -- Amends provisions relating to mortgage servicers. Redefines residential mortgage loan or mortgage loan to mean any loan primarily for personal, family, or household use that is secured by a mortgage, deed of trust, or other equivalent consensual security interest on a dwelling or residential real estate upon which is constructed or intended to be constructed a dwelling, and includes refinancings, reverse mortgages, home equity lines of credit, and other 1st and additional lien loans that meet the qualifications listed in this definition. Increases license fee and establishes minimum standards for license renewal. -- SB2850 CD1

Committee Reports: SSCR 2020 (CPH) SSCR 2768 (WAM) HSCR 1258-16 (CPC) HSCR 1589-16 (FIN) CCR 79-16

Current Status: May-03 16 Passed Legislature

Section Affected: 454M- (1 SECTION), 454F-1, 454F-1.5, 454F-1.6, 454F-2, 454F-3, 454F-5, 454F-6, 454F-7, 454F-8, 454F-9, 454F-10, 454F-14, 454F-17, 454F-22, 454F-24, 454F-41, 454M-1, 454M-2, 454M-3, 454M-4, 454M-5, 454M-6, 454M-8.5, 454M-10

SB2851 SD1 (SSCR 2500)

RELATING TO INSURANCE.

Introduced by: Kouchi R (BR)

Amends provisions relating to issuance of new policies; renewal of moratorium under Hawaii property insurance association law. Requires the insurance commissioner to determine if residential property insurance is unavailable due to a moratorium on the issuance of policies on property situated in lava zone where the mayor of the county of Hawaii has issued a proclamation declaring a state of emergency exists due to the threat of imminent disaster from a lava flow. -- SB2851 SD1

Committee Reports: SSCR 2500 (CPH) HSCR 1444-16 (CPC)

Current Status: Mar-31 16 Received by the Governor

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Apr-11 16 Approved by Governor (Act 6 2016)

Section Affected: 431:21-119

SB2853 SD2 HD1 CD1 (CCR 74-16)

RELATING TO INSURANCE.

Introduced by: Kouchi R (BR)

Establishes the risk management and own risk and solvency assessment law. Requires an insurer to maintain a risk management framework to assist the insurer with identifying, assessing, monitoring, managing, and reporting its material and relevant risks. Further requires an insurer or the insurance group of which the insurer is a member to regularly conduct an own risk and solvency assessment consistent with a process comparable to the Own Risk and Solvency Assessment Guidance Manual. Establishes confidentiality requirements. Requires the insurer to annually submit the own risk and solvency assessment summary report to the insurance commissioner. Establishes penalties. -- Amends provisions relating to the risk retention law. Establishes governance standards for new risk retention groups. -- SB2853 CD1

Committee Reports: SSCR 2044 (CPH) SSCR 2586 (WAM) HSCR 1202-16 (CPC)  
HSCR 1634-16 (FIN) CCR 74-16

Current Status: May-03 16 Passed Legislature

Section Affected: 431: - (10 SECTIONS) RISK MANAGEMENT AND OWN RISK  
AND SOLVENCY ASSESSMENT, 431:19-115, 431K-1, 431K-2

SB2854 SD2 HD1 CD1 (CCR 73-16)

RELATING TO INSURANCE.

Introduced by: Kouchi R (BR)

Establishes provisions relating to coverages under property insurance law. Requires an insurer to file an affidavit with the insurance commissioner stating the reasons for the discontinuation property insurance coverage. -- Amends the property insurance law. Requires insurers seeking to provide multi peril coverage for residential property to submit to the commissioner a written request for permission to write the coverage. Allows the commissioner to disapprove the request. -- Amends provisions relating to confidentiality requirements. Requires any use of an insurance compliance self evaluation audit document to be limited to determining whether or not any disclosed defects in an insurer's policies and procedures or inappropriate treatment of customers has been remedied or that an appropriate remedy is in place. -- Amends provisions relating to annual and monthly tax statements. Requires each authorized insurer to electronically file statements with the commissioner annually and monthly. -- Amends provisions relating to taxation. Requires monthly tax to be due and payable by electronic payment via the Automated Clearing House debit or credit payment system. -- Amends provisions relating to general readability requirements. Requires disclosure for short term insurance policies that impose preexisting condition provisions. -- Amends provisions relating to accident and sickness insurance contracts. Redefines contraceptive services by changing nurse practitioner delivered, certified nurse midwife delivered to advanced practice registered nurse delivered. Redefines child health supervision service to include physician assistant - delivered. -- Amends provisions relating to reimbursement for accident and health or sickness insurance benefits. Requires that if a claim is contested or denied or requires more time for review by an entity to include insured, or member filing a claim from a non contracted provider in writing or electronically. -- Amends provisions relating to qualification of sponsors. Provides that a risk retention group shall not be a sponsor of a sponsored captive insurance company. -- Amends provisions relating to participants in sponsored captive insurance companies. Includes risk retention groups to be participants in any sponsored captive insurance company formed or licensed. -- Amends provisions relating to mental health and alcohol and drug abuse treatment insurance benefits. Includes services from a licensed dietitian. -- Amends provisions relating to coverage available from the fund; deductible. Requires insurers seeking to provide multi peril coverage for residential property, including multi peril coverage of the hurricane peril, subject to the fund's program for incentives and credits to submit a written request to the commissioner for permission to write the coverage. Provides that if multi peril coverage on commercial property is no longer being offered by the fund, any multi peril coverage shall qualify as a comparable coverage. and residential property which include coverage for hurricane losses offered to qualify as a comparable coverage. -- Amends provisions relating to violations; penalties. Provides that persons, officers, employees and representatives subject to investigation or examination by the insurance commissioner shall produce and make freely available information relating to the investigation or examination. -- Amends the mutual benefits law. Redefines child health supervision service to include physician assistant - delivered. Redefines contraceptive services by changing nurse practitioner delivered, certified nurse

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midwife delivered to advanced practice registered nurse delivered or pharmacist delivered medical services. Amends provisions relating to suspension, revocation, or denial of certificate of authority. Repeals the requirement that allows the commissioner to levy an administrative fine after hearing in lieu of, suspension or revocation of a certificate of authority upon the health maintenance organization. Repeals provisions relating to additional notice requirements under the Hawaii hurricane relief fund law. -- SB2854 CD1

Committee Reports: SSCR 2259 (CPH) SSCR 2587 (WAM) HSCR 1302-16 (CPC) HSCR 1590-16 (FIN) CCR 73-16  
Current Status: May-03 16 Passed Legislature  
Section Affected: 431:10E- (2 SECTIONS) COVERAGES, 431:2D-107, 431:7-201, 431:7-202, 431:10-104, 431:10A-116.6, 431:10A-116.7, 431:10A-206.5, 431:13-108, 431:19-304, 431:19-305, 431M-1, 431M-4, 431P-10, 431R-5, 432:1-102, 432:1-602.5, 432:1-604.5, 432D-14, 432D-19, 431P-17

SB2856

RELATING TO CONSUMER PROTECTION.

Introduced by: Kouchi R (BR)  
Amends provisions relating to investigators, appointment and powers. Allows investigators appointed by the director of the office of consumer protection to act as a process server or to serve subpoenas. -- SB2856  
Committee Reports: SSCR 2102 (CPH) SSCR 2630 (JDL) HSCR 1317-16 (JUD)  
Current Status: Mar-29 16 Received by the Governor  
Apr-11 16 Approved by Governor (Act 5 2016)  
Section Affected: 487-10

SB2861 SD2 HD1 CD1 (CCR 9-16)

RELATING TO THE JOINT FORMULARY ADVISORY COMMITTEE.

Introduced by: Kouchi R (BR)  
Amends provisions relating to prescriptive authority for advanced practice registered nurses. Repeals the joint formulary advisory committee. -- SB2861 CD1  
Committee Reports: SSCR 2108 (CPH) SSCR 2511 (WAM) HSCR 1065-16 (HLT) HSCR 1261-16 (CPC) HSCR 1611-16 (FIN) CCR 9-16  
Current Status: May-03 16 Received by the Governor  
Section Affected: 457-8.6

SB2862

RELATING TO NURSING.

Introduced by: Kouchi R (BR)  
Establishes provisions relating to nursys; verification of nurse license. Allows the board of nursing to fully participate in Nursys by sharing licensure and discipline data with Nursys. -- SB2862  
Committee Reports: SSCR 2490 (CPH) HSCR 1200-16 (CPC) HSCR 1457-16 (JUD)  
Current Status: Apr-08 16 Received by the Governor  
Apr-26 16 Approved by Governor (Act 18 2016)  
Section Affected: 457- (1 SECTION), 457-2

SB2863 SD2 HD1 CD1 (CCR 112-16)

RELATING TO CITATIONS FOR MASSAGE THERAPY VIOLATIONS.

Introduced by: Kouchi R (BR)  
Establishes provisions relating to citation for licensee violations; fines. Allows the department of commerce and consumer affairs to issue a citation to any person who holds a massage therapist or massage therapy establishment license issued by the board of massage therapy, or is designated the principal massage therapist by the massage therapy establishment. Establishes fine and appeal procedures to contest the citation. -- SB2863 CD1  
Committee Reports: SSCR 2127 (CPH) SSCR 2536 (WAM) HSCR 1102-16 (CPC) HSCR 1245-16 (JUD) HSCR 1635-16 (FIN) CCR 112-16  
Current Status: May-03 16 Passed Legislature  
Section Affected: 452- (1 SECTION), 452-1

SB2873

RELATING TO ORDERS FOR IMMEDIATE PROTECTION.

Introduced by: Kouchi R (BR)  
Amends provisions relating to order for immediate protection under adult protective services law. Allows rather than requires the department to seek an order for immediate protection for vulnerable adults in accordance with this law. -- SB2873  
Committee Reports: SSCR 2050 (HMS) SSCR 2692 (JDL) HSCR 1149-16 (HUS) HSCR 1458-16 (JUD)



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Current Status: Apr-11 16 Received by the Governor  
Apr-26 16 Approved by Governor (Act 22 2016)  
Section Affected: 346-231

SB2874

### RELATING TO CERTIFIED NURSE AIDES.

Introduced by: Kouchi R (BR)

Amends provisions relating to nurse aides. Redefines state licensed or state certified health care settings by repealing department of human services from its definition. Repeals provision requiring the director of human services to discipline certified nurse aides employed in health care settings licensed or certified by the department. -- Repeals provisions relating to certified nurse aides; investigations of abuse and neglect. -- SB2874

Committee Reports: SSCR 2491 (CPH) HSCR 1028-16 (HUS/ HLT/) HSCR 1459-16 (JUD)

Current Status: Apr-11 16 Received by the Governor  
Apr-26 16 Approved by Governor (Act 21 2016)

Section Affected: 457A-1.5, 457A-2, 457A-3, 346-47

SB2878 SD1 HD1 (HSCR 1224-16)

### RELATING TO YOUTH TRANSITIONING FROM FOSTER CARE.

Introduced by: Kouchi R (BR)

Amends provisions relating to higher education board allowances for students by replacing board allowances to stipends. Repeals payment to an accredited institution of higher education and foster parents. Adds payment to former resource caregivers and adoptive parent's stipends. Provides that the former foster youth has submitted a completed application for a higher education stipend 6 months prior to the youth's 27th birthday. Prohibits the duration of the total higher education stipend to exceed a cumulative total of 60 months. Requires the amount of the higher education stipend to be based on the financial support the department provides. Amends provisions relating to eligibility. Allows a young adult to receive services and meets eligibility criteria to include under permanent custody, voluntary foster custody, or court ordered temporary foster custody; for a young adult to receive services and meets eligibility criteria; a child who was placed in guardianship after attaining the age of 16 and the legal guardians are no longer willing to provide emotional and financial support; or a child who was adopted after attaining the age of 16 and the adoptive parents are no longer willing to provide emotional and financial support. Allows a young adult to participate in the young adult voluntary foster care program if they meet the program requirements. Amends provisions relating to voluntary care agreement. Requires the department of human services and the young adult to enter into a voluntary care agreement to include the program requirements for the duration of the voluntary care agreement. Repeal provisions relating to reporting requirement. -- SB2878 HD1

Committee Reports: SSCR 2381 (HMS) SSCR 2790 (WAM/ JDL/) HSCR 1224-16 (HUS) HSCR 1684-16 (FIN)

Current Status: Apr-27 16 Received by the Governor

Section Affected: 346-17.4, 346-395, 346-396, 346-407

SB2885 SD1 (SSCR 2502)

### RELATING TO BIRTH DEFECTS.

Introduced by: Kouchi R (BR)

Amends provisions relating to use of collected information under birth defects studies. Requires information collected to be used by the department of health or researchers to include health care providers in the interest of reducing morbidity or mortality or increasing physicians' knowledge of resources available for families with birth defect and only as approved or exempted by an institutional review board. Provides that if the patient's current physician is not known, allows the patient to be contacted directly using a method approved by an institutional review board. -- SB2885 SD1

Committee Reports: SSCR 2502 (CPH) HSCR 1449-16 (HLT)

Current Status: Apr-08 16 Received by the Governor  
Apr-26 16 Approved by Governor (Act 20 2016)

Section Affected: 324-43

SB2886 SD2 HD2 CD1 (CCR 11-16)

### RELATING TO AGE OF CONSENT FOR ADOLESCENT MENTAL HEALTH SERVICES.

Introduced by: Kouchi R (BR)

Establishes provisions relating to mental health services relating to minors; diagnosis, counseling, and related activities. Allows a minor who is 14 years of age or older to consent to mental health treatment or counseling services provided by a licensed mental

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health professional if, in the opinion of the licensed mental health professional, the minor is mature enough to participate intelligently in the mental health treatment or counseling services. Requires consent of the minor's parent or legal guardian to prescribe medication to the minor or to place the minor into an out of home or residential treatment program. Requires the mental health treatment or counseling services of a minor authorized by this law to include involvement of the minor's parent or guardian, unless the licensed mental health professional, after consulting with the minor, determines that the involvement would be inappropriate. Prohibits a minor to abrogate consent provided by a parent or legal guardian on the minor's behalf, nor may a parent or legal guardian abrogate consent given by the minor on his or her own behalf. -- SB2886 CD1

Committee Reports: SSCR 2288 (CPH/ HMS/) SSCR 2578 (JDL) HSCR 1164-16 (HLT) HSCR 1447-16 (JUD) CCR 11-16  
Current Status: May=03 16 Passed Legislature  
Section Affected: 577-(1 SECTION) MENTAL HEALTH SERVICES RELATING TO MINORS

SB2887 SD1 (SSCR 2220)

RELATING TO DEVELOPMENTAL DISABILITIES.

Introduced by: Kouchi R (BR)

Amends provisions relating to definitions under services for persons with developmental or intellectual disabilities. Redefines developmental disabilities to include an individual from birth to age 9 who has a substantial developmental delay or specific congenital or acquired condition may be considered to have a developmental disability without meeting 3 or more of the criteria, if the individual, without services and supports, has a high probability of meeting those criteria later in life. -- SB2887 SD1

Committee Reports: SSCR 2220 (CPH) SSCR 2552 (WAM) HSCR 1029-16 (HUS/ HLT/) HSCR 1607-16 (FIN)

Current Status: Apr-13 16 Received by the Governor  
Apr-28 16 Approved by Governor (Act 32 2016)

Section Affected: 333F-1

SB2888 SD2 HD2 CD1 (CCR 153-16)

RELATING TO FORENSIC MENTAL HEALTH PROCEDURES.

Introduced by: Kouchi R (BR)

Establishes provisions relating to examination of defendant with respect to physical or mental disease, disorder, or defect excluding fitness to proceed. -- SB2888 CD1

Committee Reports: SSCR 2261 (CPH) SSCR 2602 (JDL/ WAM/) HSCR 1165-16 (HLT) HSCR 1693-16 (JUD) CCR 153-16

Current Status: May-03 16 Passed Legislature

Section Affected: 704- (1 SECTION), 704-404, 704-406, 704-411, 704-414

SB2896 SD1 HD2 CD1 (CCR 44-16)

RELATING TO THE PREVENTION OF UNFAIR LABOR PRACTICES.

Introduced by: Kouchi R (BR)

Amends provisions relating to prevention of unfair labor practices. Allows the Hawaii labor relations board to require the complainant to serve a copy of the written complaint upon the person charged. Provides that service may be by delivery to the person, or by mail or electronic service through a company designated by the board, to the person's last known address. Requires all parties to be given written notice of the hearing by 1st class mail or by electronic service through a company designated by the board at least 15 days before the scheduled date of the hearing. -- SB2896 CD1

Committee Reports: SSCR 2277 (GVO) SSCR 2752 (JDL) HSCR 1154-16 (LAB) HSCR 1680-16 (CPC) CCR 44-16

Current Status: May-03 16 Passed Legislature

Section Affected: 377-9

SB2904 HD1 CD1 (CCR 72-16)

RELATING TO AQUATIC MITIGATION BANKS.

Introduced by: Kouchi R (BR)

Establishes provisions relating to aquatic mitigation banking. Authorizes the department of land and natural resources to establish and operate aquatic mitigation banks. Provides that the purpose of which shall be to restore, create, enhance, or preserve aquatic habitats or resources as compensatory mitigation where a person is required to provide compensatory mitigation prospectively and the use of banked mitigation is approved by the agency requiring mitigation, or for past damages to aquatic habitats or resources. -- SB2904 CD1

Committee Reports: SSCR 2168 (WLA) SSCR 2777 (WAM) HSCR 1181-16 (OMH) HSCR 1669-16 (FIN) CCR 72-16

Current Status: May-03 16 Passed Legislature

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- Section Affected: 187A- (2 SECTIONS) AQUATIC MITIGATION BANKS
- SB2906 HD2 (HSCR 1244-16) RELATING TO SECTION 13 OF ACT 380, SESSION LAWS OF HAWAII 1997.  
Introduced by: Kouchi R (BR)  
Amends Act 380, session laws of 1997, as amended by Act 3, session laws of 2001, as amended by Act 90, session laws of 2006, as amended by Act 145, session laws of 2012. Repeals the provision that prohibits new safe harbor agreements, habitat conservation plans, or incidental take licenses to be approved or issued on or after June 30, 2017 (sunset). Requires the department of land and natural resources to submit a report to the legislature every odd numbered year that contains the number and kinds of safe harbor agreements approved and summary information regarding the content and performance of each safe harbor agreement. -- SB2906 HD2  
Committee Reports: SSCR 2167 (WLA) SSCR 2778 (WAM) HSCR 1089-16 (EEP) HSCR 1244-16 (JUD) HSCR 1609-16 (FIN)  
Current Status: Apr-15 16 Received by the Governor  
Apr-29 16 Approved by Governor (Act 37 2016)  
Section Affected: ACT 380 1997, ACT 3 2001, ACT 90 2006, ACT 145 2012
- SB2910 SD2 HD1 CD1 (CCR 20-16) RELATING TO TIME SHARE COMMISSIONERS OF DEEDS.  
Introduced by: Kouchi R (BR)  
Amends provisions relating to time share commissioners of deeds. Allows the lieutenant governor to adopt rules concerning the appointment and duties of commissioners of deeds and other measures necessary to prevent the fraudulent use of a document affixed with the commissioner of deeds' seal. Allows the lieutenant governor to charge and collect commission fees and to impose and collect administrative fines for the commissioner of deeds' failures. Exempts the State or its officers or employees for the recovery of any damages caused by any action or failure to act. Increases surety bond amount for a commissioner. Appropriation. (\$\$) -- SB2910 CD1  
Committee Reports: SSCR 2109 (CPH) SSCR 2534 (WAM) HSCR 1247-16 (CPC) HSCR 1591-16 (FIN) CCR 20-16  
Current Status: May-03 16 Passed Legislature  
Section Affected: 503B- (3 SECTIONS), 503B-1, 503B-3, 503B-8
- SB2912 SD2 HD1 (HSCR 1463-16) RELATING TO THE STATEWIDE INTEGRATED SEX OFFENDER TREATMENT PROGRAM.  
Introduced by: Kouchi R (BR)  
Amends provisions relating to sex offender treatment; statewide program established. Requires the program for the treatment of adult sex offenders in the custody of the State and juvenile sex offenders in cases where family court jurisdiction was waived. Requires the sex offender treatment program to develop and continually update, as necessary, a comprehensive statewide master plan for the assessment, evaluation, treatment, and supervision of sex offenders that provides for a continuum of programs under a best practices philosophy; develop and implement a statewide, integrated system of sex offender assessment, evaluation, treatment and supervision services and programs that reflect the goals and objective of the master plan; and work cooperatively to monitor and evaluate the development and implementation of sex offender assessment, evaluation, supervision, and treatment programs and services; and develop and implement standards and guidelines for the assessment, evaluation, treatment, and supervision of sex offender. Amends provisions relating to interagency coordination. Requires the coordinating body to be known as the sex offender management team, to oversee the development and implementation of sex offender assessment, evaluation, treatment, and supervision services and programs in the State. Allows the sex offender management team to hold meetings closed to the public pursuant to provisions relating to executive meetings for the purpose of discussing information relating to individual sex offenders where disclosure of the information would be a clearly unwarranted invasion of personal privacy. -- SB2912 HD1  
Committee Reports: SSCR 2093 (PSM) SSCR 2705 (JDL) HSCR 1463-16 (JUD)  
Current Status: Apr-15 16 Received by the Governor  
Apr-29 16 Approved by Governor (Act 36 2016)  
Section Affected: 353E-1, 353E-2
- SB2914 SD1 HD1 (HSCR 1220-16) RELATING TO COURT ORDERS TO PROVIDE MEDICAL TREATMENT IN CORRECTIONAL FACILITIES.  
Introduced by: Kouchi R (BR)  
Amends provisions relating to involuntary medical treatment criteria. Defines danger of

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physical harm to others to means likely to cause substantial physical or emotional injury to another, as evidenced by an act, attempt, or threat occurring recently or through a pattern of past behavior that has resulted in the person being placed in a more restricted setting for the safety of others in the facility. Defines danger of physical harm to self means the person recently has threatened or attempted suicide or serious bodily self injury; or behaved in such a manner as to indicate that the person is unable, without supervision and the assistance of others, to satisfy the need for nourishment, essential medical care, or self protection, so that it is probable that death, substantial bodily injury, or serious physical or mental debilitation or disease will result unless adequate treatment is provided. -- Amends provisions relating to initiation of proceeding for involuntary medical treatment. Adds petitions to be filed in district court and may be accompanied by a declaration of the licensed physician or psychologist who has examined the person within 5 days prior to submission of the petition. -- Amends provisions relating to notice; waiver of notice; hearing on petition; waiver of hearing on petition for involuntary hospitalization by changing the term hospitalization to medical treatment. Add to personally mail deliverable to the addressee only; either the person's legal guardian or emergency contact listed while the person is in the custody of the department of public safety, is such person can be located and served. Replaces the term commitment to treatment. -- Amends provisions relating to hearing on petition. Changes the requirement that the court notify either the person's legal guardian or emergency contact listed while the person is in the custody of the department of public safety. Replaces judge with court. Adds the petitioner, the guardian or guardian ad litem as people entitled to receive notice of the hearing. Provides that at any point during the proceedings and after the filing of the petition, allows the court to appoint a guardian ad litem or a temporary guardian to represent the person throughout the proceedings, if the court finds that the person is unable to participate or that other good cause exist. Allows the court order to remain in effect if the person who is the subject of the petition is released but returns to custody during the maximum period of the order. -- SB2914 HD1

Committee Reports: SSCR 2307 (PSM/ CPH/) SSCR 2604 (JDL/ WAM/) HSCR 1220-16 (PBS/ JUD/) HSCR 1674-16 (FIN)

Current Status: Apr-15 16 Received by the Governor  
Apr-29 16 Approved by Governor (Act 35 2016)

Section Affected: 353-13.6, 353-13.7, 353-13.8, 353-13.9

### SB2915 SD2 HD1 CD1 (CCR 154-16) RELATING TO THE UNIFORM CONTROLLED SUBSTANCES ACT.

Introduced by: Kouchi R (BR)

Amends provisions under uniform controlled substance act. Redefines dispense to include a practitioner's controlled substances. Redefines locum tenens practitioner to mean a practitioner who is licensed in this State and who temporarily substitutes for another practitioner for a period not to exceed 60 days at the other practitioner's registered place of business. Amends provisions relating to schedule I. Includes N-(1-phenethylpiperidin-4-yl)-N-phenylacetamide, (acetyl fentanyl) its optical, positional, and geometric isomers, salts and salts of isomers and N-(1-amino-3,3-dimethyl-1-oxobutan-2-yl)-1-(cyclohexylmethyl)-1H-indazole-3-carboxamide, and geometric isomers, salts and salts of isomers (Other names: MAB-CHMINACA and ADB-CHMINACA). Amends provisions relating to schedule IV. Includes salts of isomers pentazocine; and eluxadoline (5-[[[(2S)-2-amino-3-[4-aminocarbonyl]-2,6-dimethylphenyl]-1-oxopropyl]][(1S)-1-(4-phenyl-1H-imidazol-2-yl)ethyl]amino]methyl]-2-methoxybenzoic acid. Amends provisions relating to republishing and distribution of schedules. Requires the department of public safety to make available to the public on the department's website the schedules annually or more often, as may be necessary to update the schedules. Allows the department to adopt rules and charge reasonable fees relating to the registration and control of manufacture, distribution, prescribing, dispensing, or reverse distribution with controlled substances within this State. Prohibits schedule II narcotic controlled substance to be prescribed or dispensed for more than a 30 day supply, except where such substances come in a single unit dose package that exceeds the 30 day limit or where a terminally ill patient is certified by a physician to exceed the 30 day limit. Requires all practitioners as part of the controlled substance registration process to be registered with the department to utilize the electronic prescription accountability system. -- Exempts veterinarians and pharmacies. Adds regulatory agencies; practitioner delegates; pharmacist delegates; the chief medical examiner or licensed physician designee; qualified personnel for the purpose of legitimate research or education and other entities or individuals authorized by the administrator of the narcotics enforcement division of the department of public safety to assist the program with projects that enhance the

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electronic prescription accountability system. Repeals provisions relating to pseudoephedrine permit. -- SB2915 CD1

Committee Reports: SSCR 2308 (PSM/ CPH/) SSCR 2605 (JDL/ WAM/) HSCR 1116-16 (HLT) HSCR 1246-16 (JUD) HSCR 1474-16 (FIN) CCR 154-16

Current Status: May-03 16 Passed Legislature

Section Affected: 329-1, 329-14, 329-20, 329-23, 329-31, 329-32, 329-33, 329-34, 329-36, 329-37, 329-38, 329-52, 329-54, 329-74, 329-101, 329-104, 329-73

SB2916 SD1 HD1 (HSCR 1146-16)

RELATING TO PUBLIC SAFETY.

Introduced by: Kouchi R (BR)

Amends provisions relating to terms and conditions of parole; suspension and revocation. Adds that a new misdemeanor offense to include provisions under the firearms, ammunition and dangerous weapons law. -- SB2916 HD1

Committee Reports: SSCR 2309 (PSM) SSCR 2706 (JDL) HSCR 1146-16 (PBS) HSCR 1690-16 (JUD)

Current Status: Apr-15 16 Received by the Governor

Apr-29 16 Approved by Governor (Act 34 2016)

Section Affected: 353-66

SB2921 HD1 (HSCR 1486-16)

RELATING TO CONFORMITY TO THE INTERNAL REVENUE CODE.

Introduced by: Kouchi R (BR)

Amends income tax provisions and estate and generation - skipping transfer tax provisions to conform the Hawaii income tax law to the Federal Internal Revenue Code. -- SB2921 HD1

Committee Reports: SSCR 2663 (WAM) HSCR 1486-16 (FIN)

Current Status: Apr-15 16 Received by the Governor

Apr-29 16 Approved by Governor (Act 33 2016)

Section Affected: 235-2.3, 236E-3

SB2922 HD1 CD1 (CCR 119-16)

RELATING TO THE TAX REVIEW COMMISSION.

Introduced by: Kouchi R (BR)

Amends provisions relating to duties under the tax review commission law. Requires the commission to submit the required evaluation and recommendations to the legislature 30 days prior to the convening of the regular session of 2018. Appropriation. (\$\$) -- SB2922 CD1

Committee Reports: SSCR 2086 (WAM) HSCR 1487-16 (FIN) CCR 119-16

Current Status: May-03 16 Passed Legislature

Section Affected: 232E-3

SB2934 SD2 (SSCR 2616)

RELATING TO DRIVER LICENSING.

Introduced by: Kouchi R (BR)

Amends provisions relating to license renewals; procedures and requirements. Prohibits a driver's license to be renewable by mail on the 8th birthday after issuance or 16 years have lapsed since the applicant had appeared in person. Allows the examiner of drivers to waive the written or oral examination required in certain circumstances. -- SB2934 SD2

Committee Reports: SSCR 2115 (TRE) SSCR 2616 (JDL) HSCR 1285-16 (TRN) HSCR 1608-16 (FIN)

Current Status: Apr-13 16 Received by the Governor

Apr-25 16 Approved by Governor (Act 15 2016)

Section Affected: 286-107, 286-108

SB2954 SD2 HD1 (HSCR 1451-16)

RELATING TO FIREARMS.

Introduced by: Espero W

Amends provisions relating to permits to acquire under the firearms, ammunition and dangerous weapons law. Requires the issuing authority to perform a criminal history record check on an applicant using the International Justice and Public Safety Network, including the US Immigration and Customs Enforcement query, the National Crime Information Center, and the National Instant Criminal Background Check System before any determination to issue a permit or deny an application is made. -- Amends provisions relating to criminal history records check. Allows criminal history record checks to be conducted by the county police departments on applicants for permits to acquire firearms and on individuals registering their firearms. -- SB2954 HD1

Committee Reports: SSCR 2310 (PSM) SSCR 2707 (JDL) HSCR 1451-16 (JUD)

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Current Status: Apr-25 16 Received by the Governor  
Section Affected: 134-2, 134-3, 846-2.7

SB2981 SD1 HD1 CD1 (CCR 84-16) RELATING TO EDUCATION.  
Introduced by: Baker R, Kidani M  
Establishes provisions relating to American sign language. Recognizes American sign language as a world language and allows any public school to offer a course in American sign language. -- SB2981 CD1  
Committee Reports: SSCR 2730 (EDU) HSCR 1217-16 (EDN) HSCR 1682-16 (FIN) CCR 84-16  
Current Status: May-03 16 Passed Legislature  
Section Affected: 302A- (1 SECTION) AMERICAN SIGN LANGUAGE

SB2987 SD2 HD2 CD1 (CCR 76-16) RELATING TO THE TRANSIENT ACCOMMODATIONS TAX.  
Introduced by: Tokuda J  
Amends provisions relating to the transient accommodations tax. Extends the total allocation to the counties of 103 million dollars for fiscal year 2016 - 2017. -- SB2987 CD1  
Committee Reports: SSCR 2372 (TSI/ PSM/) SSCR 2812 (WAM) HSCR 1133-16 (TOU) HSCR 1711-16 (FIN) CCR 76-16  
Current Status: May-03 16 Passed Legislature  
Section Affected: 237D-6.5

SB3077 SD1 HD1 CD1 (CCR 83-16) RELATING TO STATEWIDE COMMUNITY PLANNING.  
Introduced by: Harimoto B, Espero W, Galuteria B, Green J, Chun Oakland S, Nishihara C, Inouye L  
Establishes provisions relating to Hawaii interagency council for transit oriented development. Establishes the Hawaii interagency council for transit oriented development within the department of business, economic development, and tourism. Requires the council to serve as the State's transit-oriented development planning and policy development entity with representation from state and county government and the community; formulate and advise the governor on the implementation of a strategic plan to address transit-oriented development projects, including mixed use and affordable and rental housing projects, on state lands in each county; facilitate the acquisition of funding and resources for state and county transit-oriented development programs, including affordable and rental housing projects, on state lands; monitor the preparation and conduct of plans and studies to facilitate implementation of state transit-oriented development plans prepared pursuant to this section, including but not limited to the preparation of site or master plans and implementation plans and studies; review all capital improvement project requests to the legislature for transit-oriented development projects, including mixed use and affordable and rental housing projects, on state lands within county-designated transit-oriented development zones or within a one-half-mile radius of public transit stations, if a county has not designated transit-oriented development zones; recommend policy, regulatory, and statutory changes, and identify resource strategies for the successful execution of the strategic plan; assemble accurate fiscal and demographic information to support policy development and track outcomes; and consider collaborative transit-oriented development initiatives of other states that have demonstrated positive outcomes. Annual report to the legislature and governor. -- Amends provisions relating to office of planning, establishment; responsibilities. Provides a smart growth and transit oriented development acting as the lead agency to coordinate and advance smart growth and transit oriented development planning within the State. -- Provides that fee in lieu funds from projects within a county-designated transit oriented development zone may also be used to purchase completed construction, construct new school facilities in new or existing school sites, improve or renovate existing structures for school use, or lease land or facilities for school use within a county designated transit oriented development zone. Appropriation. (\$\$) -- SB3077 CD1  
Committee Reports: SSCR 2382 (HOU/ EET/) SSCR 2761 (TRE/ WAM/) HSCR 1288-16 (TRN/ WAL/) HSCR 1470-16 (FIN) CCR 83-16  
Current Status: May-03 16 Passed Legislature  
Section Affected: 226- (2 SECTIONS), 225M-2, 302A-1608

SB3084 SD1 HD2 CD1 (CCR 78-16) RELATING TO CESSPOOLS.  
Introduced by: Baker R  
Amends provisions relating to cesspool upgrade, conversion, or connection; income tax credit. Changes the credit to include a credit per tax map key number for residential large capacity cesspools. -- SB3084 CD1

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Committee Reports: SSCR 2667 (WAM) HSCR 1314-16 (EEP/ HLT/) HSCR 1697-16 (FIN) CCR 78-16  
Current Status: May-03 16 Passed Legislature  
Section Affected: 235-16.5

SB3102 SD1 HD1 CD1 (CCR 150-16) RELATING TO THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM.  
Introduced by: Dela Cruz D  
Establishes provisions relating to inter agency agreements; memoranda of agreement; memoranda of understanding. Requires the department of business, economic development, and tourism to develop, and any state agency, to enter into, and implement inter agency agreements to coordinate resources, eliminate unnecessary duplication, and effectuate the purposes of their law without entering into a memorandum of agreement or memorandum of understanding. Establishes that the high growth grant program within the department of business, economic development, and tourism to assist qualified businesses by providing grants for specific business development purposes. -- Establishes provisions relating to high growth grant programs; high growth grant program special fund. Provides that the grants expand business operations; improve business productivity; or invest in food safety or quality control programs. Requires the department of business to issue grants to finance equipment purchases; management and workforce training; infrastructure improvements; and consulting or feasibility studies. Requires the high growth grant program to provide grants to qualified businesses in an amount no greater than 30 per cent of the amount that is privately invested in a business for 1 or more of the purposes. Provides that the program to provide no more than 250,000 dollars to any specific qualified business in 1 calendar year. Defines qualified business to mean a business that has been in business for at least 2 full years and demonstrated the ability to export products. Appropriation. (\$\$) -- SB3102 CD1  
Committee Reports: SSCR 2430 (GVO/ JDL/) SSCR 2554 (WAM) HSCR 1086-16 (EDB) HSCR 1699-16 (FIN) CCR 150-16  
Current Status: May-03 16 Passed Legislature  
Section Affected: 201- (1 SECTION), 201- (1 SECTION)

SB3109 SD1 HD1 CD1 (CCR 22-16) RELATING TO MANUFACTURING.  
Introduced by: Wakai G, Chun Oakland S, Espero W, Galuteria B, Inouye L, Shimabukuro M, Harimoto B, Nishihara C  
Amends Act 215, session laws of 2015, which establishes provisions relating to manufacturing development program commercialization by adding that the appropriation shall lapse as of June 30, 2017. Appropriation. (\$\$) -- SB3109 CD1  
Committee Reports: SSCR 2679 (EET/ WAM/) HSCR 1173-16 (EDB) HSCR 1597-16 (FIN) CCR 22-16  
Current Status: May-03 16 Passed Legislature  
Section Affected: ACT 215 2015

SB3110 SD1 HD1 CD1 (CCR 21-16) RELATING TO TECHNOLOGY.  
Introduced by: Wakai G, Chun Oakland S, Inouye L, Espero W, Shimabukuro M, Galuteria B, Baker R, Keith-Agaran G, English J, Harimoto B, Nishihara C  
Amends Act 216, session laws of 2015, which allows the high technology development corporation to provide grants to any business in Hawaii that receives a federal small business innovation research award or contract for prototyping or commercialization by adding that the appropriation shall not lapse as of June 30, 2017. Appropriation. (\$\$) -- SB3110 CD1  
Committee Reports: SSCR 2678 (EET/ WAM/) HSCR 1174-16 (EDB) HSCR 1598-16 (FIN) CCR 21-16  
Current Status: May-03 16 Passed Legislature  
Section Affected: ACT 216 2015

SB3126 SD2 HD2 CD1 (CCR 116-16) RELATING TO PUBLIC SCHOOLS  
Introduced by: Kouchi R (BR)  
Appropriation to the department of education for funding capital improvement program equipment and installation costs for air conditioning, other heat abatement measures, energy efficient lighting, and other energy efficiency measures at public schools. (\$\$) -- SB3126 CD1  
Committee Reports: SSCR 2234 (EDU/ TRE/) SSCR 2787 (WAM) HSCR 1264-16 (EEP/ EDN/) HSCR 1696-16 (FIN) CCR 116-16  
Current Status: May-03 16 Received by the Governor

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## HOUSE BILLS THAT PASSED THE LEGISLATURE

HB0027 SD1 (SSCR 3308)

RELATING TO ELECTIONS.

Introduced by: Rhoads K

Establishes provisions relating to ballot images. Provides that a voter shall not be prohibited from distributing or sharing an electronic or digital image of the voter's own marked ballot via social media or other means regardless of how the voter acquired the image. Provides that this shall not be a defense for any election offenses or related offenses under the penal code. -- HB0027 SD1

Committee Reports: HSCR 725-16 (JUD) SSCR 3308 (JDL)

Current Status: Apr-26 16 Passed Legislature

Section Affected: 11- (1 SECTION) BALLOT IMAGES

HB0254 HD2 SD1 CD1 (CCR 68-16)

RELATING TO MEDICINES.

Introduced by: Evans C, McKelvey A

Amends provisions relating to drugs limited to dispensing on prescription. Requires a prescription drug to be dispensed only if its label bears in the case of the dispensing of an interchangeable drug product, the statement interchangeable with (brand name of the drug product prescribed or the referenced listed drug name), or words of similar meaning. Redefines equivalent generic drug product to mean a drug product approved by the director of health as substitutable by pharmacists and included in the Hawaii list of equivalent generic drug products and interchangeable biological product. Redefines savings to include interchangeable biological products. Repeals the definition of compendia of therapeutically equivalent generic drug products. Repeals the definition of Hawaii additions and deletions list. Repeals the definition of multiple source drug. Amends provisions relating to drug product selection by adding biological product. Adds an interchangeable biological product. Requires the dispensing pharmacist or the pharmacist's designee to communicate to the practitioner the specific product provided to the patient, including the name of the product and the manufacturer within 2 business days following the dispensing of a biological product by making an entry that is electronically accessible to the practitioner through an interoperable electronic medical records system; an electronic prescribing technology; a pharmacy benefit management system; or a pharmacy record is presumed to provide notice to the prescriber. Provides that otherwise, requires pharmacist to communicate the biological product dispensed to the prescriber using facsimile, telephone, electronic transmission, or other prevailing means. Amends provisions relating to prescription record to include interchangeable biological product. Amends provisions relating to drug formulary; Hawaii additions and deletions list by changing it to Hawaii list of equivalent generic drug products and interchangeable biological products. Changes provision that allows the drug product selection board to allow the director of health to adopt rules to effectuate the law. Allows the department to publish and provide notice of any amendments to the Hawaii list of equivalent generic drug products and interchangeable biological products on the department's website. Establishes pharmacy posting requirements. Amends provisions relating to pharmacist liability include equivalent generic drug product or an interchangeable biological product. Repeals provisions relating to the establishment of drug product selection board. -- HB0254 CD1

Committee Reports: HSCR 205-16 (HLT) HSCR 853-16 (CPC) SSCR 3452 (CPH) CCR 68-16

Current Status: May-03 16 Passed Legislature

Section Affected: 328-16, 328-91, 328-92, 328-94, 328-96, 328-97, 328-98, 328-95

HB0260 HD1 SD1 CD1 (CCR 149-16)

RELATING TO INSURANCE.

Introduced by: McKelvey A

Establishes provisions relating to transportation network companies law. Defines transportation network company to mean an entity that uses a digital network or software application service to connect passengers to transportation network company services provided by transportation network company drivers provided that the entity does not own, control, operate, or manage the vehicles used by transportation network company drivers and is not a taxicab association or a for hire vehicle owner. Establishes transportation network company and driver disclosure; limitations and insurance requirements. Establishes transportation network company records requirements. Establishes disclaimers, waiver of liability, and indemnity agreements invalid criteria. Requires the insurance commissioner to conduct an annual study on the impact of this measure on personal motor vehicle insurance policy rates in the State. Annual reports to the legislature. Act to be repealed on September 1, 2021 (sunset). -- HB0260 CD1

Committee Reports: HSCR 144-16 (CPC) HSCR 731-16 (CPC) SSCR 3461 (CPH) CCR 149-16

## HOUSE BILLS THAT PASSED THE LEGISLATURE

Current Status: May-03 16 Passed Legislature  
Section Affected: 431:10C- (5 SECTIONS) TRANSPORTATION NETWORK COMPANIES

HB0545 HD1 SD2 (SSCR 3566) RELATING TO FUNDS.  
Introduced by: Choy I, LoPresti M, Kong S, Say C, Ichiyama L  
Requires the director of finance to transfer 300,000 dollars or so much thereof as may be necessary for fiscal year 2015 - 2016 from the bureau of conveyances special fund to the Hawaii historic preservation special fund. Appropriation out of the Hawaii historic preservation special fund for the integrated information management system and document digitization of the state historic preservation division. (\$\$) -- HB0545 SD2  
Committee Reports: HSCR 419 (HED) HSCR 682 (FIN) SSCR 1153 (HEA) SSCR 3566 (WAM)  
Current Status: May-03 16 Passed Legislature

HB0625 HD1 SD1 (SSCR 3490) RELATING TO FIREARMS.  
Introduced by: Lee C  
Amends provisions relating to firearms, ammunition and dangerous weapons law. Redefines crime of violence to mean any offense that involves injury or threat of injury to the person of another, including sexual assault in the 4th degree, and harassment by stalking. -- HB0625 SD1  
Committee Reports: HSCR 723-16 (JUD) SSCR 3065 (PSM) SSCR 3490 (JDL)  
Current Status: Apr-26 16 Passed Legislature  
Section Affected: 134-1

HB0799 HD2 SD1 (SSCR 2883) RELATING TO THE UNIFORM AERONAUTICS ACT.  
Introduced by: Ito K  
Amends provisions relating to hunting from aircraft; penalty. Allows state employees and independent contractors retained by the State to intentionally kill or attempt to kill any wildlife in furtherance of official state duties while in flight in, across, or above the State. -- HB0799 SD1  
Committee Reports: HSCR 159 (WAL) HSCR 281-16 (JUD) SSCR 2883 (WLA) SSCR 3468 (JDL)  
Current Status: May-05 16 Passed Legislature  
Section Affected: 263-10

HB0801 HD1 SD2 CD1 (CCR 101-16) AUTHORIZING THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR SUNSTRONG LLC, A RENEWABLE ENERGY DEVELOPER SERVING THE GENERAL PUBLIC IN PROVIDING ELECTRIC ENERGY.  
Introduced by: Ito K  
Authorizes the issuance of special purpose revenue bonds, with the approval of the governor, to assist SunStrong LLC, a renewable energy developer, in serving the general public by providing renewable electric energy and installing renewable energy projects in Hawaii. Authorizes the issuance of refunding special purpose revenue bonds to refund the special purpose revenue bonds. (\$\$) -- HB0801 CD1  
Committee Reports: HSCR 377 (EEP) HSCR 696 (FIN) SSCR 2940 (TRE) SSCR 3503 (WAM) CCR 101-16  
Current Status: May-03 16 Passed Legislature

HB0900 HD2 SD1 CD1 (CCR 27-16) RELATING TO MEDICAL ASSISTANCE FRAUD.  
Introduced by: Souki J (BR)  
Amends provisions relating to medical assistance frauds, penalties by changing frauds to fraud. Provides a person commits the offense of medical assistance fraud if the person knowingly makes or causes to be made to the medical assistance program any false statement or representation of a material fact in any application for any benefits or payment for furnishing services or supplies, or for the purpose of obtaining greater compensation than that to which the person is legally entitled, or for the purpose of obtaining authorization for furnishing services or supplies and the person knowingly makes or causes to be made any false statement or representation of a material fact in any application for any medical assistance benefit or renewal of any medical assistance benefit, or in any statement, document, or record, in written, printed, or electronic form, in support of, or connected with, that application for or renewal of medical assistance benefits. Requires a person convicted to pay restitution equivalent to the amount of medical assistance benefits paid by the State on behalf of that person. Makes it a class C felony. Amends provisions relating to time limitations under Hawaii penal code law.

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Allows the offense of medical assistance fraud to be commenced even if the period has expired. -- HB0900 CD1

Committee Reports: HSCR 247 (HUS) HSCR 5-16 (JUD) SSCR 2910 (HMS) SSCR 3564 (JDL) CCR 27-16

Current Status: May-03 16 Passed Legislature

Section Affected: 346-43.5, 701-108

HB0901 SD1 CD1 (CCR 53-16)

RELATING TO LAW ENFORCEMENT VEHICLES.

Introduced by: Souki J (BR)

Amends provisions relating to regulation of bumper height. Exempts the department of transportation division of harbors law enforcement vehicles with blue and red lamps, reflectors or illumination devices authorized and approved by the director of transportation. -- HB0901 CD1

Committee Reports: HSCR 288 (TRN) HSCR 11-16 (JUD) SSCR 2960 (TRE) SSCR 3293 (JDL) CCR 53-16

Current Status: May-03 16 Passed Legislature

Section Affected: 291-31.5, 291C-1

HB0939

RELATING TO AMENDING IDENTITY OF REGISTRANT'S PARENT ON A BIRTH CERTIFICATE.

Introduced by: Souki J (BR)

Amends provisions relating to late or altered certificates. Requires the department of health to amend a birth certificate to change or establish the identity of a registrant's parent only pursuant to a court order from a court of appropriate jurisdiction or a legal establishment of parenthood. -- HB0939

Committee Reports: HSCR 338 (HLT) HSCR 6-16 (JUD) SSCR 2893 (CPH) SSCR 3572 (JDL)

Current Status: Apr-12 16 Received by the Governor

Apr-27 16 Approved by Governor (Act 26 2016)

Section Affected: 338-15

HB1011 HD1 SD2 CD1 (CCR 54-16)

RELATING TO THE TRAFFIC CODE.

Introduced by: Aquino H, Cullen T, LoPresti M, Johanson A, Har S, Takumi R, Ichiyama L, Yamane R, Yamashita K, Takayama G

Establishes provisions relating to dangerous wheels; prohibited. Prohibits a person to operate a vehicle, trailer, or semi trailer equipped with dangerous wheels. -- HB1011 CD1

Committee Reports: HSCR 283 (TRN) HSCR 753 (JUD/ CPC/) SSCR 2962 (TRE) SSCR 3296 (JDL) CCR 54-16

Current Status: May-03 16 Passed Legislature

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

HB1029 HD1 SD1 (SSCR 3448)

RELATING TO THE ENDANGERED SPECIES RECOVERY COMMITTEE.

Introduced by: Yamane R, Cullen T, Lee C

Amends provisions relating to the endangered species recovery committee. Replaces the director of the university of Hawaii Environmental Center at Manoa college with the dean of the college of natural sciences or the dean's designee as a member of the endangered species recovery committee. -- HB1029 SD1

Committee Reports: HSCR 137 (WAL) HSCR 370 (HED) HSCR 973-16 (FIN) SSCR 3448 (HEA/ EET/)

Current Status: May-03 16 Passed Legislature

Section Affected: 195D-25

HB1041 HD2 SD2 CD1 (CCR 130-16)

RELATING TO HUNTING.

Introduced by: Onishi R, Evans C, Tsuji C, Nakashima M, Nishimoto S, Lowen N, Say C, Kawakami D, Ito K, Tokioka J, Saiki S, Choy I, Ichiyama L, Yamane R

Establishes provisions relating to game management advisory commission. Establishes the commission within the department of land and natural resources to serve in an advisory capacity to the board of land and natural resources. Allows the commission to recommend policies and criteria regarding the management, protection, and promotion of public hunting in Hawaii and may recommend amendments to existing department policies and procedures relating to hunting. Annual report to the legislature. Appropriation. (\$\$) -- HB1041 CD1

Committee Reports: HSCR 158 (WAL) HSCR 174-16 (JUD) HSCR 807-16 (FIN) SSCR 2884 (WLA) SSCR 3519 (WAM) CCR 130-16

Current Status: May-03 16 Passed Legislature

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Section Affected: 183D- (1 SECTION) GAME MANAGEMENT ADVISORY COMMISSION

HB1044 HD1 SD1 (SSCR 3309)

RELATING TO SEXUAL ASSAULT.

Introduced by: Rhoads K

Amends provisions relating to sexual assault in the 2nd degree. Adds that a person commits the offense if a person knowingly subjects to sexual penetration a minor who is at least 16 years old and the person is contemporaneously acting in a professional capacity to instruct, advise, or supervise the minor provided that the person is not less than 5 years older than the minor and the person is not legally married to the minor. -- Amends provisions relating to sexual assault in the 3rd degree. Adds that a person commits the offense if a person knowingly engages in or causes sexual contact with a minor who is at least 16 years old and the person is contemporaneously acting in a professional capacity to instruct, advise, or supervise the minor provided that the person is not less than 5 years older than the minor and the person is not legally married to the minor. -- HB1044 SD1

Committee Reports: HSCR 280-16 (JUD) SSCR 3309 (JDL)

Current Status: Apr-26 16 Passed Legislature

Section Affected: 707-731, 707-733

HB1046 HD2 SD2 CD1 (CCR 146-16)

RELATING TO WRONGFUL IMPRISONMENT.

Introduced by: Rhoads K, Mizuno J, Takumi R, Woodson J

Establishes the redress for wrongful conviction and imprisonment law. Allows any person convicted in a court of the State and imprisoned for 1 or more crimes of which the person was actually innocent to file a petition for relief pursuant to this law for an award of damages against the State; provided that the requirements of this law are met. Requires a petition for relief to be filed in the circuit court of the circuit in which the petitioner lives, or if the petitioner lives outside the State, in the circuit court of the 1st circuit. -- Further requires the petitioner to serve the petition to the attorney general, and if the prosecuting authority was other than the attorney general, upon the prosecuting authority. Requires the attorney general to file with the court an answer no later than 60 days after such service. Establishes judgment and award under certain requirements and conditions. Establishes time limitations. Establishes right of appeal process and governed under the court of appeals law. Amends provisions relating to expungement orders. Requires the attorney general, or the attorney general's duly authorized representative to issue an expungement order to include for a person arrested for or found eligible for redress under chapter \_\_\_\_\_. -- HB1046 CD1

Committee Reports: HSCR 411-16 (JUD) HSCR 977-16 (FIN) SSCR 3045 (JDL) SSCR 3363 (WAM) CCR 146-16

Current Status: May-03 16 Passed Legislature

Section Affected: (7 SECTIONS) REDRESS FOR WRONGFUL CONVICTION AND IMPRISONMENT, 831-3.2

HB1050 SD2 CD1 (CCR 107-16)

RELATING TO INTERISLAND MOVEMENT OF INVASIVE SPECIES.

Introduced by: Tsuji C, Kobayashi B, Nakashima M, Say C, Yamashita K, Ito K, Tokioka J, Brower T, Woodson J, Oshiro M, Choy I, Onishi R

Amends provisions relating to annual reports. Requires the report by the department of agriculture to include the status of each activity required by Act \_\_\_\_, Session laws of 2016 including all expenditures, descriptions of and the purposes of any activity related travel; workforce allocation; and measure of effectiveness; summary of interisland inspections and export inspection activities; projections by year of future expenditures and future acreage to be under pest management by crop; and activities yet to be completed, and, if applicable, an explanation why they were not completed. Requires the department of agriculture to work through existing contracts and appropriated funds for invasive species activities to undertake invasive species management related to agricultural lands and agricultural and non agricultural commodities. Requires the department to use general funds to develop an interisland and export database that allows for the trace back and trace forward of agricultural commodities, type and varieties inspected by the department of agriculture, quantity of commodities, and other pertinent information; increase the priority of inspection of agricultural commodities transported between islands, without impacting or jeopardizing the inspection of imported agricultural commodities from out of state; develop quarantine treatments for high risk commodities moving between islands; and coordinate planning with the department of transportation for inspection and quarantine treatment capabilities at or adjacent to ports of entry. Further requires the department to use general funds to increase detection, response,

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and control programs to address agricultural pests statewide. Appropriation for the auditor to conduct a financial and performance audit of the duties and facilities of the plant quarantine branch of the department of agriculture, including the branch's biosecurity programs and related programs. Report to the legislature and governor. (\$\$)  
-- HB1050 CD1

Committee Reports: HSCR 275 (AGR) HSCR 649 (FIN) SSCR 3019 (EET/ WLA/)  
SSCR 3590 (WAM) CCR 107-16

Current Status: May-03 16 Passed Legislature

Section Affected: 150A-57

HB1055 HD2 SD1 (SSCR 3307)

RELATED TO ELECTIONS.

Introduced by: Lowen N, Luke S, Belatti D, Morikawa D, Ing K, Lee C, Brower T, LoPresti M, Ohno T, Woodson J

Amends provisions relating to challenge by voters; grounds; procedure. Requires any person qualified to and desiring to register as a voter in any county to make and subscribe to an application that contains the applicant's Hawaii driver's license number or Hawaii state identification card number, or if no license or identification card has been issued, the last 4 digits of the applicant's social security number of the applicant and if no social security number has been issued, an election official or county clerk shall assign the applicant a unique identification number for voter registration purposes and enroll the applicant in the State's computerized voter registration list, if any. -- HB1055 SD1

Committee Reports: HSCR 409-16 (JUD) HSCR 864-16 (FIN) SSCR 3307 (JDL)

Current Status: May-03 16 Passed Legislature

Section Affected: 11-15

HB1096 HD2 SD1 (SSCR 3275)

RELATING TO THE SECURE AND FAIR ENFORCEMENT FOR MORTGAGE LICENSING ACT.

Introduced by: McKelvey A (BR)

Amends provisions relating to authorized places of business; designation of qualified individuals and branch managers; branch offices; principal office; relocation. Requires the principal place of business and each branch office of the mortgage loan originator company to be open for business to the public during posted business hours, at least some of which shall be during regular business hours. -- HB1096 SD1

Committee Reports: HSCR 103-16 (CPC) HSCR 945-16 (FIN) SSCR 3275 (CPH)

Current Status: May-03 16 Passed Legislature

Section Affected: 454F-10.5

HB1111 HD2 SD1 CD1 (CCR 37-16)

RELATING TO RECORDS OF THE HAWAII HEALTH SYSTEMS CORPORATION.

Introduced by: Belatti D

Amends provisions relating to records. Requires the Hawaii health systems corporation to have the authority to set rates for copies of records, exempt from provisions under the uniform Information practices act. Provides that in the case of medical records subpoenaed or from any of the corporation's regional system facilities, copies shall be paid for by the requestor in an amount based on the facility's actual cost of preparation; provided that the amount shall be no less than 1 dollar per page and no more than 2 dollars per page. -- HB1111 CD1

Committee Reports: HSCR 109 (HLT) HSCR 490-16 (JUD) HSCR 917-16 (FIN) SSCR  
3013 (CPH/ JDL) SSCR 3347 (WAM) CCR 37-16

Current Status: May-03 16 Passed Legislature

Section Affected: 323F-6

HB1170 HD2 SD2 (SSCR 3491)

RELATING TO LAND RESOURCES.

Introduced by: Yamane R

Amends provisions relating to disposition to governments, governmental agencies, public utilities, and renewable energy producers. Redefines renewable energy producer to include developer and geothermal resources. -- Amends provisions relating to reservation and disposition of government mineral rights. -- HB1170 SD2

Committee Reports: HSCR 252 (WAL) HSCR 50-16 (JUD) SSCR 3126 (TRE/ WLA/)  
SSCR 3491 (JDL)

Current Status: May-03 16 Passed Legislature

Section Affected: 171-95, 182-1, 182-2, 182-4, 182-5, 182-6, 182-7, 182-10,  
182-14, 182-3, 182-11, 182-13, 182-15

HB1370 HD1 SD2 CD1 (CCR 166-16) RELATING TO DIVORCE.

## HOUSE BILLS THAT PASSED THE LEGISLATURE

Introduced by: San Buenaventura C  
Establishes provisions relating to distribution of property in a divorce action under the pension and retirement systems law. Establishes provisions for Hawaii domestic relations order which means a domestic relations order that creates or recognizes the right of an alternate payee, or assigns to an alternate payee, the right to receive all or a portion of the benefits payable with respect to a member or retirant under the system and directs the system to disburse benefits to the alternate payee. -- HB1370 CD1  
Committee Reports: HSCR 113 (LAB) HSCR 836 (FIN) SSCR 1058 (JDL) SSCR 3584 (WAM) CCR 166-16  
Current Status: May-03 16 Passed Legislature  
Section Affected: 88- (1 SECTION), 88-91

HB1517 HD1 SD1 CD1 (CCR 13-16) RELATING TO SENTENCING.  
Introduced by: Rhoads K  
Amends provisions relating to sentencing in offenses involving abuse of a family or household member committed in the presence of a minor by changing it to sentencing in enumerated offenses committed in the presence of a minor. Repeals offense involving abuse of a family or household member and the defendant is or has been a family or household member of either a minor where the offense contemporaneously occurred in the presence of the minor or the minor is the victim of the offense. -- HB1517 CD1  
Committee Reports: HSCR 712-16 (JUD) SSCR 3305 (JDL) CCR 13-16  
Current Status: May-03 16 Passed Legislature  
Section Affected: 706-606.4

HB1527 HD1 SD1 CD1 (CCR 169-16) RELATING TO TAXATION.  
Introduced by: Choy I  
Establishes provisions relating to evaluation of tax credits, exclusions, and deduction under the auditor law. Requires the auditor to conduct a review of specified income tax credits, exclusions, and deductions under the income tax law and financial institutions tax law and recommend whether the credit, exclusion, or deduction should be retained without modification, amended, or repealed. Report to the legislature. Reports to the legislature and governor after initial review and every 5 years thereafter. -- HB1527 CD1  
Committee Reports: HSCR 836-16 (FIN) SSCR 3458 (WAM) CCR 169-16  
Current Status: May-03 16 Passed Legislature  
Section Affected: 23- (6 SECTIONS) REVIEW OF TAX CREDITS, EXCLUSIONS, AND DEDUCTIONS

HB1541 HD1 SD1 (SSCR 3331) RELATING TO PLANNED COMMUNITY ASSOCIATIONS.  
Introduced by: Evans C  
Amends provisions relating to proxies under the planned community association law. Prohibits a proxy to be irrevocable unless if it is a standard proxy form authorized by the association, contain boxes wherein the owner has indicated that he proxy is given to the board of directors as a whole and that the vote be made on the basis of the preference of the majority of the directors present at the meeting. Requires any board of directors that intends to use association funds to distribute proxies to 1st post notice of its intent to distribute proxies in prominent locations within the project at least 21 days prior to distribution. Changes the proxy statement from a maximum of 100 words to be limited to black text on white paper and shall indicate the owner's qualifications to serve on the board or reasons for wanting to receive proxies. Provides that if the board's notice of intent to distribute proxies states that the statement shall not exceed 100 words, but a longer statement shall be available on the Internet, then the owner may provide a written statement, not to exceed 100 words, together with a longer statement in an electronic file not to exceed 100 kilobytes and the mailing of the written statements by the association shall include an internet link informing owners that longer statements shall be available on the Internet. Further provides that in all other instances, the statement shall not exceed 1 single sided 8 1/2 inches by 11 inches page and the association shall not be required to make a longer statement available on the Internet. Prohibits a managing agent or a resident manager, or their employees, to solicit, for use by the managing agent or resident manager, any proxies from any member of the association that retains the managing agent or employs the resident manager, nor shall the managing agent or resident manager cast any proxy vote at any association meeting except for the purpose of establishing a quorum. -- HB1541 SD1  
Committee Reports: HSCR 257-16 (CPC) HSCR 985-16 (JUD) SSCR 3331 (CPH)  
Current Status: Apr-26 16 Passed Legislature  
Section Affected: 421J-4

## HOUSE BILLS THAT PASSED THE LEGISLATURE

- HB1543 SD1 CD1 (CCR 139-16) RELATING TO STATE BONDS.  
Introduced by: Luke S  
Establishes debt limit on general obligation bonds. Authorizes the issuance of general obligation bonds. Authorizes the issuance of general obligation bonds to refund any general obligation bonds. (\$\$) -- HB1543 CD1  
Committee Reports: HSCR 732-16 (FIN) SSCR 3372 (WAM) CCR 139-16  
Current Status: May-03 16 Passed Legislature
- HB1561 SD1 CD1 (CCR 38-16) RELATING TO NUISANCE ABATEMENT.  
Introduced by: San Buenaventura C, Takayama G, LoPresti M, Keohokalole J, Say C, Choy I  
Amends provisions relating to places used to commit offenses against public health and morals a nuisance by adding or other offenses. Provides that any offense under burglary and other offenses of intrusion that involves a person unlawfully residing on or otherwise occupying real property to which the person has no title, lease, or other legal claim, is a nuisance that shall be enjoined, abated, and prevented, regardless of whether it is a public or private nuisance. -- HB1561 CD1  
Committee Reports: HSCR 730-16 (JUD) SSCR 3462 (JDL) CCR 38-16  
Current Status: May-03 16 Passed Legislature  
Section Affected: 712-1270
- HB1578 HD2 SD1 CD1 (CCR 60-16) RELATING TO THEFT.  
Introduced by: Takumi R, Kong S, Takayama G  
Establishes provisions relating to theft of urn. Provides that a person commits the offense of theft of urn if the person obtains an urn through theft. Makes it a class C felony. -- Defines urn to mean a container that is or has been used to hold human ashes. -- Amends provisions relating to scrap dealers. Adds an urn to scrap presented for purchase requiring seller to provide a copy of a receipt of itemized item. -- HB1578 CD1  
Committee Reports: HSCR 148-16 (CPC) HSCR 936-16 (JUD) SSCR 3463 (JDL) CCR 60-16  
Current Status: May-03 16 Passed Legislature  
Section Affected: 708- (1 SECTION), 445-231, 445-233
- HB1581 HD2 SD2 CD1 (CCR 67-16) RELATING TO JUDICIAL PROCEEDINGS.  
Introduced by: Rhoads K  
Amends provisions relating to the state water code law, conservation district law, land use commission law, and public utilities commission law by establishing provisions for contested cases. Requires that any contested case hearing under this law is to be appealed upon the record directly to the supreme court for final decision, and only a person aggrieved in a contested case proceeding provided for in this law may appeal from the final decision and order or preliminary ruling. Requires the court to give priority to contested case appeals of significant statewide importance over all other civil or administrative appeals or matters and shall decide these appeals as expeditiously as possible. Requires the administrative procedure law to apply to contested cases unless it conflicts with these laws. -- Allows the court to reserve jurisdiction and appoint a master or monitor to ensure compliance with its orders where a court remands a matter to an agency for the purpose of conducting a contested case hearing. Requires the judiciary to report to the legislature. Act to be repealed on July 1, 2019 (sunset). -- HB1581 CD1  
Committee Reports: HSCR 667-16 (JUD) HSCR 717-16 (JUD) SSCR 3083 (WLA/CPH/) SSCR 3559 (JDL) CCR 67-16  
Current Status: May-03 16 Passed Legislature  
Section Affected: 174C- (1 SECTION), 183C- (1 SECTION), 205- (1 SECTION), 269- (1 SECTION), 91-14, 174C-12, 183C-8, 206E-5.6, 269-15.5, 602-5
- HB1585 HD2 SD1 CD1 (CCR 10-16) RELATING TO GUARDIANSHIP.  
Introduced by: Mizuno J  
Amends provision relating to guardian; limitations. Prohibits a guardian, without authorization of the court, to restrict the personal communication rights of the ward, including the right to receive visitors, telephone calls, and personal mail, unless deemed by the guardian to pose a risk to the safety or well being of the ward. -- HB1585 CD1  
Committee Reports: HSCR 57-16 (HUS) HSCR 934-16 (JUD) SSCR 3021 (JDL) CCR 10-16  
Current Status: Apr-29 16 Passed Legislature  
Section Affected: 560:5-316

## HOUSE BILLS THAT PASSED THE LEGISLATURE

- HB1608 HD1 SD1 CD1 (CCR 103-16) RELATING TO THE UNIVERSITY OF HAWAII.  
Introduced by: Choy I  
Appropriation to the university of Hawaii for the graduation pathway system. (\$\$) --  
HB1608 CD1  
Committee Reports: HSCR 282-16 (HED) HSCR 754-16 (FIN) SSCR 3093 (HEA)  
SSCR 3350 (WAM) CCR 103-16  
Current Status: May-03 16 Passed Legislature
- HB1654 HD1 SD2 (SSCR 3526) RELATING TO ABSENTEE BALLOTS.  
Introduced by: Souki J (BR)  
Amends provisions relating to absentee voting. Defines electronic transmission to mean the transmission of a blank or voted ballot by facsimile, electronic mail delivery, or the utilization of an online absentee ballot delivery and return system, which may include the ability to mark the ballot. Adds that subject to the conditions of a permanent absentee voters may request that their ballots be forwarded temporarily to another address either in or outside of the State for a single election or for a primary or special primary election and the election immediately following the primary or special primary election. Provides that forwarded temporarily will not serve as a cancellation of the voter's permanent absentee status or as a change to the voter's permanent absentee mailing address; upon the completion of the election or elections covered by the permanent absentee mailing address on file with election officials will resume as the address to which the voter's ballots will be mailed to permanently. Provides that if permanent absentee ballots requested are not received by a voter within 5 days of an election, or a voter requires a replacement ballot within 5 days of an election, or a voter would otherwise not be able to return their properly issued ballot by the close of polls, then a voter may request that absentee ballots be forwarded by electronic transmission. Provided that if the voter returns multiple voted absentee ballots for the same election, the clerk shall, for purpose of counting ballots, prepare only the 1st absentee ballot returned that is not spoiled. --  
HB1654 SD2  
Committee Reports: HSCR 211-16 (JUD) HSCR 869-16 (FIN) SSCR 3046 (JDL)  
SSCR 3526 (WAM)  
Current Status: May-05 16 Passed Legislature  
Section Affected: 15-1, 15-4, 15-5
- HB1668 SD1 CD1 (CCR 14-16) RELATING TO THE USE OF A DOG IN JUDICIAL PROCEEDINGS.  
Introduced by: Souki J (BR)  
Establishes provisions relating to use of a facility dog. Allows a court to permit the use of a facility dog in a judicial proceeding involving the testimony of a vulnerable witness if the court determines that there is a compelling necessity for the use of a facility dog to facilitate the testimony of the vulnerable witness. -- HB1668 CD1  
Committee Reports: HSCR 726-16 (JUD) SSCR 3044 (JDL) CCR 14-16  
Current Status: May-03 16 Passed Legislature  
Section Affected: (1 SECTION) USE OF A FACILITY DOG
- HB1669 HD2 SD1 (SSCR 3042) RELATING TO PUBLIC ACCOUNTANCY.  
Introduced by: Choy I  
Amends provisions relating to the definitions under public accountancy law. Allows peer review of persons that are licensed to practice public accountancy in any other state. Requires peer review compliance reporting form to be completed within 30 days of receipt of the notice of completion. -- Amends provisions relating to Hawaii supplement to the peer review report. Require that the review select 1 or more engagements from the list of engagements obtained from the review. -- Amends provisions relating to peer review oversight committee. Requires the members of the peer review oversight committee to serve without compensation, but shall be reimbursed for necessary expenses, including travel expenses, that are incurred in the performance of their duties. Prohibits a member of the peer review oversight committee to bear any civil liability for any action taken as a member of the peer review oversight committee in furtherance of the purposes for which the peer review oversight committee was established. -- HB1669 SD1  
Committee Reports: HSCR 46-16 (EDB) HSCR 496-16 (CPC) HSCR 947-16 (FIN)  
SSCR 3042 (CPH) SSCR 3348 (WAM)  
Current Status: May-05 16 Passed Legislature  
Section Affected: 466-3, 466-35, 466-36, 466-38, 466-39, 466-42
- HB1684 HD2 SD1 CD1 (CCR 33-16) RELATING TO THE NATURAL ENERGY LABORATORY OF HAWAII AUTHORITY.





## HOUSE BILLS THAT PASSED THE LEGISLATURE

Introduced by: Mizuno J, Saiki S, Keohokalole J, Brower T, Woodson J, LoPresti M, Luke S

Amends provisions relating to murder in the 1st degree. Provides that a person commits the offense of murder in the 1st degree if the person intentionally or knowingly causes the death of a person whom the defendant restrained with intent to hold the person for ransom or reward, or use the person as a shield or hostage. -- HB1726 CD1

Committee Reports: HSCR 665-16 (JUD) SSCR 3451 (JDL) CCR 65-16

Current Status: May-03 16 Passed Legislature

Section Affected: 707-701

HB1733 HD2 SD2 (SSCR 3328)

RELATING TO USE PERMITS FOR SMALL BOAT FACILITIES.

Introduced by: Lowen N, Evans C, Lee C, Thielen C, Nishimoto S, Yamane R, LoPresti M, Brower T

Amends provisions relating to permits and fees for state small boat harbors; permit transfers. Requires the department of land and natural resources to review the application for renewal of a commercial permit made at least 60 days prior to expiration of the commercial permit, and within 30 days of receipt of the application, shall renew the permit or notify the applicant that the application is incomplete or cannot be renewed and explain the reasons for the nonrenewal. Requires the department, within 30 days of receipt of the applicant's amended application, to either renew the permit or notify the applicant that the permit will not be renewed. -- HB1733 SD2

Committee Reports: HSCR 177-16 (WAL) HSCR 927-16 (CPC) SSCR 2886 (WLA) SSCR 3328 (CPH)

Current Status: May-03 16 Passed Legislature

Section Affected: 200-10

HB1736 HD1 SD2 (SSCR 3547)

RELATING TO THE KONA INTERNATIONAL AIRPORT.

Introduced by: Lowen N, Keohokalole J, Evans C, Yamane R, San Buenaventura J, LoPresti M, Luke S, Nakashima M, Creagan R, Ohno T, Kobayashi B, Johanson A

Amends provisions relating to Kona International Airport at Keahole by adding Ellison Onizuka. Renames the airport situated at Keahole in Kona, Hawaii the Ellison Onizuka Kona International Airport at Keahole. -- HB1736 SD2

Committee Reports: HSCR 334-16 (TRN) HSCR 906-16 (FIN) SSCR 2958 (TRE) SSCR 3547 (WAM)

Current Status: May-03 16 Passed Legislature

Section Affected: 261-26

HB1739 HD2 SD1 CD1 (CCR 59-16)

RELATING TO EMPLOYMENT.

Introduced by: LoPresti M, Mizuno J, Rhoads K, Brower T, Evans C, Saiki S, Choy I, DeCoite L, Lowen N, Ing K, Ichiyama L, Lee C, Luke S, Ohno T, San Buenaventura J, Nakashima M, Keohokalole J, Souki J, Hashem M

Establishes provisions relating to employer access to employee or potential employee personal accounts prohibited. Prohibits an employer to require, request, or coerce an employee or potential employee to disclose the username, password, or any other information for the purpose of accessing the employee's or potential employee's personal account; require, request, or coerce an employee or potential employee to provide access to the employee's or potential employee's personal account in the presence of the employer; or coerce or compel an employee or potential employee to add anyone, including the employer, to the employee's or potential employee's list of contacts associated with a personal account. Provides that nothing in this provision shall prevent an employer from accessing information about an employee or potential employee that is publicly available; complying with applicable laws, rules, or regulations; requiring an employee to disclose a username or password or similar authentication information for the purpose of accessing an employer issued electronic device or an account or service provided by the employer, obtained by virtue of the employee's employment relationship with the employer, or used for the employer's business purposes; conducting an investigation or requiring an employee to cooperate in an investigation, including by requiring an employee to share the content that has been reported to make a factual determination, if the employer has specific information about an unauthorized transfer of the employer's proprietary information, confidential information, or financial data, to an employee's personal account; prohibiting an employee or potential employee from using a personal account during employment hours, while on employer time, or for business purposes; or requesting or requiring an employee to share content regarding a personal account to ensure compliance with applicable laws, regulatory requirements, or prohibitions against work related employee misconduct. Provides that if an employer

## HOUSE BILLS THAT PASSED THE LEGISLATURE

inadvertently receives the username, password, or any other information that would enable the employer to gain access to the employee's or potential employee's personal account through the use of lawful technology that monitors the employer's network or employer provided devices for network security or data confidentiality purposes, then the employer is not liable for having that information; provided that the employer does not share that information with a person who uses that information to access the employee's or potential employee's personal account; and does not use that information, or enable a 3rd party to use that information, to access the employee's or potential employee's personal account. Establishes fine. -- HB1739 CD1

Committee Reports: HSCR 62-16 (LAB) HSCR 931-16 (JUD) SSCR 3304 (JDL) CCR 59-16

Current Status: May-03 16 Passed Legislature

Section Affected: 378- (1 SECTION) EMPLOYEE PERSONAL SOCIAL MEDIA

HB1747 HD1 SD1 CD1 (CCR 55-16)

RELATING TO MOTOR VEHICLES.

Introduced by: Evans C, Tsuji C

Establishes provisions relating to motor vehicle towing and storage; violations. Allows a police officer citing or arresting a driver for traffic violations to have the motor vehicle that the driver was operating at the time of the citation or arrest towed to a private tow yard and impounded at the registered owner's expense under certain conditions. Provides exemptions to vehicles that may not be towed or impounded. Prohibits a county police department or police officer to be responsible for the protection of a motor vehicle left on any public way or private property after the motor vehicle's operation has been arrested for a violation. -- Provides lien holder with notice and hearing requirements. -- HB1747 CD1

Committee Reports: HSCR 336-16 (TRN) HSCR 991-16 (JUD) SSCR 3059 (TRE/PSM/) SSCR 3574 (JDL) CCR 55-16

Current Status: May-03 16 Passed Legislature

Section Affected: 291C- (1 SECTION), 291C-165.5

HB1749 HD1 SD2 CD1 (CCR 131-16)

RELATING TO WATER MANAGEMENT.

Introduced by: Cullen T, Yamane R, Lowen N, Evans C, Ing K, Pouha F, Luke S, Nishimoto S

Amends provisions relating to the Hawaii water plan. Requires the Hawaii water plan to be directed toward the achievement of the utilization of reclaimed water for uses other than drinking and for potable water needs in 100 per cent of state and county facilities by December 31, 2045. -- HB1749 CD1

Committee Reports: HSCR 291-16 (WAL) HSCR 860-16 (FIN) SSCR 3100 (WLA/GVO/) SSCR 3513 (WAM) CCR 131-16

Current Status: May-03 16 Passed Legislature

Section Affected: 174C-31

HB1752 HD1 SD1 CD1 (CCR 160-16)

RELATING TO THE OFFICE OF COMMUNITY SERVICES.

Introduced by: Cullen T, Luke S

Appropriation to the department of labor and industrial relations for 2 full time equivalent (2.00 FTE) position as grant administrative support personnel in the department of labor and industrial relations' office of community services. (\$\$) -- HB1752 CD1

Committee Reports: HSCR 15-16 (LAB) HSCR 678-16 (FIN) SSCR 2932 (JDL) SSCR 3527 (WAM) CCR 160-16

Current Status: May-03 16 Passed Legislature

HB1753 HD3 SD2 CD1 (CCR 158-16)

RELATING TO MOPEDS.

Introduced by: Cullen T, Aquino H, Brower T, Choy I, Saiki S, Tokioka J, Nishimoto S, Kawakami D, Yamane R, Luke S, Kong S

Establishes provisions relating to number plates (license plates) for mopeds; registration. Provides for the registration of mopeds with the director of finance on a staggered basis for a fee and the issuance of a license plate. -- Amends the highway safety law. Prohibits a person to drive or cause to move on any highway any moped unless the equipment thereon is in good working order and adjustment as required does not endanger the driver, any other occupant, or any person on the highway. Allows the police to require the owner or driver of a moped to submit the moped to inspection or make the necessary corrections or repairs if the moped is found to be unsafe and to issue a citation. Amends provisions relating to inspection of vehicles (safety check) by adding mopeds. -- HB1753 CD1

Committee Reports: HSCR 243-16 (TRN) HSCR 548-16 (CPC) HSCR 932-16 (JUD)

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SSCR 3061 (TRE/ PSM/) SSCR 3599 (WAM) CCR 158-16  
Current Status: May-03 16 Passed Legislature  
Section Affected: 249- (1 SECTION), 249-14, 249-14.5, 249-15, 249-16, 249-17,  
286-21, 286-22, 286-23, 286-25, 286-26

HB1756 HD3 SD2 CD1 (CCR 40-16)

### RELATING TO NURSING.

Introduced by: Belatti D, Mizuno J, McKelvey A

Amends provisions relating to duties and powers of the state board of nursing. Requires the state board of nursing to conduct an investigation of the qualified applicant's background, character, competency and integrity, as the board deems appropriate. Requires the board to request beginning July 1, 2017, the criminal history records of qualified applicants and request the criminal history records of licenses who were issued licenses by the board prior to July 1, 2017. -- Requires that beginning with the July 1, 2017, licensing biennium, an applicant for a license to practice nursing as a licensed practical nurse, submit a full set of electronic fingerprints for the purpose of obtaining federal and state criminal history record checks directly to the Hawaii criminal justice data center for processing with the Federal Bureau of Investigation. Requires the applicant to bear the cost of the fingerprint processing and the application shall not be considered complete until the results of the criminal history record check has been received by the board. Requires that beginning with the July 1, 2019, licensing biennium, all applicants for a license to practice nursing as an advanced practice registered nurse submit a set of electronic fingerprints for the purpose of obtaining federal and state criminal history record checks directly to the Hawaii criminal justice data center for processing with the Federal Bureau of Investigation. Requires the applicant to bear the cost of the fingerprint processing and the application shall not be considered complete until the results of the criminal history record check has been received by the board. -- Criminal history record history checks may be conducted by the department of commerce and consumer affairs on applicants for nurse licensure or license renewal. -- HB1756 CD1

Committee Reports: HSCR 67-16 (HLT) HSCR 499-16 (CPC) HSCR 935-16 (JUD)  
SSCR 3134 (CPH) SSCR 3534 (WAM/ JDL) CCR 40-16

Current Status: May-03 16 Passed Legislature  
Section Affected: 457-5, 457-7, 457-8, 457-8.5, 457-9, 846-2.7

HB1807 HD2 SD1 CD1 (CCR 39-16)

### RELATING TO MILITARY SERVICE.

Introduced by: Fukumoto Chang B, Ito K

Amends provision relating to pay of officers and employees on active military service by adding other periods. Includes period while participating in inactive duty training. -- HB1807 CD1

Committee Reports: HSCR 162-16 (VMI) HSCR 463-16 (LAB) HSCR 909-16 (FIN)  
SSCR 2944 (PSM/ JDL) SSCR 3595 (WAM) CCR 39-16

Current Status: May-03 16 Passed Legislature  
Section Affected: 78-16.5

HB1814 HD1 SD1 CD1 (CCR 105-16)

### RELATING TO EDUCATION.

Introduced by: Takumi R, Ohno T

Requires the department of education to report to the legislature on the department's progress toward implementing provisions relating to punishment of pupils limited; use of seclusion, chemical restraint, or mechanical restraint prohibited; and use of physical restraint limited; notification; policies and procedures; training; review. Appropriation for 1 full time equivalent position (1.0 FTE) to provide training and data accountability to assist effective implementation. (\$\$) -- HB1814 CD1

Committee Reports: HSCR 316-16 (EDN) HSCR 692-16 (FIN) SSCR 2975 (EDU)  
SSCR 3529 (WAM) CCR 105-16

Current Status: May-03 16 Passed Legislature

HB1850 HD1 SD3 CD1 (CCR 170-16)

### RELATING TO TAXATION.

Introduced by: Luke S, Lowen N, Johanson A, Nishimoto S, Cullen T, Jordan J, Keohokalole J, Pouha F, Onishi R, San Buenaventura J, Rhoads K, Takayama G, Kong S, LoPresti M, Kobayashi B, Choy I, Woodson J, Ito K, Ichiyama L, Creagan R, Tsuji C, Hashem M, Fukumoto Chang B

Establishes provisions relating to transient accommodations broker as tax collection agent under general excise tax and transient accommodation tax laws. Allows the director of taxation to permit a transient accommodations broker to register as a tax collection agent on behalf of all of its operators and plan managers by entering into a tax collection agreement with the director or by submitting a transient accommodations

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broker tax collection agent registration statement to the director. Provides that a transient accommodations broker tax collection agent shall, prior to placing an advertisement, including an online advertisement, on the availability of a property for lease or rent on behalf of an operator or plan manager, notify the operator or plan manager that the subject property is required to be in compliance with applicable land use laws prior to retaining the services of the transient accommodations broker and require the operator or plan manager to attest that the subject property is in compliance with applicable land use laws. Act to be repealed on December 31, 2021 (sunset). -- HB1850 CD1

Committee Reports: HSCR 852-16 (FIN) SSCR 3069 (TSI/ CPH/) SSCR 3525 (WAM)  
- filed FLOOR AMENDMENT 5 CCR 170-16

Current Status: May-03 16 Passed Legislature

Section Affected: 237- (1 SECTION), 237D- (1 SECTION), 237D-4

HB1852 HD1 SD1 CD1 (CCR 36-16)

RELATING TO WATER POLLUTION.

Introduced by: Evans C, McKelvey A, Creagan R, Tsuji C, Lee C

Amends provisions relating to the water pollution control revolving fund; establishment, purposes, coordination. Adds that the funds purpose is to provide financial assistance to enable eligible parties to construct, repair, or replace a privately owned decentralized wastewater treatment system and individual wastewater system that treats municipal wastewater or domestic sewage under title 33 US Code section 1383; to enable eligible nonprofit entities to provide assistance to small and medium sized publicly owned treatment works for training activities, planning, design, and associated preconstruction activities under title 33 US Code section 1383; enable eligible parties to manage, reduce, treat, or recapture stormwater or subsurface drainage water under title 33 US Code section 1383; enable eligible parties to develop and implement watershed projects meeting the criteria under title 33 US Code section 1274; enable counties and state agencies to reduce the demand for publicly owned treatment works capacity through water conservation, efficiency, or reuse under title 33 US Code section 1383; enable counties and state agencies to reduce the energy consumption needs for publicly owned treatment works under title 33 US Code section 1383; enable eligible parties to reuse or recycle wastewater, stormwater, or subsurface drainage water under title 33 US Code section 1383; and enable eligible parties to increase the security of publicly owned treatment works under title 33 US Code section 1383. -- Amends provisions relating to revolving fund; conditions. Allows the director of health to make and condition loans from the fund, provided that all loans shall be fully amortized upon the expiration of the term of the loan. Allows the director to hold individual members of the nonprofit organization that received the loan separately and jointly liable for the nonpayment or default of the loan. -- HB1852 CD1

Committee Reports: HSCR 426-16 (HLT) HSCR 701-16 (FIN) SSCR 2982 (CPH)  
SSCR 3346 (WAM) CCR 36-16

Current Status: May-03 16 Passed Legislature

Section Affected: 342D-83, 342D-87

HB1853 HD2 SD1 (SSCR 3548)

RELATING TO SPECIAL PURPOSE REVENUE BONDS TO ASSIST BIOENERGY HAWAII, LLC.

Introduced by: Evans C, Lee C

Amends Act 89, session laws of 2011, authorizing the issuance of special purpose revenue bonds to BioEnergy Hawaii, LLC to establish a cogeneration facility and related energy production facilities by extending the sunset date of the authorization. -- HB1853 SD1

Committee Reports: HSCR 561-16 (EEP) HSCR 881-16 (FIN) SSCR 2915 (TRE)  
SSCR 3548 (WAM)

Current Status: May-05 16 Passed Legislature

Section Affected: ACT 89 2011

HB1878 HD1 SD2 CD1 (CCR 90-16)

RELATING TO AGING.

Introduced by: Takayama G, Lowen N, Morikawa D, Ohno T, Nishimoto S, Har S, Cachola R, Thielen C, Woodson J, Say C, LoPresti M, Choy I, DeCoite L, Keohokalole J, Kawakami D, Tokioka J, Creagan R, Evans C, Ichiyama L, Oshiro M, Mizuno J, Jordan J

Requires the executive office on aging to develop a system of evaluation to determine the effectiveness of the aging and disability resource centers in each county to ensure alignment with federal guidance on the criteria for a full functioning aging and disability resource center. Reports to the legislature. -- Further requires the office to submit a

## HOUSE BILLS THAT PASSED THE LEGISLATURE

progress report to the legislature on its implementation of the federal no wrong door / aging and disability resource center network implementation grant it received in 2015. Appropriation for resource centers. Appropriation to the department of health for fall prevention and early detection services for the elderly. (\$\$) -- HB1878 CD1  
Committee Reports: HSCR 383-16 (HLT) HSCR 798-16 (FIN) SSCR 2953 (HMS/CPH/) SSCR 3496 (WAM) CCR 90-16  
Current Status: May-03 16 Passed Legislature

HB1894 HD1 SD1 (SSCR 3098)

RELATING TO POST-SECONDARY EDUCATION.

Introduced by: Ichiyama L

Amends provisions relating to deposit of records upon discontinuance under the post secondary education authorization law. Requires the department of commerce and consumer affairs to permanently retain any student transcripts received pursuant to these provisions in a form prescribed by the director of commerce and consumer affairs. Changes the retention of other records requested and obtained pursuant to these provisions from 10 years to a period prescribed by the director. -- HB1894 SD1

Committee Reports: HSCR 322-16 (HED) HSCR 757-16 (FIN) SSCR 3098 (HEA) SSCR 3283 (CPH)

Current Status: May-03 16 Passed Legislature

Section Affected: 305J-13

HB1897 HD1 SD1 CD1 (CCR 91-16)

RELATING TO INSURANCE COVERAGE OF HEALTH SCREENINGS.

Introduced by: Fukumoto Chang B, Ichiyama L, Evans C, San Buenaventura J, Morikawa D, Luke S, Lowen N, Lee C, Belatti D, DeCoite L, Thielen C, Mizuno J, LoPresti M

Amends the accident and health or sickness insurance contracts law, benefit societies law, and the health maintenance organizations act (HMOs) by requiring coverage for annual screening for sexually transmitted disease, including screenings for human immunodeficiency virus and acquired immunodeficiency syndrome. Exempts policies that only provide coverage for specified diseases or other limited benefit coverage. -- Further requires an insurer to reimburse all costs associated with the coverage to any physician or health care provider complying with this section. Exempts provisions relating to proposed mandatory health insurance coverage; impact assessment report. -- HB1897 CD1

Committee Reports: HSCR 202-16 (HLT) HSCR 505-16 (CPC) HSCR 799-16 (FIN) SSCR 3043 (CPH) SSCR 3589 (WAM) CCR 91-16

Current Status: May-03 16 Passed Legislature

Section Affected: 431:10A- (1 SECTION), 432:1- (1 SECTION), 432D-23

HB1902 HD2 SD1 CD1 (CCR 147-16)

RELATING TO SEX TRAFFICKING.

Introduced by: Matsumoto L, Ichiyama L, Evans C, Fukumoto Chang B, Morikawa D, Luke S, Belatti D, Rhoads K, Har S, Thielen C, Mizuno J, LoPresti M, Lee C, Lowen N  
Amends provisions relating to witness security and protection. Allows the attorney general to fund or provide for the security and protection of the immediate family of, or a person otherwise closely with, the witness or potential witness if the family or person may also be endangered and requires the attorney general to give greatest priority to proceedings or investigations involving pending or potential sex trafficking. -- Amends violent crimes under crime victim compensation law to include sex trafficking. -- Amends provisions relating to the prostitution coercion liability act by changing it to the sex trafficking and prostitution liability act. -- Amends provisions relating to time limitations. Allows prosecution for sex trafficking may be commenced at any time. -- Amends provisions relating to prostitution, promoting prostitution by adding sex trafficking. Provides that if the person who commits the offense of prostitution is a minor, prostitution is a violation and if the person who commits the offense of paying, agrees to pay, or offers to pay a fee to another to engage in sexual conduct, does so in reckless disregard of the fact that the other person is a victim of sex trafficking, prostitution is a class C felony. Allows a minor to be taken into custody by any police officer without order of the judge when there are reasonable grounds to believe that the minor has violated the offense of prostitution. Requires that a minor who commits prostitution to be subject to the jurisdiction of the family court, including for the purposes of custody, detention, diversion, and access to services and resources. -- Amends provisions relating to promoting prostitution in the 1st degree by changing it to sex trafficking. Makes sex trafficking a class A felony. -- Amends provisions relating to promoting prostitution in the 2nd degree by repealing 2nd degree. Makes it a class B felony. -- Amends provisions relating to prostitution; motion to vacate conviction. Allows a person to file a motion to

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vacate a conviction if the defendant's participation in the offense was the result of the person having been a victim of sex trafficking or promoting prostitution. -- Amends provisions relating to covered offenses under criminal forfeiture law. Includes sex trafficking. -- Allows a court to grant an order authorizing or approving the interception of wire, oral, or electronic communications by investigative or law enforcement officers having responsibility for the investigation of the offense of sex trafficking if the interception might provide or has provided evidence. -- Exempts a sex trafficking offense from termination of registration requirements under the registration of sex offenders and other covered offenders and public access to registration information law. -- HB1902 CD1  
Committee Reports: HSCR 610-16 (JUD) HSCR 978-16 (FIN) SSCR 3450 (JDL) CCR 147-16  
Current Status: May-03 16 Passed Legislature  
Section Affected: 28-101, 351-32, 663J-1, 663J-2, 663J-3, 663J-5, 663J-6, 663J-7, 663J-8, 663J-9, 712-1200, 712-1201, 712-1202, 712-1203, 712-1209.6, 712A-4, 803-44, 846E-10, 853-4

HB1907 HD2 SD2 CD1 (CCR 98-16)

RELATING TO SEXUAL ASSAULT.

Introduced by: Ichiyama L, Evans C, Morikawa D, Luke S, LoPresti M, Mizuno J, Belatti D, Fukumoto Chang B, Thielen C, Lee C  
Establishes provisions relating to the sexual assault evidence; reporting. Requires all law enforcement agencies and departments charged with the maintenance, storage, and preservation of sexual assault evidence collection kits to conduct an inventory of all such kits being stored by the agency or department, and to compile, in writing, a report containing the number of untested sexual assault evidence collection kits in the possession of the agency or department and the date the sexual assault evidence collection kit was collected by September 1, 2016. Requires the report to be transmitted to the department of the attorney general. Requires that by December 1, 2016, the department of the attorney general shall prepare and transmit a report to the president of the senate and the speaker of the house of representatives (report to the legislature) containing the number of untested sexual assault evidence collection kits being stored by each county, by each law enforcement agency or department, and the date the untested kit was collected. Requires all law enforcement agencies and departments to submit beginning July 1, 2017, new sexual assault evidence collection kits for testing in accordance with the criteria and policies established and reported by the department of the attorney general. Requires all law enforcement agencies to complete by July 1, 2018, the testing of all untested sexual assault evidence collection kits in accordance with criteria and policies established and reported by the department of the attorney general. -- Appropriation to initiate the testing of at least 500 untested sexual assault evidence collection kits by an accredited forensic laboratory, in accordance with state and federal law and minimum requirements for equality assurance by December 31, 2016, and for associated victim support services. Requires the department of the attorney general, in consultation with key stakeholders, to make arrangements with 1 or more accredited forensics laboratories to test the sexual assault evidence collection kits are analyzed and the results are entered into the Federal Bureau of Investigation Combined DNA Index System in accordance with applicable rules and procedures. (\$\$) -- HB1907 CD1  
Committee Reports: HSCR 326-16 (HUS) HSCR 988-16 (JUD) SSCR 3040 (PSM) SSCR 3560 (JDL/WAM/) CCR 98-16  
Current Status: May-03 16 Passed Legislature  
Section Affected: 844D- (1 SECTION) SEXUAL ASSAULT EVIDENCE

HB1943 HD1 SD1 CD1 (CCR 26-16)

RELATING TO LONG-TERM CARE FACILITIES.

Introduced by: Belatti D, Kobayashi B, Creagan R, Mizuno J, Morikawa D  
Requires the department of human services to recognize an annual cost increase to a long term care facility's provider specific prospective payment rate for care to medicaid recipients by applying an inflation adjustment factor to the provider's annual costs or basic prospective payment system rates. Provides that the annual inflation factor shall be the reimbursement rate approved by the federal government in the medicaid state plan. Appropriation to the department for the purpose of providing an inflationary adjustment to long term care facilities' provider specific prospective payment rates. Act to be repealed on June 30, 2017 (sunset). (\$\$) -- HB1943 CD1  
Committee Reports: HSCR 323-16 (HUS) HSCR 741-16 (FIN) SSCR 2956 (HMS/CPH/) SSCR 3501 (WAM) CCR 26-16  
Current Status: May-03 16 Passed Legislature

HB1982 SD1 (SSCR 3003)

RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO

## HOUSE BILLS THAT PASSED THE LEGISLATURE

### ASSIST BIG ISLAND DAIRY, LLC.

Introduced by: Evans C, McKelvey A, Mizuno J

Authorizes the issuance of special purpose revenue bonds, with the approval of the governor, to assist Big Island Dairy, LLC, a Hawaii limited liability company, with the operation of its dairy farm in Ookala. Authorizes the issuance of refunding special purpose revenue bonds to refund the special purpose revenue bonds. (\$\$) -- HB1982 SD1

Committee Reports: HSCR 90-16 (AGR) HSCR 669-16 (FIN) SSCR 3003 (WLA) SSCR 3568 (WAM)

Current Status: May-03 16 Passed Legislature

HB1997 SD1 CD1 (CCR 94-16)

### RELATING TO AGRICULTURE.

Introduced by: Tsuji C, Nakashima M, Lee C, Woodson J, Mizuno J, Lowen N, Evans C

Establishes provisions relating to K-12 (K 12, kindergarten through 12th grade) agriculture workforce development pipeline initiative. Creates the initiative within the department of labor and industrial relations to conduct training sessions on all islands for teachers and school administrators regarding agricultural self sufficiency. Requires the initiative to be headed by a coordinator. Requires the coordinator to carry out the purposes of this initiative, which may include developing and proposing scholarships, travel offsets, course credits, and stipends. Requires course material for the training session to be approved by the Hawaii agriculture workforce advisory board. Annual report to the legislature. Appropriation for the development, operation, and implementation of the initiative, including the hiring of 1 full time equivalent (1.0 FTE) coordinator. (\$\$) -- HB1997 CD1

Committee Reports: HSCR 230-16 (AGR) HSCR 472-16 (LAB) HSCR 671-16 (FIN) SSCR 3007 (WLA/ EDU/) SSCR 3554 (JDL/ WAM/) CCR 94-16

Current Status: May-03 16 Passed Legislature

Section Affected: 371- (1 SECTION) K-12 AGRICULTURE WORKFORCE DEVELOPMENT PIPELINE INITIATIVE

HB1999 HD1 SD2 CD1 (CCR 95-16)

### RELATING TO AGRICULTURE.

Introduced by: Tsuji C

Establishes provisions relating to grants; qualified feed developer. Establishes that applications for grants submitted by qualified feed developers shall be submitted on a form furnished by the department of agriculture and shall be filed with accompanying documentation of feed development costs; provided that: the applicant shall comply with applicable federal and state laws prohibiting discrimination against any person on the basis of race, color, national origin, religion, creed, sex, age, sexual orientation, or disability; the applicant shall have applied for or received any applicable licenses or permits; the applicant shall indemnify and hold harmless the State and its officers, agents, and employees from all claims arising out of or resulting from the feed sold; the grant shall not exceed a total of 200,000 dollars per qualified feed developer per year; and the department may request an applicant to provide any necessary information for the purposes of verifying actual sales to qualified producers. Requires documentation of animal feed development costs, as requested by the department, to be filed for feed purchased within the immediately preceding fiscal quarter and shall be effective for feed sold to qualified producers within the immediately preceding fiscal quarter of the filing and shall be effective for feed development costs incurred after July 1, 2016. Requires the applicant to submit a quarterly financial statement of farm revenues and expenses along with other supporting documents as deemed necessary by the department and filed with the documentation of the feed development costs. Requires an annual financial statement to be filed with the department within 90 days following the close of the business' fiscal year after June 30, 2016, for final reconciliation of any reimbursement paid during the previous 3 quarters within the fiscal year. Appropriation to reimburse qualified producers of milk, pork, eggs, poultry, beef, sheep, lamb, goats, and seafood, for the cost of feed for beef cattle, dairy cows or milking goats, goats raised for meat, sheep, hogs, fish, crustaceans, and poultry and feed developers for the costs of development of feed for sale to qualified producers and for the grant program. (\$\$) -- HB1999 CD1

Committee Reports: HSCR 307-16 (AGR) HSCR 672-16 (FIN) SSCR 2969 (WLA) SSCR 3522 (WAM) CCR 95-16

Current Status: May-03 16 Passed Legislature

Section Affected: 155D- (1 SECTION), 155D-1, 155D-2



## HOUSE BILLS THAT PASSED THE LEGISLATURE

- HB2008 HD2 SD2 CD1 (CCR 164-16) RELATING TO PUBLIC EMPLOYMENT.  
Introduced by: Nakashima M, Luke S, Nishimoto S, Saiki S, Kobayashi B, Johanson A, Morikawa D, Lee C  
Establishes provisions relating to temporary employment in state positions. Prohibits any department or agency of the State to temporarily employ the same person in the same position that is wholly funded by general funds for more than 2 terms of 89 days. Provides that with the approval of the governor, a department or agency of the State may temporarily employ the same person in the same position for 8 terms of 89 days within a consecutive 24 month period. Provides that this shall not apply to periods of temporary employment when a person has been appointed to a vacant position arising as a result of a workers' compensation claim; medical leave; an ongoing investigation; a shortage category; a working condition differential; a remote geographical location; a seasonal demand for employees; a leave of absence taken by an incumbent who has return rights; a need to fill a department of education position for the delivery of special education position for the delivery of special education services; or a position pending reorganization. -- HB2008 CD1  
Committee Reports: HSCR 365-16 (LAB) HSCR 894-16 (FIN) SSCR 3102 (JDL/GVO) SSCR 3585 (WAM) CCR 164-16  
Current Status: May-03 16 Passed Legislature  
Section Affected: 76- (1 SECTION) TEMPORARY EMPLOYMENT IN STATE POSITIONS
- HB2009 HD1 SD1 CD1 (CCR 168-16) RELATING TO HOISTING MACHINE OPERATORS.  
Introduced by: Nakashima M  
Amends provisions relating to hoisting machine operators advisory board. Repeals the executive director and adds office assistant. Adds that the hoisting machine operators' certification revolving fund to be used for consultants as necessary. Requires the hoisting machine operators advisory board to submit to the legislature a comprehensive description of current and pending federal Occupational Safety and Health Administration rules and regulations pertaining to hoisting machine operators; similarities and differences between state law and federal Occupational Safety and Health Administration rules and regulations, including federal rules and regulations for state certification of hoisting machine operators; administration of the certification of hoisting machine operators in other states; the existing fee structure for certification as a hoisting machine operator in the State; and recommended changes to existing certification procedures for hoisting machine operators in the State, based on the implementation of federal Occupational Safety and Health Administration rules and regulations. Report to the legislature. -- HB2009 CD1  
Committee Reports: HSCR 467-16 (LAB) HSCR 813-16 (FIN) SSCR 3047 (JDL) SSCR 3570 (WAM) CCR 168-16  
Current Status: May-03 16 Passed Legislature  
Section Affected: 396-19, 396-20
- HB2016 HD1 SD1 CD1 (CCR 161-16) RELATING TO PUBLIC EMPLOYEES.  
Introduced by: Nakashima M, LoPresti M, Takayama G, Yamashita K, Keohokalole J  
Amends provisions relating to Hawaii employer union health benefits trust fund; establishment. Requires the fund to also consist of contributions received on behalf of retirees and beneficiaries from the board of trustees of the employees' retirement system that represent the difference between the monthly contributions by the State or county to the fund and the actual costs of health benefits plans. -- Amends provisions relating to payment of refunds, retirement benefits, by adding Hawaii employer union health benefits trust fund contributions. Adds that contributions by retirees and beneficiaries to the Hawaii employer union health benefits trust fund that represent the difference between the monthly contributions by the State or county to the Hawaii employer union health benefits trust fund and the actual costs of health benefits plans to be paid by the board of trustees of the employees' retirement system through the withholding of the payment amounts to which retirees and beneficiaries would otherwise be entitled to receive. Provides that beginning after January 1, 2017, the Hawaii employer union health benefits trust fund to authorize automatic electronic payment in lieu of withholdings. Requires the amounts to be based upon copayment billing information received from the board of trustees of the employer union health benefits trust fund. Annual report to the legislature. -- HB2016 CD1  
Committee Reports: HSCR 111-16 (LAB) HSCR 681-16 (FIN) SSCR 3135 (JDL) SSCR 3587 (WAM) CCR 161-16  
Current Status: May-03 16 Passed Legislature

## HOUSE BILLS THAT PASSED THE LEGISLATURE

Section Affected: 87A-30, 88-6

- HB2017 HD1 SD2 CD1 (CCR 57-16) RELATING TO WORKERS' COMPENSATION TREATMENT PLANS.  
Introduced by: Nakashima M, Keohokalole J  
Establishes provisions relating to treatment plans under workers' compensation law. Allows a physician to transmit a treatment plan to the employer by mail or facsimile; provided that a physician shall send a treatment plan to an address or facsimile number provided by an employer. Requires an employer to allow a physician to transmit a treatment plan to an employer by mail, facsimile or secure electronic means beginning January 1, 2021. Requires a treatment plan to be deemed accepted if an employer fails to file with the director of labor and industrial relations an objection to the treatment plan; any applicable documentary evidence supporting the denial; and a copy of the denied treatment plan. Provides that after acceptance of the treatment plan, allows an employer to file an objection to the plan if new documentary evidence supporting the denial is received by the employer. -- HB2017 CD1  
Committee Reports: HSCR 189-16 (LAB) HSCR 996-16 (CPC) SSCR 3097 (CPH) SSCR 3493 (JDL) CCR 57-16  
Current Status: May-03 16 Passed Legislature  
Section Affected: 386- (1 SECTION) TREATMENT PLANS
- HB2018 HD1 SD1 CD1 (CCR 58-16) RELATING TO GOVERNMENT PROCESSES AND SERVICES.  
Introduced by: Nakashima M, Johanson A, Nishimoto S, Luke S, Brower T, Keohokalole J  
Establishes provisions relating to capital improvement projects; personnel training; management. Requires the comptroller to conduct annual training for the engineering personnel of all executive departments and state agencies that manage their own capital improvement projects to ensure compliance with state adopted standards and procedures of best practices in the management and construction of capital improvement projects. Requires each department and agency to provide for orientation training of new employees subject to this law and who are hired during the interim between annual trainings. Establishes requirements for management of capital improvement projects. Requires department of accounting and general services to report to the legislature. -- HB2018 CD1  
Committee Reports: HSCR 293-16 (LAB) HSCR 896-16 (FIN) SSCR 3077 (GVO) SSCR 3505 (WAM) CCR 58-16  
Current Status: May-03 16 Passed Legislature  
Section Affected: 103- (1 SECTION) CAPITAL IMPROVEMENT PROJECTS
- HB2029 HD1 SD2 CD1 (CCR 132-16) RELATING TO WATER INFRASTRUCTURE LOANS.  
Introduced by: Yamane R, Cullen T, Morikawa D, Lee C, McKelvey A, Oshiro M, Tokioka J, Creagan R, Onishi R, Nakashima M, Tsuji C, Kawakami D  
Establishes provisions relating to the water infrastructure loans. Establishes the Hawaii water infrastructure loan program to be administered by the department of agriculture. Authorizes the department to make loans and expend funds to finance the purchase or installation of water infrastructure equipment for dams, reservoirs, hydroelectric pumping, storm water reclamation, ditch maintenance, spillways, wells, water ducts, and water distribution systems. Establishes the Hawaii water infrastructure special fund. -- Changes the agriculture loan law to the agricultural and water infrastructure loans law. Appropriation to the fund and out of the fund. (\$\$) -- HB2029 CD1  
Committee Reports: HSCR 371-16 (WAL) HSCR 774-16 (FIN) SSCR 2970 (WLA) SSCR 3594 (WAM) CCR 132-16  
Current Status: May-03 16 Passed Legislature  
Section Affected: 155- (4 SECTIONS) WATER INFRASTRUCTURE LOANS
- HB2030 HD1 SD2 CD1 (CCR 61-16) RELATING TO POLLUTION.  
Introduced by: Yamane R, Aquino H, Lee C, Say C, Cullen T, Tsuji C, Brower T  
Establishes provisions relating to treated or raw sewage; prohibition. Prohibits a person, including any public body to discharge any treated or raw sewage into state waters after December 31, 2026. Exempts a wastewater treatment facility that utilizes sewage to produce clean energy and is in compliance with the water pollution law, or a permit or variance issued by the director of health. -- HB2030 CD1  
Committee Reports: HSCR 375-16 (WAL/ EEP/) HSCR 854-16 (FIN) SSCR 3121 (EET/ TRE/) SSCR 3329 (CPH) CCR 61-16  
Current Status: May-03 16 Passed Legislature  
Section Affected: 342D- (1 SECTION) TREATED OR RAW SEWAGE

## HOUSE BILLS THAT PASSED THE LEGISLATURE

- HB2033 HD1 SD1 (SSCR 3455) RELATING TO THE COMMISSION ON WATER RESOURCE MANAGEMENT.  
Introduced by: Yamane R  
Amends provisions relating to the commission on water resource management. Allows that the director of health designee to serve as an ex officio voting member. -- HB2033 SD1  
Committee Reports: HSCR 372-16 (WAL) HSCR 975-16 (FIN) SSCR 3455 (WLA)  
Current Status: May-03 16 Passed Legislature  
Section Affected: 174C-7
- HB2034 HD1 SD2 CD1 (CCR 48-16) MAKING AN APPROPRIATION TO THE KAHO'OLAWE ISLAND RESERVE COMMISSION.  
Introduced by: Yamane R, McKelvey A, Cullen T, DeCoite L, Ing K, Woodson J  
Requires the Kaho'olawe (Kahoolawe) island reserve commission to submit a financial self sufficiency and sustainability plan (report to the legislature). Appropriation to the Kaho'olawe island reserve commission for projects undertaken by the Kaho'olawe island reserve commission, including but limited to the restoration and preservation of the natural, cultural, and historic resources of the Kaho'olawe island reserve and its meaningful and safe use by the people of Hawaii. (\$\$) -- HB2034 CD1  
Committee Reports: HSCR 458-16 (OMH/ WAL/) HSCR 750-16 (FIN) SSCR 3010 (HWN/ WLA/) SSCR 3357 (WAM) CCR 48-16  
Current Status: May-03 16 Passed Legislature
- HB2036 HD1 SD2 CD1 (CCR 62-16) RELATING TO CONSERVATION DISTRICTS.  
Introduced by: Yamane R, Evans C, Lee C, Cullen T, Tsuji C  
Amends provisions relating to permits and site plan approvals under conservation district law. Provides that when an environmental impact statement is required, or when a contested case hearing is requested, the 180 days shall be extended an additional 90 days. -- HB2036 CD1  
Committee Reports: HSCR 31-16 (WAL) HSCR 775-16 (FIN) SSCR 2967 (WLA/ EET/) SSCR 3518 (WAM) CCR 62-16  
Current Status: May-03 16 Passed Legislature  
Section Affected: 183C-6
- HB2037 HD1 SD2 CD1 (CCR 133-16) RELATING TO THE WORLD CONSERVATION CONGRESS.  
Introduced by: Yamane R, Cullen T, Creagan R, Keohokalole J, LoPresti M, Tsuji C  
Appropriation to the department of land and natural resources for hosting the 2016 International Union for Conservation of Nature World Conservation Congress meeting at the Hawaii Convention Center from September 1 to 10, 2016. (\$\$) -- HB2037 CD1  
Committee Reports: HSCR 30-16 (WAL) HSCR 286-16 (TOU) HSCR 808-16 (FIN) SSCR 3140 (WLA/ TSI/) SSCR 3517 (WAM) CCR 133-16  
Current Status: May-03 16 Passed Legislature
- HB2040 SD1 CD1 (CCR 134-16) RELATING TO WATER SECURITY.  
Introduced by: Yamane R, Souki J, Tokioka J, Evans C, DeCoite L, Tsuji C, Creagan R, Yamashita K, Lee C, Morikawa D, Aquino H, Cullen T, Belatti D  
Requires the department of land and natural resources to establish a 2 year pilot program for a water security advisory group to enable public private partnerships that increase water security by providing matching state funds for projects and programs that increase the recharge of groundwater resources, encourage the reuse of water and reduce the use of potable water for landscaping irrigation, and improve the efficiency of potable and agricultural water use. Allows the department to fund priority projects and programs to increase water security recommended by the water security advisory group, provided that state funds are matched on a 1 for 1 matching basis by the public or private agency or organization that submitted the relevant proposal for a project or program to increase water security. Requires the department to establish a water security advisory group to advise the department on the priority of all proposals for projects or programs submitted by public or private agencies or organizations. Annual report to the legislature. Act to be repealed on June 30, 2018 (sunset). Appropriation. (\$\$) -- HB2040 CD1  
Committee Reports: HSCR 374-16 (WAL/ EEP/) HSCR 776-16 (FIN) SSCR 2885 (WLA) SSCR 3516 (WAM) CCR 134-16  
Current Status: May-03 16 Passed Legislature
- HB2049 HD2 SD2 CD1 (CCR 159-16) RELATING TO TRANSPORTATION.  
Introduced by: Yamane R, Cullen T, Aquino H, Saiki S  
Establishes a roads commission within the department of transportation to review all

## HOUSE BILLS THAT PASSED THE LEGISLATURE

previous studies on disputes regarding private roads; provide an opinion about the ownership of 5 private roads that are remnants or whose ownership is in dispute; provided that 2 of these roads shall be roads that are not widely used by the general public; and advise the appropriate legislative body of its determination of ownership of the 5 private roads, and recommend action to the appropriate legislative body, including the initiation of condemnation proceedings as appropriate. Requires the commission to consult and seek advice from any department, agency, or organization the commission deems appropriate. Allows the commission to sue and be sued; have a seal and alter the same at its pleasure; adopt rules under administrative procedures law necessary to effectuate this section; obtain federal or private funding for the upgrading, repair, and maintenance of private roads and distribute the funding to the appropriate governmental body; make and execute contracts and all other instruments necessary or convenient for the exercise of its powers under this section; carry out surveys, research, and investigations with respect to the ownership of private roads in the State; and direct, subpoena, or examine under oath all persons whose testimony may be required to determine ownership of a private road. Reports to the legislature. Commission to cease to exist on June 30, 2018 (sunset). Amends provisions relating to public highways and trails. Provides that all highways, roads, alleys, streets, ways, lanes, bikeways, bridges, and trails in the State, opened, laid out, or built by private parties and dedicated or condemned to the public use, are declared to be public highways or trails. Provides that in every case where the highway, road, alley, street, way, lane, bikeway, bridge, or county trail is constructed and completed as required by any ordinance of the county or any rule, regulation, or resolution thereof having the effect of law, requires the legislative body of the county to accept the dedication of the same without exercise of discretion; requires condemnation of public highways, roads, alleys, streets, ways, lanes, bikeways, bridges, or trails to be deemed to have taken place if the State or county initiates condemnation proceedings pursuant to provisions relating to eminent domain to acquire the public highway, road, alley, street, way, lane, bikeway, bridge, or trail; allows any private owner of a highway, road, alley, street, way, lane, bikeway, bridge, or trail to petition the mayor of the county in which the highway, road, alley, street, way, lane, bikeway, bridge, or county trail is located to initiate condemnation proceedings if the highway, road, alley, street, way, lane, bikeway, bridge, or trail is part of a public road, ownership has not been exercised by limiting use or access, or the county has provided some form of maintenance to the highway, road, alley, street, way, lane, bikeway, bridge, or trail in the interest of the public. Provides that in every case where the road, alley, street, bikeway, way, lane, trail, bridge, or highway is constructed and completed as required by any ordinance of the county or any rule, regulation, or resolution thereof having the effect of law, at the time of construction and completion, the road, alley, street, bikeway, way, lane, trail, bridge, or highway shall be exempt from meeting the construction standards in place at the time of transfer to the county and if a privately owned highway, road, alley, street, way, lane, bikeway, bridge, or trail is deemed to have been condemned to the State or county, requires the State or county to be exempt from any state laws or rules adopted that would require the State or county to perform construction, reconstruction, preservation, resurfacing, restoration, or rehabilitation upon it. Appropriation to the department of transportation for positions and other operating expenditures of the roads commission, repair work, including flood mitigation and installation of drainage infrastructure resurfacing Kalani street; Auld lane; Rawlins lane, 18th avenue and Kalakaua avenue on Oahu. (\$\$) -- HB2049 CD1

Committee Reports: HSCR 245-16 (TRN) HSCR 650-16 (JUD) HSCR 824-16 (FIN)  
SSCR 3060 (TRE/ PSM/) SSCR 3578 (JDL/ WAM/) CCR 159-16

Current Status: May-03 16 Passed Legislature

Section Affected: 264-1

HB2059 HD2 SD1 (SSCR 2890)

RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR KEHALANI OFFSITE RETENTION BASIN.

Introduced by: Yamane R, Souki J

Authorizes the issuance of special purpose revenue bonds, with the approval of the governor, to provide financing to RCFC Kehalani, LCC, a Delaware limited liability company, for consultant work, permits, and construction for Kehalani offsite retention basin improvement work. Authorizes the issuance of refunding special purpose revenue bonds to refund the special purpose revenue bonds. (\$\$) -- HB2059 SD1

Committee Reports: HSCR 430-16 (WAL) HSCR 855-16 (FIN) SSCR 2890 (WLA)  
SSCR 3352 (WAM)

Current Status: May-03 16 Passed Legislature

## HOUSE BILLS THAT PASSED THE LEGISLATURE

- HB2060 HD1 SD2 (SSCR 3523) RELATING TO PROCUREMENT.  
Introduced by: Johanson A, Luke S, Lee C, Saiki S, Nishimoto S  
Amends provisions relating to authority and duties of the chief procurement officer. Requires each chief procurement officer to assist and cooperate with any compliance review by the administrator. -- Requires the administrator to perform periodic review of the procurement practices and procedures of all government bodies in collaboration with the state procurement policy board, for compliance with the Hawaii public procurement code. -- Amends provisions relating to cost or pricing data by changing it to fair and reasonable pricing policy; cost or pricing data. Requires a procurement officer to purchase goods, services, and construction from responsible sources at fair and reasonable prices and to make a written determination whether a price is fair and reasonable for each contracting action, including change orders and contract modifications that adjust prices. Establishes requirements for the procurement officer to establish whether a price is fair and reasonable. Prohibits the requirements for price and costing data to be waived without the approval of the chief procurement officer and prohibits the chief procurement officer to delegate this authority. -- HB2060 SD2  
Committee Reports: HSCR 391-16 (EDB) HSCR 745-16 (FIN) SSCR 3035 (GVO) SSCR 3523 (WAM)  
Current Status: May-03 16 Passed Legislature  
Section Affected: 103D-205, 103D-206, 103D-312, 103D-318
- HB2077 HD2 SD2 CD1 (CCR 50-16) RELATING TO HYDROELECTRIC POWER.  
Introduced by: Lee C, Yamane R, Lowen N, Cullen T  
Amends provisions relating to permissible uses within the agricultural districts. -- Provides that agricultural district includes hydroelectric facilities. Redefines hydroelectric facilities to consist of a small hydropower facility in the US department of energy, including impoundment facilities using a dam to store water in a reservoir; a diversion or run of river facility which channels a portion of a river through a canal or channel; and pumped storage facilities that store energy by pumping water uphill to a reservoir at higher elevation from a reservoir at a lower elevation to be released to turn a turbine to generate electricity. Requires that if the capacity is over 500 kilowatts in hydroelectric generating capacity, have the approval of the commission on water resource management, including a new instream flow standard established for the hydroelectric facility. -- HB2077 CD1  
Committee Reports: HSCR 625-16 (EEP/ WAL/) HSCR 941-16 (CPC) SSCR 3129 (TRE/ WLA/) SSCR 3330 (CPH) CCR 50-16  
Current Status: May-03 16 Passed Legislature  
Section Affected: 205-2, 205-4.5
- HB2082 HD1 SD1 (SSCR 3302) RELATING TO ADOPTION RECORDS.  
Introduced by: Lee C, Yamane R, Cullen T  
Amends provisions relating to secrecy of proceedings and records. Prohibits the seal to be broken and the records inspected by any person, including the parties to the proceedings, except after the adopted individual attains the age of 18 and upon submission to the family court of a written request for inspection by the adopted individual or the adoptive parents, after the adopted individual attains the age of 18 and upon submission to the family court of a written request for inspection by the natural parents, upon request by the adopted individual or the adoptive parents for information contained in the records concerning ethnic background and necessary medical information, or upon request by a natural parent for a copy of the original birth certificate. -- HB2082 SD1  
Committee Reports: HSCR 427-16 (HLT) HSCR 698-16 (JUD) SSCR 3302 (JDL)  
Current Status: Apr-26 16 Passed Legislature  
Section Affected: 578-15
- HB2084 HD2 SD1 (SSCR 2901) RELATING TO INSURANCE.  
Introduced by: Lee C, Lowen N, Belatti D, Yamane R, Cullen T, Ing K  
Amends the accident and health or sickness insurance contracts law, benefit societies law, and the health maintenance organizations act (HMOs) by prohibiting discriminating with respect to participation and coverage against any person on the basis of actual gender identity or perceived gender identity. -- HB2084 SD1  
Committee Reports: HSCR 262-16 (CPC) HSCR 1006-16 (JUD) SSCR 2901 (CPH) SSCR 3292 (JDL)  
Current Status: Apr-26 16 Passed Legislature  
Section Affected: 431:10A- (1 SECTION), 432:1- (1 SECTION), 432D- (1 SECTION)

## HOUSE BILLS THAT PASSED THE LEGISLATURE

- HB2086 HD2 SD2 (SSCR 3567) RELATING TO TRANSPORTATION.  
Introduced by: Lee C  
Appropriation to the department of budget and finance for deposit into the state highway fund. Requires the fund to be expended in accordance with Act 119, session laws of 2015, as may be amended by HB1700 of the regular session of 2016, or any other act enacted during the 2016 regular session that appropriates the proceeds of the state highway fund. Requires the governor to report to the legislature on the sustainability of the state highway fund. (\$\$) -- HB2086 SD2  
Committee Reports: HSCR 530-16 (TRN) HSCR 971-16 (FIN) SSCR 2957 (TRE/PSM/) SSCR 3567 (WAM)  
Current Status: May-05 16 Passed Legislature
- HB2090 HD2 SD2 CD1 (CCR 135-16) RELATING TO LAND COURT.  
Introduced by: Yamane R  
Amends provisions relating to land court registration. Authorizes the assistant registrar to adopt such procedures as it may deem appropriate to reflect the cancellation of the pending fee time share interest certificates of title and requires the state surveyor to be authorized to annotate the land court map or maps by identifying thereon the deregistration of land covered by pending fee time share certificates of title. -- Establishes provisions for the chain of record title in the registered owner of any estate or interest in deregistered land as of the date and time of deregistration. -- HB2090 CD1  
Committee Reports: HSCR 435-16 (WAL) HSCR 972-16 (FIN) SSCR 2983 (CPH) SSCR 3486 (JDL) CCR 135-16  
Current Status: May-03 16 Passed Legislature  
Section Affected: 501-20, 501-261, 501-262, 501-263, 501-264
- HB2093 HD1 SD2 CD1 (CCR 31-16) RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR GOODWILL INDUSTRIES OF HAWAII, INC.  
Introduced by: Saiki S, LoPresti M, San Buenaventura J, Keohokalole J  
Authorizes the issuance of special purpose revenue bonds, with the approval of the governor, to assist Goodwill Industries of Hawaii, Inc., a Hawaii not for profit corporation, and 1 or more of its not for profit affiliates in financing, refinancing and reimbursing costs related to the planning, acquisition, and construction of facilities including but not limited to improvements, renovation of existing facilities, acquisition of equipment, furnishings, and apparatus, purchase of tangible assets including land and improvements, acquisition and installation of information technology, and completion of other capital improvement projects. Authorizes the issuance of refunding special purpose revenue bonds to refund the special purpose revenue bonds. (\$\$) -- HB2093 CD1  
Committee Reports: HSCR 428-16 (HUS) HSCR 742-16 (FIN) SSCR 3120 (EET) SSCR 3509 (WAM) CCR 31-16  
Current Status: May-03 16 Passed Legislature
- HB2121 HD3 SD2 CD1 (CCR 99-16) RELATING TO LEGAL SERVICES.  
Introduced by: Souki J, Rhoads K  
Appropriation to the judiciary to purchase civil legal services for low and moderate income persons. (\$\$) -- HB2121 CD1  
Committee Reports: HSCR 172-16 (HUS) HSCR 613-16 (JUD) HSCR 919-16 (FIN) SSCR 3048 (JDL) SSCR 3539 (WAM) CCR 99-16  
Current Status: May-03 16 Passed Legislature
- HB2156 HD2 SD2 CD1 (CCR 148-16) RELATING TO CAMPAIGN FINANCE.  
Introduced by: Souki J (BR)  
Amends provisions relating to campaign funds only used for certain purposes. Includes expenses incurred for memberships in civic or community groups. -- HB2156 CD1  
Committee Reports: HSCR 143-16 (JUD) HSCR 979-16 (FIN) SSCR 3136 (JDL) SSCR 3367 (WAM) CCR 148-16  
Current Status: May-03 16 Passed Legislature  
Section Affected: 11-381
- HB2169 HD2 SD1 (SSCR 3300) RELATING TO SOCIAL WORKERS.  
Introduced by: McKelvey A, Fukumoto Chang B  
Amends provisions relating to licensing requirements under social workers law. Provides that the applicant for a license as a clinical social worker in collaboration with the supervisor may elect to fulfill some or all of the supervision requirements through face to face supervision that is conducted electronically through a video conference service that

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is compliant with all federal and state privacy, security, and confidentiality laws, including the Health Insurance Portability and Accountability Act of 1996. -- HB2169 SD1  
Committee Reports: HSCR 542-16 (HUS) HSCR 926-16 (CPC) SSCR 3300 (CPH)  
Current Status: Apr-29 16 Passed Legislature  
Section Affected: 467E-7

- HB2198 HD2 SD1 (SSCR 3001) RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR UKUMEHAME RESERVOIRS.  
Introduced by: Yamane R  
Authorizes the issuance of special purpose revenue bonds, with the approval of the governor, to provide financing to West Maui Investors, LLC, a Hawaii limited liability company, for permits, testing, construction, and post construction management for Ukumehame reservoir numbers 2 and 3. Authorizes the issuance of refunding special purpose revenue bonds to refund the special purpose revenue bonds. (\$\$) -- HB2198 SD1  
Committee Reports: HSCR 564-16 (WAL) HSCR 857-16 (FIN) SSCR 3001 (WLA) SSCR 3353 (WAM)  
Current Status: May-03 16 Passed Legislature
- HB2204 HD1 SD1 (SSCR 2971) RELATING TO EDUCATION.  
Introduced by: Takumi R, Ohno T  
Repeals provisions relating to salary increases; annual, longevity for teachers and educational officers. -- HB2204 SD1  
Committee Reports: HSCR 39-16 (LAB) HSCR 817-16 (FIN) SSCR 2971 (EDU) SSCR 3483 (JDL/ WAM/)  
Current Status: Apr-28 16 Passed Legislature  
Section Affected: 302A-623, 302A-703, 302A-626
- HB2205 HD1 SD2 CD1 (CCR 100-16) RELATING TO CHARTER SCHOOLS.  
Introduced by: Takumi R, Ohno T  
Amends provisions relating to public charter schools. Prohibits an authorizer to provide technical support to a prospective charter school applicant, an applicant governing board, or a charter school it authorizes in cases where the technical support will directly and substantially impact any authorizer decision related to the approval or denial of the charter application or the renewal, revocation, or nonrenewal of the charter contract. Requires the governing boards of charter schools to keep written minutes of all public meetings and post the minutes and make the minutes available on the schools internet website. Allows charter schools to assess special fees and charges for co curricular activities. -- HB2205 CD1  
Committee Reports: HSCR 273-16 (EDN) HSCR 829-16 (FIN) SSCR 3032 (EDU) SSCR 3531 (WAM) CCR 100-16  
Current Status: May-03 16 Passed Legislature  
Section Affected: 302D-5, 302D-12, 302D-13, 302D-18, 302D-28, 302D-34
- HB2217 HD1 SD1 (SSCR 3371) RELATING TO AMENDING OR REPEALING HAWAII REAL PROPERTY TAX LAWS FOR THE PURPOSE OF DELETING OBSOLETE OR UNNECESSARY PROVISIONS.  
Introduced by: Luke S  
Repeals the real property tax law and the transfer of real property taxation functions law. -- HB2217 SD1  
Committee Reports: HSCR 839-16 (FIN) SSCR 3371 (WAM)  
Current Status: Apr-26 16 Passed Legislature  
Section Affected: 239-5, 342G-61, 248-1, 205-14, 248-5, 246-1, 246-2, 246-3, 246-4, 246-5, 246-6, 246-7, 246-8, 246-9, 246-10, 246-11, 246-12, 246-12.1, 246-12.2, 246-12.3, 246-13, 246-14, 246-15, 246-16, 246-17, 246-18, 246-19, 246-20, 246-21, 246-22, 246-23, 246-25, 246-26, 246-27, 246-29, 246-30, 246-31, 246-32, 246-33, 246-33.1, 246-34, 246-34.5, 246-34.7, 246-35, 246-36, 246-37, 246-38, 246-39, 246-39.1, 246-40, 246-41, 246-42, 246-43, 246-44, 246-45, 246-46, 246-47, 246-48, 246-49, 246-50, 246-51, 246-52, 246-53, 246-54, 246-55, 246-56, 246-57, 246-58, 246-59, 246-60, 246-61, 246-62, 246-63, 246A-1, 246A-2, 246A-3, 246A-4
- HB2218 HD1 SD1 (SSCR 3456) RELATING TO AMENDING OR REPEALING HAWAII INCOME TAX LAWS FOR THE PURPOSE OF DELETING OBSOLETE OR UNNECESSARY PROVISIONS.

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Introduced by: Luke S  
Repeals provisions relating to same; internal revenue code; internal revenue code, further amendments adopted; and internal revenue code, further amendments adopted under the income tax law. -- HB2218 SD1  
Committee Reports: HSCR 840-16 (FIN) SSCR 3456 (WAM)  
Current Status: Apr-26 16 Passed Legislature  
Section Affected: 235-2.3, 235-2, 235-2.1, 235-2.2

HB2231 HD1 SD1 CD1 (CCR 51-16) RELATING TO ENERGY COOPERATIVES.  
Introduced by: Lowen N, Lee C, Yamane R, Yamashita K, Takayama G, Ing K, Tokioka J, Thielen C, Luke S, Nishimoto S, Fukumoto Chang B, Ohno T, Woodson J, Brower T, Onishi R, Kobayashi B  
Amends provisions relating definitions under telecommunication. Redefines energy project to include a publicly owned energy cooperative. -- HB2231 CD1  
Committee Reports: HSCR 70-16 (EEP) HSCR 883-16 (FIN) SSCR 2963 (TRE/ CPH/ SSCR 3546 (WAM) CCR 51-16  
Current Status: May-03 16 Passed Legislature  
Section Affected: 39A-191

HB2233 HD2 SD1 CD1 (CCR 35-16) RELATING TO HEALTH CARE PROFESSIONALS.  
Introduced by: Lowen N, Luke S, Cullen T, Onishi R, Tsuji C, Kobayashi B, Keohokalole J, Nishimoto S, Lee C, Souki J, Jordan J, Creagan R, Belatti D, Morikawa D, Fukumoto Chang B, San Buenaventura J, Evans C, Yamashita K, Nakashima M, Oshiro M  
Establishes provisions relating to filing of electronic mail address. Requires every individual applying for or renewing a license as a physician, osteopath, physician assistant, advanced practice registered nurse, or naturopath to at the time of applying for licensure and renewal to provide the licensing authority with a current electronic mail address in the form and manner prescribed by the licensing authority and provide notice to any change of current electronic mail address with 30 days of the change. Amends provisions relating to physicians, laboratory directors, and health care professionals to report. Requires that the laboratory data reported to the department of health to include the individual's complete demographic information, including name, date of birth, residential address, and phone number, obtained and confirmed at the time of specimen collection for the purposes of facilitating a public health investigation as necessary by the department. Requires every physician, laboratory director, or health care professional who violates this section may be fined in an amount not to exceed 1,000 dollars per violation. -- HB2233 CD1  
Committee Reports: HSCR 547-16 (HLT) HSCR 1011-16 (CPC) SSCR 3096 (CPH) CCR 35-16  
Current Status: May-03 16 Passed Legislature  
Section Affected: 451D- (1 SECTION), 325-2

HB2247 HD1 SD2 CD1 (CCR 136-16) RELATING TO GOVERNMENTAL TRAVEL.  
Introduced by: Rhoads K, Johanson A  
Establishes provisions relating to payment of approved travel costs for public officers and employees. Allows the State and the counties to pay approved travel costs directly to the vendor providing the goods or services involved; or the officer or employee for whom the approved travel costs are to be paid, by way of a cash advance prior to the date of purchase; unless the officer or employee affirmatively agrees to loan the State or a county the money for the travel costs and be reimbursed after the officer or employee pays for the travel costs; shall not be construed as precluding the reimbursement of approved travel costs to an officer or employee upon completion of travel for any costs that for any reason were not paid by the State or the county, pertains to the officer or employee incurring approved travel costs, whenever there is a conflict between a collective bargaining agreement and this section, the terms of the collective bargaining agreement shall prevail. Defines approved travel costs means that any determinable costs of travel for official state or county business approved by the respective jurisdiction and supported by a written invoice, the term includes the costs of transportation to and from a destination point, between destination points, or within a destination point; event registration fees; per diem allowances; and any other necessary costs related to the travel. Prohibits an employer to take adverse employment actions against an officer or employee who does not affirmatively agree to loan the State or a county the money for the travel costs and be reimbursed after the officer or employee pays for the travel costs. -- HB2247 CD1  
Committee Reports: HSCR 150-16 (JUD) HSCR 871-16 (FIN) SSCR 3090 (JDL/



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- GVO/ SSCR 3364 (WAM) CCR 136-16  
Current Status: May-03 16 Passed Legislature  
Section Affected: 78- (1 SECTION), 46-25.5
- HB2252 HD1 SD2 CD1 (CCR 92-16) RELATING TO DISCHARGE PLANNING.  
Introduced by: Belatti D, Kobayashi B, Creagan R, Takayama G, Mizuno J, Ito K, Say C, Cachola R, Evans C, Tsuji C, Souki J, Morikawa D, Saiki S, Nakashima M, Ing K  
Establishes the hospital discharge planning designation of a caregiver law. Requires each hospital to adopt and maintain a written discharge policy or policies that includes, that each patient is provided an opportunity to designate a caregiver, to be included in the patient's electronic health record; each patient and the patient's designated caregiver are given the opportunity to participate in the discharge planning; each patient and the patient's designated caregiver are given the opportunity to receive instruction, prior to discharge, related to the patient's after care needs; and each patient's caregiver is notified of the patient's discharge or transfer. -- Further requires a hospital to make reasonable attempts to notify the patient's caregiver of the patient's discharge to the patient's residence as soon as practicable. Establishes discharge policy or policies requirements for documentation to include standards for accreditation adopted by the Joint Commission or other nationally recognized hospital accreditation organizations; or conditions of participation for hospitals adopted by the Centers for Medicare and Medicaid Services. Establishes non interference with existing health care directives; limitation of liability; and preservation of coverage. -- HB2252 CD1  
Committee Reports: HSCR 132-16 (HLT) HSCR 511-16 (JUD) HSCR 703-16 (FIN) SSCR 3011 (CPH/ HMS/) SSCR 3565 (JDL) CCR 92-16  
Current Status: May-03 16 Passed Legislature  
Section Affected: (5 SECTIONS) HOSPITAL DISCHARGE PLANNING - DESIGNATION OF A CAREGIVER
- HB2267 HD1 SD1 CD1 (CCR 106-16) RELATING TO TECHNOLOGY IN SCHOOLS.  
Introduced by: Ohno T, Takumi R, Morikawa D, Mizuno J, Evans C, Lee C, Takayama G, Tokioka J, Keohokalole J, Luke S, Brower T, Jordan J, Ito K, Ing K, Oshiro M, Yamane R  
Establishes provisions relating to curricular materials; digital format. Allows moneys allocated for printed curricular materials to be expended to purchase digital formats of the curricular materials. -- Changes the textbook and instructional materials fee special account to the curricular materials fee special account. -- HB2267 CD1  
Committee Reports: HSCR 171-16 (EDN) HSCR 830-16 (FIN) SSCR 2972 (EDU) SSCR 3528 (WAM) CCR 106-16  
Current Status: May-03 16 Passed Legislature  
Section Affected: 302A- (1 SECTION), 302A-101, 302A-1130.6
- HB2277 HD1 SD1 CD1 (CCR 49-16) RELATING TO THE KING KAMEHAMEHA CELEBRATION COMMISSION.  
Introduced by: Souki J (BR)  
Amends provisions relating to the King Kamehameha celebration commission. Changes Daughters and Sons of Hawaiian Warriors to Daughters and Sons of Hawaiian Warriors - Mamakakaua, changes Waimanalo Homesteaders Association to Waimanalo Hawaiian Homes Association, and adds Daughters of Hawaii. Requires the governor to select 4 members who can provide administrative guidance in the areas of law, business, accounting, marketing, philanthropy, or public relations. Allows chairperson of the commission to appoint an advisory committee to advise the chairperson on the historical and archival background of the commission. Requires the commission to appoint an executive director exempt from civil service. -- HB2277 CD1  
Committee Reports: HSCR 115-16 (OMH) HSCR 507-16 (VMI) HSCR 968-16 (FIN) SSCR 3075 (HWN) SSCR 3349 (WAM) CCR 49-16  
Current Status: May-03 16 Passed Legislature  
Section Affected: 8-5
- HB2279 HD2 SD2 CD1 (CCR 66-16) MAKING APPROPRIATIONS FOR CLAIMS AGAINST THE STATE, ITS OFFICERS, OR ITS EMPLOYEES.  
Introduced by: Souki J (BR)  
Appropriation to the department of the attorney general for the purpose of satisfying claims for legislative relief to persons, firms, corporations, and entities, for claims against the State or its officers or employees for the overpayment of taxes, or for refunds, reimbursements, payments of judgments or settlements, or other liabilities. -- Appropriation out of the state highway fund to the department of transportation, highways

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division, for the purpose of satisfying claims for legislative relief to persons, for claims against the State or its officers or employees for payments of judgments or settlements, or other liabilities; provided that the departments shall obtain the approval of the attorney general before payment of any claim can be made. (\$\$) -- HB2279 CD1

Committee Reports: HSCR 408-16 (JUD) HSCR 872-16 (FIN) SSCR 3049 (JDL)  
SSCR 3540 (WAM) CCR 66-16

Current Status: May-03 16 Passed Legislature

HB2281 SD1 (SSCR 3454)

RELATING TO SERVICE BY PUBLICATION IN PATERNITY CASES.

Introduced by: Souki J (BR)

Amends provisions relating to jurisdiction; venue under the uniform parentage act. Changes defendant to respondent. Provides that for service effectuated by registered or certified mail, an electronic copy or facsimile of the signature of the served individual on certified mailers provided by the US Postal Service shall constitute valid proof of service on the individual. Allows the court to authorize notice of the paternity action and the time and date of hearing by publication if it appears that the defendant has refused to accept service by registered or certified mail, is concealing oneself or evading service, or the petitioner does not know the address or residence of the respondent and has not been able to ascertain the same after reasonable and due inquiry and search. Provides that when publication is authorized, the summons shall be published once a week for 4 consecutive weeks in a publication of general circulation in the circuit. Requires the publication of general circulation to be designated by the court in the order for publication of the summons. Requires publication to have the same force and effect as such person having been personally served with the summons; provided that the date of the last publication shall be set not less than 21 days prior to the return date stated in the summons. Requires proof of service to be satisfied by an affidavit or declaration by the authorized representative for the publication that the notice was given in the manner prescribed by the court. Requires that when posting to an online publication website is authorized, proof of service shall be satisfied by an affidavit or declaration by the authorized representative for the publication that the notice was given in the manner prescribed by the court. Requires that when service by electronic mail or posting to a social networking account is authorized, proof of service shall be satisfied by an affidavit or declaration by the process server that the notice was given in the manner prescribed by the court. Requires that when service is made by posting to a public bulletin board, proof of service shall be satisfied by an affidavit or declaration by the process server that the notice was given in the manner prescribed by the court. -- HB2281 SD1

Committee Reports: HSCR 728-16 (JUD) SSCR 3454 (JDL)

Current Status: Apr-26 16 Passed Legislature

Section Affected: 584-8

HB2293 HD1 SD1 (SSCR 3592)

RELATING TO THE HAWAII HOUSING FINANCE AND DEVELOPMENT CORPORATION.

Introduced by: Souki J (BR)

Amends provisions relating to Hawaii housing finance and development corporation; development of property. Requires the development to include mixed use developments; and in cooperation with any state or county department or agency. -- HB2293 SD1

Committee Reports: HSCR 176-16 (HSG) HSCR 922-16 (FIN) SSCR 3062 (HOU/PSM/) SSCR 3592 (WAM)

Current Status: Apr-26 16 Passed Legislature

Section Affected: 201H-12, 201H-44

HB2295 HD1 SD1 (SSCR 3142)

RELATING TO THE AEROSPACE ADVISORY COMMITTEE.

Introduced by: Souki J (BR)

Amends provisions relating to aerospace advisory committee. Reduces the members on the committee from 15 members to 13 members. Requires the committee to elect 1 of its members to serve as chairperson. -- HB2295 SD1

Committee Reports: HSCR 715-16 (EDB) SSCR 3142 (PSM)

Current Status: Apr-26 16 Passed Legislature

Section Affected: 201-72.5

HB2305 HD1 SD1 CD1 (CCR 56-16)

RELATING TO THE DWELLING UNIT REVOLVING FUND.

Introduced by: Souki J (BR)

Establishes provisions relating to regional state infrastructure subaccounts. Requires the Hawaii housing finance development corporation, upon request by a county, to establish and operate a regional state infrastructure subaccount within the dwelling unit revolving

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fund for the benefit of the housing and mixed use transit oriented development projects within the county. Requires the corporation to expend revenues in the subaccounts to make grants and loans to state agencies, and loans to counties or private developers, for the costs, in whole or in part, of infrastructure improvements that would increase the capacity of the infrastructure facilities, including regional sewer systems, water systems, drainage systems, roads, and telecommunications and broadband. Provides grants and loans to be made only for capital improvement projects approved by the respective county council and mayor, or state agency, as applicable, with a view towards planned growth rather than upkeep and maintenance. Prohibits grant or loan to be made for maintenance or repair costs unless the construction would simultaneously increase the carrying capacity of the infrastructure facility; or solely for mass transit or electrical utilities. Allows the corporation to also expend revenues in the subaccount to repay private investors for their investment plus any interest accrued on their investments made into the subaccount. -- Amends provisions relating to dwelling unit revolving fund. Allows the proceeds in the revolving fund to be used to reimburse the general fund to pay the interest on general obligation bonds issued for the purposes of the revolving fund, for the necessary expenses in administering housing development programs and regional state infrastructure programs, and for carrying out the purposes of housing development programs and regional state infrastructure programs, including but not limited to the expansion of community facilities and regional state infrastructure constructed in conjunction with housing and mixed use transit oriented development projects. -- HB2305 CD1

Committee Reports: HSCR 155-16 (HSG) HSCR 923-16 (FIN) SSCR 3063 (HOU)  
SSCR 3495 (WAM) CCR 56-16

Current Status: May-03 16 Passed Legislature

Section Affected: 201H- (1 SECTION), 201H-191

HB2308 HD1 SD1 (SSCR 3541)

MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS.

Introduced by: Souki J (BR)

Appropriation to the director of finance for all collective bargaining cost items for collective bargaining unit 11 (firefighters) and for salary increases and other cost adjustments for state officers and employees. (\$\$) -- HB2308 SD1

Committee Reports: HSCR 112-16 (LAB) HSCR 736-16 (FIN) SSCR 2936 (JDL)  
SSCR 3541 (WAM)

Current Status: May-03 16 Passed Legislature

HB2311 SD1 (SSCR 2896)

RELATING TO REPORTING DEATHS TO STATE AGENCIES.

Introduced by: Souki J (BR)

Amends Act 27, session laws of 2014, establishing provisions relating to deaths reported to state agencies. Extends the sunset date. -- HB2311 SD1

Committee Reports: HSCR 40-16 (LAB) HSCR 193-16 (HLT) HSCR 711-16 (CPC)  
SSCR 2896 (CPH) SSCR 3291 (JDL)

Current Status: Apr-26 16 Passed Legislature

Section Affected: ACT 27 2014

HB2317 HD1 SD1 CD1 (CCR 97-16)

MAKING AN APPROPRIATION TO THE EMERGENCY AND BUDGET RESERVE FUND.

Introduced by: Souki J (BR)

Appropriation to further capitalize the emergency and budget reserve fund (rainy day fund). (\$\$) -- HB2317 CD1

Committee Reports: HSCR 846-16 (FIN) SSCR 3297 (WAM) CCR 97-16

Current Status: May-03 16 Passed Legislature

HB2319 HD1 SD1 (SSCR 2902)

RELATING TO MONEY TRANSMITTERS.

Introduced by: Souki J (BR)

Amends provisions relating to money transmitters. Changes Federal Reserve Bank to consumer Financial Protection Bureau. Allows a person or group of persons to request approval of a proposed change of control of the license to engage in the business of money transmission. Requires criminal history check of the requesting persons or groups of persons. -- HB2319 SD1

Committee Reports: HSCR 635-16 (CPC) HSCR 900-16 (FIN) SSCR 2902 (CPH)  
SSCR 3464 (JDL)

Current Status: May-03 16 Passed Legislature

Section Affected: 489D-5, 489D-15, 846-2.7

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- HB2326 HD1 SD1 (SSCR 2919) RELATING TO MORTGAGE RESCUE FRAUD.  
Introduced by: Souki J (BR)  
Amends provisions relating to the mortgage rescue fraud prevention act. Establishes provisions relating to recordkeeping and compliance requirements by the distressed property consultant contract. Authorizes the attorney general or the executive director of the office of consumer protection are authorized to investigate reported or suspected violations of the federal mortgage assistance relief services rules. Establishes requirements for attorneys who performs or provides, or attempts to perform or provide, or who arranges for others to perform or provide, or who assists others to perform or provide, or who makes any solicitation, representation, or offer to perform or provide, any mortgage assistance relief service. -- HB2326 SD1  
Committee Reports: HSCR 637-16 (CPC) HSCR 898-16 (FIN) SSCR 2919 (CPH) SSCR 3465 (JDL)  
Current Status: May-03 16 Passed Legislature  
Section Affected: 480E- (3 SECTIONS), 480E-1, 480E-2, 480E-2.5, 480E-3, 480E-5, 480E-6, 480E-8, 480E-10, 480E-11
- HB2329 RELATING TO CONSUMER PROTECTION.  
Introduced by: Souki J (BR)  
Amends provisions relating to limitation of actions under antitrust provisions. Repeals provisions relating to toll of time for commencement of actions by the State. -- HB2329  
Committee Reports: HSCR 636-16 (CPC) HSCR 989-16 (JUD) SSCR 2905 (CPH) SSCR 3290 (JDL)  
Current Status: Apr-06 16 Received by the Governor  
Apr-11 16 Approved by Governor (Act 7 2016)  
Section Affected: 480-24
- HB2331 HD1 (HSCR 135-16) RELATING TO BOARD MEMBER TERMS FOR THE BOARD OF NURSING AND THE BOARD OF SPEECH PATHOLOGY AND AUDIOLOGY.  
Introduced by: Souki J (BR)  
Amends provisions relating to state board of nursing; appointment; term of office. Increases the term of office for state board of nursing, and prohibits members to be appointed for more than 8 consecutive years. -- Amends provisions relating to speech pathology and audiology. Increases terms of office for members of the board of speech pathology and audiology. -- HB2331 HD1  
Committee Reports: HSCR 135-16 (HLT) HSCR 666-16 (CPC) SSCR 3274 (CPH)  
Current Status: Apr-04 16 Received by the Governor  
Apr-19 16 Approved by Governor (Act 8 2016)  
Section Affected: 457-3, 468E-6
- HB2340 HD1 SD2 CD1 (CCR 32-16) RELATING TO CRIMINAL HISTORY RECORDS CHECKS UNDER THE CHILD PROTECTIVE ACT.  
Introduced by: Souki J (BR)  
Establishes provisions relating to authority to conduct criminal history records checks without consent. Authorizes the department of human services to conduct criminal history checks, without consent, of an alleged perpetrator of harm or threat of harm and all adult household members to ensure the safety of the child when an assessment is required. -- HB2340 CD1  
Committee Reports: HSCR 537-16 (HUS) HSCR 990-16 (JUD) SSCR 2914 (HMS) SSCR 3577 (JDL) CCR 32-16  
Current Status: May-03 16 Passed Legislature  
Section Affected: 587A- (1 SECTION), 587A-9, 587A-11
- HB2343 HD2 SD1 CD1 (CCR 4-16) RELATING TO REQUIREMENTS FOR CHILD CARE PROVIDERS.  
Introduced by: Souki J (BR)  
Amends provisions relating to child care. Redefines child abuse record check to include subsequent child abuse confirmation history checks for household members and a name inquiry into other states' child abuse and neglect registries. -- Amends provisions relating to criminal history record checks, child abuse record checks, and adult abuse perpetrator checks by changing it to requirements for persons exempt. Provides that to be eligible to provide child care for a child whose family receives a child care subsidy from the department of human services the person is required to agree to a sex offender registry check; complete a pre service orientation training and ongoing training in health and safety topics and any monitoring inspection visits by the department. Allows deficiencies and substantiated complaints to be posted by the department on a public website. --

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HB2343 CD1

Committee Reports: HSCR 482-16 (HUS/ HLT/) HSCR 992-16 (JUD) SSCR 2954 (HMS/ CPH) SSCR 3561 (JDL) CCR 4-16

Current Status: Apr-28 16 Passed Legislature

Section Affected: 346-151, 346-152.5, 346-153, 346-154, 846-2.7

HB2350 HD2 SD1 CD1 (CCR 3-16)

RELATING TO FOSTER CHILDREN.

Introduced by: Souki J (BR)

Amends provisions under the department of human services law. Replaces the term foster boarding home with resource family home and the term foster parent with resource caregiver. Provides that any resource caregiver or child caring institution issued a certificate of approval pursuant to provisions relating to child placing organization, child caring institutions, and resource family homes; authority over, investigation of, and standards for, shall be immune from liability in a civil action to recover damages for injury, death, or loss to a person or property that results by authorizing a child in their foster care to participate in an extracurricular, enrichment, cultural, or social activity; provided that the authorization is in accordance with the reasonable and prudent parent standard as defined in title 42 US Code section 675. -- Amends provisions relating to giving principles for children in foster care. Includes that a child in foster care guiding principles may participate in extracurricular, enrichment, cultural, and social activities; provided that the child caring institution or resource caregiver authorized the participation in accordance with reasonable and prudent parent standard as defined in 42 US Code section 675. Amends the provision that at each permanency hearing the court shall make written findings pertaining to the services needed to assist the child with the transition from foster care to independent living for a child who has attained 16 years of age to by reducing the age to 14 years of age. -- HB2350 CD1

Committee Reports: HSCR 661-16 (HUS) HSCR 1004-16 (JUD) SSCR 2916 (HMS) SSCR 3562 (JDL) CCR 3-16

Current Status: Apr-28 16 Passed Legislature

Section Affected: 346-16, 346-17, 587A-3, 587A-31, 587A-32

HB2353 HD2 SD2 CD1 (CCR 167-16)

RELATING TO EXEMPTIONS FROM CIVIL SERVICE.

Introduced by: Souki J (BR)

Amends provisions relating to civil service and exemptions. Adds all energy program managers, energy program specialists, energy program assistants, and energy analysts in the state energy office in the department of business, economic development, and tourism. -- Allows the department of health to establish up to 18 permanent or temporary exempt positions, known as forensic psychologists, to include 1 court examiner supervisor, to perform court ordered forensic examinations requiring a state designee, monitor individuals pursuant to a court order in the community, or coordinate forensic activities. Further allows the department to establish up to 2 permanent or temporary exempt positions, known as Hawaii state hospital primary care physicians, to serve as attending physicians for Hawaii state hospital patients. -- Exempts positions in the Med QUEST division of the department of human services including the division administrator, finance officer, health care services branch administrator, medical director, clinical standards administrator, and research / health analytics manager and the community / project development director; and policy director in the director's office of the department of human services; all psychologist positions in the department of public safety; the mental health branch administrator, mental health section administrators, and dentists of the correctional health care program of the department of public safety. -- HB2353 CD1

Committee Reports: HSCR 367-16 (LAB) HSCR 966-16 (FIN) SSCR 3050 (JDL) SSCR 3581 (WAM) CCR 167-16

Current Status: May-03 16 Passed Legislature

Section Affected: 76-16

HB2362 HD2 SD1 CD1 (CCR 1-16)

RELATING TO THE HAWAII WORKFORCE DEVELOPMENT COUNCIL.

Introduced by: Souki J (BR)

Amends provisions relating to the Hawaii workforce development council law. Conforms the law to the federal Workforce Innovation and Opportunity Act of 2014, Public Law No. 113-128. -- HB2362 CD1

Committee Reports: HSCR 352-16 (LAB) HSCR 984-16 (JUD) SSCR 2937 (JDL) CCR 1-16

Current Status: Apr-27 16 Received by the Governor

Section Affected: 202-1, 202-2, 202-4

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- HB2363 HD1 SD1 CD1 (CCR 145-16) RELATING TO LABOR.  
Introduced by: Souki J (BR)  
Amends the workers compensation law. Amends provisions relating to total disability. Changes penalty for an employer or insurance carrier who fails to comply to pay not more than 2,500 dollars to 5,000 dollars into the special compensation fund. Amends provisions relating to reports of injuries, other reports, penalty. Allows the director of labor and industrial relations to receive electronic reports from employers, insurance carriers, physicians, surgeons, and hospitals. Amends provisions relating to reports of physicians, surgeons, and hospitals. Changes fine for delinquent reports made to the director from 250 dollars to 500; and for any employer who fails to furnish medical report or to allow inspections and copying of transcripts of depositions of medical witnesses to be fined in an amount not to exceed 1,000 dollars to 5,000 dollars. Amends provisions relating to failure to give security for compensation; penalty; injunction. Changes the penalty for an employer who fails to comply with provisions relating to security for payment of compensation; from not less than 250 dollars to 500 dollars or of 10 dollars to 100 for each employee for every day during which such failure continues; and at the director's discretion, for good cause shown, remit all or any part of the penalty in excess of 250 dollars to 500 dollars. Amends provisions relating to employees not to pay for insurance; penalty. Changes penalty for any employer who makes a deduction for the purpose of securing compensation from the wages or salary of any employee entitled to the benefits to be fined not more than 2,500 dollars to 5,000 dollars. Exempts excluded services to include service performed by an individual for a corporation if the individual owns at least 50 per cent of the corporation; prohibits an employer to require an employee to incorporate as a condition of employment; service performed by a member of a limited liability company if the member is an individual and has a distributional interest, as defined in the uniform limited liability company act, of not less than 50 per cent in the company; prohibits an employer to require an employee to form a limited liability company as a condition of employment; service performed by a partner of a partnership, as defined in the uniform partnership act general provisions, if the partner is an individual; prohibits an employer to require an employee to become a partner or form a partnership as a condition of employment; service performed by a partner of a limited liability partnership if the partner is an individual and has a transferable interest as described in the partner's transferable interest in the partnership in the partnership law, of not less than 50 per cent; prohibits an employer to require an employee to form a limited liability partnership as condition of employment; or service performed by a sole proprietor. Amends provisions relating to failure to give security for payment of benefits; penalty; injunction under temporary disability insurance law. Increase penalty. -- HB2363 CD1  
Committee Reports: HSCR 184-16 (LAB) HSCR 645-16 (CPC) HSCR 685-16 (FIN) SSCR 3051 (JDL/CPH) SSCR 3481 (WAM) CCR 145-16  
Current Status: May-03 16 Passed Legislature  
Section Affected: 386-31, 386-95, 386-96, 386-123, 386-129, 392-5, 392-47
- HB2389 HD1 SD1 CD1 (CCR 25-16) RELATING TO THE FEDERAL REIMBURSEMENT MAXIMIZATION SPECIAL FUND.  
Introduced by: Souki J (BR)  
Amends provisions relating to federal reimbursement maximization special fund. Requires funds to be used by the department of public safety for corrections workforce to recruit and retain corrections workforce. -- HB2389 CD1  
Committee Reports: HSCR 299-16 (PBS) HSCR 999-16 (FIN) SSCR 2909 (PSM) SSCR 3502 (WAM) CCR 25-16  
Current Status: May-03 16 Passed Legislature  
Section Affected: 353C-7
- HB2391 HD2 SD2 CD1 (CCR 70-16) RELATING TO THE RELEASE OF CERTAIN MISDEMEANANTS.  
Introduced by: Souki J (BR)  
Establishes provisions relating to release of misdemeanants to prevent overcrowding. Authorizes the director of public safety to order the release of a misdemeanor on recognizance to prevent overcrowding when a community correctional center has reached capacity. Requires the director to consider the circumstances and nature of the misdemeanor's charge or offense prior to ordering a release. -- Further requires the director's order to supersede and have the same force and effect as an order entered by a court pursuant to provisions under bail; bond to keep the peace law. Defines misdemeanor to mean a person incarcerated at a community correctional center who has been charged with a petty misdemeanor or misdemeanor, or an incarcerated person who has been sentence pursuant to provisions relating to sentence of imprisonment for

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misdemeanor and petty misdemeanor. Prohibits a person who is incarcerated to be eligible for release if the person has been denied bail or whose bail has been set at more than 5,000 dollars; charged with or convicted of or is on probation or parole for a serious crime; or arrested or convicted for abuse of family or household members; or other than the offense for which release is contemplated under this section, the person has been previously convicted of any offense, as defined in title 37, that involves injury or threat of injury to the person of another, including but not limited to sexual harassment in the 4th degree, harassment by stalking, violation of an order of protection, or violation of a temporary restraining order. Requires the director to notify the court where the case is assigned and the prosecuting attorney of the release of any misdemeanant pursuant to this section not later than 48 hours prior to the time of the actual release. Prohibits the State or any of its officer and employees to be subject to any civil liability or penalty nor to any criminal prosecution for any error in judgement or discretion made in good faith and upon reasonable grounds in any action taken or omitted by the State or any of its officers and employees acting in their official capacity. Establishes provisions relating to terms and conditions of release; violations; sanctions. Allows the director to impose any of the condition that a court is authorized to impose and impose any conditions contained in any court order superseded by the director's order. Requires intentional violations of the conditions of release to be disposed of as provided in provisions relating to violations of conditions of release on bail, recognizance, or supervised release and provisions relating to sanctions for violation of conditions of release on bail, recognizance, or supervised release. Amends provisions relating to sentence of imprisonment for misdemeanor and petty misdemeanor. Adds subject to earlier release pursuant to provisions relating to release of misdemeanants to prevent overcrowding. Report to the legislature. Act to be repealed on July 1, 2020 (sunset). -- HB2391 CD1  
Committee Reports: HSCR 300-16 (PBS) HSCR 1005-16 (JUD) SSCR 3066 (PSM)  
SSCR 3563 (JDL) CCR 70-16  
Current Status: May-03 16 Passed Legislature  
Section Affected: 353- (2 SECTIONS), 706-663

HB2403 HD1 SD1 (SSCR 2992) RELATING TO THE MEDICAL ADVISORY BOARD.  
Introduced by: Souki J (BR)  
Amends provisions related to the medical advisory board under the highway safety law. Changes the membership of the medical advisory board. -- HB2403 SD1  
Committee Reports: HSCR 529-16 (TRN) HSCR 904-16 (FIN) SSCR 2992 (CPH/TRE/)  
Current Status: May-03 16 Passed Legislature  
Section Affected: 286-4.1

HB2415 SD1 (SSCR 3459) RELATING TO NON-GENERAL FUNDS.  
Introduced by: Jordan J, Nishimoto S, Yamashita K, Luke S  
Repeals the Kapolei recreational sports complex special fund. -- Reclassifies the prepaid airport use charge fund from a special fund to a trust fund. -- Abolishes the photo enforcement revolving fund and requires any unencumbered remaining balances be transferred to the general fund. -- HB2415 SD1  
Committee Reports: HSCR 847-16 (FIN) SSCR 3459 (WAM)  
Current Status: Apr-26 16 Passed Legislature  
Section Affected: 109-1, 109-2, 109-3, 109-5, 109-7, 109-9

HB2416 RELATING TO RENEWABLE ENERGY.  
Introduced by: Jordan J, Nishimoto S, Yamashita K, Cullen T, Luke S  
Repeals the renewable energy facility siting process law. -- HB2416  
Committee Reports: HSCR 653-16 (EEP) HSCR 796-16 (FIN) SSCR 3068 (TRE) SSCR 3480 (WAM)  
Current Status: Apr-12 16 Received by the Governor  
Apr-27 16 Approved by Governor (Act 27 2016)  
Section Affected: 201-12.5, 269-27.2, 343-2, 343-5, 201N-1, 201N-2, 201N-3, 201N-4, 201N-5, 201N-6, 201N-7, 201N-8, 201N-9, 201N-10, 201N-11, 201N-12, 201N-13, 201N-14, 201N-31, 201N-32, 201N-33

HB2422 HD1 (HSCR 933-16) RELATING TO LIQUOR.  
Introduced by: Tsuji C, Mizuno J  
Amends provisions relating to transfer of licenses; notice of change in officers, directors, and stockholders of corporate licenses, partners of a partnership license, and members

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of a limited liability company license; penalty under intoxicating liquor law. Provides that if the licensee is a corporation, a change in ownership of any outstanding capital stock shall not be deemed a transfer of a license; provided that in the case of a change in ownership of 25 per cent or more of the stock or in the case of change in ownership of any number of shares of the stock that results in the transferee becoming the owner of 25 per cent or more of the outstanding voting capital stock. -- Further provides that if the licensee is a publicly traded company, or an entity ultimately solely owned by a publicly traded company, requires the licensee, within 30 days from the date of election of any replacement of an officer designated as a primary decision maker regarding the purchase and sale of liquor, to notify the liquor commission in writing of the name, age, and place of residence of the officers. Amends provisions relating to no license issued, when. Prohibits license to be issued, unless the applicant for a license or a renewal of a license, or in the case of a transfer of a license, both the transferor and the transferee, presents the issuing agency a tax clearance certificate from the department of taxation. Amends provisions relating to application; penalty for false statements. Requires a every application for a license or for the renewal of a license or for the transfer of a license to be in writing, signed and, except for the renewal of a license, verified by the oath of the applicant, or in the case of a corporation or unincorporated association by the proper officer or officers, or if a partnership by a general partner, or if a limited liability partnership by a partner, or if a limited liability company by a member, made before any official authorized by law to administer oaths, to be addressed to the liquor commission if a publicly traded company, or an entity ultimately solely owned by a publicly traded company, the names of the officers designated as the primary decision makers regarding the purchase and sale of liquor. -- HB2422 HD1

Committee Reports: HSCR 166-16 (EDB) HSCR 638-16 (CPC) HSCR 933-16 (JUD)  
SSCR 2908 (PSM) SSCR 3326 (CPH)

Current Status: Apr-06 16 Received by the Governor  
Apr-22 16 Approved by Governor (Act 12 2016)

Section Affected: 281-41, 281-45, 281-53

HB2448 HD1 SD1 (SSCR 2938)

RELATING TO STATUTORY REVISION: AMENDING VARIOUS PROVISIONS OF THE HAWAII REVISED STATUTES AND THE SESSION LAWS OF HAWAII FOR THE PURPOSES OF CORRECTING ERRORS AND REFERENCES, CLARIFYING LANGUAGE, AND DELETING OBSOLETE OR UNNECESSARY PROVISIONS.

Introduced by: Souki J

Amends or repeals various provisions of the Hawaii revised statutes and the session laws of Hawaii for the purpose of correcting errors, clarifying language, correcting references, and deleting obsolete or unnecessary provisions. Amends Act 98, session laws of 2012, as amended by Act 102, session laws of 2015. Amends Act 232, session laws of 2013. Amends Act 55, session laws of 2014. Amends Act 111, session laws of 2015. Amend Act 114, session laws of 2015. Amends Act 235, session laws of 2015. -- HB2448 SD1

Committee Reports: HSCR 714-16 (JUD) SSCR 2938 (JDL)

Current Status: Apr-26 16 Passed Legislature

Section Affected: 134-1, 201H-37, 329-101, 348-2, 377-1, 379-3, 380-14, 381-9, 383-144, 386-6, 386-8, 386-8.5, 386-42, 386-43, 392-3, 460J-2, 601-2, 603-21.7, 603-36, 606-4, 607-8, 607-14.7, 607-21, 624-41, 633-34, 634-23, 634-30, 634-32, 635-12, 651-2, 651-91, 651-124, 652-8, 657-32, 657-33, 657-35, 658D-4, 660-20, 660-23, 660-25, 661-1, 661-3, 661-4, 661-5, 661-11, 663-8, 663-17, 668-8.5, 835-1, ACT 98 2012, ACT 102 2015, 46-15.1, ACT 232 2013, 334-59, ACT 55 2014, 205-4.5, ACT 111 2015, 302D-34, ACT 114 2015, ACT 235 2015

HB2466 HD1 SD1 (SSCR 3370)

RELATING TO NON-GENERAL FUNDS.

Introduced by: Luke S

Requires the department of health and department of budget and finance to jointly conduct a study on the distribution of the cigarette tax revenues including a recommendation in the study of whether to continue the cigarette tax revenue distribution to the non general funds, with or without modification or re distribute all or most of the cigarette tax revenues to the general fund and change the means of financing of affected agencies and programs to general funds. Requires the department of taxation, and any other relevant executive department to cooperate with the department of health or department of budget and finance upon the request for assistance and information. Report to the legislature and governor. -- HB2466 SD1

Committee Reports: HSCR 851-16 (FIN) SSCR 3370 (WAM)



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Current Status: Apr-26 16 Passed Legislature

- HB2482 HD2 SD1 CD1 (CCR 171-16) RELATING TO INSURANCE.  
Introduced by: Belatti D, Nishimoto S, Luke S, Johanson A  
Amends provisions relating to information from providers of health insurance by changing it to access to health and dental insurance data; mandatory reporting for certain insurers; uses; confidentiality. Beginning November 1, 2016, requires providers of health insurance that provides health benefits plans funded by the Hawaii employer union health benefits trust fund, the state medicaid agency, or both to provide administrative data to determine health benefits costs, including health care services claims and payment data regarding beneficiaries of health benefits plans to the state planning and development agency, or its designee. Requires the state agency to submit data collected to the college of social sciences, social sciences research institute, pacific health informatics and data center at the university of Hawaii for processing, assignment of encrypted identifiers, and any other task deemed necessary by the agency. Allows the agency to designate another data center to submit the data obtained pursuant to this section and meets the conflict of interest requirements of 42 US Code section 300gg-94, after July 1, 2018. -- Further allows the agency to contract with entities for the analysis of data collected and processed by a data center to benefit medicaid and medicare recipients, public employees, and public sector retirees and for other public purposes. Requires the agency to develop and update an annual plan for the analysis, maintenance, and publication of data collected and seek approval for the plan from the director of health, administrator of the MedQuest division of the department of human services, and the chief information officer of the State. Prohibits the agency or its designee to disclose any individual patient's personal health information in violation of state or federal law. Annual reports to the legislature. Requires the state health planning and development agency to adopt interim rules for the schedule and frequency for providers of health insurance, dental insurance, and health benefits plans to provide administrative data. Annual reports to the legislature. -- HB2482 CD1  
Committee Reports: HSCR 387-16 (HLT) HSCR 997-16 (CPC) SSCR 3301 (CPH) CCR 171-16  
Current Status: May-03 16 Passed Legislature  
Section Affected: 323D-18.5
- HB2489 SD1 CD1 (CCR 108-16) RELATING TO THE DEPARTMENT OF DEFENSE.  
Introduced by: Ito K, Har S, Tokioka J, Matsumoto L, Ward G, DeCoite L, Tsuji C, Ohno T, Woodson J  
Appropriation to the department of defense for the establishment of 1 full time equivalent (1.00 FTE) permanent veterans services counselor IV position in the office of veterans' services to address the various problems and needs of all veterans, with a primary focus on female veterans, who served on active duty for the full period they were activated; for the Vietnam veterans 50th anniversary commemoration. (\$\$) -- HB2489 CD1  
Committee Reports: HSCR 161-16 (VMI) HSCR 476-16 (LAB) HSCR 699-16 (FIN) SSCR 2942 (PSM) SSCR 3551 (WAM) CCR 108-16  
Current Status: May-03 16 Passed Legislature
- HB2494 RELATING TO BLOOD GLUCOSE MONITORING.  
Introduced by: Takumi R  
Amends provisions relating to self administration of medication by student and emergency administration permitted by adding self testing and self management of diabetes by student; assistance with diabetes testing; permitted by adding blood glucose monitoring by student; assistance with blood glucose monitoring. Requires the department of education to permit blood glucose monitoring by a student and to permit department employees and agents to volunteer to administer blood glucose monitoring or assist a student with the blood glucose monitoring. Requires training by a qualified health care professional. Requires written certification from the student's physician, advanced practice registered nurse or physician assistant. Requires the student's parent or guardian to provide the school with any supplies necessary to administer the blood glucose monitoring. -- HB2494  
Committee Reports: HSCR 238-16 (HLT) HSCR 697-16 (JUD) SSCR 2976 (EDU) SSCR 3284 (CPH)  
Current Status: Apr-06 16 Received by the Governor  
Apr-21 16 Approved by Governor (Act 10 2016)  
Section Affected: 302A-1164

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- HB2501 HD2 SD2 CD1 (CCR 7-16) RELATING TO WATER RIGHTS.  
Introduced by: Yamane R, Yamashita K, Woodson J, Souki J, Tsuji C  
Amends provisions relating to minerals and water rights. Provides that where an application has been made for a lease under this law to continue a previously authorized disposition of water rights, a holdover may be authorized annually until the pending application for the disposition of such water rights is finally resolved or for 3 years, whichever is sooner; provided that the total period of the holdover for any applicant shall not exceed 3 years; provided further that the holdover is consistent with the public trust doctrine and any applicable law. Annual reports to the legislature. Act to be repealed on June 30, 2019 (sunset). -- HB2501 CD1  
Committee Reports: HSCR 212-16 (WAL) HSCR 1012-16 (FIN) SSCR 3058 (WLA) SSCR 3598 (WAM) CCR 7-16  
Current Status: May=03 16 Passed Legislature  
Section Affected: 171-58
- HB2543 HD2 SD1 (SSCR 3294) RELATING TO BROADBAND.  
Introduced by: Yamashita K, Yamane R, Tsuji C, Har S, Kong S, Lee C, San Buenaventura J, Ichiyama L, Takayama G, McKelvey A, Tokioka J, Kawakami D, Hashem M, Oshiro M, Ito K, Nakashima M, Choy I, Onishi R  
Amends Act 151, session laws of 2011, as amended by Act 264, session laws of 2013, which exempts county permitting requirements and state permitting and approval requirements for any actions relating to the installation, improvement, construction or development of infrastructure relating to broadband service or broadband technology, including the interconnection of telecommunications cable by repealing the sunset date. -- Amends Act 264, session laws of 2014, which establishes provisions relating to broadband related permits; automatic approval, by repealing the sunset date. -- HB2543 SD1  
Committee Reports: HSCR 83-16 (EEP) HSCR 552-16 (CPC) HSCR 875-16 (FIN) SSCR 3014 (EET) SSCR 3294 (CPH)  
Current Status: May-05 16 Passed Legislature  
Section Affected: ACT 151 2011, ACT 264 2013
- HB2559 HD1 SD2 CD1 (CCR 93-16) RELATING TO MENTAL HEALTH.  
Introduced by: Rhoads K, Brower T, Saiki S  
Amends provisions relating to mental health, mental illness, drug addiction and alcoholism law. Defines imminently dangerous to self or others to mean that without intervention, the person will likely become dangerous to self or dangerous to others within the next 45 days. Repeals provisions that allows a law enforcement office to take into custody and transport to any designated mental health program, any person subject to an assisted community treatment order, issued pursuant to part VIII of this law, for further evaluation and possible emergency hospitalization. Provides that the court order shall direct that a law enforcement officer or other suitable individual take the person into custody and deliver the person to a designated mental health program or to the nearest facility designated by the director of health for emergency examination and treatment or both. Increases the maximum period for assisted community treatment from 180 days to 1 year. Prohibit a subject to the order to be physically forced to take medication under a family court order for assisted community treatment unless the subject is within an emergency department or admitted to a hospital. Amends Act 221, session laws of 2014 by repealing the sunset date. Amends Act 27, session laws of 2015 and Act 231, session laws of 2015. -- HB2559 CD1  
Committee Reports: HSCR 388-16 (HLT) HSCR 785-16 (JUD) SSCR 2980 (CPH) SSCR 3499 (WAM/ JDL/) CCR 93-16  
Current Status: May-03 16 Passed Legislature  
Section Affected: 334-1, 334-59, 334-127, 334-129, 334-130, ACT 221 2013, 334-60.2, 334-60.5, 334-121, 334-122, 334-123, 334-124, 334-125, 334-126, 334-128, 334-131, 334-132, 334-133, 334-134, ACT 27 2015, ACT 231 2015
- HB2561 HD1 SD1 CD1 (CCR 138-16) RELATING TO THE ADMINISTRATION OF JUSTICE.  
Introduced by: Rhoads K (BR)  
Amends the Hawaii penal code law (recommendations of the penal code review committee) -- Amends Act 139, session laws of 139, as amended by Act 67, session laws of 2013. -- HB2561 CD1  
Committee Reports: HSCR 660-16 (JUD) HSCR 763-16 (FIN) SSCR 3449 (JDL) CCR 138-16

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Current Status: May-03 16 Passed Legislature  
Section Affected: 704- (2 SECTIONS), 704-404, 704-406, 704-407, 704-411, 704-413, 704-414, 706- (1 SECTION), 706-601, 706-603, 706-604, 706-605, 706-605.1, 706-606.5, 706-622.5, 706-622.9, 706-624, 706-642, 706-646, 706-648, 706-650, 706-650.5, 706-660, 706-605.5, 707-700, 707-711, 707-733, 708-803, 708-831, 708-832, 708-833, 708-833.5, 708-839.5, 708-893, 709-906, 709-908, 710- (1 SECTION), 710-1027, 712- (1 SECTION), 712-1200, 712-1240.7, 712-1240.9, 712-1241, 712-1242, 712-1240.8, 291-12, 291E-1, 353-10.5, 353-22.6, 586-1, 804-7.2, 806-73, 806-83, 831-3.2, 846F-3, 853-4, ACT 139 2012, ACT 67 2013, 353-10, 353-66, 706-670, 353-69

### HB2569 HD2 SD1 CD1 (CCR 143-16) RELATING TO ENERGY.

Introduced by: Lee C, Takumi R, Lowen N, Evans C, Souki J, McKelvey A, Nakashima M, Kobayashi B, Nishimoto S, LoPresti M, Yamane R, Johanson A, Jordan J, Tokioka J, Cullen T, Belatti D, Mizuno J, Ing K, Hashem M, Matsumoto L, Oshiro M, Kawakami D, Ichiyama L, Creagan R, Har S, Brower T, Ito K, Aquino H, Luke S, Fukumoto Chang B, Woodson J, Ohno T, Rhoads K, Cachola R, Takayama G, Morikawa D, Keohokalole J, Saiki S, Choy I, DeCoite L, Tsuji C, Thielen C, Say C, Pouha F, San Buenaventura J Establishes provisions relating to sustainable schools initiative. Requires the department of education to establish a goal of becoming net 0 with respect to energy use, producing as much renewable energy as the department consumes across all public school facilities, by January 1, 2035. Requires the department to submit an annual report that shall include information on the overall progress toward the net 0 energy goal; its plans and recommendations to advance the net 0 energy goal; and any challenges or barriers encountered or anticipated by the department in meeting the net 0 energy goal. Further requires the department to expedite the cooling of all public school classrooms to a temperature acceptable for student learning and report the number of completed classrooms in which cooling measures were implemented and the number of classrooms remaining that require cooling; the different types of cooling measures implemented; the approximate cost per classroom for planned cooling measures, including installation, upgrades, equipment, maintenance, and projected operating costs over the life of the installed cooling measures; the approximate cost per completed classroom for cooling measures implemented, including installation, upgrades, equipment, maintenance, and projected operating costs over the life of the installed cooling measures; the number of completed classrooms in which energy efficiency measures were installed or implemented and the number of classrooms remaining that require energy efficiency measures; and the different types of energy efficiency measures installed or implemented. Annual report to the legislature. -- HB2569 CD1

Committee Reports: HSCR 86-16 (EEP) HSCR 577-16 (EDN) HSCR 876-16 (FIN) SSCR 3106 (EDU/ TRE/) SSCR 3474 (WAM) CCR 143-16

Current Status: May-03 16 Passed Legislature  
Section Affected: 302A- (1 SECTION) SUSTAINABLE SCHOOLS INITIATIVE

### HB2582 HD1 SD1 CD1 (CCR 104-16) RELATING TO FOOD SAFETY.

Introduced by: DeCoite L, Woodson J, Yamashita K, Pouha F, Har S, Onishi R, Aquino H, Choy I, McKelvey A, Say C, Brower T, Tsuji C, Lowen N, Ito K, Nakashima M, Keohokalole J

Establishes provisions relating to agricultural food safety certification program. Establishes the program within the department of agriculture to develop and implement a certification system that shall at a minimum comply with the requirements of the FDA Food Safety Modernization Act; support the agricultural industry and assist farmers and ranchers subject to the requirements of the FDA Food Safety Modernization Act by developing and implementing a food safety certification program that will concurrently satisfy the requirements of the department of agriculture and the FDA Food Safety Modernization Act; conduct research into alternative, less burdensome methods by which Hawaii's farmers and ranchers can satisfy the requirements of the FDA Food Safety Modernization Act; establish an education program, including on line classes, that addresses compliance with state and federal food safety requirements for farmers and ranchers; serve as an information clearinghouse for all matters related to the FDA Food Safety Modernization Act and any other food safety laws; and undertake activities to improve and sustain the safety of agricultural foods and other functions as may be assigned by law. Allows the chairperson of the board of agriculture to employ 1 program manager and 1 specialist, 2 auditors, and 1 clerical staff person. Appropriation for the

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program and staff. (\$\$) -- HB2582 CD1  
Committee Reports: HSCR 91-16 (AGR) HSCR 553-16 (CPC) HSCR 768-16 (FIN)  
SSCR 3084 (WLA/ CPH/) SSCR 3369 (WAM) CCR 104-16  
Current Status: May-03 16 Passed Legislature  
Section Affected: 141- (1 SECTION) AGRICULTURAL FOOD SAFETY  
CERTIFICATION PROGRAM

HB2593 HD1 SD1 (SSCR 3127) AUTHORIZING THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR HAWAII RENEWABLE RESOURCES, LLC.  
Introduced by: Souki J  
Authorizes the issuance of special purpose revenue bonds, with the approval of the governor, to assist Hawaii Renewable Resources, LLC, with the establishment and funding of food, animal feed, and energy production; waste recovery; and related facilities on the island of Oahu. Authorizes the issuance of refunding special purpose revenue bonds to refund the special purpose revenue bonds. (\$\$) -- HB2593 SD1  
Committee Reports: HSCR 309-16 (AGR) HSCR 792-16 (FIN) SSCR 3127 (TRE/ WLA/) SSCR 3355 (WAM)  
Current Status: May-03 16 Passed Legislature

HB2604 HD1 SD1 CD1 (CCR 64-16) RELATING TO THE ACQUISITION OF REAL PROPERTY.  
Introduced by: Saiki S  
Amends provisions relating to acceptance of acquisition of real property; general. Provides that the acceptance by the territorial legislature or the legislature of a dedication of land in the Kakaako community development district by a private owner is sufficient to convey title to the State. -- HB2604 CD1  
Committee Reports: HSCR 439-16 (WAL) HSCR 789-16 (JUD) SSCR 3000 (WLA) SSCR 3467 (JDL) CCR 64-16  
Current Status: May-03 16 Passed Legislature  
Section Affected: 171-30

HB2605 HD1 SD2 CD1 (CCR 163-16) RELATING TO LABOR.  
Introduced by: McKelvey A  
Appropriation to the department of labor and industrial relations to establish, administer, and support on the job training and preparation activities for individuals who are dislocated from employment in the county of Maui. (\$\$) -- HB2605 CD1  
Committee Reports: HSCR 358-16 (LAB) HSCR 819-16 (FIN) SSCR 3026 (JDL) SSCR 3582 (WAM) CCR 163-16  
Current Status: May-03 16 Passed Legislature

HB2626 HD1 SD2 CD1 (CCR 141-16) RELATING TO UNDERGROUND STORAGE TANKS.  
Introduced by: Johanson A, Belatti D, Nishimoto S, Lowen N  
Establishes provisions relating to permits near shoreline; prohibited; exception. Prohibits the department of health to issue a permit for a new underground storage tank to be permitted within 100 yards of the shoreline. Allows a permit to be issued for purposes of repairing or replacing an existing underground storage tank. Allows the holder of a permit for an existing underground storage tank within 100 yards of the shoreline to renew the permit. Beginning January 1, 2045, prohibits a person to operate an underground storage tank with 100 yards of the shoreline or to obtain a permit renewal. -- HB2626 CD1  
Committee Reports: HSCR 616-16 (EEP/ WAL/) HSCR 790-16 (JUD) SSCR 2993 (EET/ WLA/) SSCR 3327 (CPH) CCR 141-16  
Current Status: May-03 16 Passed Legislature  
Section Affected: 342L- (1 SECTION), 342L-1

HB2632 HD2 SD2 CD1 (CCR 69-16) RELATING TO FIREARMS.  
Introduced by: Takayama G (BR)  
Amends provisions relating to seizure of firearms upon disqualification. Provides that any person disqualified from ownership, possession, or control of firearms and ammunition, or who underwent or is undergoing an emergency hospitalization or involuntary hospitalization under the provisions relating to admission to psychiatric facility, once the chief of police is notified that the person is disqualified, the chief of police shall promptly issue a notice to the disqualified person to immediately surrender all firearms and ammunition. Requires the notification to be in writing and to set forth the reasons for the disqualification and shall state the requirement that the applicant immediately surrender all firearms and ammunition to the chief of police. Allows the chief of police to seize all

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firearms and ammunition from any person who fails to voluntarily surrender or dispose of all firearms and ammunition. Requires the firearms and ammunition to be held in police custody until the person has been medically documented to be no longer adversely affected under provisions relating to ownership or possession prohibited or until transferred or sold by the owner. -- HB2632 CD1

Committee Reports: HSCR 389-16 (HLT) HSCR 1007-16 (JUD) SSCR 2948 (PSM)  
SSCR 3488 (JDL) CCR 69-16

Current Status: May-03 16 Passed Legislature

Section Affected: 134-7.3

HB2639

RELATING TO WIRELESS TELECOMMUNICATIONS SERVICE.

Introduced by: Morikawa D, Ichiyama L, Evans C, San Buenaventura J, Luke S, Har S, Belatti D

Amends provisions relating to release of domestic violence victims from shared wireless plans by changing the term violence to abuse. Provides that when a victim of domestic abuse submits an opt out request to a wireless telecommunications service provider, requires the wireless telecommunications service provider, within 48 hours from the time the opt out request is submitted to the wireless telecommunications service provider to transfer the billing authority and all rights to the wireless telephone number or numbers of a shared wireless plan to the person who has been granted the release; or remove or release the person, who has been granted the release from a shared wireless plan and assign a substitute telephone number or numbers, without charge, penalty, or fee. Provides a cause of action shall not lie against any wireless telecommunications service provider, its officers, employees, or agents for the actions taken that are related to the transfer of the billing authority and rights to the wireless telephone number or numbers.

-- HB2639

Committee Reports: HSCR 429-16 (HUS) HSCR 710-16 (CPC) SSCR 2906 (CPH)  
SSCR 3289 (JDL)

Current Status: Apr-06 16 Received by the Governor

Apr-21 16 Approved by Governor (Act 9 2016)

Section Affected: 269-16.93, 586-5.8

HB2646 HD2 SD2 CD1 (CCR 142-16)

RELATING TO ENVIRONMENTAL PROTECTION.

Introduced by: Lee C, Saiki S, Belatti D, Johanson A, Takayama G, Lowen N, Takumi R, Ito K, Say C, Pouha F, LoPresti M, Fukumoto Chang B

Establishes provisions relating to the fuel tank advisory committee. Established the advisory committee within the department of the health to study issues related to leaks of field constructed underground fuel storage tanks at the Red Hill bulk fuel storage facility, Kuahua Peninsula, Pacific missile range facility Barking Sands, Hickam pol annex, and Schofield Barracks Military Reservation. Annual reports to the legislature. Transfer all rights, powers, functions, and duties of the task force to study fuel tank leaks at the Red Hill underground fuel storage facility established in 2014, to the advisory committee. -- HB2646 CD1

Committee Reports: HSCR 169-16 (EEP) HSCR 573-16 (WAL) HSCR 877-16 (FIN)  
SSCR 2997 (EET/ CPH/) SSCR 3508 (WAM) CCR 142-16

Current Status: May-03 16 Passed Legislature

Section Affected: 342L- (2 SECTIONS) FUEL TANK ADVISORY COMMITTEE

HB2657 HD2 SD2 CD1 (CCR 96-16)

RELATING TO AGRICULTURE.

Introduced by: DeCoite L, Brower T, Ito K, Woodson J, Tsuji C, Souki J, Keohokalole J, Onishi R, Ing K, Pouha F

Amends Act 387, session laws of 1988, requiring the county of Maui to establish a temporary revolving loan program to include loans to farmers and ranchers on Molokai to help them meet the costs, including audit costs and other expenses of compliance with the requirements of the Federal Drug Administration Food Safety Modernization Act and state food safety laws. Changes the revolving loan program to a cost reimbursement program. Limits the reimbursement to 5,000 dollars to any 1 applicant. Prohibits cost reimbursements for costs incurred more than 5 years prior to the time the application is received by the county of Maui. Requires the applications to be reviewed and approved by an administrative staff member within the county of Maui. -- HB2657 CD1

Committee Reports: HSCR 332-16 (AGR/ EDB/) HSCR 944-16 (FIN) SSCR 2999  
(WLA) SSCR 3515 (WAM) CCR 96-16

Current Status: May-03 16 Passed Legislature

Section Affected: ACT 387 1988

## HOUSE BILLS THAT PASSED THE LEGISLATURE

- HB2669 HD1 SD1 (SSCR 3512) RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST TRUTAG TECHNOLOGIES, INC.  
Introduced by: Kawakami D, Tokioka J, Cullen T, Aquino H, Morikawa D  
Authorizes the issuance of special purpose revenue bonds, with the approval of the governor, to assist TruTag Technologies, Inc., a Hawaii corporation, to finance or refinance the planning, construction, improvement, and equipping of its manufacturing facilities in the state. Authorizes the issuance of refunding special purpose revenue bonds to refund the special purpose revenue bonds. (\$\$) -- HB2669 SD1  
Committee Reports: HSCR 405-16 (EDB) HSCR 748-16 (FIN) SSCR 2996 (EET) SSCR 3512 (WAM)  
Current Status: May-03 16 Passed Legislature
- HB2671 HD2 SD2 CD1 (CCR 137-16) RELATING TO CRIMINAL JUSTICE DATA.  
Introduced by: Rhoads K, Takayama G  
Establishes provisions relating to statistical crime reporting responsibility of county chiefs of police and agencies. Requires the chiefs of police of the counties of the State and agencies of state and county governments having power of arrest to provide to the attorney general crime incident reports and any other information regarding crimes committed within their respective jurisdictions as necessary for the attorney general to operate a statewide crime reporting program and to cooperate with the Federal Bureau of Investigation's Uniform Crime Reporting Program. The reports shall be submitted to the attorney general in the manner, form, and time schedule as the attorney general may prescribe. -- HB2671 CD1  
Committee Reports: HSCR 454-16 (JUD) HSCR 862-16 (FIN) SSCR 2951 (PSM) SSCR 3557 (JDL/WAM) CCR 137-16  
Current Status: May-03 16 Passed Legislature  
Section Affected: 846- (1 SECTION) STATISTICAL CRIME REPORTING RESPONSIBILITY OF COUNTY CHIEFS OF POLICE AND STATE AND COUNTY AGENCIES
- HB2675 HD1 SD2 CD1 (CCR 63-16) RELATING TO RAPID OHIA DEATH.  
Introduced by: Onishi R, Tsuji C, Creagan R, Lowen N, San Buenaventura J, Keohokalole J, Ward G, DeCoite L, Pouha F, Evans C, Takayama G, Aquino H, Hashem M, Ohno T, Rhoads K, Cachola R, Morikawa D, Cullen T, Woodson J, Johanson A, Tokioka J, Luke S, Brower T, Har S, Choy I, Yamane R, Kawakami D, Matsumoto L, Kong S, Saiki S  
Appropriation to the department of agriculture for rapid ohia death research, including the employment of pathology post doctoral fellows, technical support for pathology research, materials and supplies for pathogen and molecular detection, and a new growth chamber for pathology experiments. (\$\$) -- HB2675 CD1  
Committee Reports: HSCR 565-16 (WAL) HSCR 765-16 (FIN) SSCR 2889 (WLA) SSCR 3360 (WAM) CCR 63-16  
Current Status: May-03 16 Passed Legislature
- HB2680 HD2 SD1 (SSCR 3002) RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR KALOKO RESERVOIR #6.  
Introduced by: Yamane R, Kawakami D, Morikawa D  
Authorizes the issuance of special purpose revenue bonds, with the approval of the governor, for the purpose of providing financing to Mary N. Lucas Estate for the Kaloko reservoir for planning, permitting, designing, constructing, and equipping the reservoir's dam, upgrading the infrastructure associated with the dam, and acquiring the neighboring properties and appurtenant water system rights and assets necessary to restore and operate the appurtenant water system. Authorizes the issuance of refunding special purpose revenue bonds to refund the special purpose revenue bonds. (\$\$) -- HB2680 SD1  
Committee Reports: HSCR 431-16 (WAL) HSCR 858-16 (FIN) SSCR 3002 (WLA) SSCR 3476 (WAM)  
Current Status: May-03 16 Passed Legislature
- HB2681 HD2 SD1 (SSCR 3004) RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR WAILUKU RESERVOIR #6.  
Introduced by: Yamane R  
Authorizes the issuance of special purpose revenue bonds, with the approval of the governor, for the purpose of providing financing to Spencer Homes, Inc., a Hawaii corporation, to properly breach, modify, or provide improvements to Wailuku Reservoir

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No. 6, subsequent to all applicable permit requirements. Authorizes the issuance of refunding special purpose revenue bonds to refund the special purpose revenue bonds. (\$\$) -- HB2681 SD1

Committee Reports: HSCR 432-16 (WAL) HSCR 859-16 (FIN) SSCR 3004 (WLA)  
SSCR 3477 (WAM)

Current Status: May-03 16 Passed Legislature

HB2707 HD1 SD2 CD1 (CCR 173-16) RELATING TO MEDICAL MARIJUANA.

Introduced by: Belatti D, Souki J, Morikawa D, Nishimoto S, Luke S, Nakashima M, McKelvey A, San Buenaventura J

Establishes provisions relating to medical marijuana (cannabis); economic and other data; collection. Requires the department of business, economic development, and tourism to continuously collect de identified information regarding the medical marijuana registry and dispensary programs; including quantities of marijuana cultivated and dispensed; number of qualifying patients; geographic areas in which marijuana is cultivated and consumed; prices of marijuana and related products; number of employment opportunities related to marijuana; and economic impact of marijuana cultivation and sales. Requires the department of health, and dispensaries licensed to provide the aggregated de identified aggregated data to the department of business, economic development, and tourism and upon request. Requires the department of business, economic development, and tourism to provide an analysis of the aggregated de identified data to the department of health and the legislature. Report to the legislature. Amends provisions relating to definitions under State enterprise zones law. Redefines eligible business activity to exclude medical marijuana dispensary activities to be considered an eligible business activity under the state enterprise zone law. -- Amends provisions relating to operation of certain Internal Revenue Code provisions; sections 63 to 530. Provides that section 280 E with respect to expenditures in connection with the illegal sale of drugs of the Internal Revenue code to be operative under income tax law, except section 280E shall not be operative with respect to the production and sale of medical marijuana and manufactured marijuana products by dispensaries licensed under medical marijuana dispensary law and their subcontractors. -- Amends provisions relating to additional amounts not taxable under general excise tax law. Provides that prescription drugs shall not include the medical marijuana or manufactured marijuana products authorized pursuant to uniformed controlled substances act and medical marijuana dispensary law. -- Amends provisions relating to prohibited acts related to drug paraphernalia. Exempts a person who is authorized to acquire, possess, cultivate, use, distribute, or transport marijuana while the person is facilitating the medical use of marijuana by a qualifying patient or dispense, manufacture, or produce marijuana or manufactured marijuana products while the person is facilitating the medical use of marijuana by a qualifying patient. -- Amends provisions relating to definitions under medical use of marijuana law. Redefines debilitating medical condition to include a request from an advanced practice registered nurse. Redefines primary caregiver to include advanced practice registered nurse. Redefines qualifying patient to include advanced practice registered nurse. Redefines written certification to include advanced practice registered nurse. Redefines transport to include a production center or retail dispensing location and a certified laboratory for the purpose of laboratory testing. -- Exempts interisland transportation for laboratory testing. Amends provisions relating to protections afforded to a treating physician to include advanced practice registered nurse. -- Amends the medical marijuana dispensary law. Redefines manufactured marijuana products to include transdermal patch, or pre filled and sealed container used to aerosolize and deliver medical marijuana orally, such as an inhaler or nebulizer, or any other product as specified by the department of health. Provides that plant means a marijuana plant that is greater than 12 vertical inches in height from where the base of the stalk emerges from the growth medium to the tallest point of the plant, or greater than 12 horizontal inches in width from the end of one branch to the end of another branch; provided that multiple stalks emanating from the same root ball or root system shall be considered part of the same single plant. Changes retail dispensing location operational day to include Sunday. Requires a dispensary licensee who intends to utilize, as a production center, an enclosed indoor facility that includes a roof that is partially or completely transparent or translucent to notify the department of that intention prior to altering or constructing the facility. Allows employees of a certified laboratory for testing purposes, state employees authorized by the director of health, and law enforcement and other government officials acting in their official capacity to touch or handle any marijuana or manufactured marijuana products. Allows a dispensary to transport medical marijuana for testing to another county or another island, if no certified

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laboratory is available in the county or on the island where the dispensary is located. Amends provisions relating to background checks. Adds each employee of a medical marijuana dispensary; each employee of a subcontracted production center or retail dispensing location; and any person permitted to enter and remain in dispensary facilities. Exempts qualifying patients and their primary caregivers and government officials and employees acting in an official capacity. Establishes provisions relating to medical marijuana testing and research programs; established. Provides that to the extent permitted by federal and state law, and subject to applicable certification by the department of health, allows the university of Hawaii to establish medical marijuana testing and research programs that qualify as commercial enterprises of the university that provide services to state approved medical marijuana dispensaries, including assessment of marijuana plant cannabinoid content and concentration, purity of manufactured marijuana products, or additional testing requested by the department. Allows the university to assess fees or other charges for services and exempt from requirements of administrative procedures law. Amends provisions relating to university of Hawaii commercial enterprises revolving fund. Adds all fees and charges collected from the medical marijuana testing and research programs. Establishes a legislative oversight working group within the public policy center in the college of social sciences at the university of Hawaii to develop and recommend legislation to improve the medical marijuana dispensary system in the State to ensure safe and legal access to medical marijuana for qualified patients. Reports to the legislature. Working group to cease to exist on June 30, 2018 (sunset). -- HB2707 CD1

Committee Reports: HSCR 664-16 (HLT/ JUD/) HSCR 835-16 (FIN) SSCR 3141 (CPH) SSCR 3552 (JDL/ WAM/) CCR 173-16

Current Status: May-03 16 Passed Legislature

Section Affected: 201- (1 SECTION), 209E-2, 235-2.4, 237-24.3, 329-43.5, 329-121, 329-122, 329-123, 329-125, 329-125.6, 329-126, 329-128, 329D-1, 329D-2, 329D-6, 329D-10, 329D-12, 329D-27, 304A- (1 SECTION), 304A-2251

### HB2715 HD2 SD1 CD1 (CCR 165-16) RELATING TO WORKERS' COMPENSATION.

Introduced by: Nakashima M, Luke S, Souki J, Keohokalole J, Lee C, Saiki S, Ichiyama L, Brower T

Requires the legislative auditor to contract with an actuarial firm that has experience conducting workers' compensation closed claims studies in the US to perform a study of closed claims in the private employment sector in the State; and closed claims involving state employees, including those employed by the department of human resources development, the department of education, and the university of Hawaii system. Provides that the total cost of the study, requires a portion equal to appropriation provided in this Act to be paid for by an assessment to the workers' compensation insurers, workers' compensation captive insurers, and workers' compensation self insureds in the State to be determined according to market share of premiums or, in the case of workers' compensation self insureds, using the current basis to determine special compensation fund assessments. Requires the auditor to require the study to be completed by November 30, 2017 (sunset). Report to the legislature. Provides that prior to the contracting with an actuarial firm to perform the study, requires the auditor to consult and confer with 2 members of the legislature, and 1 member selected by the president of the senate and 1 selected by the speaker of the house of representatives. Requires 2 members to ensure the firm selected and parameters of the study are not biased and do not have an appearance of bias. Appropriation to the auditor for the study. Requires matching funds. Requires matching funds. (\$\$) -- HB2715 CD1

Committee Reports: HSCR 186-16 (LAB) HSCR 967-16 (FIN) SSCR 3053 (JDL) SSCR 3478 (WAM) CCR 165-16

Current Status: May-03 16 Passed Legislature

### HB2720

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

Introduced by: Souki J, Saiki S, Fukumoto Chang B

Appropriation to the senate and the house of representatives for session and nonsession expenses up to and including June 30, 2017, including the 2016 regular session. Expenses of the senate to be approved by the president and expenses of the house of representatives to be approved by the speaker. Requires the senate and the house of representatives to have their accounts audited and report to the senate and house of representatives respectively. Expenses for legislators while traveling abroad shall be 145



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dollars a day. -- Appropriation to the auditor for the expenses of the office of the auditor.  
-- Appropriation to the office of the auditor to be deposited into the audit revolving fund.  
-- Appropriation out of the fund for the auditor to conduct or complete its audit functions.  
-- Appropriation to the legislative reference bureau for defraying expenses. --  
Appropriation to the office of the ombudsman for defraying expenses. -- Appropriation to  
the office of the state ethics commission for defraying expenses. -- Appropriation for  
accrued vacation payments and vacation transfer payments for any employee leaving the  
employ of the senate, house of representatives, office of the auditor, legislative reference  
bureau, office of the ombudsman, and state ethics commission; provided that the  
appropriate expending agency shall 1st make payments from the vacation payout  
allocation before expending funds from turnover and vacancy amounts. (\$\$) -- HB2720  
Committee Reports: HSCR 18-16 (FIN) SSCR 2163 (WAM)  
Current Status: Feb-16 16 Received by the Governor  
Feb-23 16 Approved by Governor (Act 1 2016)

HB2722 HD1 SD1 CD1 (CCR 162-16) RELATING TO UNEMPLOYMENT.  
Introduced by: Souki J, Nakashima M  
Creates a temporary program, limited to Maui county to provide additional benefits to  
unemployed workers by extending their unemployment insurance benefits. Requires that  
the funds for state additional benefits payable under this Act to be withdrawn from the  
unemployment compensation trust fund and allows additional moneys to be allocated  
from the state general fund and used for the payment of expenses incurred for the  
administration of state additional benefits. Establishes eligibility to receive a payment of  
state for additional benefits. Provides that no provision contained shall apply when the  
balance of the unemployment compensation trust fund is below the adequate reserve  
fund or apply to the payment of state additional benefits if the provision conflicts with  
federal statutes and jeopardizes the receipt of federal administrative funding and  
certification for the federal Unemployment Tax Act employer tax offset credit, the  
governor is authorized to revise any provision of this Act to the extent required to  
maximize the receipt of federal funds and promptly report any revision and reasons to the  
legislature at the next legislative session. Appropriation to the department of labor and  
industrial relations to carry out the purposes of this act. Act to be repealed on October  
28, 2017 (sunset). (\$\$) -- HB2722 CD1  
Committee Reports: HSCR 359-16 (LAB) HSCR 820-16 (FIN) SSCR 3028 (JDL)  
SSCR 3588 (WAM) CCR 162-16  
Current Status: May-03 16 Passed Legislature

HB2772 HD1 SD2 CD1 (CCR 144-16) RELATING TO THE UNIVERSITY OF HAWAII.  
Introduced by: Choy I  
Establishes provision relating to campus safety and accountability. Requires the  
university of Hawaii to train all university students and employees including security  
personnel, title IX coordinators, and residential advisors on Public Law 92-318, Title IX  
of the federal Education Amendments of 1972, as amended; the Violence Against  
Women Act of 1994, as amended; and university executive policies on sexual  
harassment, sexual assault, domestic violence, dating violence, and stalking; provide all  
existing university employees with the training by July 1, 2017, and every 2 years  
thereafter; provide all new university employees with the training no later than 30 days  
after the date of 1st employment; provide all students with the training annually;  
designate a confidential advocate for students to confidentially discuss incidents of, and  
obtain information on, sexual harassment, sexual assault, domestic violence, dating  
violence, stalking, and related issues at each campus of the university system; publicize  
the name, location, phone number, and email address of the confidential advocate on the  
respective campus website; make available to students and employees written and  
electronic materials and training programs concerning Title IX of the Higher Education  
Amendments of 1972; the Violence Against Women Act of 1994; and university policies  
concerning sexual harassment, sexual assault, domestic violence, dating violence, and  
stalking; and inform victims in writing of the right to file a police report with the appropriate  
county police department for investigation and assist victims in submitting the police  
report. Designates all university faculty members are designated as " responsible  
employee s" under Public Law 92-318, Title IX of the federal Education Amendments of  
1972, as amended, and shall report any violations of University of Hawaii executive  
policies regarding sexual harassment, sexual assault, domestic violence, dating violence,  
and stalking to the Title IX coordinator of the faculty member's campus; provided that any  
faculty member designated as a confidential advocate shall not be a " responsible  
employee ". Requires the confidential advocate to provide general statistics to the Title

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IX coordinator on an annual basis about the number and type of incidents received by the confidential advocate. Requires all university students and employees to complete the training or be subject to fines, sanctions, or other discipline as deemed appropriate by the university. Requires the university to conduct a campus climate survey of all students every 2 years. Annual report to the legislature. Further requires the university to revise, as necessary, all university policies regarding student conduct; nondiscrimination; complaint procedures; campus security; alcohol consumption; housing, and workplace non violence that conflict with any revised policy regarding sexual harassment, sexual assault, domestic violence, dating violence, and stalking, including university of Hawaii executive policy number 1.204. Further requires the university to enter into memorandums of understanding with all county police departments to govern communications and procedures for addressing sexual assaults that occur on university campuses. Appropriation for the university to hire 1 full time equivalent administrator (1.0 FTE) and 2 full time equivalent investigators (2.0 FTE). Appropriation for the university of Hawaii at Hilo to hire 1 full time equivalent administrative support staff person (1.0 FTE) and 1 full time equivalent educator, trainer, and investigator (1.0 FTE) and for related travel expenses. Appropriation for the university of Hawaii community colleges. (\$\$). -- HB2772 CD1

Committee Reports: HSCR 222-16 (HED) HSCR 759-16 (FIN) SSCR 3132 (HEA)  
SSCR 3558 (JDL/WAM/) CCR 144-16

Current Status: May-03 16 Passed Legislature

Section Affected: 304A- (1 SECTION) CAMPUS SAFETY AND ACCOUNTABILITY