

BILLS PASSED

BY THE

HAWAII STATE LEGISLATURE

REGULAR SESSION OF 2019

SHOWING ACTIONS TAKEN AS OF

May 2, 2019

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 2019. We have included such data as the bill number, title, introducer, description, committee reports, current status, and sections of the Hawaii Revised Statutes affected by the bill. This publication reflects data recorded up to and including May 2, 2019, 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 2019

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

| SOURCE | CONTACT | HOURS | COST |
|---|---|--|--|
| All public libraries. Click on "Visit" at www.librarieshawaii.org for library location or listing in white pages: State offices, Dept. of Education, Public Library System | Reference Desk | Different for each library. Call to inquire or check branch hours at www.librarieshawaii.org . | Electronic access via the internet only at www.capitol.hawaii.gov . 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 25¢/page. Certification \$ 2 . 2 5 / d o c u m e n t . See http://ags.hawaii.gov/archives/about-us/forms-and-fees/ for other fees and services. State, local, federal government agencies gratis. Prepayment required to duplicate records and to mail copy orders (postage and handling fees). Staff unable to conduct research. Finding aids to Legislature records available in Archives Reading Room. Specific citations to bills, resolutions, and committee reports required to request records, see reference desk staff for assistance. |
| 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 - 5:30 pm | General public – may request free copies to be picked up, mail or fax for reasonable quantities. |
| Lieutenant Governor State Capitol 5 th Floor Honolulu 96813 Phone: 586-0255 | Wendy Kondo | 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 25¢/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 https://library.law.hawaii.edu/ | Scanned pages may be printed at circulation desk for 10¢/page. Documents can also be downloaded to flash drive or emailed. |

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

| SOURCE | CONTACT | HOURS | COST |
|---|---------------------------|---|---|
| <i>Hawaii</i> | | | |
| All public libraries. Click on "Visit" at www.librarieshawaii.org for library location or listing in white pages: State offices, Dept. of Education, Public Library System | Reference Desk | Different for each library. Call to inquire or check branch hours at www.librarieshawaii.org . | Electronic access via the internet only at www.capitol.hawaii.gov . Library card required. 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 | Lisa | 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. Click on "Visit" at www.librarieshawaii.org for library location or listing in white pages: State offices, Dept. of Education, Public Library System | Reference Desk | Different for each library. Call to inquire or check branch hours at www.librarieshawaii.org . | Electronic access via the internet only at www.capitol.hawaii.gov . Library card required. 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. Click on "Visit" at www.librarieshawaii.org for library location or listing in white pages: State offices, Dept. of Education, Public Library System | Reference Desk | Different for each library. Call to inquire or check branch hours at www.librarieshawaii.org . | Electronic access via the internet only at www.capitol.hawaii.gov . Library card required. 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

- SB0009 SD1 HD1 CD1 (CCR 97) RELATING TO THE HAWAII PUBLIC HOUSING AUTHORITY.
Introduced by: Chang S, Kidani M, Nishihara C, Kanuha D, Harimoto B
Requires the Hawaii public housing authority to adopt rule to establish a program to reimburse land owners who participate in the section 8 housing voucher program to cover repair costs of tenant caused property damage when the repair costs exceed the tenant's security deposit. Appropriation to the authority to reimburse landlords who participate in the section 8 housing choice voucher program for repair costs of tenant caused property damage when such repair costs exceed the tenant's security deposit. (\$\$) -- SB0009 CD1
Committee Reports: SSCR 313 (HOU) SSCR 1139 (WAM) HSCR 1413 (HSG) HSCR 2099 (FIN) CCR 97
Current Status: Apr-30 19 Passed Legislature
- SB0019 SD2 HD1 (HSCR 2147) RELATING TO SURPLUS LINES.
Introduced by: Baker R (BR)
Amends provisions relating to surplus lines insurers. Repeals the authorization for the insurance commissioner to enter into a cooperative agreement or interstate agreement or compact to establish additional and alternative nationwide uniform eligibility requirements that shall be applicable to unauthorized insurers domiciled in another state. -- Amends provisions relating to evidence of insurance; changes; penalties. Requires any confirmation of insurance to be executed by the surplus lines broker and to show the premium and rated charged by repealing itemized by each state and the taxes and fees to be collected from the insured by repealing itemized by each state. -- Amends provisions relating to records of surplus lines broker. Requires each licensed surplus lines broker to keep in the broker's office in this State a full and true record of each surplus lines contract placed by the broker including a copy of the policy, certificate, cover note, or other evidence of insurance by repealing itemized by each state. -- Amends provisions relating to surplus lines broker's reports to commissioner. -- Requires the statements to be on forms as prescribed and furnished by the commissioner and to show gross premiums charged; return premiums paid to insureds; net premiums and fees; and amount of remitted taxes and fees. -- Amends provisions relating to tax on surplus lines. Provides that the tax rate shall be in the amount of 4.68 per cent of gross premiums, less return premiums, on surplus lines insurance for which the home state is this State. Repeals the requirement for the commissioner to collect the taxes and fees on independently procured surplus lines insurance and from surplus lines licensees and disburse to the other states the funds earned by each state; provided that the other state has a reciprocal allocation and disbursement procedure for the benefit of this State. Repeals the requirement for the commissioner to assess the insured for the cost of the cooperative agreement, reciprocal agreement, or compact to collect and distribute the premium taxes. -- SB0019 HD1
Committee Reports: SSCR 148 (CPH) SSCR 719 (WAM) HSCR 1405 (CPC) HSCR 2147 (FIN)
Current Status: Apr-18 19 Received by the Governor
Section Affected: 431:8-302, 431:8-305, 431:8-312, 431:8-313, 431:8-315
- SB0025 SD2 HD1 CD1 (CCR 17) RELATING TO INSURANCE.
Introduced by: English J
Establishes provisions relating to trade names. Requires an insurer to apply to the department of commerce and consumer affairs and the insurance commissioner for approval of the use or change of a trade name or an assumed name. -- Amends the accident and health or sickness insurance contracts law. Establishes provisions relating to required disclaimer, reimbursement to providers, and limited benefit health insurance. -- Amends provisions relating to insurance holding company system law. Establishes provisions relating to group wide supervision of internationally active insurance groups. -- Amends provisions relating to benefit societies law. Establishes provisions relating to reimbursement to providers. -- Amends provisions relating to insurer's name under the insurers general requirements law. -- Amends provisions relating to standard valuation law; life under the financial condition law. -- Amends provisions relating to the investments law. Repeals class 1 money market mutual funds. -- Amends provisions relating to general qualifications for license under the licensing of agents, brokers, solicitors, adjusters, and bill reviewers law. -- Amends provisions relating to the producers licensing law. -- Amends provisions relating to the license denial, nonrenewal, suspension, or revocation under the bail agents, sureties law by adding trade name bar. -- Amends provisions relating to general readability requirements under the insurance contracts generally law. Repeals provisions for short term health insurance policies that

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impose preexisting conditions provisions. -- Amends provisions relating to the accident and health or sickness insurance contracts law. Repeals provision that requires reimbursement for services provided by advance practice registered nurses. Repeals provisions that coverage for contraceptive services shall include reimbursement to a prescribing and dispensing pharmacist who prescribes and dispenses contraceptive supplies. -- Defines group wide supervisor and internationally active insurance group. -- Amends provisions relating to confidential treatment under the insurance holding company system law. Includes information provided to the insurance division. -- Amends provisions relating to the rate regulation law and health insurance rate regulation law. Requires filings submitted to the commissioner to be via the National Association of Insurance Commissions' System for Electronic Rates and Form Filing or an equivalent service approved the commissioner. -- Amends provisions relating to captive insurance companies law. -- Amends provisions relating to network adequacy. Repealed on July 1, 2024 (sunset). -- Amends provisions relating to requirements for health carriers and participating providers. Repealed on July 1, 2024 (sunset). -- Amends provisions relating to the health benefit plan network access and adequacy law. -- Amends provisions relating to interstate insurance product regulation compact law. Repeals provisions that this State does not opt out of all uniform standards involving long term care insurance products promulgated by the insurance commission. -- Amends provisions relating to mutual benefits societies laws. Repeals provisions that requires coverage to include reimbursement to a prescribing and dispensing pharmacist who prescribes and dispenses contraceptive supplies. -- Amends provisions relating to health maintenance organizations Act. Redefines perceived gender identity by changing it from designed at birth to assigned at birth. -- Repeals provisions relating to limited benefit health insurance. -- Repeals provisions relating to reimbursement for services of advanced practice registered nurses. -- SB0025 CD1

Committee Reports: SSCR 162 (CPH) SSCR 842 (CPH) HSCR 1432 (CPC) HSCR 1977 (FIN) CCR 17

Current Status: Apr-30 19 Passed Legislature

Section Affected: 431:2- (1 SECTION), 431:10A- (2 SECTIONS), 431:10A- (1 SECTION), 432:1- (1 SECTION), 431:3-202, 431:5-307, 431:6-101, 431:6-601, 431:9-203, 431:9A-102, 431:9A-110, 431:9N-102, 431:10-104, 431:10A-116, 431:10A-116.6, 431:10A-118.3, 431:14-104, 431:14-104.5, 431:14-105, 431:14-108, 431:14G-105, 431:19-103, 431:19-115, 431:26-103, 431:26-104, 431:30-112, 432:1-604.5, 432:1-607.3, 432D-26.3, 431:10A-102.5, 432:1-611, 431:10A-132, 431:10A-134, 431:10A-140, 431:26-102, 431S-1, 432:1-613, 432:1-620

SB0033 SD3 HD2 CD1 (CCR 172)

RELATING TO ECONOMIC DEVELOPMENT.

Introduced by: English J

Amends provisions relating to the motion picture, digital media, and film production income tax credit. Increases the total amount of tax credits allowed in any particular year. -- Requires the university of Hawaii -- West Oahu and the Hawaii technology development corporation to execute a memorandum of understanding that commits the parties to a no cost lease agreement for no less than 65 years, and which includes a provision for the potential for the transfer within 6 years to the Hawaii technology development corporation of title to the 30 acre parcel of university of Hawaii, West Oahu campus land adjacent to the intersection of Farrington Highway and Kapolei Golf Course Road, no later than December 31, 2020. Requires the executive director of the Hawaii technology development corporation to promptly notify the director of taxation upon successful transfer of title to the parcel described herein to the corporation. -- SB0033 CD1

Committee Reports: SSCR 49 (EET) SSCR 466 (EET) SSCR 1193 (WAM) HSCR 1687 (EDB/ LHE/) HSCR 1990 (FIN) CCR 172

Current Status: Apr-30 19 Passed Legislature

Section Affected: 235-17

SB0050 SD2 HD1 (HSCR 2187)

RELATING TO HUMAN SERVICES.

Introduced by: English J

Appropriation to the university of Hawaii for the Hawaii nutrition employment and training program, to include materials and supplies, and the hiring of 7 full time equivalent (7.00 FTE) instructional and student support positions. Provides that the university shall comply with all federal and state requirements, and that the reimbursements shall be used to expand the Hawaii nutrition employment and training program. (\$\$) -- SB0050 HD1

SENATE BILLS THAT PASSED THE LEGISLATURE

Committee Reports: SSCR 138 (HMS) SSCR 534 (HMS/ HRE/) SSCR 735 (WAM)
HSCR 1645 (HSH) HSCR 2187 (FIN)
Current Status: Apr-17 19 Received by the Governor

SB0078 SD2 HD2 (HSCR 2208)

RELATING TO EDUCATION.

Introduced by: Kidani M

Amends provisions relating to the department of education. Provides that the department shall not establish general education prekindergarten classrooms, including private partnership funded classrooms and classrooms to provide general education settings for children whose individualized education programs require such placement; provided further that the department may establish Title I funded prekindergarten classrooms. Require the department to collaborate with the executive office on early learning to coordinate services for children who are placed through their individualized education programs in a general education prekindergarten setting in a classroom offered by the executive office on early learning public prekindergarten program. Provides that under policies established by the early learning board, the office shall have administrative authority over all state funded prekindergarten programs, and private partnership funded prekindergarten programs in the public schools, except for special education and Title I funded prekindergarten programs. Provides that the functions and authority exercised by the department relating to state funded prekindergarten programs, private partnership funded prekindergarten programs in the public schools, and classrooms to provide general education settings for children whose individualized education programs require such placement, except for special education and Title I funded prekindergarten programs, shall be transferred to the office; provided that the department shall continue to provide, and have administrative authority over, services generally provided to the schools excluding those services related to curriculum, instruction, assessment, and professional learning support, for any facility on a department school campus at which the office administers programs. Provides that all state funded prekindergarten programs, and private partnership funded prekindergarten programs in the public schools, except for special education and Title I funded prekindergarten programs, shall be under the administrative authority of the office; provided further that the department shall continue to provide, and have administrative authority over, services generally provided to the schools excluding those services related to curriculum, instruction, assessment, and professional learning support, for any facility on a department school campus at which the office administers programs. Provides that the director of the office shall be the final authority on drafts for the payment of moneys, all commissions and appointments, all deeds, official acts, or other documents related to the office. -- Amends provisions relating to duties of the superintendent, department powers and duties, and weighted student formula. -- Establishes provisions relating to Title I funded prekindergarten under the department of education. Requires the department in its implementation of Title I funded prekindergarten classrooms to adhere to the quality standards incorporated by the office in the program; provided that if any quality standard incorporated in the program is found to be in conflict with federal requirements that are a prescribed condition for the allocation of federal funds to the State, the department shall adhere to the federal requirements with respect to the conflicting standard, and this finding does not affect the requirement that the department adhere to the remainder of the quality standards incorporated in the executive office on early learning public prekindergarten program in its implementation of Title I funded prekindergarten classrooms. Requires the department to work with the office regarding curriculum, instruction, assessment, family engagement, and transition of children in and out of the prekindergarten classroom. Requires the department and office to enter into a memorandum of agreement or memorandum of understanding for the office to provide ongoing professional development support for teachers and principals of Title I funded prekindergarten classrooms. -- Amends provisions relating to early learning systems law. Redefines at risk children to include children who are placed through their individualized education programs in a general education setting; who are in foster care or who are homeless. Requires the state public charter school commission to partner with the office through either a memorandum of agreement or memorandum of understanding. Requires the office to implement an application process for schools that are interested in participating in the program. Requires the program to include students with disabilities based on individualized education program placement, recognizing that the in classroom ratio of students with disabilities to the general population shall be based on the inclusion of children with disabilities in proportion to their presence in the general population. Requires the department to collaborate with the office to coordinate services for students with disabilities who are placed in the classroom offered through the program. Provides

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that funding for all costs associated with implementation of the individualized education programs of students shall be provided through the department of education. Requires the program to enroll a maximum of 20 children per classroom. Amends the requirements of high quality standards for better educational outcomes for children. -- Establishes provisions for the department and office to annually report to the legislature. -- Appropriation for the office for operational costs to expand the executive office on early learning public prekindergarten program by 10 additional classrooms. Authorizes the issuance of general obligation bonds for the expansion. Appropriation for the office to expand the program with prekindergarten classrooms transferred from the department to the office; for the office to provide professional learning support for teachers and principals of prekindergarten classrooms in the department; to continue the currently existing 18 federally funded charter school prekindergarten classrooms that were provided for by the federal preschool development grant, by adding them as new classrooms in the program; for additional positions to support the program; for additional operating costs and position; for additional operating costs to support the systems building work of the office. Authorizes positions for the office. Appropriation to the department for teacher certification incentives; for school climate and student safety initiatives; for school based budgeting; for teacher license fees; for school support; for skilled nursing services; for state administration; and for other current expenses and personal services.(\$\$) -- SB0078 HD2

Committee Reports: SSCR 65 (EDU) SSCR 1115 (WAM) HSCR 1670 (LHE) HSCR 2208 (FIN)

Current Status: May=02 19 Passed Legislature

Section Affected: 26-12, 302A-101, 302A-1111, 302A-1128, 302A-1303.6, 302L-1.5, 302A- (1 SECTION), 302L-1, 302L-7, 346-152, 302L- (1 SECTION), 302L- (1 SECTION)

SB0092 SD1 HD1 (HSCR 1906)

RELATING TO POLICE REPORTS.

Introduced by: Rhoads K

Establishes provisions relating to the request for copy of closing report by surviving immediate family member. Allows each surviving immediate family member of a victim of the offenses of murder in the 1st and 2nd degree or manslaughter to have access to a copy of the closing report prepared by the investigating police department, upon the conclusion of all criminal and civil proceedings that arose from the offense. -- SB0092 HD1

Committee Reports: SSCR 345 (PSM) SSCR 797 (JDC) HSCR 1906 (JUD)

Current Status: Apr-18 19 Received by the Governor

Section Affected: 52D- (1 SECTION) REQUEST FOR COPY OF CLOSING REPORT BY SURVIVING IMMEDIATE FAMILY MEMBER

SB0098 HD1 CD1 (CCR 62)

RELATING TO CROSSWALK SAFETY.

Introduced by: Rhoads K

Amends provisions relating to traffic control signal legend. Provides that a pedestrian is lawfully within an intersection or adjacent crosswalk when any part or extension of the pedestrian, including any part of the pedestrian's body, wheelchair, cane, crutch, or bicycle, is beyond the curb or the edges of the traversable roadway or moves onto the roadway within an intersection or crosswalk. -- SB0098 CD1

Committee Reports: SSCR 324 (TRS) SSCR 806 (JDC) HSCR 1395 (TRN) HSCR 1923 (JUD) CCR 62

Current Status: Apr-30 19 Passed Legislature

Section Affected: 291C-32, 291C-72

SB0107 SD1 (SSCR 776)

RELATING TO VOTING.

Introduced by: Rhoads K

Establishes provisions relating to ineligibility of voter after absentee ballot cast. Prohibits the absentee ballot of any voter who was eligible to vote at the time of the ballot cast to be deemed invalid solely because the voter became ineligible to vote after casting the ballot. Defines cast to mean that the voter has deposited the absentee ballot in the mail for ballots mailed in, delivered the absentee ballot to the appropriate county clerk or polling place and completed voting in person at an absentee polling place. -- Establishes provisions relating to ineligibility of covered voter after ballot cast. Prohibits the military overseas ballot of any covered voter who was eligible to vote at the time the ballot was cast to be deemed invalid solely because the covered voter became ineligible to vote after casting the ballot. -- Amends provisions relating to ballots; where voting machines are used. Repeals death of voter prior to opening of polls and replaces with receipt and

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disposition of late absentee ballots. -- SB0107 SD1
Committee Reports: SSCR 776 (JDC) HSCR 1901 (JUD)
Current Status: Apr-01 19 Received by the Governor
Apr-17 19 Approved by Governor (Act 10 2019)
Section Affected: 15- (1 SECTION), 15D- (1 SECTION), 15-14, 15-13

SB0138 HD1 (HSCR 1916)

RELATING TO REPORTS OF CANDIDATE COMMITTEES.
Introduced by: Kouchi R (BR)
Amends provisions relating to time for candidate committee to file preliminary, final, and supplemental reports. Adds a filing date for a preliminary report to be April 30, of the year of a general election; and to be October 1, of the year of a general election. -- SB0138 HD1
Committee Reports: SSCR 775 (JDC) HSCR 1916 (JUD)
Current Status: Apr-18 19 Received by the Governor
Section Affected: 11-334

SB0144 SD2 HD1 (HSCR 1516)

RELATING TO LOBBYISTS.
Introduced by: Kouchi R (BR)
Amends provisions relating to administration under the lobbyist law. Repeals the provision that the copies of transcripts of the record to be available only to the complainant and the alleged violator at their own expense. -- Amends provisions relating to administrative fines under the lobbyists law. Prohibits fine to be assessed unless the ethics commission convenes and or together with the alleged violator, agrees to resolve any alleged violation prior to completion of the contested case process and the resolution includes payment of an administrative fine or restitution, or both. -- SB0144 HD1
Committee Reports: SSCR 256 (JDC) SSCR 852 (WAM) HSCR 1516 (JUD) HSCR 2078 (FIN)
Current Status: Apr-18 19 Received by the Governor
Section Affected: 97-6, 97-7

SB0148

RELATING TO FIRE PROTECTION.
Introduced by: Kouchi R (BR)
Amends provisions relating to state fire council; composition; functions. Allows the state fire council to establish, in conformance with the adopted state fire code and nationally recognized standards, statewide qualifications and procedures, to be administered by the county fire departments, for testing, certifying, and credentialing individuals who perform maintenance and testing of portable fire extinguishers, water based fire protection systems, other fire protection systems, and private fire hydrants. -- SB0148
Committee Reports: SSCR 564 (PSM) SSCR 907 (CPH) HSCR 1559 (CPC)
Current Status: Mar-27 19 Received by the Governor
Apr-12 19 Approved by Governor (Act 4 2019)
Section Affected: 132-16

SB0162 SD2 HD3 CD1 (CCR 175)

RELATING TO TAXATION.
Introduced by: Kouchi R (BR)
Amends provisions relating to rental motor vehicle and tour vehicle surcharge tax. Changes the tax from 3 dollars a day to 5 dollars a day. Repeals the additional 2 dollar surcharge on lessees without a valid Hawaii driver's license. -- SB0162 CD1
Committee Reports: SSCR 353 (HMS) SSCR 1190 (WAM) HSCR 1346 (TRN) HSCR 1599 (CPC) HSCR 2161 (FIN) CCR 175
Current Status: Apr-30 19 Passed Legislature
Section Affected: 251-2, 251-5

SB0166 SD1 HD1 (HSCR 2137)

RELATING TO THE STATE BUDGET.
Introduced by: Kouchi R (BR)
Appropriation to the office of elections for a vote counting system contract. (\$\$) -- SB0166 HD1
Committee Reports: SSCR 622 (PSM) SSCR 1191 (WAM) HSCR 2137 (FIN)
Current Status: Apr-18 19 Received by the Governor

SB0192 SD1 HD2 CD1 (CCR 82)

RELATING TO BAIL.
Introduced by: Kouchi R (BR)
Establishes provisions relating to unsecured bail. Allows the court to order the defendant released upon the execution of an unsecured financial bond for all or part of the bail amount by the defendant and any additional obligors as may be required by the court,

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upon the deposit of cash or other security for any remaining bail amount not covered by the unsecured financial bond, and subject to any other conditions of release that will reasonably assure the appearance of the defendant in court as required and protect the public. Provides that in the event that a defendant fails to appear in court as required or breaches any other condition of release, the court shall enter an order of forfeiture of the unsecured financial bond. -- SB0192 CD1

Committee Reports: SSCR 259 (JDC) SSCR 1058 (WAM) HSCR 1319 (PVM) HSCR 1702 (JUD) HSCR 2123 (FIN) CCR 82

Current Status: Apr-30 19 Passed Legislature

Section Affected: 804- (1 SECTION) UNSECURED BAIL

SB0197 HD1 (HSCR 1517)

RELATING TO CAMPAIGN FINANCE.

Introduced by: Keith-Agaran G, Rhoads K, Inouye L, Dela Cruz D, English J

Amends provisions relating to campaign funds only used for certain purposes. Prohibits funds to be used to make donations to any community service, educational, youth, recreational, charitable, scientific, or literary organization made from the date a candidate files nomination papers to the date of the general election, unless the candidate is declared to be duly and legally elected to the office for which the person is a candidate; deemed and declared to be duly and legally elected to the office for which the person is a candidate; or unsuccessful in the primary or special primary election. Further prohibits the funds to be used to award scholarships to full time students attending an institution of higher education or a vocational education school in a program leading to a degree, certificate, or other recognized educational credential from the filing deadline for nomination papers to the date of the general election, unless the candidate is declared to be duly and legally elected to the office for which the person is a candidate; deemed and declared to be duly and legally elected to the office for which the person is a candidate; or unsuccessful in the primary or special primary election. -- SB0197 HD1

Committee Reports: SSCR 830 (JDC) HSCR 1517 (JUD) HSCR 2079 (FIN)

Current Status: Apr-18 19 Received by the Governor

Section Affected: 11-381

SB0203 HD2 (HSCR 1937)

RELATING TO VACCINATIONS.

Introduced by: Keith-Agaran G, Baker R, Rhoads K, Dela Cruz D

Amends provisions relating to performance of vaccination and immunization. Adds a pharmacist to perform vaccinations or immunizations and maintain records for school entry requirements. -- SB0203 HD2

Committee Reports: SSCR 758 (CPH) HSCR 1523 (HLT) HSCR 1937 (CPC)

Current Status: Apr-18 19 Received by the Governor

Section Affected: 325-33

SB0216 SD2 HD1 CD1 (CCR 132)

RELATING TO ELECTIONS.

Introduced by: Keohokalole J, Rhoads K

Establishes provisions relating to mandatory recount of votes; when required. Requires the chief election officer, or the clerk in the case of county elections, to conduct a recount of all votes cast for any office or ballot question in any election if the official tabulation of all of the returns for that office or question reveals that the difference in the number of votes cast for a candidate apparently qualified for the general election ballot or elected to office and the number of votes cast for the closest apparently defeated opponent or the number of votes cast in the affirmative for the ballot question and the number of votes cast in the negative for the ballot question, including when applicable, the tabulation of blank votes, is equal to or less than 100 votes or 1/4 of 1 per cent of the total number of votes cast for the contest, whichever is greater. Prohibits cost of a mandatory recount to be charged to any candidate. Requires all mandatory recounts of votes to be completed and the results publicly announced no later than 48 hours after the closing of polls on election day. -- Amends provisions relating to certification of results of election. Requires the certification to be based on a comparison and reconciliation of the following the results of any mandatory recount of votes. -- Amends provisions relating to contests for cause in a primary, special primary elections, and a county elections held concurrently with a regularly scheduled primary or special primary election. Provides that a complaint for a contest for cause that arises from a mandatory recount to be filed no later than 4:30 p.m. on the 3rd calendar day following the public announcement of the results of the mandatory recount. -- SB0216 CD1

Committee Reports: SSCR 9 (JDC) SSCR 720 (WAM) HSCR 1469 (JUD) HSCR 2192 (FIN) CCR 132

Current Status: Apr-30 19 Passed Legislature

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Section Affected: 11- (1 SECTION), 11-155, 11-173.5

SB0225 SD1 HD1 CD1 (CCR 29)

RELATING TO OCULARISTS.

Introduced by: Kouchi R (BR)

Amends provisions relating to exceptions; acts not prohibited under the opticians, dispensing law. Provides that a certified ocularist who is certified by the American Board of Ocularistry, the National Examining Board of Ocularists, or any other nationally recognized ocularistry certifying board may perform within the scope of such certification.

-- SB0225 CD1

Committee Reports: SSCR 751 (CPH) HSCR 1350 (HLT) HSCR 1634 (IAC/ CPC/)
HSCR 2069 (FIN) CCR 29

Current Status: Apr-30 19 Passed Legislature

Section Affected: 458-14

SB0272 HD2 CD1 (CCR 50)

RELATING TO SOLAR ENERGY DEVICES.

Introduced by: Rhoads K

Amends provisions relating to additions to and alterations of condominium. Provides that the installation of solar energy devices by owners of condominium units shall be allowed upon written consent of the board. -- SB0272 CD1

Committee Reports: SSCR 468 (EET/ TEC/) SSCR 909 (CPH) HSCR 1300 (EEP)
HSCR 1598 (CPC) HSCR 2153 (FIN) CCR 50

Current Status: Apr-30 19 Passed Legislature

Section Affected: 514B-140

SB0281 SD1 HD2 CD1 (CCR 170)

RELATING TO THE DEPARTMENT OF HEALTH.

Introduced by: Dela Cruz D, Keith-Agaran G

Requires the department of health to establish a steering committee to develop guidelines for an evaluation of the statewide comprehensive emergency medical services system. Further requires the department to contract with the National Highway Traffic Safety Administration to conduct a study of the state medical emergency system to identify issues and problems with the system and propose initiatives to improve the system. Report to the legislature. Allows the department to establish a task force to develop a plan to implement certain findings and recommendations from the written report of the National Highway Traffic Safety Administration's study. Report to the legislature. Appropriation to the department of health for program ID HTH 790 EMSIPSB to meet the collective bargaining requirements and recurring personnel costs for service providers contracted to provide pre hospital emergency medical services necessary to maintain the current level of pre hospital emergency medical services; and for program ID HTH 790 EMSIPSB current expenses. (\$\$) -- SB0281 CD1

Committee Reports: SSCR 105 (CPH) SSCR 1025 (WAM) HSCR 1444 (HLT) HSCR
2184 (FIN) CCR 170

Current Status: Apr-30 19 Passed Legislature

SB0292 SD1 HD1 CD1 (CCR 189)

RELATING TO LABOR.

Introduced by: Taniguchi B

Amends provisions relating to wages, hours, and working conditions of employees of contractors performing services. Requires that a copy of the rates of wages be given to each laborer and mechanic employed under the contract by the contractor at the time each laborer and mechanic is employed, except that where there is a collective bargaining agreement, the contractor does not have to provide the contractor's employees the wage rates schedules. -- Allows the government contracting agency to withhold from the contractor so much of the accrued payments as the government contracting agency may consider necessary to pay to the laborers and mechanics employed by the contractor or any subcontractor on the job site the difference between the required wages and the wages received and not refunded by the laborers and mechanics. Requires every contract and the specifications for such contract to contain a provision that a certified copy of all payrolls shall be submitted weekly to the governmental contracting agency for review. Requires that the contractor is to be responsible for the submission of certified copies of the payrolls of all subcontractors. Requires that payroll records for all laborers and mechanics working at the site of the work to be maintained by the contractor and the contractor's subcontractors, if any, during the course of the work and preserved for a period of 3 years thereafter. Specifies exemptions. -- SB0292 CD1

Committee Reports: SSCR 774 (LCA) HSCR 1547 (LAB) HSCR 2110 (FIN) CCR 189

Current Status: Apr-30 19 Passed Legislature

SENATE BILLS THAT PASSED THE LEGISLATURE

Section Affected: 103-55

- SB0301 SD1 HD1 CD1 (CCR 134) RELATING TO TAXATION OF REAL ESTATE INVESTMENT TRUSTS.
Introduced by: Keith-Agaran G, Moriwaki S
Provides that section 857(b)(2)(B) (with respect to the deduction for dividends paid by real estate investment trusts) shall not be operative for State income tax purposes. -- Amends provisions relating to tax on corporations; rates; credit of shareholder of regulated investment company. Provides that no deductions for dividends paid shall be allowed after December 31, 2019 (sunset). -- SB0301 CD1
Committee Reports: SSCR 669 (WAM) HSCR 1357 (EDB) HSCR 1597 (CPC) HSCR 2121 (FIN) CCR 134
Current Status: Apr-30 19 Passed Legislature
Section Affected: 235-2.3, 235-71
- SB0316 SD2 HD2 (HSCR 2195) RELATING TO THE UNIVERSITY OF HAWAII.
Introduced by: Kim D
Requires the university of Hawaii to annually collect data by utilizing surveys, focus groups, and other appropriate feedback mechanisms to assess the effectiveness of the Hawaii community college promise program. Report to the legislature. Appropriation. (\$\$) -- SB0316 HD2
Committee Reports: SSCR 76 (HRE) SSCR 978 (WAM) HSCR 1504 (LHE) HSCR 2195 (FIN)
Current Status: Apr-17 19 Received by the Governor
- SB0325 SD1 (SSCR 778) RELATING TO PARENTAGE.
Introduced by: Rhoads K
Amends provisions relating to evidence relating to paternity. Allows evidence relating to paternity to include consent to an artificial insemination procedure that resulted in the birth of the child. -- SB0325 SD1
Committee Reports: SSCR 778 (JDC) HSCR 1905 (JUD)
Current Status: Apr-01 19 Received by the Governor
Apr-17 19 Approved by Governor (Act 12 2019)
Section Affected: 584-12
- SB0330 SD1 HD1 CD1 (CCR 67) RELATING TO AN EARNED INCOME DISREGARD PROGRAM.
Introduced by: Rhoads K
Requires the department of human services to disregard income earned by otherwise medicaid eligible individuals with disabilities who are between the ages of 16 and 64, or a method of similar intent, when determining eligibility for medicaid. Authorizes the department to adopt or amend its administrative rules, as necessary to implement this Act. Require the department to evaluate the earned income disregard program at least annually and assess whether, when, and how a full medicaid buy in program may be implemented. Reports to the legislature. Provides that the department is encouraged to collaborate with the university of Hawaii center on disability studies for technical assistance and program evaluation. -- SB0330 CD1
Committee Reports: SSCR 103 (HMS) SSCR 701 (WAM) HSCR 1678 (HSH) HSCR 1973 (FIN) CCR 67
Current Status: Apr-30 19 Passed Legislature
- SB0335 SD2 HD1 CD1 (CCR 70) RELATING TO PUBLIC MEETINGS.
Introduced by: Rhoads K, Harimoto B
Amends provisions relating to notice under the public agency meetings and records. Requires the notice to include an agenda that lists all of the items to be considered at the forthcoming meeting, the date, time, and place of the meeting, instructions on how to request an auxiliary aid or service or an accommodation due to a disability, including a response deadline, if 1 is provided, that is reasonable. Requires the board to post the notice in an electronic calendar on a website, and post a notice in the board's office for public inspection. Requires the board to file a copy of the notice with the office of the lieutenant governor or the appropriate county clerk's office, retain a copy of proof of filing the notice. -- Amends provisions relating to emergency meetings. Allows the board to hold an emergency meeting provided that an emergency agenda and the findings are electronically posted, filed with confirmed receipt with the office of the lieutenant governor or the appropriate county and posted in the board's office. -- SB0335 CD1
Committee Reports: SSCR 639 (GVO) SSCR 1021 (JDC) HSCR 1694 (JUD) HSCR 2080 (FIN) CCR 70

SENATE BILLS THAT PASSED THE LEGISLATURE

Current Status: Apr-30 19 Passed Legislature
Section Affected: 92-7, 92-8

SB0366 SD2 HD2 (HSCR 2211)

RELATING TO HEALTH.

Introduced by: Dela Cruz D

Amends provisions relating to Alzheimer's disease and related dementia services coordinator. Repeals the requirement that the coordinator position to be in accordance with provisions relating to civil service law and collective bargaining in public employment.

-- Amends provisions relating to civil service and exemptions. Adds the Alzheimer's disease and related dementia services coordinator in the executive office on aging. Appropriation to the executive office on aging for the position of Alzheimer's disease and related dementia services coordinator. (\$\$) -- SB0366 HD2

Committee Reports: SSCR 536 (CPH) SSCR 1176 (WAM) HSCR 1521 (HLT) HSCR 2211 (FIN)

Current Status: Apr-16 19 Received by the Governor

Section Affected: 349-3.2, 76-16

SB0375 SD2 HD1 CD1 (CCR 78)

RELATING TO AGRICULTURE.

Introduced by: Dela Cruz D, Chang S, Inouye L, Gabbard M, Kanuha D, Kidani M, Wakai G, Keith-Agaran G

Requires the department of agriculture, in cooperation with the office of the governor, to establish a strategic plan that identifies benchmarks for increased food production in Hawaii and increased exports of food crops and value added products from Hawaii.

Requires the strategic plan to identify benchmarks that are quantitatively and qualitatively measurable and the metrics to determine progress toward the following goals doubling local food production and exports by 2030, identifying food crops that can be grown locally to replace imports and increase exports of food crops and value added products from Hawaii, identifying of lands for the production of food crops that can be grown locally to replace imports, for raising livestock, and for developing value added products, developing guidance for decisions regarding land acquisition, irrigation, and agricultural infrastructure and identification of implications and effects of the Food Safety Modernization Act on local food production and export. Report to the legislature. Appropriation out of the agricultural development and food security special fund. (\$\$). -- SB0375 CD1

Committee Reports: SSCR 46 (AEN) SSCR 979 (WAM) HSCR 1421 (AGR) HSCR 2124 (FIN) CCR 78

Current Status: Apr-30 19 Passed Legislature

SB0380 SD1 (SSCR 651)

RELATING TO THE TRANSIENT ACCOMMODATIONS TAX.

Introduced by: Dela Cruz D, Chang S, Kidani M

Amends provisions relating to the transient accommodations tax. Defines resort fee to mean any mandatory charge or surcharge imposed by an operator, owner, or representative thereof to a transient's for the use of the transient accommodation's property, services, or amenities. Redefines gross rental or gross rental proceeds to include resort fees. -- Requires the department of taxation to adopt rules to further define the definitions added or amended and provides that this Act shall not be construed to prevent the department of taxation from levying, assessing, or collecting taxes resulting from the imposition of resort fees prior to the adoption of these rules. -- SB0380 SD1

Committee Reports: SSCR 651 (EET) SSCR 1060 (WAM) HSCR 1427 (TIA) HSCR 1984 (FIN)

Current Status: Apr-04 19 Received by the Governor

Apr-23 19 Approved by Governor (Act 20 2019)

Section Affected: 237D-1

SB0381 SD2 HD1 CD1 (CCR 116)

RELATING TO AGRICULTURAL LANDS.

Introduced by: Dela Cruz D

Requires the office of planning, in consultation with the land use commission, the real estate commission, and the department of planning and permitting of the city and county of Honolulu to study the land subdivision and condominium property regime laws as they relate to agricultural land on Oahu and how these laws interact with city and county of Honolulu zoning ordinances, to determine whether they contain potential ambiguities, omissions, or other deficiencies through which a landowner might develop land contrary to the legislative intent of those laws; and propose legislation to remedy any deficiencies found. Report to the legislature. -- Amends provisions relating to supplemental county rules governing a condominium property regime. Requires the counties, no later than July

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1, 2022, to adopt supplemental rules governing condominium property regimes, including agricultural lands that are held in condominium property regimes in order to implement this law. -- SB0381 CD1

Committee Reports: SSCR 487 (PSM/ AEN/) SSCR 982 (CPH) HSCR 1352 (WLH/ AGR/) HSCR 1596 (CPC) HSCR 2085 (FIN) CCR 116

Current Status: Apr-30 19 Passed Legislature

Section Affected: 514B-6

SB0383 SD2 HD1 CD1 (CCR 103)

RELATING TO YOUTH SUICIDE PREVENTION.

Introduced by: Dela Cruz D, Kanuha D, Kidani M, Chang S, Keith-Agaran G

Establishes provisions relating to youth suicide awareness and prevention protocol. Requires the department of education, in collaboration with the department of health to develop a mandatory youth suicide awareness and prevention training program and a model risk referral protocol for complex areas and charter schools based on the department of health's existing suicide awareness and prevention curriculum and materials, which shall be provided to teachers, teacher assistants, administrators, and counselors. Requires each complex area to report to the department on prior school year training prevention activities completed. Provides that neither the department nor any of its agencies, boards, members, personnel, designees, agents, or volunteers shall be liable in civil damages to any party for any act or omission of an act relating to the provision of, participation in, or implementation of the components of the training program or protocol required by this section unless that act or omission amounts to gross negligence, wanton conduct, or intentional wrongdoing. -- Establishes provisions relating to youth suicide awareness and prevention protocol under the charter school law. -- SB0383 CD1

Committee Reports: SSCR 423 (EDU/ HMS/) SSCR 868 (CPH/ WAM/) HSCR 1543 (LHE/ HLT/) HSCR 2116 (FIN) CCR 103

Current Status: Apr-30 19 Passed Legislature

Section Affected: 302A- (1 SECTION), 302D- (1 SECTION)

SB0385 SD1 HD2 CD1 (CCR 32)

RELATING TO PROFESSIONAL AND VOCATIONAL LICENSING.

Introduced by: Dela Cruz D, Chang S, Inouye L, Kidani M

Amends provisions relating to commercial marine license, education law, department of health law, licensing of agents, brokers, solicitors, adjusters, and bill reviews law, producer licensing law, nurses law, radiologic technology law, attorneys law and the uniform professional and vocational licensing act. Repeals the provision which prohibits the respective entity to renew or reinstate, or deny or suspend any license or application, if the department has received certification from an administering entity that the licensee or applicant is in default or breach of any obligation under any student loan, student loan repayment contract, or scholarship contract that financed the licensee's or applicant's education, or has failed to comply with a repayment plan. Requires the department in receipt of a certification to suspend the license; deny the application or request for renewal of the license; or deny the request for reinstatement of the license, and unless otherwise provided by law, to renew, reinstate, or grant the license only upon receipt of an authorization from the administering entity. -- Amends provisions relating to renewal of license; denial, suspension, or revocation of license for default of student loan, student loan repayment contract, or scholarship contract; inactivation and reactivation of license; restoration of forfeited license by changing it to renewal of license; inactivation and reactivation of license; restoration of forfeited license. -- SB0385 CD1

Committee Reports: SSCR 753 (CPH) HSCR 1329 (IAC) HSCR 1595 (CPC) HSCR 1963 (FIN) CCR 32

Current Status: Apr-30 19 Passed Legislature

Section Affected: 189-2, 302A-807, 321-15, 431:9-235, 431:9A-112, 457-9, 466J-8, 605-1, 436B-19.6, 436C-1, 436C-2, 436C-3, 436C-4

SB0388 SD2 HD2 CD1 (CCR 138)

RELATING TO EDUCATION.

Introduced by: Dela Cruz D, Inouye L, Kidani M, Kanuha D, Harimoto B

Requires the department of education to establish a task force to create a system for evaluating and assessing all children and those who are exhibiting emergent or persistent behaviors, academic challenges, or chronic absenteeism and are in need of appropriate supports and interventions accessible within the continuum of a multi tiered system of supports. Requires the task force to consider best practices and evidence based strategies when reviewing current policies, programs, and assessments and making recommendations for the establishment of protocol to identify students in need of appropriate supports and interventions due to the experience of trauma; identify essential

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components and promote the use of multi tiered system of supports innovative evidence based strategies, research based approaches, and practices; and review the use of assessments to identify students of trauma; utilize the adverse childhood experiences assessment protocol by coordinating and assembling the strongest components of resources from the department and community networks to effectively respond to the challenge of reducing and preventing adverse childhood experiences while providing flexibility for communities and all related agencies to design responses that are appropriate for the children; establish a 7th and 9th grade pilot program for the adverse childhood experiences assessment and identify a complex area for the pilot program; provided that middle school participation is subject to the approval of the complex area's superintendent. Requires the task force to collect and analyze the data from participating pilot schools and make recommendations regarding the implementation of the adverse childhood experiences assessment statewide; develop a system of data collection and implementation framework for statewide use; aggregate the data within and across agencies to inform treatment interventions, systems responses to trauma, and public policies to address and prevent childhood trauma; examine the evaluation of suspended students to identify and provide services for any social disorder, emotional disorder, or learning difference; and examine lowering the threshold age for alternative or vocational schools from 16 to 14. Report to the legislature. -- SB0388 CD1

Committee Reports: SSCR 129 (EDU) SSCR 980 (WAM) HSCR 1314 (LHE) HSCR 1658 (JUD) HSCR 2117 (FIN) CCR 138

Current Status: Apr-30 19 Passed Legislature

SB0390 SD2 HD1 CD1 (CCR 135)

RELATING TO SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM INCENTIVES.
Introduced by: Dela Cruz D, Kidani M, Chang S, Kanuha D, Keith-Agaran G, Gabbard M

Establishes provisions relating to Hawaii healthy food incentive program. Establishes the program for beneficiaries of the supplemental nutrition assistance program. Requires the program to be developed and administered by the department of agriculture. Requires that participants in the program who are beneficiaries of the supplemental nutrition assistance program receive a dollar for dollar match up to 20 dollars per visit, per day, to be used exclusively for the purchase of Hawaii grown fresh fruits and vegetables at a farmers market, farm stand, mobile market, community supported agriculture site, grocery store or other direct food retailer that participates in the supplemental nutrition assistance program. Allows the department to consult and cooperate with private organizations to develop and implement rules to administer the local healthy food incentive program. Appropriation. (\$\$) -- SB0390 CD1

Committee Reports: SSCR 180 (HMS/ AEN/) SSCR 1061 (WAM) HSCR 1423 (AGR) HSCR 2125 (FIN) CCR 135

Current Status: Apr-30 19 Passed Legislature

Section Affected: 141- (1 SECTION) HAWAII HEALTHY FOOD INCENTIVE PROGRAM

SB0394 SD1 HD1 CD1 (CCR 26)

RELATING TO TAXATION.

Introduced by: Dela Cruz D

Amends provisions relating to apportionment; sales factor; nontangible personalty under the income tax law. Provides that sales, other than sales of tangible personal property, are in this State, in the case of intangible property, to the extent the intangible property is used in this State or in the case of a service, to the extent the service is used or consumed in this State. -- SB0394 CD1

Committee Reports: SSCR 749 (WAM) HSCR 1907 (FIN) CCR 26

Current Status: Apr-30 19 Passed Legislature

Section Affected: 235-37

SB0396 SD1 (SSCR 670)

RELATING TO MARKETPLACE FACILITATORS.

Introduced by: Dela Cruz D, Keith-Agaran G

Establishes provisions relating to marketplace facilitators. Requires that a marketplace facilitator be deemed the seller of tangible personal property, intangible property, or services and the seller on whose behalf the sale is made shall be deemed to be making a sale at wholesale. Provides that any person other than a marketplace facilitator who provides a forum, whether physical or electronic, in which sellers list or advertise tangible personal, intangible property, or services for sale and takes or processes sales orders shall post a conspicuous notice on its forum that informs purchasers intending to purchase tangible personal property, intangible property, or services for delivery to a location in this State that the purchaser is required to pay use tax if the sale is made from

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an unlicensed seller; provide a written notice to each purchaser at the time of each sale of tangible personal property, intangible property, or services for delivery to a location in this State that the purchaser may be required to remit use tax directly to the department and provide instructions for obtaining additional information from the department on whether and how to remit use tax to the department; and no later than the 20th day of the 4th month following the close of the taxable year, submit a report to the department taxation that includes, with respect to each purchaser of tangible personal property, intangible property, or services delivered to a location in this State, all of the following the purchaser's name, billing address, and mailing address; the address in this State to which the property was delivered to the purchaser; the aggregate dollar amount of the purchaser's purchases from the seller; the name and address of the seller that made the sale to the purchaser; provided that the person, in lieu of complying with the notice and reporting requirements in this provisions, may elect to be deemed the seller of tangible personal property, intangible property, or services. Establishes penalties. -- Amends provision relating to use tax. Redefines import to include the sale of tangible personal property, intangible property, or services by a licensed marketplace facilitator on behalf of an unlicensed seller for delivery to a purchaser in the State. -- SB0396 SD1
Committee Reports: SSCR 670 (WAM) HSCR 1392 (FIN)
Current Status: Mar-20 19 Received by the Governor
Apr-04 19 Approved by Governor (Act 2 2019)
Section Affected: 237- (1 SECTION), 237-1, 238-1

SB0398 SD1 HD1 CD1 (CCR 112)

RELATING TO HOMELESSNESS.
Introduced by: Dela Cruz D, Inouye L, Kidani M, Kanuha D
Requires the department of human services in partnership with the state procurement office, to establish and implement a training program on government procurement and other relevant procedures for nonprofit organizations that offer homeless outreach services or manage homeless housing programs in rural areas of the State.
Appropriation. (\$\$) -- SB0398 CD1
Committee Reports: SSCR 519 (HMS/ GVO/) SSCR 1063 (WAM) HSCR 1502 (LAB/ HSH/) HSCR 2096 (FIN) CCR 112
Current Status: Apr-30 19 Passed Legislature

SB0409 SD2 HD1 CD1 (CCR 165)

RELATING TO ELECTRIC VEHICLES.
Introduced by: Inouye L, Harimoto B, English J, Keith-Agaran G, Kidani M, Baker R
Amends provisions relating to the state registration fee. Requires electric vehicles and alternative fuel vehicles to pay an annual electric vehicle registration surcharge fee of 50 dollars which shall be deposited into the state highway fund. -- SB0409 CD1
Committee Reports: SSCR 357 (TRS) SSCR 741 (WAM) HSCR 1446 (TRN) HSCR 2103 (FIN) CCR 165
Current Status: Apr-30 19 Passed Legislature
Section Affected: 249-31

SB0411 SD2 HD2 (HSCR 2162)

RELATING TO TRANSPORTATION.
Introduced by: Inouye L, Harimoto B
Amends provisions relating to certificates of inspection (safety check). Exempts tractor trucks, forklifts, and top picks being used as marine terminal equipment temporarily moving in or between terminals at Kalaniana'ole Avenue between Kuhio Street and Kahanu Street, abutting Hilo Harbor; Kawaihae Mahukona Road abutting Hilo Harbor; East Kaahumanu Avenue between Hobron Avenue and Kane Street abutting Kahului Harbor; and Waipaa Road abutting Nawiliwili Harbor. -- SB0411 HD2
Committee Reports: SSCR 272 (TRS) SSCR 855 (WAM) HSCR 1445 (TRN) HSCR 2162 (FIN)
Current Status: Apr-16 19 Received by the Governor
Section Affected: 286-26, 286-41, 286-105

SB0413 HD1 CD1 (CCR 6)

RELATING TO TRESPASS.
Introduced by: Rhoads K
Amends provisions relating to criminal trespass in the 2nd degree. Redefines reasonable warning or request to be evidenced by a copy of the previously issued written warning or request, whether or not the copy is posted at the premises or retained by the county police department. -- SB0413 CD1
Committee Reports: SSCR 771 (JDC) HSCR 1915 (JUD) CCR 6
Current Status: Apr-30 19 Passed Legislature
Section Affected: 708-814

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- SB0414 SD1 HD1 CD1 (CCR 33) RELATING TO CRIMINAL PROCEDURE.
Introduced by: Rhoads K, Chang S, Keith-Agaran G, Baker R
Establishes eyewitness identification procedures law. Establishes requirements for law enforcement entities in conducting eyewitness identification photo lineups and live lineups. Requires law enforcement entities to include training programs information on the methods, technical aspects, and scientific findings regarding the basis of the eyewitness identification practices and procedures. -- SB0414 CD1
Committee Reports: SSCR 829 (JDC) HSCR 1920 (JUD) CCR 33
Current Status: Apr-30 19 Passed Legislature
Section Affected: (5 SECTIONS) EYEWITNESS IDENTIFICATION PROCEDURES
- SB0464 SD2 (SSCR 1018) RELATING TO PRIVATE PROPERTY.
Introduced by: Ruderman R
Establishes provisions relating to eradication of albizia trees on private property. Authorizes an owner of real property or the owner's agent to enter vacant real property that is privately owned and directly adjacent to the entering owner's property to control 1 or more albizia trees located on the adjacent property; provided that the entering owner has consulted with a tree risk assessment qualification certified arborist to confirm that the albizia trees on the adjacent property create a condition that could become hazardous to the entering owner's property or persons thereupon if left untreated; and may be felled and removed or otherwise treated according to current established methods that minimize risk to human health and safety, and without damaging any structure, utility pole, or utility line; has unsuccessfully made 2 or more reasonable attempts within the previous 30 days to contact the owner of record of the adjacent property via telephone or registered mail; and has given written notice to the adjacent property owner prior to accessing the adjacent property, to prevent the property from mistakenly being determined vacant where the land is not in production because it is, for example, resting pasture land at the intended time of entry. -- SB0464 SD2
Committee Reports: SSCR 597 (PSM/ WTL/) SSCR 1018 (JDC) HSCR 1903 (JUD)
Current Status: Apr-01 19 Received by the Governor
Apr-17 19 Became Law Without Governor's Signature (Act 13 2019)
Section Affected: 708- (1 SECTION), 708-816
- SB0471 SD2 HD1 CD1 (CCR 81) RELATING TO HOMELESSNESS.
Introduced by: Ruderman R, Rhoads K, Chang S, Harimoto B, Gabbard M
Appropriation to the department of human services to fund and administer core homelessness services including housing 1st program, rapid re housing program, family assessment centers, and homeless outreach and civil legal services; to fund stored property and debris removal services. Allows the department of human services to contract the services of another entity to perform any related services that may be required. -- Appropriation to the Hawaii public housing authority for the state rent supplement program. (\$\$) -- SB0471 CD1
Committee Reports: SSCR 520 (HMS/ HOU/) SSCR 1179 (WAM) HSCR 1612 (HSH/ HSG/) HSCR 1974 (FIN) CCR 81
Current Status: Apr-30 19 Passed Legislature
- SB0491 SD2 HD2 (HSCR 2216) RELATING TO THE DEPARTMENT OF AGRICULTURE.
Introduced by: Gabbard M
Program appropriations for the department of agriculture. (\$\$) -- SB0491 HD2
Committee Reports: SSCR 13 (AEN) SSCR 962 (WAM) HSCR 1425 (AGR) HSCR 2216 (FIN)
Current Status: Apr-11 19 Received by the Governor
Apr-26 19 Approved by Governor (Act 30 2019)
- SB0494 SD1 HD1 CD1 (CCR 9) RELATING TO THE GENERAL FUND BALANCE.
Introduced by: Dela Cruz D
Appropriation for deposit into the emergency and budget reserve fund (rainy day fund). (\$\$) -- SB0494 CD1
Committee Reports: SSCR 165 (WAM) HSCR 1908 (FIN) CCR 9
Current Status: Apr-30 19 Passed Legislature
- SB0495 SD2 HD1 (HSCR 1909) RELATING TO TAXATION.
Introduced by: Dela Cruz D
Establishes provisions relating to persons lacking physical presence in the State; nexus

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presumptions. Provides that a person that lacks physical presence in the State is presumed to be systematically and regularly engaging in business in the State and taxable under income tax laws if, during the current or preceding calendar year the person engages in or solicits 200 or more business transactions with persons within the State and the sum of the value of the person's gross income attributable to sources in this State equals or exceeds 100,000 dollars or for a person that does business within and without the State the numerator of the person's sales factor for the State equals or exceeds 100,000 dollars. -- SB0495 HD1

Committee Reports: SSCR 260 (JDC) SSCR 1180 (WAM) HSCR 1909 (FIN)

Current Status: Apr-18 19 Received by the Governor

Section Affected: 235-(1 SECTION) PERSONS LACKING PHYSICAL PRESENCE IN THE STATE

SB0512 SD1 HD1 (HSCR 2215)

RELATING TO THE DEPARTMENT OF TRANSPORTATION.

Introduced by: Inouye L

Program appropriations for the department of transportation. (\$\$) -- SB0512 HD1

Committee Reports: SSCR 163 (TRS) SSCR 1142 (WAM) HSCR 1628 (TRN) HSCR 2215 (FIN)

Current Status: Apr-11 19 Received by the Governor

Apr-12 19 Approved by Governor (Act 6 2019)

SB0522 SD2 HD2 CD1 (CCR 173)

RELATING TO PLASTIC.

Introduced by: Gabbard M, English J, Keith-Agaran G, Harimoto B, Ruderman R, Rhoads K

Establishes within the department of health a plastic source reduction working group. Requires the working group to formulate a plan for reducing and recovering plastic from the Hawaii waste stream; develop strategies to encourage plastic reduction and reuse in the food service industry, such as reusable container incentive programs for customers; provide recommendations to encourage reuse, reduction, recycling, and recovery of waste and create value added products to innovate and responsibly manage the life cycle of existing resources; consult with each county that has already enacted ordinances related to single use plastics such as plastic bags and polystyrene foam containers and develop recommendations for the implementation of a uniform, statewide policy for these items that can replace existing county ordinances and provide businesses with laws that are consistent throughout the State; and consult with stakeholders to develop appropriate exemptions to address concerns of health and safety, lack of suitable alternative products on the market, and lack of infrastructure; and evaluate potential life cycle and environmental implications of replacing plastic packaging with alternative products. Requires the working group to work with the department of health, the carbon sequestration task force, private stakeholders, public stakeholders, or any other group or individuals the working group deems necessary. Report to the legislature. Working group to cease to exist on June 30, 2022 (sunset). -- SB0522 CD1

Committee Reports: SSCR 292 (AEN/ CPH/) SSCR 884 (JDC/ WAM/) HSCR 1380 (EEP/ EDB/) HSCR 1667 (CPC/ JUD/) HSCR 2122 (FIN) CCR 173

Current Status: Apr-30 19 Passed Legislature

SB0535 SD1 HD1 CD1 (CCR 28)

RELATING TO PHARMACISTS PRESCRIBING AND DISPENSING OF OPIOID ANTAGONIST.

Introduced by: Baker R, Chang S, Rhoads K, English J, Fevella K

Amends provisions relating to opioid antagonist; authority to prescribe and dispense; requirements. Adds that the opioid antagonist prescribed and dispensed for a family member or caregiver of an individual who is at risk of an opioid overdose may be prescribed and dispensed in the name of the individual who is to be treated with the opioid antagonist or in the name of the individual who is requesting the opioid antagonist, or an opioid antagonist recipient. Act to be repealed on June 30, 2024 (sunset). -- SB0535 CD1

Committee Reports: SSCR 843 (CPH) HSCR 1479 (HLT/ IAC/) HSCR 1928 (JUD) CCR 28

Current Status: Apr-30 19 Passed Legislature

Section Affected: 461-11.8

SB0536 SD2 HD1 CD1 (CCR 27)

RELATING TO PRESCRIPTIONS.

Introduced by: Baker R, Chang S, Kidani M, Keohokalole J, Ruderman R

Amends provisions relating to prescriptions. Provides that a prescription issued to a

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qualifying patient pursuant to our care, our choice Act shall be supplied to a patient if the prescription has been filled and held by the pharmacy for not more than 30 days. -- Amends provisions relating to prescriptions; additional restrictions. Exempts any prescription written pursuant to our care, our choice Act. -- Amend provisions relating to opioid therapy; informed consent process; requirement for written policies. Provides that the term qualifying opioid therapy patient shall not apply to any qualifying patient who is issued or receives a prescription pursuant to our care, our choice Act. -- SB0536 CD1
Committee Reports: SSCR 502 (CPH) SSCR 801 (JDC) HSCR 1310 (HLT) HSCR 1576 (JUD) HSCR 2072 (FIN) CCR 27
Current Status: Apr-30 19 Passed Legislature
Section Affected: 329-38, 329-38.2, 329-38.5

SB0540 SD1 HD1 CD1 (CCR 139)

RELATING TO THE BOARD OF PHARMACY.

Introduced by: Baker R, Kidani M

Amends provisions relating to powers and duties under the pharmacists and pharmacy law. Adds that any other powers and duties authorized by law, the board of pharmacy may approve pilot and demonstration research projects for innovative applications in the practice of pharmacy. Provides that the projects shall not include therapeutic substitution or substitution of a medical device used in patient care. -- SB0540 CD1

Committee Reports: SSCR 796 (CPH) HSCR 1308 (HLT) HSCR 1593 (CPC) HSCR 2073 (FIN) CCR 139

Current Status: Apr-30 19 Passed Legislature

Section Affected: 461-4.5

SB0549 SD1 HD2 (HSCR 1939)

RELATING TO HEALTHY BEVERAGES FOR CHILDREN.

Introduced by: Baker R, Chang S

Establishes provisions relating to default beverages offered with children's meals. Provides that a restaurant that offers for sale a children's meal that includes a beverage shall offer with the children's meal the default beverage that include water, sparkling water, or flavored water, with no added sugar, corn syrup, or other natural or artificial sweeteners; unflavored nonfat or low fat (1 per cent) dairy milk; or non dairy beverage that is nutritionally equivalent to fluid milk in a serving size of 8 ounces or less; or 100 per cent fruit juice or vegetable juice, or fruit juice or vegetable juice combined with water or carbonated water, with no added natural or artificial sweetener, in a serving size of 8 ounces or less. -- SB0549 HD2

Committee Reports: SSCR 761 (CPH) HSCR 1699 (HLT) HSCR 1939 (CPC)

Current Status: Apr-18 19 Received by the Governor

Section Affected: 321- (1 SECTION) DEFAULT BEVERAGES OFFERED WITH CHILDREN'S MEALS

SB0551 SD1 HD2 CD1 (CCR 65)

RELATING TO CONDOMINIUMS.

Introduced by: Baker R

Establishes provisions relating to association fiscal matters; supplemental nonjudicial foreclosure notices; restrictions on power of sale. Requires any notice of default and intention to foreclose given by an association to include a statement that the unit owner may request mediation by delivering a written request for mediation to the association by certified mail, return receipt requested, or hand delivery within 30 days after service of a notice of default and intention to foreclose on the unit owner. -- Establishes provisions relating to association fiscal matters; lien for assessments. Allows the lien of the association to be foreclosed by action or by nonjudicial or power of sale foreclosure regardless of the presence or absence of power of sale language in an association's governing documents, by the managing agent or board, acting on behalf of the association and in the name of the association. -- Amends provisions relating to definitions under foreclosure laws. Redefines power of sale or power of sale foreclosure to include for the purposes of association alternate power of sale foreclosure process, an association enforces its claim of an association lien, regardless of whether the association documents provide for a power of sale, a power of sale foreclosure, a power of sale remedy, or a nonjudicial foreclosure. -- SB0551 CD1

Committee Reports: SSCR 98 (CPH) SSCR 812 (JDC) HSCR 1404 (CPC) HSCR 2200 (JUD) CCR 65

Current Status: Apr-30 19 Passed Legislature

Section Affected: 514B- (1 SECTION), 514B-146, 667-1

SB0552 SD1 HD2 CD1 (CCR 25)

RELATING TO CONDOMINIUMS.

Introduced by: Baker R

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Amends Act 181, sessions laws of 2017. Requires developer's public reports to be treated as non expiring developer's reports on the 1st day their respective report was accurate and had an active effective date between January 1, 2019, and July 1, 2020. Requires that a condominium property regime registered under this law is not required to revise its governing documents for sales of time share interests to be made in the condominium property regime. Provides that specified sections of chapter 514A, Hawaii Revised Statutes, shall remain operative in the form in which they read on December 31, 2018, until June 30, 2020, for the sole purpose of providing developers with sufficient time to update their developer's public reports and associated documents in order to qualify for safe harbor provisions of Act 181, session laws of 2017. -- Amends provisions relating to developer's public report; amendments. Provides that this law shall not apply to a time share project duly registered under the time sharing plans law, if with regard to that time share project a copy of the disclosure statement that is required is required to be delivered to the purchaser or prospective purchaser; or a required copy of the disclosure statement is not required to be delivered to the purchaser or prospective purchaser because the offer and sale of the time share interest is made outside of the state. -- SB0552 CD1

Committee Reports: SSCR 840 (CPH) HSCR 1431 (CPC) HSCR 2201 (JUD) CCR 25
Current Status: Apr-30 19 Passed Legislature
Section Affected: ACT 181 2017, 514B-56

SB0558

RELATING TO NAMES.

Introduced by: Rhoads K, Chang S

Amends provisions relating to married persons; civil union partners. Provides that no person shall be required to change that person's middle or last name upon entering into a marriage or civil union. -- SB0558

Committee Reports: SSCR 772 (JDC) HSCR 1904 (JUD)
Current Status: Apr-01 19 Received by the Governor
Apr-17 19 Approved by Governor (Act 11 2019)
Section Affected: 574-1

SB0567 SD2 HD2 CD1 (CCR 166)

RELATED TO MENTAL HEALTH TREATMENT.

Introduced by: Rhoads K

Appropriation to the department of health for program ID HTH 420 to contract for legal assistance with petitions for assisted community treatment and related court proceedings. (\$\$) -- SB0567 CD1

Committee Reports: SSCR 591 (CPH) SSCR 1147 (JDC/ WAM/) HSCR 1374 (HLT)
HSCR 1692 (JUD) HSCR 2166 (FIN) CCR 166
Current Status: Apr-30 19 Passed Legislature

SB0592 SD1 HD2 CD1 (CCR 123)

RELATING TO THE SALARY OF THE STATE LIBRARIAN.

Introduced by: Keith-Agaran G, Kidani M, Inouye L

Amends provisions relating to appointment of state librarian; duties; salary. Provides that the salary of the state librarian shall not exceed 175,000 dollars a year. -- SB0592 CD1

Committee Reports: SSCR 64 (EDU) SSCR 1154 (WAM) HSCR 1527 (LAB/ LHE/)
HSCR 2169 (FIN) CCR 123
Current Status: Apr-30 19 Passed Legislature
Section Affected: 312-2.1

SB0600 HD2 (HSCR 1941)

RELATING TO FIREARMS.

Introduced by: Nishihara C, Chang S

Amends provisions relating to registration, mandatory, exceptions under the firearms, ammunition and dangerous weapons law. Prohibits any person less than 21 years of age to bring or cause to be brought into the State any firearm. -- SB0600 HD2

Committee Reports: SSCR 430 (PSM) SSCR 817 (JDC) HSCR 1430 (PVM) HSCR
1941 (JUD)
Current Status: Apr-18 19 Received by the Governor
Section Affected: 134-3

SB0638 SD1 (SSCR 380)

RELATING TO LIQUOR.

Introduced by: Moriwaki S

Amends provisions relating to manufacture or sales without license; penalty by changing it to unlicensed manufacture or sale of liquor; penalty. Provides that if any person, acting in person or by or through any agent, servant, or employee, sells any liquor, either directly or indirectly, or upon any pretense or by any subterfuge, the person shall be guilty

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of a class C felony. -- Amends provisions relating to covered offenses. Adds that unlicensed sale of liquor, unlicensed manufacture of liquor offenses for which property is subject to forfeiture. -- Amends definition of organized crime to include unlicensed sale of liquor. Amends racketeering activity to include unlicensed sale of liquor. -- SB0638 SD1

Committee Reports: SSCR 380 (CPH) SSCR 811 (JDC) HSCR 1474 (JUD) HSCR 1929 (CPC)

Current Status: Apr-04 19 Received by the Governor
Apr-23 19 Approved by Governor (Act 15 2019)

Section Affected: 281-101, 712A-4, 842-1

SB0660 HD1 CD1 (CCR 51)

RELATING TO STATE IDENTIFICATION CARDS.

Introduced by: Inouye L

Establishes provisions relating to non compliant identification cards. Requires every person who submits an application for an identification card that is unable to appear in person before the examiner of drivers to be photographed or present new source documents in person at least every 16 years to be issued a non compliant identification card that is uniquely identified as not being in compliance with the REAL ID Act of 2005. -- SB0660 CD1

Committee Reports: SSCR 268 (TRS) SSCR 815 (JDC) HSCR 1914 (JUD) CCR 51

Current Status: Apr-30 19 Passed Legislature

Section Affected: 286- (1 SECTION), 286-303

SB0661 SD1 HD1 CD1 (CCR 157)

RELATING TO FUEL CELL ELECTRIC VEHICLES.

Introduced by: Inouye L, Chang S, Kanuha D, Riviere G

Amends provisions relating to light duty motor vehicle requirements. Changes the requirement that all state and county agencies beginning January 1, 2010, when purchasing new vehicles, to seek vehicles with reduced dependence on petroleum based fuels that meet the needs of the agency including fuel cell electric vehicles. -- Amends Act 168, session laws of 2012, relating to electric vehicles. Redefines electric vehicle to include a fuel cell electric vehicle. Further provides that fuel cell electric vehicle means a 0 emission electric vehicle that uses a fuel cell to convert hydrogen gas and oxygen into electricity that is used in a vehicle powertrain for propulsion. -- SB0661 CD1

Committee Reports: SSCR 526 (GVO/ TRS/) SSCR 1168 (WAM) HSCR 1381 (EEP/ TRN/) HSCR 1554 (LAB) HSCR 1967 (FIN) CCR 157

Current Status: Apr-30 19 Passed Legislature

Section Affected: 103D-412, 291-71, ACT 168 2012

SB0663 SD2 HD1 CD1 (CCR 174)

RELATING TO HIGHWAY SAFETY.

Introduced by: Inouye L, Chang S

Requires the department of transportation to establish a red light running committee to develop policy recommendations for red light running pilot programs in the city and county of Honolulu, and the counties of Maui, Kauai, and Hawaii. Report to the legislature. -- SB0663 CD1

Committee Reports: SSCR 647 (TRS/ JDC/) SSCR 858 (WAM) HSCR 1345 (TRN) HSCR 1569 (JUD) HSCR 2105 (FIN) CCR 174

Current Status: Apr-30 19 Passed Legislature

SB0693 SD2 HD1 CD1 (CCR 64)

RELATING TO THE STATEWIDE TRAFFIC CODE.

Introduced by: English J, Inouye L

Amends provisions relating to pedestrian control signals. Provides that if the pedestrian control signal is equipped with a countdown timer, a pedestrian is prohibited to start to cross the roadway in the direction of such signal once the countdown begins, but any pedestrian who has partially completed the pedestrian's crossing when the countdown begins shall complete the crossing to a sidewalk or safety island before the countdown timer ends. -- SB0693 CD1

Committee Reports: SSCR 120 (TRS) SSCR 814 (JDC) - filed FLOOR AMENDMENT 3 HSCR 1396 (TRN) HSCR 1922 (JUD) CCR 64

Current Status: Apr-30 19 Passed Legislature

Section Affected: 291C-33

SB0723 SD1 HD1 CD1 (CCR 52)

RELATING TO THE UNIFORM PARENTAGE ACT.

Introduced by: Shimabukuro M, Chang S, Nishihara C

Establishes provisions relating to court filings; minutes of proceedings; posting requirement under the uniform parentage act. Requires the judiciary to post on its

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website the titles of all court filings and the minutes of court proceedings in cases brought under this act; provided that the judiciary shall redact information that has been made confidential by any statute, rule of court, or court order. Provided further that, on request of a party and for good cause, the court may close a proceeding and records to the public except that the title of all court filings for the case and the contents of a final order shall be available for public inspection, with other papers and records available for public inspection only with the consent of the parties or by court order. -- Amends provisions relating to records under the family court laws. -- Amends provisions relating to hearings and records; confidentiality. Prohibits application to cases filed on or after the effective date of this Act. -- SB0723 CD1

Committee Reports: SSCR 780 (JDC) HSCR 1657 (JUD) HSCR 2081 (FIN) CCR 52
Current Status: Apr-30 19 Passed Legislature
Section Affected: 584- (1 SECTION), 571-84, 584-20

SB0725 SD1 (SSCR 762)

RELATING TO CONDOMINIUMS.

Introduced by: Shimabukuro M

Amends provisions relating to association records; availability; disposal; prohibitions. Allows the documents to be destroyed 90 days after the association meeting; provided that in the event of a contested election, the documents shall be retained until the contested election is resolved. -- SB0725 SD1

Committee Reports: SSCR 762 (CPH) HSCR 1560 (CPC)
Current Status: Mar-27 19 Received by the Governor
Apr-12 19 Approved by Governor (Act 7 2019)
Section Affected: 514B-154

SB0753 SD2 HD1 CD1 (CCR 163)

RELATING TO AQUACULTURE.

Introduced by: Gabbard M, Ruderman R

Appropriation to the department of agriculture for the revitalization of the aquaculture development program, including strengthening staff expertise and capabilities to assist the aquaculture industry. Provides that the department of agriculture aquaculture development program shall be the lead state agency for developing aquaculture in the state. (\$\$) -- SB0753 CD1

Committee Reports: SSCR 34 (AEN) SSCR 1043 (WAM) HSCR 1420 (AGR) HSCR
2083 (FIN) CCR 163
Current Status: Apr-30 19 Passed Legislature

SB0754 SD1 HD1 CD1 (CCR 111)

RELATING TO AGRICULTURE.

Introduced by: Gabbard M, Riviere G

Establishes provisions relating to produce safety. Establishes provisions relating to covered farm; covered produce. Provides that covered produce is eligible for exemption from the requirements of produce safety conditions that the covered produce receives commercial processing that adequately reduces the presence of microorganisms of public health significance, the covered farm discloses in documents accompanying the covered produce, that in accordance with the practice of the trade, the food is not processed to adequately reduce the presence of microorganisms of public health significance, the covered farm complies with the written assurance requirements of 21 C.F.R. 112.2 (B) (3), the covered farm complies with the documentation requirements of 21 C.F.R. 112.2 (b) (4), the requirements of 21 C.F.R. 112 subpart Q apply to the covered produce, and an entity that provides a written assurance under 21 C.F.R. 112.2 (b) (3) acts consistently with the assurance and documents its actions taken to satisfy the written assurance. -- Establishes provisions relating to chairperson to have access to certain farms. Requires the department of agriculture to have access only at reasonable hours to any covered farm or any farm eligible for a qualified exemption in accordance with 21 C.F.R. 112.5 for the purposes of inspecting the farm to determine if any provisions of this part is being violated, and securing and examining samples or specimens to determine if any provision of this part is being violated. -- Establishes provisions relating to authority to seize, condemn, or destroy covered produce. Provides that if the department believes any covered produce on a covered farm that is being grown, kept, or exposed for sale or held in possession or under the control of any person to be in violation, the department may seize or take possession of or condemn, destroy, or require the destruction of the covered produce. Requires that prior to condemning, destroying, or requiring the destruction of covered produce, the department to seize the covered produce and either secure written agreement to the condemnation or destruction, on a form to be provided by the chairperson, from the person from whom the covered produce was seized, or make complaint before a district judge. -- SB0754 CD1

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Committee Reports: SSCR 405 (AEN/ JDC/) SSCR 914 (CPH/ WAM/) HSCR 1437 (AGR) HSCR 2126 (FIN) CCR 111
Current Status: Apr-30 19 Passed Legislature
Section Affected: 145- (9 SECTIONS) PRODUCE SAFETY

SB0759 SD2 HD1 CD1 (CCR 171)

RELATING TO AGRICULTURE.

Introduced by: Gabbard M

Requires the department of agriculture to establish a 2 year agricultural theft and vandalism pilot project to examine and assess the effectiveness of prosecuting agricultural theft and vandalism cases in the county of Hawaii and Maui; partner with the county of Hawaii and Maui to hire an enforcement officer within the prosecuting attorney's office or any other law enforcement agency; assess the implementation of the pilot project including the pilot project's effectiveness for identifying the number of convictions for agricultural theft or vandalism; identifying best practices for prosecuting perpetrators of agricultural theft or vandalism; identifying areas where agricultural theft and vandalism are most prevalent; identifying best practices for preventing agricultural theft or vandalism; and making recommendations for a statewide program to address agricultural theft and vandalism. Requires the department to determine whether to continue, expand, or end the pilot project. Report to the legislature. Appropriation. (\$\$) -- SB0759 CD1

Committee Reports: SSCR 33 (AEN) SSCR 995 (JDC/ WAM/) HSCR 1358 (AGR) HSCR 1532 (JUD) HSCR 2146 (FIN) CCR 171

Current Status: Apr-30 19 Passed Legislature

SB0763 SD2 HD1 CD1 (CCR 164)

RELATING TO ADVERTISING AND MARKETING.

Introduced by: Gabbard M

Requires the department of business, economic development, and tourism, in consultation with the department of agriculture, to conduct a study to assess the impacts of companies selling products in the US using place based marketing without any material ties to the state. Report to the legislature. Appropriation. (\$\$) -- SB0763 CD1

Committee Reports: SSCR 547 (EET/ AEN/) SSCR 860 (WAM) HSCR 1651 (EDB/ AGR/) HSCR 2182 (FIN) CCR 164

Current Status: Apr-30 19 Passed Legislature

SB0767 SD1 HD1 CD1 (CCR 35)

RELATING TO CONTRACTORS.

Introduced by: Baker R, Nishihara C, Inouye L, Ruderman R, Moriwaki S

Amends provisions relating to exemptions under the contractors law. Increases the amount for an exemption of any project or operation for which the aggregate contract price or labor and materials is not more than 1,500 dollars. -- SB0767 CD1

Committee Reports: SSCR 788 (CPH) HSCR 1561 (CPC) CCR 35

Current Status: Apr-30 19 Passed Legislature

Section Affected: 444-2

SB0770 SD1 HD1 CD1 (CCR 60)

RELATING TO REAL ESTATE LICENSES.

Introduced by: Baker R

Amends provisions relating to prerequisites for examination under real estate brokers and salesperson. Adds that for an individual to be eligible for the licensing examination requires the individual to be of the age of majority, and has earned a high school diploma or its equivalent. -- SB0770 CD1

Committee Reports: SSCR 754 (CPH) HSCR 1633 (IAC) HSCR 1930 (CPC) CCR 60

Current Status: Apr-30 19 Passed Legislature

Section Affected: 467-9.5

SB0772 HD2 CD1 (CCR 13)

RELATING TO LIQUOR LAWS.

Introduced by: Baker R

Amends provisions relating to prohibitions. Repeals provision that prohibits any licensee or its employees to sell any draught beer unless upon the faucet, spigot, or outlet wherefrom the beer is drawn there is attached a clear and legible notice, placard, or marker which in the English language indicates and declares the name or brand adopted by the manufacturer of the draught beer, so situated as to be clearly legible for a distance of at least 10 feet from the spigot, faucet, or outlet, to a purchaser with normal vision. --

Amends provisions relating to practices to promote excessive consumption of liquor; prohibited. Provides that any rules adopted by the counties related to the stacking of liquor shall specify that stacking of beer shall be defined based on a standard serving size of total volume; and a standard serving size of beer shall be defined as not exceeding a total volume of 32 ounces before a customer at any 1 time. -- SB0772 CD1

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Committee Reports: SSCR 763 (CPH) HSCR 1402 (CPC) HSCR 2202 (JUD) CCR 13
Current Status: Apr-30 19 Passed Legislature
Section Affected: 281-78, 281-78.5

SB0804 SD1 HD1 CD1 (CCR 79)

RELATING TO PALLIATIVE CARE.

Introduced by: Baker R, Chang S, Nishihara C

Establishes the culturally competent palliative care pilot program, to be administered by the department of health. Requires the department to provide public education to promote palliative care utilization; emphasize referrals to palliative care earlier during treatment for patients; and acquire local health care utilization data for purposes of more precisely measuring palliative care utilization in the State; and conduct competitive bidding for at least 2 pilot programs for home or community based palliative care. Provides that at least 1 pilot project shall be implemented in a county with a population of less than 200,000 residents. Report to the legislature. Requires the department to establish an advisory group to oversee implementation of the palliative care pilot program. Appropriation to the department of health for the pilot program. (\$\$) -- SB0804 CD1

Committee Reports: SSCR 106 (CPH) SSCR 1109 (WAM) HSCR 1321 (HLT) HSCR 1589 (CPC) HSCR 2074 (FIN) CCR 79

Current Status: Apr-30 19 Passed Legislature

SB0812 SD1 HD2 (HSCR 2214)

RELATING TO THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS.

Introduced by: Baker R

Program appropriations for the department of commerce and consumer affairs. (\$\$) -- SB0812 HD2

Committee Reports: SSCR 107 (CPH) SSCR 1031 (WAM) HSCR 1693 (IAC) HSCR 2214 (FIN)

Current Status: Apr-11 19 Received by the Governor

Apr-26 19 Approved by Governor (Act 29 2019)

Section Affected: 444-26, 444-29, 454F-41, 467-11, 467-16, 514B-72

SB0817 SD2 HD1 CD1 (CCR 100)

RELATING TO SELF-SERVICE STORAGE.

Introduced by: Baker R, Rhoads K

Establishes provisions relating to limited lines self service storage stored property insurance under producer licensing law. Requires an owner of a self service storage facility to hold a limited lines license to sell, solicit, or offer coverage under a policy of stored property insurance; is not required to hold a license solely to display and make available to occupants and prospective occupants brochures and other promotional materials created by or on behalf of an authorized insurer. Provides that a limited lines license issued shall authorize any employee or authorized representative of the owner to sell, solicit, and offer coverage under a policy of stored property insurance to an occupant at each location at which the owner engages in self service storage transactions. Requires the supervising entity to maintain a registry of owner locations, employees, and representative that are authorized to sell, solicit, or offer stored property insurance coverage in the State and upon request by the insurance commissioner and with notice to the supervising entity consistent with the commissioner's authority under this article, the registry shall be open to inspection and examination during regular business hours of the supervising entity. Requires at every location at which stored property insurance is offered, brochures or other written or electronic materials to be made available to occupants. Establishes authority of owners; sanctions for violations; application for license and fees conditions. Requires any owner engaging in stored property insurance transactions to apply for licensure within 90 days of the date the applications made available by the insurance commissioner. Provides that initial and renewed licenses issued shall be valid for periods consistent with this article. Requires each owner licensed to pay to the commissioner the limited lines producer's application fee and license fee pursuant to provisions relating to fees. -- Amends provisions relating to limited license. Adds that allows the commissioner to issue a limited license to any owner of a self service storage facility to sell stored property insurance. -- SB0817 CD1

Committee Reports: SSCR 190 (CPH) SSCR 1110 (WAM) HSCR 1331 (IAC) HSCR 1510 (CPC) HSCR 1964 (FIN) CCR 100

Current Status: Apr-30 19 Passed Legislature

Section Affected: 431:9A- (6 SECTIONS) LIMITED LINES SELF-SERVICE STORAGE STORED PROPERTY INSURANCE, 431:9A-107.5

SB0852 SD2 HD1 CD1 (CCR 36)

RELATING TO RESTITUTION FOR VICTIMS OF CRIME.

SENATE BILLS THAT PASSED THE LEGISLATURE

Introduced by: Keith-Agaran G, Rhoads K, Keohokalole J, Kim D, Baker R, Gabbard M
Amends provisions relating to victim restitution. Requires restitution to be a dollar amount that is sufficient to reimburse any victim fully for losses, including but not limited to medical expenses, which shall include mental health treatment, counseling, and therapy, and lost earnings, which shall include paid leave. -- SB0852 CD1

Committee Reports: SSCR 171 (JDC) SSCR 703 (WAM) HSCR 1475 (JUD) HSCR 2174 (FIN) CCR 36

Current Status: Apr-30 19 Passed Legislature

Section Affected: 706-646

SB0947 SD1 HD1 CD1 (CCR 7)

RELATING TO FAMILIES.

Introduced by: Riviere G, Ruderman R

Establishes provisions relating to department standards and requirements; disability. Prohibits the department of human services to consider the disability of a person to be the sole factor in making a determination under provisions relating to child placing organizations, child caring institutions, and resource family homes; authority over, investigation of, and standards for or under provisions relating to prospective adoptive parents; standards and home studies. Provides that if the department makes a determination to deny the petition of a disabled person, the department shall make specific written findings stating the basis for the determination. Provides that the party attempting to demonstrate that the disability impairs a person's ability to parent must prove that the disability is a factor, and demonstrate a clear nexus between the disability and the alleged parental deficiency. -- Establishes provisions relating to judicial appointment of guardian; disability. Prohibits the court to consider the disability of a prospective guardian to be the sole factor in the court's determination to approve or deny the appointment of a guardian. Provides that if the court makes a determination to deny guardianship to a person who is disabled, the court shall make specific written findings stating the basis for this determination. Provides that the party attempting to demonstrate that the disability of a prospective guardian impairs the prospective guardian's ability to parent must prove that the disability is a factor, and demonstrate a clear nexus between the disability and the alleged parental deficiency. -- Establishes provisions relating to criteria and procedure in awarding custody and visitation; disability. Prohibits the family court to consider the disability of a person seeking custody or visitation of a minor to be the sole factor in the court's determination made pursuant provisions relating to procedure and decree under family court law. Provides that if the court makes a determination to deny custody or visitation to a person who is disabled, the court shall make specific written findings stating the basis for this determination. Provides that the party attempting to demonstrate that the disability of a person seeking custody or visitation impairs the person's ability to parent must prove that the disability is a factor, and demonstrate a clear nexus between the disability and the alleged parental deficiency. -- Establishes provisions relating to safe family home factors; disability. Prohibits the court to consider the disability of a parent or caregiver to be the sole factor in the court's determination made pursuant to provisions relating to safe family home factors and pre petition procedures. Provides that if the court makes a determination that a child's family is unable to provide a safe family home and 1 or more of the child's parents or caregivers are disabled, the court shall make specific written findings stating the basis for this determination. Provides that the party attempting to demonstrate that the disability of a parent or caregiver impairs the parent's or caregiver's ability to parent must prove that the disability is a factor, and demonstrate a clear nexus between the disability and the alleged parental deficiency. -- SB0947 CD1

Committee Reports: SSCR 234 (HMS) SSCR 1019 (JDC) HSCR 1453 (HSH) HSCR 2133 (JUD) CCR 7

Current Status: Apr-30 19 Passed Legislature

Section Affected: 346- (1 SECTION), 560:5- (1 SECTION), 571- (1 SECTION), 587A- (1 SECTION)

SB0972 SD1 HD1 CD1 (CCR 162)

RELATING TO SHIP REPAIR INDUSTRY.

Introduced by: Kidani M, Chang S

Provides a ship repair industry income tax credit equal to 30 per cent of the ship repair industry costs paid or incurred by the qualified entity to design and construct the purpose built floating dry dock to be used by the US Navy in Pearl Harbor. Provides that the tax shall not apply to taxable years beginning after December 31, 2026 (sunset). Repeals the capital infrastructure income tax credit. -- SB0972 CD1

Committee Reports: SSCR 898 (WAM) HSCR 1610 (EDB) HSCR 2150 (FIN) CCR 162

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Current Status: Apr-30 19 Passed Legislature
Section Affected: 235- (1 SECTION), 235-17.5

SB0976 SD2 HD1 CD2 (HOUSE
FLOOR AMENDMENT 7 OR
SENATE FLOOR AMENDMENT 23)

RELATING TO PUBLIC LIBRARIES.

Introduced by: Kidani M, Chang S, Inouye L, Wakai G, Dela Cruz D

Establishes provisions relating to pilot program for lease of public library land. Establishes a pilot program for the lease of public library land including facilities. Requires the state librarian, in consultation with the board of education and any other appropriate agency to serve as the facilitator of the pilot program. Allows the board of education to lease public library land without review by or approval of the board of land and natural resources on terms it deems appropriate, including a leaseback of all or a portion of the improvements constructed. Allows the board to lease public library land for a maximum of 3 public library land sites identified and selected by the board under leases for a term of not more than 99 years per lease. Requires each lease to stipulate that the lessee may retain any revenue generated from the facilities, to maintain and operate the facilities to meet the mission of the public libraries for the length of the lease, be obligated to pay to the county all applicable property tax on the value of any improvements, a leasehold premium may be charged to the lessee for the right to use the public library land based on a competitive process, upon the expiration of the lease, the facilities shall revert to the board, and all revenues and proceeds derived by the State under this section shall be deposited in the library facilities fund. Establishes the library facilities fund which shall include all proceeds from the leases, permits, interest income generated from public library lands, and other revenue generated from the nonpermanent disposition of public library lands, including facilities and which shall be used for state library programs. Annual report to the legislature until the completion of the project. Appropriation. (\$\$) -- SB0976 CD2

Committee Reports: SSCR 592 (EDU/ WTL/) SSCR 1125 (WAM) HSCR 1391 (LHE/ WLH/) HSCR 2172 (FIN) CCR 108 - filed HOUSE FLOOR AMENDMENT 7 SENATE FLOOR AMENDMENT 23

Current Status: May=02 19 Passed Legislature
Section Affected: 312- (1 SECTION) PILOT PROGRAM FOR LEASE OF PUBLIC LIBRARY LAND

SB0980 HD1 CD1 (CCR 24)

RELATING TO EDUCATION.

Introduced by: Kidani M, Wakai G, Chang S

Amends provisions relating to attendance compulsory; exceptions. Defines private school to mean an education institution teaching students in any grade from kindergarten through grade 12 and that is licensed or accredited by the Hawaii Association of Independent Schools, Hawaii Council of Private Schools, Western Association of Private Schools, Western Association of Schools and Colleges, Western Catholic Educational Association, Association of Christian Schools International, or a similarly recognized entity that meets or exceeds the standards set by the aforementioned entities. -- SB0980 CD1

Committee Reports: SSCR 134 (EDU) SSCR 809 (JDC) HSCR 1540 (LHE) HSCR 1931 (CPC) CCR 24

Current Status: Apr-30 19 Passed Legislature
Section Affected: 302A-1132

SB0981 SD2 HD1 CD1 (CCR 59)

RELATING TO THE HAWAII TEACHER STANDARDS BOARD SPECIAL FUND.

Introduced by: Kidani M, Inouye L, Dela Cruz D

Repeals provisions relating to the Hawaii teacher standards board special fund. -- SB0981 CD1

Committee Reports: SSCR 443 (EDU) SSCR 870 (WAM) HSCR 1539 (LHE) HSCR 2091 (FIN) CCR 59

Current Status: Apr-30 19 Passed Legislature
Section Affected: 302A-803, 302A-808, 302A-806

SB0985 SD1 HD1 CD1 (CCR 71)

RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST PEARL HARBOR FLOATING DRYDOCK, LLC.

Introduced by: Kidani M

Authorizes the issuance of special purpose revenue bonds, with the approval of the governor, to assist Pearl Harbor Floating Drydock, LLC, a Hawaii corporation, for the construction of a purpose built floating drydock at Pearl Harbor to service submarines and surface ships. Authorizes the issuance of refunding special purpose revenue bonds to refund the special purpose revenue bonds. (\$\$) -- SB0985 CD1

SENATE BILLS THAT PASSED THE LEGISLATURE

Committee Reports: SSCR 747 (WAM) HSCR 1654 (EDB) HSCR 1971 (FIN) CCR 71
Current Status: Apr-30 19 Passed Legislature

SB0988 SD1 HD2 (HSCR 1992)

AUTHORIZING THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR MELE ASSOCIATES, INC., A RENEWABLE ENERGY DEVELOPER SERVING THE GENERAL PUBLIC IN PROVIDING ELECTRIC ENERGY.

Introduced by: Wakai G

Authorizes the issuance of special purpose revenue bonds, with the approval of the governor, to assist Mele Associates, Inc., 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. (\$\$) -- SB0988 HD2

Committee Reports: SSCR 158 (EET) SSCR 1045 (WAM) HSCR 1461 (EEP) HSCR 1992 (FIN)

Current Status: Apr-18 19 Received by the Governor

SB0989 SD2 HD2 CD1 (CCR 185)

RELATING TO THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM.

Introduced by: Wakai G

Amends provisions relating to the Hawaii televisions and film development by changing it to the Hawaii film and creative industries development. Repeals the Hawaii television and film development board. Appropriation to the university of Hawaii creative media program for the purposes of strengthening the pipeline of students to the creative media industry. (\$\$) -- SB0989 CD1

Committee Reports: SSCR 470 (EET/ TEC/) SSCR 1046 (WAM) HSCR 1608 (EDB) HSCR 1991 (FIN) CCR 185

Current Status: Apr-30 19 Passed Legislature

Section Affected: 201-111, 201-113, 201-112, 201-114

SB0991 SD1 HD1 CD1 (CCR 101)

RELATING TO TELECOMMUNICATIONS.

Introduced by: Wakai G, Keith-Agaran G, English J

Amends provisions relating to retail intrastate services; fully competitive. Provides that a telecommunications carrier shall not be required to obtain approval or provide any cost support or other information to establish or otherwise modify in any manner its retail intrastate telecommunications service rates, fares, charges, and terms and conditions, or to bundle any service offerings into a single or combined price package; and shall not be subject to provisions relating to regulation of utility rates; ratemaking procedures and provisions relating to cross subsidies; provided that on an annual basis, the monthly rate increase for basic exchange service in any county with a population of less than 500,000 shall not exceed 6.50 dollars without the public utilities commission's approval; and all rates, fares, charges, bundled service offerings, and service terms and conditions shall be posted on the local exchange carrier's website. Provides that notwithstanding provisions relating to issuance of securities, any telecommunications service provider providing fully competitive retail services shall not be required to seek commission approval for the issuance of stocks, stock certificates, bonds, notes, and other evidences of indebtedness; provided that the telecommunications service provider notifies the public utilities commission, with a copy to the consumer advocate, of all issuances upon execution of the transaction. Provides that notwithstanding provisions relating to merger and consolidation of public utilities, any telecommunications service provider providing fully competitive retail services shall not be required to seek commission approval for the sale, lease, mortgage, assignment, or other disposition or encumbrance of the whole or any part of its road, line, plant, system, or other property; provided that any telecommunications service provider shall not, directly or indirectly, merge or consolidate with any other public utility without 1st having secured from the public utilities commission an order authorizing the provider to do so. Provides that notwithstanding provisions relating to report accidents, any telecommunications service provider providing fully competitive retail services shall not be required to file accident reports with the commission. -- Amends provisions relating to issuance of voting stock; restrictions. Adds an exempt transaction is any transaction involving a public utility providing basic exchange service to every county in the State that consists of less than 50 per cent of the issued and outstanding voting stock of a corporation organized under the laws of the State. -- Amends provisions relating to relations with an affiliated interest; definition; contracts with affiliates filed and subject to commission action. Adds that exempts any transactions by public utilities providing basic exchange service to every county in the State. -- Amends provisions relating to regulatory flexibility for effectively competitive

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services. Repeals provision that the commission may allow a telecommunications carriers to have pricing flexibility for basic telephone service and for services that are not effectively competitive are cost based and remain just, reasonable, and nondiscriminatory. -- Amends provisions relating to access to advanced services. Repeals the access to advanced services that are available at just, reasonable, and nondiscriminatory rates that are based on reasonable identifiable costs of providing the services. -- SB0991 CD1

Committee Reports: SSCR 841 (CPH) HSCR 1330 (IAC) HSCR 1587 (CPC) HSCR 2189 (FIN) CCR 101

Current Status: Apr-30 19 Passed Legislature

Section Affected: 269-16.85, 269-17.5, 269-19.5, 269-38, 269-40

SB1002 SD1 HD1 CD1 (CCR 106)

RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST SEAWATER AIR CONDITIONING PROJECTS ON OAHU.

Introduced by: Wakai G, Rhoads K, Keohokalole J

Amends Act 113, session laws of 2009, as amended by Act 150, session laws of 2014, which authorizes the issuance of special purpose revenue bonds to assist Honolulu Seawater Air Conditioning LLC, a Hawaii company, in designing and constructing the district cooling project and authorizes the issuance of refunding special purpose revenue bonds to refund the special purpose revenue bonds by changing the authorization lapse date (sunset). -- SB1002 CD1

Committee Reports: SSCR 159 (EET) SSCR 947 (WAM) HSCR 2140 (FIN) CCR 106

Current Status: Apr-30 19 Passed Legislature

Section Affected: ACT 113 2009, ACT 150 2014

SB1025 SD1 HD2 (HSCR 2188)

RELATING TO THE KUPUNA CAREGIVERS PROGRAM.

Introduced by: Ihara L, Harimoto B, Kahele K, Ruderman R, Keohokalole J, Moriwaki S, Chang S, Fevella K

Amends provisions relating to administrative and program support for the executive office on aging. Require the annual evaluation report on elder programs to include a section detailing outcomes of the kupuna caregivers program, including but not limited to evaluation metrics; a cost breakdown and de identified, aggregated analysis of individuals served, by county and type of service received; identification of the number of service providers contracted by county and the types of services provided; consolidated data of the existing waiting list broken down by county; and recommendations to support the implementation and execution of the program to maximize the number of caregivers served by the program. -- Amends provisions relating to kupuna caregivers program. Requires the executive office on aging to develop and implement a plan to maximize the number of caregivers served by the program; award an allocation of funds, subject to the availability of funding and changes up to a maximum from 70 dollars per day to 210 dollars per week, to cover costs for services that would otherwise be performed by the qualified caregiver for the care recipient, including but not limited to activities of daily living specified. Report to the legislature. Appropriation to the executive office on aging for the program. (\$\$) -- SB1025 HD2

Committee Reports: SSCR 110 (CPH) SSCR 1091 (WAM) HSCR 1646 (HSH/ HLT/) HSCR 2188 (FIN)

Current Status: Apr-16 19 Received by the Governor

Section Affected: 349-5, 349-18

SB1033 SD2 HD2 (HSCR 2213)

RELATING TO THE LICENSURE OF MIDWIVES.

Introduced by: Baker R, Thielen L, Kidani M, Chang S, Kim D, Inouye L, Keohokalole J, Gabbard M, Nishihara C, Dela Cruz D, Fevella K

Establishes the midwives law. Establishes within the department of commerce and consumer affairs a licensed midwife program administered by the director of commerce and consumer affairs. Establishes the powers and duties of the director. Prohibits a person to engage in the practice of midwifery or use the title licensed midwife or midwife or the abbreviation L.M., or any other words, letters, abbreviation, or insignia indicating or implying that the person is a licensed midwife without a valid license issued by the department. Establishes exemptions; fees; application for license as a midwife; and issuance of license; and renewals requirements. Allows a licensed midwife to purchase and administer non controlled legend drugs and devices that are used in pregnancy, birth, postpartum care, newborn care, or resuscitation, and that are deemed integral to providing care to the public by the department under specified limitations. Provides a pharmacist who dispenses drugs and devices to a midwife as authorized by this provision and in conformity with provisions relating to pharmacists and pharmacy law is not liable

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for any adverse reactions caused by the midwife's administration of legend drugs and devices. Provides that in addition to any other acts or conditions provided by law, the director of the department of commerce and consumer affairs may refuse to grant, renew, reinstate, or restore, or may deny, revoke, suspend, or condition in any manner, any license for any 1 or more of the specified acts or conditions on the part of the licensee or the applicant. Establishes penalties. -- Amends provisions relating to repeal dates for newly enacted professional and vocational regulatory programs. Adds Chapter ____ midwives shall be repealed on June 30, 2025 (sunset). Allows the department to appoint an executive officer and a secretary, without regard to civil service law to assist with the activities of the midwives licensing program and adopt interim rules to carry out the purposes of this Act without regard to public proceedings and records law or small business regulatory flexibility Act; provided that the department shall hold at least 1 public hearing prior to the adoption of interim rules; and the interim rules shall be effective for no more than 1 year after their adoption. Appropriation into the compliance resolution fund and out of fund to implement the licensure of midwives as required by this Act. -- Established under the Hawaii state commission on the status of women a home birth task force to investigate issues relating to direct entry midwives and home births. Requires the Hawaii state commission on the status of women to provide administrative and clerical support required by the task force. Report to the legislature. Task force to dissolve on June 30, 2020 (sunset). (\$\$) -- SB1033 HD2

Committee Reports: SSCR 659 (CPH) SSCR 1035 (JDC/ WAM/) HSCR 1700 (HLT) HSCR 2213 (FIN)

Current Status: Apr-12 19 Received by the Governor
Apr-30 19 Approved by Governor (Act 32 2019)

Section Affected: (13 SECTIONS) MIDWIVES, 26H-4

SB1037 SD1 HD1 CD1 (CCR 5)

RELATING TO DOMESTIC VIOLENCE.

Introduced by: Inouye L, Thielen L, Kidani M, Chang S, Ruderman R, Fevella K, Dela Cruz D

Amends provisions relating to abuse of family or household members; penalty. Makes it a class C felony when the physical abuse consists of intentionally or knowingly causing bodily injury by impeding the normal breathing or circulation of the blood by applying pressure with any part of the body or a ligature; blocking the nose and mouth; or applying pressure to the chest; provided that infliction of visible injury shall not be required to establish offense. -- SB1037 CD1

Committee Reports: SSCR 782 (JDC) HSCR 1919 (JUD) CCR 5

Current Status: Apr-30 19 Passed Legislature

Section Affected: 709-906

SB1039 HD1 CD1 (CCR 53)

RELATING TO PROSTITUTION.

Introduced by: Kim D, Inouye L, Thielen L, Baker R, Kidani M, Chang S, Rhoads K, Keohokalole J, Ruderman R, Nishihara C, Dela Cruz D

Amends provisions relating to prostitution. Prohibits a person to apply for expungement until 3 years following discharge. -- Amends provisions relating to prostitution; motion to vacate conviction. Repeals all convictions for violations of prostitution, promoting prostitution, loitering for the purpose of engaging in or advancing prostitution and promoting travel for prostitution. Allows a person convicted of committing the offense of prostitution to file a motion to vacate the conviction if the defendant had no convictions under the Hawaii penal code in the 3 years that preceded the defendant's motion. Requires the court to hold a hearing on a motion filed under this law and review the defendant's record. -- SB1039 CD1

Committee Reports: SSCR 786 (JDC) HSCR 1917 (JUD) CCR 53

Current Status: Apr-30 19 Passed Legislature

Section Affected: 712-1200, 712-1209.6

SB1058 SD2 HD1 CD1 (CCR 69)

RELATING TO PROPOSED CONSTITUTIONAL AMENDMENTS.

Introduced by: Thielen L, Harimoto B, Keohokalole J, Kanuha D, Ihara L

Amends provisions relating to constitutional amendments, proposed by adding attorney general statement. Requires the attorney general, in consultation with the legislative reference bureau, to prepare a statement in English and Hawaiian for each proposed constitutional amendment in language that is clear and that indicates the purpose, limitations, and effects of the proposed amendment and to distribute each statement to the state office of elections and all county clerks for further distribution. Requires the office of elections and county clerks to make each statement available to the public at all polling places in the State and on a website operated by the office of elections. -- SB1058

SENATE BILLS THAT PASSED THE LEGISLATURE

CD1

Committee Reports: SSCR 213 (JDC) SSCR 1050 (WAM) HSCR 1467 (JUD) HSCR 2082 (FIN) CCR 69

Current Status: Apr-30 19 Passed Legislature

Section Affected: 11-118.5

SB1091 SD2 HD2 (HSCR 2163)

RELATING TO THE DEPARTMENT OF TRANSPORTATION.

Introduced by: Inouye L

Appropriation to the department of transportation to fund landslide recovery efforts for the Pali highway, including maintenance of contraflow lanes, and the Honoapiilani highway, including maintenance of limited access restrictions from mile marker 36 to mile marker 42; and the construction of landslide protective structures for both sites. Provides that if the emergency relief projects funded by this provision qualify for federal relief funds, for which the Federal Highway Administration may reimburse up to 80 per cent of the projects' cost upon their completion, then any amounts received by the department of transportation from the Federal Highway Administration as reimbursement for qualified federal highway relief for the projects funded by this provision shall be deposited into the general fund. (\$\$) -- SB1091 HD2

Committee Reports: SSCR 412 (TRS) SSCR 1185 (WAM) HSCR 1631 (TRN) HSCR 2163 (FIN)

Current Status: Apr-16 19 Received by the Governor

SB1124 SD2 HD1 CD1 (CCR 169)

RELATING TO MENTAL HEALTH.

Introduced by: Rhoads K, Riviere G, Chang S

Amends provisions relating to mental health, mental illness, drug addiction, and alcoholism law. Establishes provisions relating to examination for assisted community treatment indication. Provides that a licensed psychiatrist or advanced practice registered nurse with prescriptive authority and who holds an accredited national certification in an advanced practice registered nurse psychiatric specialization associated with the licensed psychiatric facility where the person is located who was committed to involuntary hospitalization, delivered for emergency examination or emergency hospitalization, or voluntarily admitted to inpatient treatment at a psychiatric facility, shall prior to the person's discharge, examine the person to determine whether an assisted community treatment plan is indicated. Provides that if a plan is indicated the psychiatrist or advanced practice registered nurse shall prepare the certificate and the psychiatric facility shall notify another mental health program for assistance with the coordination of care. Redefines dangerous to self to include treatment for mental illness. -- Amends provisions relating to criteria for assisted community treatment. Provides that a person may be ordered to obtain assisted community treatment if the family court finds, based on the professional opinion of a psychiatrist or advanced practice registered nurse with prescriptive authority and who holds an accredited national certification in an advanced practice registered nurse psychiatric specialization, that the person is mentally ill or suffering from substance abuse; the person is unlikely to live safely in the community without available supervision, is now in need of treatment in order to prevent a relapse or deterioration that would predictably result in the person becoming imminently dangerous to self or others, and the person's current mental status or the nature of the person's disorder limits or negates the person's ability to make an informed decision to voluntarily seek or comply with recommended treatment; the person's mental illness has caused that person to refuse needed and appropriate mental health services in the community, and the person has a mental illness that has caused that person to refuse needed and appropriate mental health services in the community; or history of lack of adherence to treatment for mental illness or substance abuse, that resulted in the person becoming dangerous to self or others, and that now would predictably result in the person becoming imminently dangerous to self or others; and considering less intrusive alternatives, assisted community treatment is essential to prevent the danger posed by the person is medically appropriate, and is in the person's medical interests. -- Amends provisions relating to initiation of proceeding for assisted community treatment. Provides that the petition shall be executed subject to the penalties of perjury but need not be sworn to before a notary public. Adds that if the petitioner believes that further evaluation is necessary before treatment, the petitioner may request further evaluation. -- SB1124 CD1

Committee Reports: SSCR 641 (CPH) SSCR 1145 (JDC) HSCR 1351 (HLT) HSCR 1533 (JUD) HSCR 2075 (FIN) CCR 169

Current Status: Apr-30 19 Passed Legislature

Section Affected: 334- (1 SECTION), 334-1, 334-121, 334-123, 334-127

SENATE BILLS THAT PASSED THE LEGISLATURE

- SB1130 SD1 HD1 (HSCR 1911) RELATING TO TAXATION.
Introduced by: Dela Cruz D
Amends income tax provisions to conform to the Federal Internal Revenue Code. Repeals the provision that Subchapter Z (sections 1400Z 1 to 1400Z2) with respect to opportunity zones shall not be operative. --Amends the standard deduction for income tax purposes by adding that section 512(a)(7) shall not be operative. -- Amends provisions relating to operation of certain Internal Revenue Code provisions; sections 641 to 7518. Provides that Subchapter Z (sections 1400Z-1 to 1400Z-2) (with respect to opportunity zones) shall be operative, except that subchapter Z shall only apply to qualified opportunity zones, as defined in section 1400Z-1, that are designated as such by the chief executive officer of this State. -- Amends provisions relating to conformance to the Internal Revenue code; general application and applicable exclusion amounts under the estate and generation - skipping transfer tax. -- SB1130 HD1
Committee Reports: SSCR 686 (WAM) HSCR 1911 (FIN)
Current Status: Apr-18 19 Received by the Governor
Section Affected: 235-2.3, 235-2.4, 235-2.45, 236E-3, 236E-6
- SB1148 SD2 HD1 CD1 (CCR 121) RELATING TO AGRICULTURE.
Introduced by: Gabbard M, Ruderman R
Appropriation to the department of agriculture to be deposited into the agricultural loan revolving fund. Appropriation out of the fund to provide loans to support local ranchers and farmers. (\$\$) -- SB1148 CD1
Committee Reports: SSCR 72 (AEN) SSCR 925 (WAM) HSCR 1623 (AGR) HSCR 2141 (FIN) CCR 121
Current Status: Apr-30 19 Passed Legislature
- SB1173 SD1 HD1 CD1 (CCR 23) RELATING TO CHILD SUPPORT.
Introduced by: Kouchi R (BR)
Amends provisions relating to fees for obtaining or enforcing nonpublic assistance order. Requires the agency to impose an annual fee of 35 dollars for each case in which Title IV-D services were furnished, provided that the 35 dollars is not to be retained from the 1st 550 dollars so collected. -- Amends provisions relating to automatic assignment by court or administrative order of future income for payment of child support. Provides that an employer who fails to comply with this law may be subject to a fine not to exceed 250 dollars as determined by the court. -- SB1173 CD1
Committee Reports: SSCR 777 (JDC) HSCR 1342 (HSH) HSCR 1534 (JUD) HSCR 2157 (FIN) CCR 23
Current Status: Apr-30 19 Passed Legislature
Section Affected: 571-52.2, 576D-5, 576E-16
- SB1176 SD2 HD1 CD1 (CCR 34) RELATING TO FALSE CLAIMS TO THE STATE.
Introduced by: Kouchi R (BR)
Amends provisions relating to actions for false claims to the State; qui tam actions. Requires that a person who violates this law is to be liable to the state for a civil penalty of not less than 11,463 dollars and not more than 22,927 dollars, plus 3 times the amount of damages that the State sustains due to the act of that person; provided that for 2020 and annually thereafter, the minimum and maximum penalty amounts shall be the same as the minimum and maximum civil monetary penalty amounts authorized for the federal False Claims Act adjusted for cost of living adjustments and for the same effective dates, as adopted by the US Department of Justice by federal rule pursuant to the federal Civil Penalties Inflation Adjustment Act of 1990. -- SB1176 CD1
Committee Reports: SSCR 262 (JDC) SSCR 728 (WAM) HSCR 1519 (JUD) HSCR 2180 (FIN) CCR 34
Current Status: Apr-30 19 Passed Legislature
Section Affected: 661-21
- SB1188 SD1 HD1 CD1 (CCR 30) MAKING AN EMERGENCY APPROPRIATION TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY.
Introduced by: Kouchi R (BR)
Appropriation out of the Hawaii community development revolving fund to the Hawaii community development authority for payroll, fringe benefits, and administrative costs. (\$\$) -- SB1188 CD1
Committee Reports: SSCR 152 (WAM) HSCR 1389 (WLH) HSCR 2087 (FIN) CCR 30
Current Status: Apr-30 19 Passed Legislature

SENATE BILLS THAT PASSED THE LEGISLATURE

- SB1192 SD2 HD1 CD1 (CCR 158) RELATING TO PUBLIC EMPLOYMENT COST ITEMS.
Introduced by: Kouchi R (BR)
Appropriation to the director of finance for the Hawaii employer union health benefits trust fund costs for collective bargaining unit 2 (supervisory blue collar employees), 3 (nonsupervisory white collar employees), 4 (supervisory white collar employees), 6 (educational officers and other personnel of the department of education), 8 (personnel of the university of Hawaii and community college system), 9 (registered professional nurses), 13 (other professional and scientific employees), 14 (law enforcement officers, and ocean safety and water safety officers), and for state officers and employees excluded from collective bargaining. (\$\$) -- SB1192 CD1
Committee Reports: SSCR 83 (LCA) SSCR 707 (WAM) HSCR 1481 (LAB) HSCR 1952 (FIN) CCR 158
Current Status: Apr-30 19 Passed Legislature
- SB1195 SD2 HD1 CD1 (CCR 159) RELATING TO PUBLIC EMPLOYMENT COST ITEMS.
Introduced by: Kouchi R (BR)
Appropriation to the director of finance for all collective bargaining cost items for collective bargaining unit 5 (teachers and other personnel of the department of education) and for salary increases and other cost adjustments for state officers and employees excluded from collective bargaining. -- Appropriation to the director of finance for the Hawaii employer union health benefits trust fund costs for collective bargaining unit 5 (teachers and other personnel of the department of education) and for state officers and employees excluded from collective bargaining. (\$\$) -- SB1195 CD1
Committee Reports: SSCR 78 (LCA) SSCR 708 (WAM) HSCR 1484 (LAB) HSCR 2097 (FIN) CCR 159
Current Status: Apr-30 19 Passed Legislature
- SB1197 SD2 HD1 CD1 (CCR 204) RELATING TO PUBLIC EMPLOYMENT COST ITEMS.
Introduced by: Kouchi R (BR)
Appropriation to the director of finance for the Hawaii employer union health benefits trust fund costs for collective bargaining unit 7 (faculty of the university of Hawaii and community college system), and for state officers and employees excluded from collective bargaining. -- Appropriation to the director of finance and chief justice for all collective bargaining cost items for collective bargaining unit 1 (nonsupervisory blue collar employees), 10 (institutional, health, and correctional workers), and for salary increases and other cost adjustments for state officers and employees excluded from collective bargaining. -- Appropriation to the Hawaii health systems corporation for all collective bargaining cost items for collective bargaining unit 1 (nonsupervisory blue collar employees), 10 (institutional, health, and correctional workers) and for salary increases and other cost adjustments for state officers and employees excluded from collective bargaining. -- Appropriation to the director of finance for the Hawaii employer union health benefits trust fund costs for collective bargaining unit 1 (nonsupervisory blue collar employees), 10 (institutional, health, and correctional workers), and for state officers and employees excluded from collective bargaining. (\$\$) -- SB1197 CD1
Committee Reports: SSCR 80 (LCA) SSCR 710 (WAM) HSCR 1486 (LAB) HSCR 2168 (FIN) CCR 204
Current Status: May=02 19 Passed Legislature
- SB1201 SD2 HD1 CD1 (CCR 161) RELATING TO PUBLIC EMPLOYMENT COST ITEMS.
Introduced by: Kouchi R (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 excluded from collective bargaining. -- Appropriation to the director of finance for the Hawaii employer union health benefits trust fund costs for collective bargaining unit 11 (firefighters) and for state officers and employees excluded from collective bargaining. (\$\$) -- SB1201 CD1
Committee Reports: SSCR 87 (LCA) SSCR 712 (WAM) HSCR 1490 (LAB) HSCR 2113 (FIN) CCR 161
Current Status: Apr-30 19 Passed Legislature
- SB1204 SD2 HD1 CD1 (CCR 160) RELATING TO THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND DEFINITIONS.
Introduced by: Kouchi R (BR)
Amends provisions relating to definitions under the Hawaii employer union health benefits trust fund law. Redefines dependent beneficiary by changing unmarried child to child.

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Excludes a child born more than 10 months after the death of an active employee killed in the performance of duty, born more than 10 months after the death of an active employee who was eligible to retire on the date of death, or born more than 10 months after the date of death of a retired employee beneficiary. Redefines employee beneficiary to mean the beneficiary of an employee who is killed in the performance of the employee's duty including the surviving child, if there is no surviving parent who is eligible to be an employee beneficiary and the child is unmarried and under the limiting age as defined by the board; and the surviving spouse, if the surviving spouse does not subsequently remarry. Includes 2 employee beneficiaries who are married or in a civil union. -- SB1204 CD1

Committee Reports: SSCR 575 (LCA) SSCR 1001 (JDC/ WAM/) HSCR 1500 (LAB) HSCR 1960 (FIN) CCR 160

Current Status: Apr-30 19 Passed Legislature

Section Affected: 87A-1, 87A-32, 87A-33, 87A-34, 87A-35, 87A-36

SB1210 SD1 HD1 CD1 (CCR 12)

RELATING TO INSURANCE.

Introduced by: Kouchi R (BR)

Establishes the corporate governance annual disclosure law. Requires an insurer or the insurance group of which the insurer is a member to submit a corporate governance annual disclosure to the insurance commissioner. -- Amends provisions relating to insurance holding company system law. Establishes provisions relating to group wide supervision of internationally active insurance groups. Provides that the commissioner is authorized to act as the group wide supervisor for any internationally active insurance group; provided that the commissioner may otherwise acknowledge another regulatory official as the group wide supervisor where the internationally active insurance group does not have substantial insurance operations in the US; has substantial insurance operations in the US, but not in this State; or has substantial insurance operations in the US and this State, but the commissioner has determined pursuant to the factors that the other regulatory official is the appropriate group wide supervisor. Establishes factors that the insurance commissioner shall consider when making determination or an acknowledgement of the appropriate group wide supervisor for the internationally active insurance group. -- Amends provisions relating to confidential treatment under insurance holding company system law. Adds all information provided to the insurance division. Requires the commissioner to adopt rules by January 1, 2020. -- SB1210 CD1

Committee Reports: SSCR 890 (CPH) HSCR 1401 (CPC) HSCR 1978 (FIN) CCR 12

Current Status: Apr-30 19 Passed Legislature

Section Affected: 431: - (9 SECTIONS) CORPORATE GOVERNANCE ANNUAL DISCLOSURE, 431:11- (1 SECTION), 431:11-102, 431:11-108

SB1211

RELATING TO FORMS SUBMITTED TO THE INSURANCE COMMISSIONER.

Introduced by: Kouchi R (BR)

Amends provisions relating to registration requirements; exemptions under the vehicle protection product warrantor's law. Repeals the provision that requires a copy of each warranty form the warrantor proposes to use in this State from warrantor registration records. -- Amends provisions relating to registration under the services contracts law. Repeals the provision that requires a copy of each service contract form the provider proposes to use in this State from the provider registration. -- SB1211

Committee Reports: SSCR 764 (CPH) HSCR 1400 (CPC) HSCR 1979 (FIN)

Current Status: Apr-04 19 Received by the Governor

Apr-23 19 Approved by Governor (Act 16 2019)

Section Affected: 481R-4, 481X-3

SB1212 SD1 HD1 CD1 (CCR 80)

RELATING TO REGULATORY AUTHORITY OF THE INSURANCE COMMISSIONER.

Introduced by: Kouchi R (BR)

Establishes the 3rd party administrator law. Defines administrator or 3rd party administrator to mean a person who collects charges or premiums from, or who adjusts or settles claims on, residents of this State in connection with life, annuity, accident and health or sickness, stop loss, or workers' compensation insurance coverage, or mutual benefit societies. Requires licensing by the insurance commissioner and maintain surety bond requirements. -- Amends provisions relating to fees under fees, taxes, and deposits law. Adds administrator's license issuance fee and 150 dollars per year for all services including extension of the license for an administrator's fee. -- Amends provisions relating to applicability of other laws. Provides that this law shall apply to mutual benefit societies. -- SB1212 CD1

Committee Reports: SSCR 785 (CPH) HSCR 1406 (CPC) HSCR 1980 (FIN) CCR 80

SENATE BILLS THAT PASSED THE LEGISLATURE

Current Status: Apr-30 19 Passed Legislature
Section Affected: 431: - (14 SECTIONS) THIRD PARTY ADMINISTRATORS,
431:7-101, 432:1-102

SB1213 SD1 HD1 CD1 (CCR 141)

RELATING TO PROCUREMENT FILING FEE.

Introduced by: Kouchi R (BR)

Administrative proceedings for review under the Hawaii public procurement code law. Requires that in addition to the bond required, the initiating party shall pay to the department of commerce and consumer affairs a non refundable filing fee of 200 dollars for a contract with an estimated value of 500,000 dollars or more, but less than 1 million dollars, or 1,000 dollars for a contract with an estimated value of 1 million dollars or more. Requires that failure to do so will result in the rejection or dismissal of the request for review. Further requires the fee to be deposited into the compliance resolution fund and used to help defray the costs of conducting the administrative proceeding for review. -- SB1213 CD1

Committee Reports: SSCR 96 (CPH) SSCR 875 (WAM) HSCR 1495 (LAB) HSCR
2098 (FIN) CCR 141

Current Status: Apr-30 19 Passed Legislature

Section Affected: 103D-709

SB1221 HD1 CD1 (CCR 58)

RELATING TO THE HAWAII TEACHER STANDARDS BOARD.

Introduced by: Kouchi R (BR)

Amends provisions relating to powers and duties of the board of education. Repeals the prohibition for the teachers standards board to delegate its discretionary function resulting in a final decision in granting permits or licenses. -- Amends provisions relating to the powers and duties of the department of education, state public charter school commission, and charter schools. Requires the department and commission to report annually to the board of education the numbers of classrooms without a licensed teacher for a quarter or more. Repeals the commissions duty to submit an annual report to the board on the number of emergency hires in charter schools by subject matter areas; the reasons for and duration of employment for the emergency hiring; and individual progress toward licensing to charter schools. Adds that the charter schools shall submit an annual report to the board documenting the number of emergency hires in the charter school by subject matter areas; the reasons and duration of employment for the emergency hiring; the number of classrooms without a licensed teacher for a quarter or more; the number and type of courses and classes taught by out of field teachers; and the number and type of students taught by out of field teachers. -- SB1221 CD1

Committee Reports: SSCR 685 (EDU) HSCR 1536 (LHE) HSCR 2092 (FIN) CCR 58

Current Status: Apr-30 19 Passed Legislature

Section Affected: 302A-803, 302A-804

SB1223 SD2 HD1 CD1 (CCR 99)

RELATING TO AFFORDABLE HOUSING ON HAWAIIAN HOME LANDS.

Introduced by: Kouchi R (BR)

Amends Act 141, session laws of 2009, as amended by Act 102, session laws of 2015, which requires the counties to issue affordable housing credits to the department of Hawaiian home lands upon requests by the department by extending the sunset date. -- Amends Act 98, session laws of 2012, as amended by Act 102, session laws of 2015, and by Act 55, session laws of 2016, which provides that credits shall be issued for each single family residence, multi family unit, other residential unit, or if allowed under the county's affordable housing program, vacant lot, to be developed by the department of Hawaiian home lands by extending the sunset date. -- SB1223 CD1

Committee Reports: SSCR 472 (HWN/ HOU/) SSCR 866 (PSM/ WAM/) HSCR 2138
(FIN) CCR 99

Current Status: Apr-30 19 Passed Legislature

Section Affected: ACT 141 2009, ACT 102 2015, 46-15.1, ACT 98 2012, ACT 55
2016

SB1226 SD2 HD1 CD1 (CCR 68)

RELATING TO CHILD CARE.

Introduced by: Kouchi R (BR)

Amends provisions relating to requirements for persons exempt pursuant to section 346-152 (exclusions; exemptions, under provisions relating to child care. Repeals the provisions that limits criminal history checks for the relatives of the child who requires care including grandparents, great grandparents, aunts, uncles, and siblings age 18 or older living in a separate residence. -- Amends provisions relating to records of deficiencies and complaints; release to public. Provides that nothing in this provision shall

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prohibit the department of human services child care licensing program from sharing information and cooperating with the department's child protective services and law enforcement on investigations. Allows the department to withhold information about an investigation of a complaint of a violation for not more than 10 working days after the date the investigation report is completed. Adds that prohibits information to be released until the criminal investigation has been completed. -- Amends provisions relating to penalty by adding remedies. Applies penalties to any entity, agency, or organization. Allows the department to enforce child care provision in either administrative or judicial proceedings or both. -- SB1226 CD1

Committee Reports: SSCR 303 (HMS) SSCR 1009 (CPH/ JDC/) HSCR 1337 (HSH)
HSCR 1680 (JUD) HSCR 1986 (FIN) CCR 68

Current Status: Apr-30 19 Passed Legislature

Section Affected: 346-152.5, 346-153, 346-156

SB1231 HD2 CD1 (CCR 102)

RELATING TO THE SPOUSE AND CHILD ABUSE SPECIAL FUND.

Introduced by: Kouchi R (BR)

Amends provisions relating to income check off authorized. Changes the spouse and child special account to the spouse and child special fund. -- Amends provisions relating to copies of certificate; fee. Changes the spouse and child abuse special account to the spouse and child abuse special fund. -- Amends provisions relating to spouse and child abuse special account; department of human services by changing it to spouse and child abuse special fund. Repeals the provision that requires the account shall be kept separate and apart from all other funds in the treasury. Adds that the fund shall include federal reimbursements received through Title IV-E of the Social Security Act received in the following fiscal year from which the Title IV-E funds were expended. Establishes a ceiling for the fund. -- Amends provisions relating to marriage license; agent to grant; fee. Changes license issued to the credit of the spouse and child abuse special account to the spouse and child abuse special fund. -- SB1231 CD1

Committee Reports: SSCR 451 (CPH/ HMS/) HSCR 1452 (HSH) HSCR 1989 (FIN)
CCR 102

Current Status: Apr-30 19 Passed Legislature

Section Affected: 235-102.5, 338-14.5, 346-7.5, 572-5

SB1232 SD1 HD1 CD1 (CCR 31)

RELATING TO CHILD SAFETY.

Introduced by: Kouchi R (BR)

Amends provisions relating to action on reporting. Provides that for a confirmed case of child abuse or neglect that occurred at a child care facility as defined in child care law, that is operating in accordance with an exclusion or exemption pursuant to provisions relating to exclusions; exemptions, upon receipt of the consent, the department of human services is authorized to disclose the report of child abuse or neglect was confirmed to any parent or guardian of a child who was enrolled at the child care facility. -- SB1232 CD1

Committee Reports: SSCR 832 (HMS/ JDC/) HSCR 1614 (HSH) HSCR 2134 (JUD)
CCR 31

Current Status: Apr-30 19 Passed Legislature

Section Affected: 350-2

SB1236 SD2 HD2 CD1 (CCR 63)

RELATING TO PARKING FOR DISABLED PERSONS.

Introduced by: Kouchi R (BR)

Establishes provisions relating to issuance of distinguishing parking device, code, permit, or decal. Requires the issuing agency to issue 1 disabled paid parking exemption permit to each applicant who presents a certificate of disability that verifies that the applicant is licensed to drive a motor vehicle and that the applicant cannot reach or operate parking meters or unattended pay stations because of the applicant's physical disability. Requires the disabled paid parking exemption permit to have the same expiration as the removable windshield placard, temporary removable windshield placard, or special license plates issued to the applicant. -- Establishes provisions relating to sale or purchase. Provides that only a state or county issuing agency may offer for sale a disability parking permit and no person may purchase a disability parking permit except from a state or county issuing agency. Provides that any person who sells or purchases a placard that was fraudulently manufactured or altered in violation of this law or who purchases or sells a removable windshield placard, temporary removable windshield placard, or special license plates except in compliance with this law shall be guilty of a misdemeanor. -- Establishes provisions relating to confiscation. Allows a law enforcement officer or commissioned volunteer enforcement officer of a county law enforcement agency to

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confiscate a disability parking permit for fraudulent manufacturing or alteration of placards and identification cards; any unauthorized use pursuant provisions relating to nontransferability; display of an invalid disability parking permit or selling or purchasing a disability parking permit. -- Defines disability parking permit to mean a removable windshield placard, special license plate, temporary removable windshield placard, or disabled parking exemption permit. Defines disabled paid parking exemption permit to mean a permit to be displayed on a dashboard or contained elsewhere on the vehicle, a code, or a two-sided, hanger style placard that indicates that the individual to whom the permit, code, or placard is issued pursuant to this part is licensed to drive a motor vehicle and not able to reach or operate a parking meter or unattended pay station because of a physical disability. Redefines person with a disability. -- Amends provisions relating to metered parking privileges by changing it to parking fees. Allows a driver who is issued a disabled paid parking exemption permit to be permitted to park a vehicle in any parking area where payment is required, via a parking meter or unattended pay station, without payment of parking fees for the 1st 2 1/2 hours or the maximum amount of time the meter allows, whichever is longer. -- SB1236 CD1

Committee Reports: SSCR 636 (TRS/ JDC/) SSCR 876 (WAM) HSCR 1340 (HSH)
HSCR 1691 (JUD) HSCR 2119 (FIN) CCR 63

Current Status: Apr-30 19 Passed Legislature

Section Affected: 291- (3 SECTIONS), 291-51, 291-51.4, 291-51.7, 291-52.5,
291-52.6, 291-52.7, 291-53, 291-54, 291-55, 291-56, 291-57

SB1237 SD1 HD1 CD1 (CCR 140)

RELATING TO HEALTH.

Introduced by: Kouchi R (BR)

Amends provision relating to access to health and dental insurance data; mandatory reporting for certain insurers; uses; confidentiality. Requires providers of health insurance that provide Medicare Advantage (Medicare Part C) health benefits plans to residents of the State to provide to the state agency, or its designee, administrative data required by the state agency using the same standard format as required by the Centers for Medicare and Medicaid Services to determine health benefits costs, including health care services claims and payment data. -- SB1237 CD1

Committee Reports: SSCR 539 (CPH) SSCR 917 (JDC) HSCR 1443 (HLT/ HSH/)
HSCR 2100 (FIN) CCR 140

Current Status: Apr-30 19 Passed Legislature

Section Affected: 323D-18.5

SB1238 SD1 HD1 CD1 (CCR 113)

RELATING TO ESTABLISHING THE EXECUTIVE OFFICE ON AGING ADMINISTRATIVE CLAIMING SPECIAL FUND.

Introduced by: Kouchi R (BR)

Establishes provisions relating to executive office on aging administrative claiming special fund. Requires the fund to be administered and expended by the department of health and shall consist of all revenues from medicaid administrative claiming designated for the department that are allowable for operating the aging and disabilities resource centers; appropriations made by the legislature to the fund; and grants and gifts made to the fund. Requires moneys in the special fund to be used by the department to implement provisions relating to aging and disability resource centers; established for services for kupuna and individuals with disabilities who need long term services and supports. Appropriation out of the fund to the department of health for services for kupuna and individuals with disabilities who need long term services and support. (\$\$)
-- SB1238 CD1

Committee Reports: SSCR 153 (WAM) HSCR 1615 (HSH) HSCR 1987 (FIN) CCR
113

Current Status: Apr-30 19 Passed Legislature

Section Affected: 349- (1 SECTION) EXECUTIVE OFFICE ON AGING
ADMINISTRATIVE CLAIMING SPECIAL FUND

SB1240 SD1 HD1 CD1 (CCR 18)

RELATING TO MEDICAID WAIVER.

Introduced by: Kouchi R (BR)

Amends provisions relating to home care agencies; licensing. Adds that a service provider agency shall be exempt from licensing requirements when services are provided under contract for services with the city and county of Honolulu, elderly affairs division; or exclusively to participants in the medicaid home and community based services waiver, pursuant to section 1915(c) of the Social Security Act, by an agency approved by the department of human services, med quest division. -- SB1240 CD1

Committee Reports: SSCR 825 (CPH/ HMS/) HSCR 1616 (HSH) HSCR 2120 (FIN)

SENATE BILLS THAT PASSED THE LEGISLATURE

- CCR 18
Current Status: Apr-30 19 Passed Legislature
Section Affected: 321-14.8
- SB1241 SD1 HD1 CD1 (CCR 98) RELATING TO ENERGY DATA.
Introduced by: Kouchi R (BR)
Amends provisions relating to the energy industry information reporting Act. Adds greenhouse gas emission inventory reporting and adds the department of health. -- SB1241 CD1
Committee Reports: SSCR 551 (EET/ CPH/) SSCR 880 (JDC) HSCR 1458 (EEP) HSCR 2152 (FIN) CCR 98
Current Status: Apr-30 19 Passed Legislature
Section Affected: 486J-5.5, 486J-6, 486J-7
- SB1246 SD2 HD2 CD1 (CCR 142) RELATING TO TELEHEALTH.
Introduced by: Kouchi R (BR)
Establishes provisions relating to State telehealth policy, roles, and responsibilities. Provides that it shall be the policy of the State to promote telehealth to deliver health care from a distance as an effective way of overcoming certain barriers to accessing care, particularly for communities located in rural and remote areas. Authorizes the department of health to lead statewide efforts to assure consumer choice, reduce disparities in access to care, enhance health care provider availability, and improve quality of care through telehealth. Establishes within the department of health the state strategic telehealth advisory council. Requires the council to advise the governor in the development and implementation of a comprehensive plan to establish telehealth as high quality, cost effective, and reliable means of health care access. Provides that the number of members necessary to constitute a quorum to do business shall consist of a majority of all members who have accepted the nomination to the advisory council. Advisory council to be dissolved on July 1, 2022 (sunset). Established the full time state telehealth coordinator to support the state strategic telehealth advisory council and to facilitate the establishment of infrastructure and policies across all agencies of the State and private sector to promote the expansion of telehealth in State. Requires the director of health to select the coordinator. Requires the department of health to establish and convene a telehealth administrative simplification working group to research and make recommendations to reduce administrative barriers to telehealth, which may include health care system credentialing, privileging, and other processes that contribute to delays and inefficiencies for health care providers delivering care to patients. Report to the legislature. Appropriation to the department of health for the establishment of a 1 full time equivalent (1.0 FTE) permanent state telehealth coordinator position. (\$\$)-- SB1246 CD1
Committee Reports: SSCR 186 (CPH) SSCR 877 (WAM) HSCR 1686 (HLT) HSCR 2165 (FIN) CCR 142
Current Status: Apr-30 19 Passed Legislature
- SB1263 SD1 HD1 CD1 (CCR 14) RELATING TO THE UNIFORM CONTROLLED SUBSTANCES ACT.
Introduced by: Kouchi R (BR)
Amends provisions relating to schedule V. Adds approved cannabidiol drugs. Provides that a drug product in finished dosage formulation that has been approved by the US Food and Drug Administration that contains cannabidiol (2-[1R-3-methyl-6R-(1-methylethenyl)-2-cyclohexen-1-yl]-5-pentyl-1,3-benzenediol) derived from cannabis and no more than 0.1 per cent (w/w) residual tetrahydrocannabinols. -- Amends provisions relating to prescriptions. Provides that where an electronic prescription is permitted, either words or figures (e.g., alphabetically or numerically as indications of quantity, such as five or 5), to indicate the amount of controlled substance to be dispensed shall be acceptable. -- SB1263 CD1
Committee Reports: SSCR 766 (CPH) HSCR 1683 (HLT) HSCR 2198 (JUD) CCR 14
Current Status: Apr-30 19 Passed Legislature
Section Affected: 329-22, 329-38
- SB1271 SD1 HD1 (HSCR 2139) RELATING TO TAX REFUND OFFSETS.
Introduced by: Kouchi R (BR)
Amends provisions relating to recovery of money owed to the State. Adds that the department of taxation, upon request of a claimant agency, shall set off any valid debt due and owing a claimant agency by the debtor against any debtor's refund. -- SB1271 HD1

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Committee Reports: SSCR 677 (WAM) HSCR 2139 (FIN)
Current Status: Apr=26 19 Passed Legislature
Section Affected: 231-53, 231-54, 231-57.5

SB1288 SD1 (SSCR 757)

RELATING TO CONDOMINIUM VOTING.

Introduced by: Moriwaki S, Rhoads K

Amends provisions relating to association meetings. Allows the association to use an electronic voting device regardless of whether a secret ballot is used or required. Requires the board of directors to establish procedures to be utilized to ensure the secrecy and integrity of the unit owners' votes. -- SB1288 SD1

Committee Reports: SSCR 757 (CPH) HSCR 1399 (CPC) HSCR 1981 (FIN)

Current Status: Apr-04 19 Received by the Governor

Apr-23 19 Approved by Governor (Act 14 2019)

Section Affected: 514B-106, 514B-110, 514B-121

SB1292 SD2 HD3 (HSCR 2210)

RELATING TO TRANSIENT ACCOMMODATIONS.

Introduced by: Wakai G, Chang S, Riviere G, Baker R

Amends provisions relating to transient accommodations tax laws. Defines booking service and hosting platform. Provides that transient accommodations includes transient accommodations units, transient vacation rentals, transient vacation units, transient vacation use, or any similar term that may be defined by county ordinance to mean a room, apartment, house, condominium, beach house, hotel room, suite, or similar living accommodation rented to a transient person for less than 180 consecutive days in exchange for payment in cash, goods, or services. -- Amends provisions relating to certificate of registration. Provides that engaging or continuing is the business of furnishing transient accommodations includes posting any advertisement for the furnishing of a transient accommodation. -- Amends provisions relating to certificate of registration for transient accommodations broker, travel agency, and tour packager. Provides that any person who enters into an agreement to furnish transient accommodations without registering in conformity with this provision shall be subject to the citation process and monetary fines. -- Establishes provisions relating to hosting platform as tax collection agent; operator and plan manager under the general excise tax law and transient accommodations tax law. Requires a hosting platform that collects fees for booking services to register as a tax collections agent on behalf of all of its operators and plan managers. Requires a tax collection agent to report, collect, and pay over the taxes on behalf of all of its operators and plan managers or for whom booking services are provided. Provides that for purposes of any other business activity, the operators and plan managers are subject to all requirements of taxation laws. Provides that if a tax collection agent fails to pay the tax, the tax collection agent shall be liable to pay to the State any unpaid portion of the amount of tax that was required to be paid. Provides that all returns and other information provided by a tax collection agent shall be confidential. Requires a tax collection agent to notify each of its operators or plan managers that the reporting and remittance of Hawaii income tax is the responsibility of each operator and plan manager before collecting any fee for booking services. -- SB1292 HD3

Committee Reports: SSCR 664 (EET/ CPH/) SSCR 999 (JDC/ WAM/) HSCR 1344 (TIA) HSCR 1666 (CPC/ JUD/) HSCR 2210 (FIN)

Current Status: Apr=30 19 Passed Legislature

Section Affected: 237D-1, 237D-4, 237D-4.5, 237- (1 SECTION), 237D- (1 SECTION)

SB1303 SD2 HD2 CD1 (CCR 122)

RELATING TO PUBLIC LANDS.

Introduced by: Kidani M, Keith-Agaran G

Amends provisions relating to the pilot program for lease of public school land. Extends the lease term from 55 years to 99 years. -- Amends Act 206, session laws of 2017, which requires the city and county of Honolulu to transfer fee simple interest in property on which specified schools are located to the department of land and natural resources by changing the transfer to the department of education. -- Amends provisions relating to definition of public lands. Redefines public lands to include lands that are set aside by the governor to the Hawaii public housing authority or lands to which the Hawaii public housing authority in its corporate capacity holds title. -- SB1303 CD1

Committee Reports: SSCR 444 (EDU) SSCR 984 (WTL) HSCR 1545 (LHE/ WLH/) HSCR 2197 (FIN) CCR 122

Current Status: Apr-30 19 Passed Legislature

Section Affected: 302A-1151.1, ACT 206 2017, 171-2, 171-64.7

SENATE BILLS THAT PASSED THE LEGISLATURE

- SB1314 SD1 HD1 CD1 (CCR 133) RELATING TO TAX CREDITS.
Introduced by: Keohokalole J
Amends provisions relating to tax administration special fund established. Repeals fees from tax credit for research activities and the issuing of certificates for the credit. -- Amends provisions relating to the income tax credit for research activities. Provides that references to the base amount in section 41 of the Internal Revenue Code shall not apply, and credit for all qualified research expenses may be taken without regard to the amount of expenses for previous years. Replaces the department of taxation with the department of business, economic development, and tourism. Establishes an annual cap on the amount of certified credits. Extends the credit. -- Repeals the tax credit for research activities on December 31, 2024 (sunset). -- SB1314 CD1
Committee Reports: SSCR 900 (WAM) HSCR 1912 (FIN) CCR 133
Current Status: Apr-30 19 Passed Legislature
Section Affected: 235-20.5, 235-110.91
- SB1325 RELATING TO CONDOMINIUMS.
Introduced by: Kouchi R (BR)
Amends provisions relating to association fiscal matters; handling and disbursement of funds under the condominium law. Requires all funds collected by an association, or by a managing agent for any association, to be invested in government money market funds; or shares or units of another mutual fund satisfying the requirements of this law. -- SB1325
Committee Reports: SSCR 478 (CPH) SSCR 981 (WAM) HSCR 1398 (CPC) HSCR 2148 (FIN)
Current Status: Apr-10 19 Received by the Governor
Apr-25 19 Approved by Governor (Act 27 2019)
Section Affected: 514B-3, 514B-149
- SB1342 HD1 CD2 (HOUSE FLOOR AMENDMENT 5 OR SENATE FLOOR AMENDMENT 28) RELATING TO THE PROBATE CODE.
Introduced by: Keith-Agaran G
Requires the chief justice of the Hawaii supreme court, or the chief justice's designee, to study and analyze the national landscape of donative transfer statutes and to propose legislation to regulate donative transfers with the intent of ensuring there are meaningful protections for those who would otherwise be victimized by predatory actions. -- SB1342 CD2
Committee Reports: SSCR 773 (JDC) HSCR 1933 (JUD) CCR 66 - filed HOUSE FLOOR AMENDMENT 5 SENATE FLOOR AMENDMENT 28
Current Status: May=02 19 Passed Legislature
- SB1348 SD1 HD1 CD1 (CCR 105) RELATING TO THE SMALL BUSINESS REGULATORY REVIEW BOARD.
Introduced by: Rhoads K
Amends provisions relating to small business regulatory review board; powers. Adds that the board may also consider any request from small business owners for review of any rule proposed, amended, or adopted by a state agency. -- SB1348 CD1
Committee Reports: SSCR 421 (EET) SSCR 1015 (JDC) HSCR 1609 (EDB) HSCR 2151 (FIN) CCR 105
Current Status: Apr-30 19 Passed Legislature
Section Affected: 201M-5
- SB1353 SD3 HD3 CD1 (CCR 186) RELATING TO INDUSTRIAL HEMP.
Introduced by: Gabbard M, Ruderman R, Baker R
Establishes provisions relating to industrial hemp program. Requires that the department of agriculture to establish a program to authorize licensed individuals to cultivate industrial hemp in the State. Requires that each applicant for a license to be either an individual applicant or an applying entity. Provides that if an applicant is an individual, the application shall include supporting documentation to establish that the individual is not less than 21 years of age; and has no drug felony convictions in the 10 years immediately preceding the date of submitted to the department and to include supporting documentation to establish that the entity has been organized under the laws of the State of Hawaii; has a Hawaii tax identification number; has a department of commerce and consumer affairs business registration division number and suffix; has a federal employer identification number; and is composed of principals or members, each of whom have had no drug felony convictions in the 10 years immediately preceding the date of submission of the application. Requires licensees to comply with all county zoning ordinances, rules, or regulations. Provides that each license shall be valid for 2 years

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from the date of issuance, after which the licensee shall be required to renew the license and pay a renewal fee. Provides that any license issued under the industrial hemp pilot program shall have continued validity under the original terms and conditions of that license until it expires. Upon expiration, the licensee may renew that license under new terms and conditions that are compliant, by paying a renewal fee and applying for license renewal. -- Establishes provisions relating to approved seed cultivars; hemp genetics. Requires that only industrial hemp on the list of seed cultivars approved by the board of agriculture to be grown. Allows the board to add or remove any seed cultivar from the list if the cultivar is found to be noncompliant. -- Establishes provisions relating to inspections; fees. Requires a licensee to permit the annual inspection and sampling of the licensee's hemp plants. -- Amends provisions relating to violations. Adds that the transportation in a department approved manner of the resin, flowering tops, and leaves of a licensee's crop that passed department ordered compliance testing to another site for processing. -- Establishes provisions relating to industrial hemp special fund. Creates the fund to be administered by the department to be used for the program. -- Establishes provisions relating to unauthorized cultivation of hemp. Prohibits a person to produce hemp unless authorized by a state or federal program. Provides that a person who engages in the unauthorized cultivation of hemp to be subject to a fine of not less than 100 dollars and not more than 500 dollars. -- Establishes provisions relating to cultivation of industrial hemp as an affirmative defense. -- Amends provisions relating to approved seed cultivars by adding hemp genetics. Adds that only industrial hemp on the list of cultivars approved by the board or the chairperson shall be grown. Requires the hemp genetics that are shown to meet federal definitions of hemp originate from any state with federally approved industrial hemp program; and utilize testing and sampling protocols similar to those used in Hawaii's program or utilize a nationally standardized sampling and testing protocol. -- Amends provisions relating to inspections; fees. Adds that annual sampling of industrial hemp plants shall occur according to sampling protocol for industrial hemp set or adopted by the department of agriculture. -- Amends provisions relating to violations. Adds that transportation in a department approved manner of the resin, flowering tops, and leaves of a licensee's crop that passed department ordered compliance testing to another site for processing. -- Amends provisions relating to drugs or devices deemed misbranded when; prescriptions accepted, when. Exempts hemp. -- Amends provisions relating to definitions under uniform controlled substances act. -- Amends provisions relating to narcotics law. Provides that tetrahydrocannabinols under this subsection shall be exclude tetrahydrocannabinols in hemp. -- Amends provisions relating to definitions under uniform controlled substances act. Defines hemp to mean the plant cannabis sativa L. and any part of that plant, including the seeds thereof and all derivatives, extracts, cannabinoids, isomers, acids, salts, and salts of isomers, whether growing or not, with a delta 9 tetrahydrocannabinol concentration of not more than 0.3 per cent on a dry weight basis. Redefines marijuana to exclude hemp. Requires the chairperson of the board of agriculture to prepare and submit a proposed state plan to monitor and regulate hemp production in the State pursuant to section 297B of the Agricultural Marketing Act of 1946, as amended, to the federal secretary of agriculture within 30 days after the federal secretary of agriculture announces guidelines for state plans. -- Appropriation to the fund and out of the fund for the establishment of 1 full time equivalent (1.0 FTE) program coordinator position; 2 full time equivalent (2.0 FTE) specialist positions; and for administrative costs of the industrial hemp program. (\$\$) -- SB1353 CD1

Committee Reports: SSCR 661 (AEN/ JDC/) SSCR 1053 (WAM) - filed FLOOR AMENDMENT 4 HSCR 1359 (AGR) HSCR 1696 (JUD) HSCR 2143 (FIN) CCR 186

Current Status: Apr-30 19 Passed Legislature

Section Affected: 141- (10 SECTIONS) INDUSTRIAL HEMP PROGRAM, 141- (1 SECTION), 712- (1 SECTION), 141-1, 141-33, 141-35, 141-37, 141-38, 141-41, 147-101, 147-102, 328-15, 329-1, 329-14, 712-1240

SB1360 SD1 HD1 (HSCR 1913)

RELATING TO TAXATION.

Introduced by: Dela Cruz D

Establishes provisions relating to withholdings by partnerships, estates, and trusts. Requires partnerships, estates, and trusts to withhold an amount equal to the highest marginal tax rate applicable to a nonresident taxpayer multiplied by the amount of the taxpayer's distributive share of income attributable to the State reflected on the partnership's, estate's, and trust's return for the taxable period. Requires all amounts withheld to be paid to the department of taxation in a manner that the department may

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- prescribe. -- SB1360 HD1
Committee Reports: SSCR 673 (WAM) HSCR 1913 (FIN)
Current Status: Apr-18 19 Received by the Governor
Section Affected: 235- (1 SECTION), 235-66
- SB1361 SD1 (SSCR 689) RELATING TO ESTATE TAXES.
Introduced by: Dela Cruz D
Amends provisions relating to estate and generation skipping transfer tax. Establishes a tax rate for estates over 10 million dollars. -- SB1361 SD1
Committee Reports: SSCR 689 (WAM) HSCR 1393 (FIN)
Current Status: Mar-20 19 Received by the Governor
Apr-04 19 Approved by Governor (Act 3 2019)
Section Affected: 236E-8
- SB1378 SD1 HD1 (HSCR 1332) RELATING TO TRANSPORTATION.
Introduced by: Inouye L, Kidani M
Amends provisions relating to certificate of registration; certificate of ownership; containers. Exempts chassis used for transporting shipping containers. Allows these businesses to keep the original certificate of registration, motor vehicle identification card, certificate of insurance, and certificate of inspection (safety check) at their principle place of business within the state, which shall be available for inspection. -- SB1378 HD1
Committee Reports: SSCR 269 (TRS) SSCR 991 (CPH) HSCR 1332 (TRN) HSCR 1586 (CPC) HSCR 1983 (FIN)
Current Status: Apr-12 19 Received by the Governor
Apr-26 19 Approved by Governor (Act 31 2019)
Section Affected: 286-47, 286-271
- SB1394 SD2 HD2 CD1 (CCR 190) RELATING TO HISTORIC PRESERVATION.
Introduced by: Moriwaki S, Chang S
Provides a historic preservation income tax credit for a substantial rehabilitation of a certified historic structure by qualified staff of the state historic preservation division of the department of land and natural resources. Provides that the credit shall be 30 per cent of the qualified rehabilitation expenditures. Allows the department to offset the costs of certifying tax credit claims by assessing and collecting a fee, which shall be deposited into the Hawaii historic preservation special fund. Requires the state historic preservation division, in consultation with the department of taxation to annually report to the legislature. -- SB1394 CD1
Committee Reports: SSCR 645 (LCA) SSCR 1129 (WAM) HSCR 1415 (HSG) HSCR 2171 (FIN) CCR 190
Current Status: Apr-30 19 Passed Legislature
Section Affected: 235- (1 SECTION) HISTORIC PRESERVATION INCOME TAX CREDIT
- SB1404 SD2 HD1 CD1 (CCR 143) RELATING TO LOAN REPAYMENT FOR HEALTH CARE PROFESSIONALS.
Introduced by: Baker R, Chang S
Appropriation to the department of health in coordination with the John A. Burns school of medicine of the university of Hawaii at Manoa for the health care provider loan repayment program. Requires matching funds. (\$\$) -- SB1404 CD1
Committee Reports: SSCR 475 (CPH/ HRE/) SSCR 732 (WAM) HSCR 1641 (LHE) HSCR 2093 (FIN) CCR 143
Current Status: Apr-30 19 Passed Legislature
- SB1405 SD2 HD2 CD2 (HOUSE FLOOR AMENDMENT 9 OR SENATE FLOOR AMENDMENT 25) RELATING TO ELECTRONIC SMOKING PRODUCTS.
Introduced by: Baker R, Rhoads K, Ruderman R, Chang S
Establishes provisions relating to confiscation of electronic cigarettes. Requires a teacher or educator at a public school to confiscate an electronic cigarette that is in the possession of a student who is under the age of 21. Requires each public school to coordinate with the department of health for the proper disposal of electronic cigarettes confiscated. -- Establishes provisions relating to safe harbor for disposal electronic cigarettes. Requires the department of health to establish and administer a safe harbor program by which persons under the age of 21 may dispose of electronic cigarettes in their possession. -- Amends provisions relating to delivery of sales under the cigarette tax and tobacco tax law. Increases the fine for any person under 21 years of age who violates this provision to 100 dollars. -- Amends provisions relating to tobacco products and electronic smoking devices; persons under 21 years of age. Increases the fine for

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any person under 21 years of age to 100 dollars. -- SB1405 CD2
Committee Reports: SSCR 590 (CPH) SSCR 1000 (JDC/ WAM/) HSCR 1304 (HLT)
HSCR 1600 (CPC/ JUD/) HSCR 2212 (FIN) CCR 187 - filed
HOUSE FLOOR AMENDMENT 9 SENATE FLOOR
AMENDMENT 25
Current Status: May=02 19 Passed Legislature
Section Affected: 302A- (1 SECTION), 321- (1 SECTION), 245-17, 712-1258

SB1406 SD1 HD2 (HSCR 1602)

RELATING TO HEALTH.
Introduced by: Kanuha D
Amends provisions relating to physician assistant; licensure required. Requires that the Hawaii medical board to require each person practicing medicine under the supervision of a group of physicians to be licensed as a physician assistant. Further requires the board to establish the degree of supervision required by a group of physicians when a physician assistant performs a service within the practice of medicine. Establishes procedures for reviewing the medical records of physician assistants. Requires that beginning with the renewal for the licensing biennium commencing February 1, 2020, and every biennial renewal thereafter, a physician assistant shall be in compliance with continuing medical education requirements by obtaining 40 credit hours in a category 1 continuing medical education program accredited by the American Medical Association; a category 1A continuing medical education program accredited by the American Osteopathic Association; or a category 1 continuing medical education program accredited by the American Academy of Physician Assistants. Allows the board to conduct random audits of physician assistants' continuing education documentation. Provides that failure to renew, pay the renewal fee, and, in the case of audited physician assistants, provide documentation of compliance with the continuing medical education requirement shall constitute a forfeiture of license, which may be restored upon the submission of written application therefor, payment to the board of a restoration fee, and, in the case of audited physician assistants, documentation of compliance with the continuing medical education requirement. -- SB1406 HD2
Committee Reports: SSCR 887 (CPH/ JDC/) HSCR 1327 (HLT/ IAC/) HSCR 1602 (CPC) HSCR 2077 (FIN)
Current Status: Apr-18 19 Received by the Governor
Section Affected: 453-5.3

SB1417 SD2 HD1 CD1 (CCR 117)

RELATING TO FILIPINO VETERANS BURIAL ASSISTANCE.
Introduced by: Kim D, Kidani M, Inouye L, Keith-Agaran G, Dela Cruz D
Appropriation to the office of veterans services for burial grants for Filipino American World War II veterans, which cover funeral and burial costs, including the cost of returning their remains to the Philippines for burial; provided that federal funding remains unavailable, that there remain eligible Filipino American World War II veterans living in the state, and the funds are matched on a 1 to 1 basis with private funds. Requires the office to establish the amount of burial grant funds that may be disbursed on behalf of a Filipino American World War II veteran. (\$\$) -- SB1417 CD1
Committee Reports: SSCR 344 (PSM) SSCR 1114 (WAM) HSCR 1428 (PVM) HSCR 2158 (FIN) CCR 117
Current Status: Apr-30 19 Passed Legislature

SB1418 SD1 HD1 CD1 (CCR 156)

RELATING TO THE UNIVERSITY OF HAWAII.
Introduced by: Kim D, Keith-Agaran G
Appropriation to the university of Hawaii to fund 2 full time equivalent positions (2.00 FTE) for the system wide Pamantasan Council, including instructional faculty, student personnel, and graduate assistantships. (\$\$) -- SB1418 CD1
Committee Reports: SSCR 279 (HRE) SSCR 934 (WAM) HSCR 1506 (LHE/ LAB/) HSCR 2094 (FIN) CCR 156
Current Status: Apr-30 19 Passed Legislature

SB1423 HD1 (HSCR 2205)

RELATING TO PAYMENT OF BAIL.
Introduced by: Nishihara C
Amends provisions relating to release after bail. Provides that any defendant for whom a monetary amount of bail has been set by the police, other law enforcement agency, or the court shall be permitted to post said bail amount at the police department, law enforcement agency, or community correctional center where the defendant is detained; the said monetary bail shall be payable 7 days a week on a 24 hour basis; and upon posting or payment of bail, the defendant or the defendant's representative or agent shall

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be provided a bail receipt and the defendant shall be released from custody. -- SB1423 HD1
Committee Reports: SSCR 769 (PSM/ JDC/) HSCR 1387 (PVM) HSCR 2205 (JUD)
Current Status: Apr-18 19 Received by the Governor
Section Affected: 804-7

SB1440 SD1 HD1 CD1 (CCR 104) RELATING TO SPECIAL PURPOSE REVENUE BONDS FOR TREVI SYSTEMS, INC., OR ITS RELATED ENTITY, KONA COAST WATER LLC.
Introduced by: Wakai G, Kidani M
Authorizes the issuance of special purpose revenue bonds, with the approval of the governor, to assist Trevi Systems, Inc., a Delaware corporation, or its related entity, Kona Coast Water LLC, a Hawaii limited liability company, to finance and refinance the costs relating to the planning, designing, construction, equipping, land leases, and other assets for 2 or more plants that will desalinate water using 100 per cent renewable solar energy and supply it to customers on Hawaii island and potentially on other islands, together with solar power plants that will supply 100 per cent renewable thermal energy and power that is able to be fully dispatched. Authorizes the issuance of refunding special purpose revenue bonds to refund the special purpose revenue bonds. (\$\$) -- SB1440 CD1
Committee Reports: SSCR 690 (WAM) HSCR 1511 (EEP) HSCR 2154 (FIN) CCR 104
Current Status: Apr-30 19 Passed Legislature

SB1442 SD1 HD1 CD1 (CCR 167) RELATING TO THE PUBLIC UTILITIES COMMISSION.
Introduced by: Wakai G, Kidani M
Establishes provisions relating to electric power systems data access and transparency; principles. Provides that the public utilities commission, in carrying out its responsibilities shall consider the value of improving electric power systems data access and transparency within the State in order to empower ratepayers, improve decision making related to reliability and operational efficiency of the electric system, maximize the value of grid modernization technologies and investments, and promote innovation and economic development opportunities related to electric power systems data analysis. Provides that in advancing the public interest, the commission shall balance consumer privacy, critical infrastructure security, grid modernization, and economic innovation considerations associated with electric power systems data access and transparency. Establishes energy data transparency and access principles. -- SB1442 CD1
Committee Reports: SSCR 791 (CPH/ EET/) HSCR 1298 (EEP) HSCR 1585 (CPC) HSCR 1969 (FIN) CCR 167
Current Status: Apr-30 19 Passed Legislature
Section Affected: 269- (1 SECTION) ELECTRIC POWER SYSTEMS DATA ACCESS AND TRANSPARENCY

SB1459 SD2 HD2 CD1 (CCR 107) RELATING TO THE STATE SURFING COMMISSION.
Introduced by: Dela Cruz D
Establishes the state commission of surfing law. Establishes the commission within the department of accounting and general services to serve in as advisory capacity to state agencies to promote the surfing industry and educate people about the cultural and historical significance of surfing. -- SB1459 CD1
Committee Reports: SSCR 422 (EET) SSCR 1097 (WAM) HSCR 1553 (LAB) HSCR 1921 (FIN) CCR 107
Current Status: Apr-30 19 Passed Legislature

SB1466 SD2 HD2 (HSCR 2207) RELATING TO GUN VIOLENCE PROTECTIVE ORDERS.
Introduced by: Rhoads K, Keith-Agaran G, Baker R, Harimoto B, Ruderman R, Chang S
Establishes provisions relating to gun violence protective orders. Establishes the process for a petitioner including a law enforcement officer or a family or household member of a respondent to petition for relief and for the family court to issue gun violence protective order that prohibits a gun violent respondent to own, purchase, possess, receive, transfer ownership of, or have in the respondent's custody or control, or attempt to purchase, receive, or transfer ownership of any firearm or ammunition while the order is in effect. -- SB1466 HD2
Committee Reports: SSCR 483 (PSM) SSCR 802 (JDC) HSCR 1503 (PVM) HSCR 2207 (JUD)
Current Status: Apr-18 19 Received by the Governor
Section Affected: 134- (12 SECTIONS) GUN VIOLENCE PROTECTIVE ORDERS,

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134-7, 134-7.3

- SB1486 SD1 HD1 CD1 (CCR 61) RELATING TO ELECTRONIC PRESCRIPTION ACCOUNTABILITY SYSTEM.
Introduced by: Moriwaki S
Amends provisions relating to confidentiality of information; disclosure of information under uniform controlled substances act. Exempts disclosure by the administrator of investigative information to authorized employees of the department of health alcohol and drug abuse division and the emergency medical services and injury prevention system branch; and the US Department of Defense health agency prescription monitoring program. -- SB1486 CD1
Committee Reports: SSCR 441 (PSM) SSCR 910 (CPH) HSCR 1522 (HLT) HSCR 1927 (JUD) CCR 61
Current Status: Apr-30 19 Passed Legislature
Section Affected: 329-104
- SB1494 SD2 HD1 CD1 (CCR 168) RELATING TO HEALTH.
Introduced by: Keohokalole J, Chang S
Establishes within the department of health a working group to evaluate current behavioral health care and related systems and identify steps that may be taken to promote effective integration to more effectively respond to, and coordinate care for, persons experiencing substance abuse, mental health conditions, and homelessness. Report to the legislature. Working group to be dissolved on June 30, 2021 (sunset). -- SB1494 CD1
Committee Reports: SSCR 511 (CPH/ HMS/) SSCR 733 (WAM) HSCR 1442 (HLT/ HSH/) HSCR 2185 (FIN) CCR 168
Current Status: Apr-30 19 Passed Legislature
- SB1498 SD1 HD1 CD1 (CCR 188) RELATING TO THE HAWAII LABOR RELATIONS BOARD.
Introduced by: Chang S
Amends provisions relating to Hawaii labor relations board under the collective bargaining in public employment. Adds that the board determine qualifications and establish, after reviewing nominations submitted by the public employers and employee organizations lists of qualified person broadly representative of the public, to be available to serve as mediators, grievance arbitrators, or interest arbitrators, or a combination thereof; resolve disputes over the qualifications and criteria of the list of 5 qualified arbitrators provided pursuant to resolution of disputes; impasses. -- SB1498 CD1
Committee Reports: SSCR 335 (LCA) SSCR 1171 (WAM) HSCR 1549 (LAB) HSCR 1962 (FIN) CCR 188
Current Status: Apr-30 19 Passed Legislature
Section Affected: 89-5, 89-11
- SB1525 SD1 HD1 CD1 (CCR 8) RELATING TO HOME CARE AGENCIES.
Introduced by: Baker R
Amends Act 21, special session laws of 2009, as amended by Act 125, session laws of 2014, which establishes provisions relating to licensing home care agencies by repealing the sunset date. -- SB1525 CD1
Committee Reports: SSCR 888 (CPH/ JDC/) HSCR 1326 (HLT) HSCR 1583 (CPC) HSCR 1924 (JUD) CCR 8
Current Status: Apr-30 19 Passed Legislature
Section Affected: ACT 21 2009 1SP, ACT 125 2014, 321-11, 321-11.5, 321-15.2
- SB1530 SD3 HD2 CD1 (CCR 114) RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY.
Introduced by: Wakai G
Provided that of the funds appropriated for BED150 during the 2019 regular session, the conversion of the means of financing for the Hawaii community development authority staff from the Hawaii community development revolving fund to the general fund may be executed if the authority develops a comprehensive transition plan to transfer the control of the authority's Kakaako community development district to the city and county of Honolulu; comprehensive transition plan includes proposed enabling legislation to abolish the Hawaii community development authority's authority over the Kakaako community development district and execute the transfer of control of the Kakaako community development district to the city and county of Honolulu by no later than December 31, 2023; and plan and proposed legislation are submitted to the legislature no later than twenty days prior to the convening of the 2020 regular session. Report to the legislature. -- SB1530 CD1

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Committee Reports: SSCR 660 (EET) SSCR 1189 (WAM) - filed FLOOR
AMENDMENT 6 HSCR 1365 (LAB) HSCR 2194 (FIN) CCR 114
Current Status: Apr-30 19 Passed Legislature

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- HB0001 MAKING APPROPRIATIONS TO PROVIDE FOR THE EXPENSES OF THE LEGISLATURE, THE AUDITOR, THE LEGISLATIVE REFERENCE BUREAU, THE OMBUDSMAN, AND THE ETHICS COMMISSION.
Introduced by: Saiki S
Appropriation to the senate and the house of representatives for session and nonsession expenses up to and including June 30, 2020, including the 2019 pre session and regular session expenses. 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 (report to the legislature). Expenses for legislators while traveling abroad shall be 145 dollars a day. -- Appropriation to the auditor for defraying expenses and 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 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. (\$\$) -- HB0001
Committee Reports: HSCR 1 (FIN) SSCR 154 (WAM)
Current Status: Feb-11 19 Received by the Governor
Feb-28 19 Approved by Governor (Act 1 2019)
- HB0002 HD1 SD1 CD1 (CCR 1) RELATING TO THE STATE BUDGET.
Introduced by: Saiki S, Luke S
General Appropriations Act of 2019 (state budget). Appropriations for general operating funds for the support of state government operations over the 2019 - 2021 fiscal biennium. (\$\$) -- HB0002 CD1
Committee Reports: HSCR 2 (FIN) SSCR 1213 (WAM) CCR 1
Current Status: Mar-27 19 Received by the Governor
Apr-12 19 Approved by Governor (Act 5 2019)
- HB0031 HD1 (HSCR 474) RELATING TO ELECTION NOMINATION PAPERS.
Introduced by: Brower T, Quinlan S, Holt D, Morikawa D, Say C, Ohno T, Hashem M, Kong S, Johanson A, Nakashima M, San Buenaventura J, Mizuno J, Ichiyama L, Nishimoto S, Takayama G, Cachola R, Lee C
Amends provisions relating to nomination paper; format; limitations. Requires that nomination papers contain space for the month and date portions of the date of birth. Repeals a space for the last 4 digits of the social security number. Adds that a voter's social security number or any portion thereof and the year portion of the voter's date of birth shall not be required. -- Amends provisions relating to nomination papers; qualifications of signers. Provides that the written notice shall not require the voter's social security number. Requires the month and date portions of the voter's date of birth. Provides that the written notice shall not require the voter's social security number or any portion thereof and the year portion of the voter's date of birth. -- HB0031 HD1
Committee Reports: HSCR 474 (JUD) SSCR 1889 (JDC)
Current Status: Apr-09 19 Received by the Governor
Apr-23 19 Approved by Governor (Act 22 2019)
Section Affected: 12-3, 12-4
- HB0032 HD1 SD2 CD1 (CCR 176) RELATING TO FAMILY LEAVE.
Introduced by: Johanson A
Amends Act 109, session laws of 2018, which requires the legislative reference bureau to conduct and complete a sunrise analysis to assist the legislature in determining the most appropriate framework or model for the establishment of paid family leave for the State and relative potential impacts and safeguard measures and report to the legislature, by changing the report to be due no later than November 13, 2019, instead of September 1, 2019. -- HB0032 CD1
Committee Reports: HSCR 327 (LAB) HSCR 982 (FIN) SSCR 1243 (LCA) SSCR 1986 (WAM) CCR 176
Current Status: Apr-30 19 Passed Legislature
Section Affected: ACT 109 2018

HOUSE BILLS THAT PASSED THE LEGISLATURE

- HB0034 HD1 SD1 CD1 (CCR 182) RELATING TO WAGES.
Introduced by: Johanson A, Eli S, Kitagawa L, McKelvey A, Yamashita K
Amends provisions relating to definitions under the wages and hours of employees on public works law. Redefines public work to mean any project where the funds or resources required or used to undertake the project are to any extent, derived, either directly or indirectly, from public revenues of the state or any county, or from the sale of securities or bonds whose interest or dividends are exempt from state or federal taxes.
-- HB0034 CD1
Committee Reports: HSCR 18 (LAB) HSCR 1111 (FIN) SSCR 1509 (LCA) SSCR 1910 (WAM) CCR 182
Current Status: Apr-30 19 Passed Legislature
Section Affected: 104-1
- HB0061 HD1 SD1 CD1 (CCR 20) RELATING TO CONDOMINIUMS.
Introduced by: Takumi R, Ichiyama L
Amends provisions relating to association; limitations on powers under the management of condominiums law. Requires that any payments made by or on behalf of a unit owner to be 1st applied to outstanding common expenses that are assessed to all unit owners in proportion to the common interest appurtenant to their respective units. -- HB0061 CD1
Committee Reports: HSCR 259 (CPC) HSCR 890 (JUD) SSCR 1876 (CPH) CCR 20
Current Status: Apr-30 19 Passed Legislature
Section Affected: 514B-105
- HB0066 HD1 SD2 CD1 (CCR 91) RELATING TO ATHLETE AGENTS.
Introduced by: Takumi R, Ichiyama L
Repeals the uniform athletes agents act and replaces with the revised uniform athlete agents Act. Authorizes the director of commerce and consumer affairs to implement the regulation of athlete agents. Defines athlete agent to include an individual who directly or indirectly recruits or solicits a student athlete to enter into an agency contract or, for compensation, procures employment or offers, promises, attempts, or negotiates to obtain employment for a student athlete as a professional athlete or member of a professional sports team or organization; for compensation or in anticipation of compensation related to a student athlete's participation in athletics serves the athlete in an advisory capacity on a matter related to finances, business pursuits, or career management decisions, unless the individual is an employee of an educational institution acting exclusively as an employee of the institution for the benefit of the institution or manages the business affairs of the athlete by providing assistance with bills, payments, contracts, or taxes; or in anticipation of representing a student athlete for a purpose related to the athlete's participation in athletics gives consideration to the student athlete or another person, serves the athlete in an advisory capacity on a matter related to finances, business pursuits, or career management decisions, or manages the business affairs of the athlete by providing assistance with bills, payments, contracts, or taxes. Requires individual acting as an agent to hold a certificate of registration. Establishes criminal penalties and civil remedies. Repeals the uniform athlete agents act. -- HB0066 CD1
Committee Reports: HSCR 240 (IAC) HSCR 638 (CPC) HSCR 900 (FIN) SSCR 1418 (CPH) SSCR 1905 (JDC) CCR 91
Current Status: Apr-30 19 Passed Legislature
Section Affected: (18 SECTIONS) REVISED UNIFORM ATHLETE AGENTS ACT, 92-28, 481E-1, 481E-2, 481E-3, 481E-4, 481E-5, 481E-6, 481E-7, 481E-8, 481E-9, 481E-10, 481E-11, 481E-12, 481E-13, 481E-14, 481E-15, 481E-16, 481E-17, 481E-18, 481E-19
- HB0068 HD1 SD1 (SSCR 1531) RELATING TO CONSUMER PROTECTION.
Introduced by: Takumi R, Ichiyama L
Amends provisions relating to returns for refunds, merchandise credits, and exchanges. Prohibits warranty policy adopted by a merchant in the state to require a purchaser to pay an additional fee to obtain a repair, replacement, or refund for goods returned. -- HB0068 SD1
Committee Reports: HSCR 517 (CPC) HSCR 1011 (JUD) SSCR 1531 (CPH)
Current Status: Apr-30 19 Passed Legislature
Section Affected: 481B-5.5
- HB0089 HD2 SD2 CD1 (CCR 89) RELATING TO FIREWORKS.

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Introduced by: Takumi R

Establishes provisions relating to liability of homeowner, renter, or person otherwise responsible for real property. Provides that a homeowner, renter, or person otherwise responsible for the real property who intentionally, knowingly, or recklessly allows an individual, while on the real property, to possess, set off, ignite, or otherwise cause to explode any aerial device is to be deemed to be in violation of this law and shall be subject to the penalties. -- Establishes fines for any person who allows an individual to possess, set off, ignite, or otherwise cause to explode any aerial device in violation of this law. -- Amends provisions relating to enforcement by adding probable cause for arrest. Requires arrests for offenses under the fireworks law or under a county ordinance to be made in compliance with the arrests, search warrants law. Provides that the facts and circumstances to establish probable cause for an arrest may include but are not limited to statements from individuals who witnessed the offense, even if those individuals are not law enforcement officers; and photographs, video recordings, or other recordings that show the commission of the offense and can be authenticated by 1 or more witnesses; provided that a recording made using an unmanned aerial vehicle shall be exempt from the requirement of authentication by 1 or more witnesses. -- HB0089 CD1

Committee Reports: HSCR 355 (PVM) HSCR 1170 (JUD) SSCR 1405 (PSM) SSCR 1956 (JDC/ WAM/) CCR 89

Current Status: Apr-30 19 Passed Legislature

Section Affected: 132D- (1 SECTION), 132D-14, 132D-20

HB0114

RELATING TO AMENDING OR REPEALING HAWAII INCOME TAX LAWS FOR THE PURPOSE OF DELETING OBSOLETE OR UNNECESSARY PROVISIONS.

Introduced by: Luke S, Cullen T

Repeals provisions relating to distortion of income under the income tax law. -- HB0114

Committee Reports: HSCR 796 (FIN) SSCR 1769 (WAM)

Current Status: Apr-04 19 Received by the Governor

Apr-23 19 Approved by Governor (Act 17 2019)

Section Affected: 235-103

HB0116 SD1 CD1 (CCR 129)

RELATING TO THE STATE BUDGET.

Introduced by: Luke S

Program appropriations. (\$\$) -- HB0116 CD1

Committee Reports: HSCR 923 (FIN) SSCR 1214 (WAM) CCR 129

Current Status: Apr-30 19 Passed Legislature

HB0120 SD1 CD1 (CCR 131)

RELATING TO STATE BONDS.

Introduced by: Luke S, Cullen T

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. (\$\$) -- HB0120 CD1

Committee Reports: HSCR 797 (FIN) SSCR 1733 (WAM) CCR 131

Current Status: Apr-30 19 Passed Legislature

HB0121

RELATED TO NON-GENERAL FUNDS.

Introduced by: Luke S, Cullen T

Abolishes the Captain Cook memorial fund, repealed by Act 147, Session Laws of 2015, and provides that any remaining unencumbered balance shall lapse to the general fund.

-- Abolishes the custodial services special fund administratively established in 2003 and provides that any remaining unencumbered balance shall lapse to the general fund. --

Abolishes the donations for voter registration drive trust account administratively established in 1984 and provides that any remaining unencumbered balance shall lapse to the general fund. Abolishes the information technology trust fund and provides that any remaining unencumbered balance shall lapse to the general fund. -- HB0121

Committee Reports: HSCR 798 (FIN) SSCR 1734 (WAM)

Current Status: Apr-04 19 Received by the Governor

Apr-23 19 Approved by Governor (Act 21 2019)

HB0122

RELATING TO NON-GENERAL FUNDS.

Introduced by: Luke S, Cullen T

Abolishes the juvenile accountability block grant trust fund. -- HB0122

Committee Reports: HSCR 347 (PVM) HSCR 853 (FIN) SSCR 1770 (WAM)

Current Status: Apr-04 19 Received by the Governor

Apr-23 19 Approved by Governor (Act 18 2019)

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- HB0123 HD2 (HSCR 1212) RELATING TO NON-GENERAL FUNDS.
Introduced by: Luke S, Cullen T
Abolishes the department of agriculture biocontrol foreign exploration special fund. --
HB0123 HD2
Committee Reports: HSCR 718 (AGR) HSCR 1212 (FIN) SSCR 1237 (AEN) SSCR
1911 (WAM)
Current Status: Apr-09 19 Received by the Governor
Apr-25 19 Approved by Governor (Act 25 2019)
- HB0154 HD1 SD1 (SSCR 1775) RELATING TO SERVICE CONTRACTS.
Introduced by: Ohno T
Amends provisions relating to definitions under the service contracts law. Defines road
hazard to mean a hazard that is encountered while driving a motor vehicle, which may
include but not be limited to potholes, rocks, wood debris, metal parts, glass, plastic,
curbs, or composite scraps. Redefines service contract to mean a contract or agreement
for a separately stated consideration and a specific duration for performances of 1 or
more of the following services, the repair or replacement of tires or wheels on a motor
vehicle damaged as a result of coming into contact with the road hazard, the removal of
dents, dings, or creases on a motor vehicle that can be repaired using the process of
painless dent removal without affecting the existing paint finish and without replacing
vehicle body panels, sanding, bonding, or painting, the repair of chips or cracks in a
motor vehicle windshield or the replacement of a motor vehicle windshield as a result of
damage caused by a road hazard; the replacement of a motor vehicle key or key fob in
the event that the key or key fob becomes inoperable, lost, or stolen, or other services
which may be approved by the commissioner, if not inconsistent with other provisions.
-- HB0154 SD1
Committee Reports: HSCR 255 (CPC) HSCR 840 (FIN) SSCR 1775 (CPH)
Current Status: Apr-30 19 Passed Legislature
Section Affected: 481X-2
- HB0157 HD1 SD2 CD1 (CCR 177) RELATING TO COLLECTIVE BARGAINING.
Introduced by: Johanson A, Eli S
Amends provisions relating to disclosure to an exclusive representative. Requires that
employees within their respective bargaining unit, name, mailing address, physical
worksite address, date of change of physical worksite address, organizational structure,
including name and codes for department, division, branch, section, and unit, or
equivalent, as applicable, worksite telephone number, job title, job description, position
number, employee identification number, appointment type, civil service status,
information regarding new hire employee shall be provided to the appropriate exclusive
representative within 2 payroll periods. -- HB0157 CD1
Committee Reports: HSCR 373 (LAB) HSCR 983 (FIN) SSCR 1244 (LCA) SSCR
1917 (WAM) CCR 177
Current Status: Apr-30 19 Passed Legislature
Section Affected: 89-16.6
- HB0165 RELATING TO CAMPAIGN REPORTS.
Introduced by: Saiki S (BR)
Amends provisions relating to final election period report for candidate committee by
repealing final election period report. Requires a candidate or noncandidate committee
who does not intend to receive or spend contributions and expenditures that aggregate
more than 1,000 dollars during the election period, to notify the campaign spending
commission. -- HB0165
Committee Reports: HSCR 473 (JUD) SSCR 1533 (JDC)
Current Status: Mar-28 19 Received by the Governor
Apr-15 19 Approved by Governor (Act 8 2019)
Section Affected: 11-339
- HB0168 SD1 (SSCR 1669) RELATING TO THE ELECTRONIC TRANSMISSION OF BALLOTS.
Introduced by: Saiki S (BR)
Amends provisions relating to delivery of ballots. Allows a voter with special needs,
including a disability, to request that a ballot be forwarded by electronic transmission at
any time. -- HB0168 SD1
Committee Reports: HSCR 927 (JUD) SSCR 1669 (JDC)
Current Status: Apr-24 19 Received by the Governor
Section Affected: 15-5

HOUSE BILLS THAT PASSED THE LEGISLATURE

- HB0169 HD1 SD2 (SSCR 1949) RELATING TO THE STATE ETHICS CODE.
Introduced by: Saiki S (BR)
Amends provisions relating to reporting of gifts. Requires every legislator and employee to file a gifts disclosure statement with the state ethics commission no later than June 30 of each year. Requires the report to cover the period from June 1 of the preceding calendar year through May 31 of the year of the report. -- Amends provisions relating to disclosure files; disposition. Repeals that during the term of office of the legislator, employee, or delegate. Adds that from the date of the financial disclosure statement's filing. -- Amends provisions relating to duties of commission; complaint, hearing, determination. Repeals that copies of transcripts of such record shall be available only to the complainant and the alleged violator at their own expense, and the fees therefore shall be deposited in the State's general fund. Repeals that the ethics training course be held in January of each year for those who have not attended the course previously and shall last at least 2 hours in length. -- HB0169 SD2
Committee Reports: HSCR 945 (JUD) SSCR 1242 (GVO) SSCR 1949 (JDC)
Current Status: Apr-24 19 Received by the Governor
Section Affected: 84-11.5, 84-17.5, 84-31, 84-43
- HB0170 HD1 SD1 CD1 (CCR 3) RELATING TO ETHICS.
Introduced by: Saiki S (BR)
Amends provisions relating to fair treatment and conflicts of interest. Provides that these provisions shall not be construed to prevent a legislator from introducing bills and resolutions, from serving on a committee, or from making statements or taking official action as a legislator. Requires every legislator to publicly disclose the nature and extent of the interest or transaction that the legislator believes may be affected by the legislator's official action. Further provides that nothing in this section shall be construed to prevent a person from serving on a task force or making statements or taking official action as a task force member or a task force member's designee or representative; provided that every task force member or designee or representative of a task force member to publicly disclose the nature and extent of any interest or transaction that the task force member or designee or representative believes may be affected by the task force member's official action. -- HB0170 CD1
Committee Reports: HSCR 943 (JUD) SSCR 1882 (JDC) CCR 3
Current Status: Apr-26 19 Received by the Governor
Section Affected: 84-13, 84-14
- HB0172 HD1 SD2 CD1 (CCR 128) RELATING TO THE BUDGET OF THE OFFICE OF HAWAIIAN AFFAIRS.
Introduced by: Saiki S (BR)
Office of Hawaiian Affairs Appropriations Act of 2019 (OHA budget). Appropriations to the office of Hawaiian affairs for the 2019 - 2021 fiscal biennium. (\$\$) -- HB0172 CD1
Committee Reports: HSCR 611 (WLH) HSCR 1250 (FIN) SSCR 1249 (HWN) SSCR 1869 (WAM) CCR 128
Current Status: Apr-30 19 Passed Legislature
- HB0201 HD1 SD1 (SSCR 1255) RELATING TO INVASIVE SPECIES.
Introduced by: Lowen N, Lee C, Wildberger T, Creagan R, Todd C, Brower T, Ohno T, Thielen C, McKelvey A, Takayama G, Morikawa D, Johanson A, Nakamura N, Yamane R
Amends provisions relating to entry; private property. Allows a department or applicable county, or its employees or authorized agents to enter the premises, after reasonable notice is given to the owner of the property, to control or eradicate the invasive species whenever any invasive species identified by the council for control or eradication is found on private property or reasonably suspected to be on private property, based on the results of systematic surveys or reports or proximity to known populations, regardless of whether the presence of the invasive species is due to natural dispersal from neighboring or nearby properties or to intentional establishment by the owner, tenant, or occupant of the property. -- HB0201 SD1
Committee Reports: HSCR 270 (EEP) HSCR 1175 (JUD) SSCR 1255 (AEN) SSCR 1853 (JDC)
Current Status: Apr-26 19 Received by the Governor
Section Affected: 194-5
- HB0214 HD2 SD1 CD1 (CCR 41) RELATING TO DISINTERMENT OF HUMAN BODIES.
Introduced by: Mizuno J
Amends provisions relating to disinterment of human bodies. Allows a cemetery authority

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with a current and active license with the department of commerce and consumer affairs to disinter and reinter a corpse or remains within the same cemetery without filing an application for a permit from the department of health if the cemetery authority has written authorization from the majority of the next of kin of the person whose corpse or remains is disinterred; provided that this exception shall not apply to disinterment of a corpse or remains for transfer off of the cemetery property to another physical address. Provides that the cemetery authority may require a licensed embalmer to be available during the disinterment in the event that human remains may be exposed. -- HB0214 CD1

Committee Reports: HSCR 424 (HLT) HSCR 1198 (CPC) SSCR 1776 (CPH) CCR 41
Current Status: Apr-30 19 Passed Legislature
Section Affected: 338-25.5

HB0250 HD2 SD1 CD1 (CCR 200)

RELATING TO SCHOOL-BASED HEALTH SERVICES.

Introduced by: Woodson J, Yamashita K, Nishimoto S, Kitagawa L, Aquino H, Gates C, Ichiyama L

Appropriation to the department of education to implement, expand, and sustain the Hawaii keiki: healthy and ready to learn program and to license electronic school records. (\$\$) -- HB0250 CD1

Committee Reports: HSCR 731 (LHE/ HLT/) HSCR 1219 (FIN) SSCR 1457 (EDU) SSCR 2046 (WAM) CCR 200

Current Status: Apr-30 19 Passed Legislature

HB0252 SD1 CD1 (CCR 42)

RELATING TO SPEECH PATHOLOGY.

Introduced by: Morikawa D, Mizuno J, Brower T, Ichiyama L, Belatti D, Ohno T

Establishes provisions relating to provisional license under the speech pathologists and audiologists. Requires the board of speech pathology and audiology to grant, upon application and payment of proper fees, provisional licensure to an individual who possesses at a minimum a master's degree recognized by the board and engages in clinical or academic practice under the supervision of a licensed speech pathologist during the period of time as needed to fulfill the necessary requirements for a professional licensee as a speech pathologist. Provides that each provisional license include the name and title of the licensed speech pathologist. Allows a provisional license to practice speech pathology only under the supervision of the licensed speech pathologist named on the provisional license. Requires a provisional license to be valid for 1 year from the date of issuance and to be renewed for additional 1 year periods as needed to fulfill the requirements for professional licensure as a speech pathologist, the board shall determine by rule the amount of the provisional license fee. -- HB0252 CD1

Committee Reports: HSCR 431 (HLT/ IAC/) HSCR 872 (CPC) SSCR 1773 (CPH) CCR 42

Current Status: Apr-30 19 Passed Legislature

Section Affected: 468E- (1 SECTION) PROVISIONAL LICENSE

HB0257 HD2 SD1 CD1 (CCR 39)

RELATING TO HOMELESSNESS.

Introduced by: San Buenaventura C

Amends Act 209, session laws of 2018, which establishes the ohana zones pilot program and the medical respite pilot program by extending the sunset date. Allows ohana zones on private lands. Provides that the use of any private lands determined to be suitable for use as an ohana zone shall be for limited purposes and requires a written agreement between a state or county agency and a private land owner. Provides that the program may allow for off the grid technologies that can provide drinking water, electricity, and process sewerage without existing infrastructure. Extends the sunset date. Appropriation to the office of the governor to be used solely for the construction of modular temporary units or facilities, the renovation of existing structures on public lands, or the creation of infrastructure to make land suitable for temporary housing under the ohana zones pilot program. (\$\$) -- HB0257 CD1

Committee Reports: HSCR 247 (HSH) HSCR 1156 (FIN) SSCR 1466 (HMS/ HOU/) SSCR 1968 (WAM) CCR 39

Current Status: Apr-30 19 Passed Legislature

Section Affected: ACT 209 2018

HB0270 HD1 SD2 (SSCR 1865)

RELATING TO REBUILT VEHICLES.

Introduced by: Takumi R, Ichiyama L

Amends provisions relating to definitions under the highway safety law. Redefines rebuilt vehicle to include flood damage to the vehicle's electronics. -- HB0270 SD2

Committee Reports: HSCR 410 (IAC) HSCR 880 (CPC) SSCR 1431 (TRS) SSCR

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1865 (CPH)
Current Status: Apr-30 19 Passed Legislature
Section Affected: 286-2

HB0273 HD1 SD1 (SSCR 1774)

RELATING TO PRIVACY NOTICE FOR INSURANCE.

Introduced by: Takumi R, Ichiyama L

Amends provisions relating to annual privacy notice to customers under privacy of consumer financial information. Provides that a licensee shall not be required to provide an annual notice to a customer if the licensee has provided nonpublic personal financial information to nonaffiliated 3rd parties in accordance with provisions relating to exception to opt out requirements for disclosure of nonpublic personal financial information for service providers and for joint marketing; provisions relating to exceptions to notice and opt out requirements for disclosure of nonpublic personal financial information for processing and servicing transactions and other exceptions to notice and opt out requirements for disclosure of nonpublic personal financial information; and has not changed its policies and practices relating to the disclosure of nonpublic personal information from the most recent notice sent to customers in accordance with this provision or provisions relating to initial privacy notice to consumers required. -- HB0273 SD1

Committee Reports: HSCR 934 (CPC/ JUD/) SSCR 1774 (CPH)
Current Status: Apr-24 19 Received by the Governor
Section Affected: 431:3A-202

HB0290 HD1 SD2 CD1 (CCR 55)

RELATING TO THE UNIFORM CONTROLLED SUBSTANCES ACT.

Introduced by: San Buenaventura C, Thielen C, Morikawa D, Mizuno J, Brower T, Lee C

Amends provisions relating to medical use of cannabis; conditions of use. Provides that transport for the purposes of interisland transportation of cannabis, usable cannabis, or any manufactured cannabis product by any means is allowable only by a register qualifying patient or qualifying out of state patient for their personal medical use. -- HB0290 CD1

Committee Reports: HSCR 942 (JUD) SSCR 1302 (CPH) SSCR 1939 (JDC) CCR 55
Current Status: Apr-30 19 Passed Legislature
Section Affected: 329-122

HB0297 HD1 SD1 (SSCR 1298)

RELATING TO MOSQUITO VECTOR CONTROL.

Introduced by: Tarnas D, Lowen N, Onishi R, San Buenaventura J, Thielen C, Wildberger T, Holt D, Mizuno J, Perruso A, Takayama G, Todd C, DeCoite L, Nakamura N, Creagan R, Nakashima M, Har S

Requires the department of agriculture to review the aedes aegypti mosquito with wolbachia bacteria, including aedes aegypti mosquitoes originating from Hawaii stock that could be imported for landscape scale mosquito control and render a determination for placement of the mosquito on the appropriate animal import list. Requires the department of agriculture, health, and land and natural resources to collaborate on a report to the legislature that shall include findings and recommendations regarding the importation and release of the aedes aegypti mosquito with wolbachia bacteria, including aedes aegypti mosquitoes originating from Hawaii stock that could be imported for landscape scale mosquito control; determination for the placement of the mosquito with wolbachia bacteria on the appropriate animal import list, the import list placement process, recommendations, plans, time line, and implementation costs for a mosquito with wolbachia bacteria, if permitted, and, if not permitted, recommendations for other alternative vector control means, and any other relevant findings, recommendations, and any necessary proposed legislation. Report to the legislature. -- HB0297 SD1

Committee Reports: HSCR 273 (HLT/ AGR/) HSCR 812 (FIN) SSCR 1298 (AEN/ CPH/) SSCR 1979 (WAM)
Current Status: Apr-30 19 Passed Legislature

HB0314 HD1 SD1 (SSCR 1532)

RELATING TO GIFT CERTIFICATES.

Introduced by: Matayoshi S, Hashimoto T, Aquino H, Kobayashi D, Johanson A, Eli S, Kitagawa L, Tarnas D, Ichiyama L

Amends provisions relating to gift certificates. Adds that for any certificate with a remaining balance of less than 5 dollars, the certificate issuer shall redeem the remaining value of the gift certificate for cash. -- HB0314 SD1

Committee Reports: HSCR 656 (EDB) HSCR 873 (CPC) SSCR 1532 (CPH)
Current Status: May-02 19 Passed Legislature

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Section Affected: 481B-13

- HB0323 HD1 SD1 CD1 (CCR 56) RELATING TO MOTOR VEHICLE REGISTRATION.
Introduced by: Aquino H
Establishes provisions relating to special interest vehicles; former military vehicles. Allows any person who is the owner of a former military vehicle to apply for registration with the director of finance of the county in which the former military vehicle is located. Allows a former military vehicle to be used as other vehicles of the same type, including to transport the owner's property where the transportation is in furtherance of the owner's primary business and to also be used to transport passengers without charge where the transportation is in furtherance of the owner's primary business, provided that transportation is directly to and from the owner's place of business. Establishes exception usage. -- HB0323 CD1
Committee Reports: HSCR 295 (TRN) HSCR 874 (CPC) SSCR 1668 (TRS/ PSM/ CCR 56)
Current Status: Apr-30 19 Passed Legislature
Section Affected: 286- (1 SECTION), 286-2
- HB0329 HD1 SD2 (SSCR 2039) RELATING TO DISASTER RELIEF.
Introduced by: Nakamura N, Morikawa D, Tokioka J, Hashem M
Amends Act 12, session laws of 2018, which includes an appropriation to the department of defense to protect the health, safety, and welfare of the people, and provide relief from disaster damages, losses, and suffering caused by the extraordinary weather event that produced torrential rains and resultant flooding in the county of Kauai in April 2018, or to implement mitigation measures to prevent and minimize the impacts of current or future flooding in areas affected by the April 2018 flooding on Kauai. Appropriation. (\$\$) -- HB0329 SD2
Committee Reports: HSCR 280 (PVM) HSCR 1205 (FIN) SSCR 1372 (PSM) SSCR 2039 (WAM)
Current Status: Apr-24 19 Received by the Governor
Section Affected: ACT 12 2018
- HB0330 HD1 SD1 CD1 (CCR 2) RELATING TO SUICIDE PREVENTION.
Introduced by: Nakamura N, Morikawa D, San Buenaventura J, Lowen N, Creagan R, Tarnas D, Nakashima M, Onishi R, Todd C, Tokioka J
Appropriation to the department of health to support youth suicide early intervention, prevention, and education initiatives that focus upon, but are not limited to, persons between ages of 10 and 24. (\$\$) -- HB0330 CD1
Committee Reports: HSCR 404 (HLT) HSCR 1063 (FIN) SSCR 1303 (CPH) SSCR 1730 (WAM) CCR 2
Current Status: Apr-22 19 Received by the Governor
- HB0333 HD1 SD2 CD1 (CCR 84) RELATING TO THE STATE HIGHWAY ENFORCEMENT PROGRAM.
Introduced by: Nakamura N, Todd C, Hashimoto T, Kobayashi D, Holt D, Kitagawa L, Gates C, Quinlan S, Tarnas D, Perruso A
Establishes provisions relating to state highway enforcement program; establishment; annual reports. Establishes the program within the department of transportation to enable the State and counties, in consultation with the director of transportation, to enforce illegal parking and provide for parking management related improvements. Requires implementation of the state highway enforcement program to include partnering with law enforcement, other state departments, other county agencies, and community groups to increase health and safety along state highways. Requires the director of transportation to submit an annual report to the legislature on the status and progress of the state highway enforcement program, including an update of all moneys deposited into and expended from the state highway fund, on behalf of the state highway enforcement program. -- Establishes the state highway enforcement program fund; establishment. Establishes the fund into which shall be deposited the state highway enforcement program surcharges collected. -- Amends provisions relating to noncompliance with stopping, standing, or parking requirements. Requires any person committing a violation of any law prohibiting or restricting the stopping, standing, or parking of vehicles on state highways to be charged, in addition to any other applicable penalties and fines, a state highway enforcement program surcharge of 200 dollars to be enforced and collected by the district courts and to be deposited into the state highway fund; provided that 50 per cent of moneys from surcharges collected shall be disbursed to the police department of the county in which the violation occurred. -- HB0333 CD1

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Committee Reports: HSCR 161 (TRN) HSCR 544 (JUD) HSCR 1136 (FIN) SSCR
1328 (TRS/ PSM/) SSCR 1962 (JDC/ WAM/) CCR 84
Current Status: Apr-30 19 Passed Legislature
Section Affected: 291C- (1 SECTION), 291C-111

HB0336 HD2 SD2 (SSCR 1860)

RELATING TO HAWAII STATE AND CONTRACTED CORRECTIONAL FACILITIES.
Introduced by: Nakamura N, Todd C, Hashimoto T, Holt D, Kitagawa L, Gates C,
Quinlan S, Tarnas D, Perruso A
Establishes provisions relating to correctional facility and community correctional center
deaths; reporting. Requires the director of public safety to report to the governor, and the
governor to report to the legislature, the deaths of any correctional facility or community
correctional center employee who dies on the grounds of a correctional facility or
community correctional center where Hawaii inmates reside or who sustains an injury on
the grounds of a correctional facility or community correctional center where Hawaii
inmates reside that causes the death of the employee; and the Hawaii inmate who is
incarcerated in a state or contracted correctional facility within 48 hours. Further requires
the director to immediately report the official cause of death to the governor, and the
governor shall immediately report the official cause of death to the legislature when the
official cause of death has been determined; and within 30 days of a death to submit a
report to the governor, and the governor shall submit the report to the legislature, of the
clinical mortality review conducted in response to the death, including correctional actions
to be taken. Provides that the director shall have the discretion to withhold disclosure of
the decedent's name or any information protected from disclosure by state or federal
laws. -- Amends provisions relating to sexual assaults in prison. Provides that the
department of public safety shall preserve any forensic evidence consisting of human
biological specimens for collection by the relevant criminal investigation entity or coroner,
if there is any indication of sexual assault leading to the death of any correctional facility
or community correctional center employee who dies on the grounds of a correctional
facility or community correctional center where Hawaii inmates reside or who sustains an
injury on the grounds of a correctional facility or community correctional center where
Hawaii inmates reside that causes the death of the employee; and Hawaii inmate who
is incarcerated in a state or contracted correctional facility. -- HB0336 SD2
Committee Reports: HSCR 578 (PVM) HSCR 1169 (JUD) SSCR 1444 (PSM) SSCR
1860 (JDC)
Current Status: Apr-26 19 Received by the Governor
Section Affected: 353C- (1 SECTION), 353C-8

HB0340 HD1 SD1 CD1 (CCR 152)

RELATING TO HAWAII TECHNOLOGY DEVELOPMENT CORPORATION.
Introduced by: McKelvey A, Nishimoto S, Belatti D, Yamashita K
Appropriation to the Hawaii technology development corporation for the small business
innovation research program; to continue operations, administration, and provision of
grants by the manufacturing assistance program; and for the excelerator program. (\$\$)
-- HB0340 CD1
Committee Reports: HSCR 628 (EDB) HSCR 1104 (FIN) SSCR 1518 (EET/ TEC/)
SSCR 1980 (WAM) CCR 152
Current Status: Apr-30 19 Passed Legislature

HB0349 SD1 (SSCR 1783)

RELATING TO INTERNATIONAL YOGA DAY.
Introduced by: Saiki S, Nishimoto S
Establishes provisions relating to International Yoga Day. Requires June 21 of each year
to be known and designated as International Yoga Day; provided that this day is not and
shall not be construed to be a state holiday. -- HB0349 SD1
Committee Reports: HSCR 350 (TIA) HSCR 883 (JUD) SSCR 1783 (LCA)
Current Status: Apr-30 19 Passed Legislature
Section Affected: 8- (1 SECTION) INTERNATIONAL YOGA DAY

HB0356 HD1 SD1 (SSCR 1365)

RELATING TO CLAIMS AGAINST THE STATE.
Introduced by: Saiki S
Amends provisions relating to adjustment of claims against the state. Adds that the
comptroller may compromise or settle a claim within purview of insurance on public
vehicles for an amount not exceeding changes from 15,000 dollars to 25,000 dollars, the
maximum amount, or pay a tort claim not within the purview for an amount not exceeding
25,000 dollars or, after June 30, 2020, the maximum amount. -- HB0356 SD1
Committee Reports: HSCR 335 (JUD) HSCR 1228 (FIN) SSCR 1365 (GVO) SSCR
1902 (JDC/ WAM/)

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Current Status: Apr-30 19 Passed Legislature
Section Affected: 41D-3, 41D-4, 662-11

HB0390 HD1 SD2 (SSCR 1907) RELATING TO WORKERS' COMPENSATION.
Introduced by: Johanson A, Eli S
Amends Act 172, session laws of 2017 by repealing the sunset date. -- HB0390 SD2
Committee Reports: HSCR 330 (LAB) HSCR 984 (FIN) SSCR 1512 (LCA/ CPH/)
SSCR 1907 (JDC)
Current Status: Apr-30 19 Passed Legislature
Section Affected: ACT 172 2017, 386-79

HB0398 HD1 SD2 CD1 (CCR 198) RELATING TO THE UNIVERSITY OF HAWAII.
Introduced by: Hashimoto T, Todd C, Gates C, Onishi R, Holt D, Takayama G,
Matayoshi S, Nakashima M, Tarnas D, Yamashita K, Okimoto V, McKelvey A, Eli S
Amends provisions relating to the university of Hawaii. Reduces the membership of the
board of regents of the university of Hawaii to 11 members. Reduces the number of
members from the city and county of Honolulu to 5. Prohibits a holdover member to serve
beyond the end of the 1st regular session following the expiration of the member's term.
-- HB0398 CD1
Committee Reports: HSCR 134 (LHE) HSCR 1094 (FIN) SSCR 1355 (HRE) SSCR
2040 (WAM) - filed FLOOR AMENDMENT 16 CCR 198
Current Status: Apr-30 19 Passed Legislature
Section Affected: 26-11, 304A-104

HB0401 HD1 SD2 CD1 (CCR 119) RELATING TO CONTRACTING FOR PUBLIC FACILITIES.
Introduced by: Hashimoto T, McDermott B, Todd C, Gates C, Brower T, Holt D,
Matayoshi S, Aquino H, Tarnas D, Eli S
Establishes provisions relating to vehicle fleet performance contracts for vehicle fleet
energy efficiency program. Requires all agencies to identify and evaluate vehicle fleet
energy efficiency programs that the agency may implement using vehicle fleet
performance contracts. Allows any agency to enter into a multi year energy performance
contract for the purpose of undertaking or implementing energy efficiency program and
acquiring vehicle, vehicles, vehicle fleets, necessary vehicle charging or fueling
infrastructure, and renewable energy systems that supply charging or fueling
infrastructure. Authorizes any agency evaluating and implementing any energy
performance contract under the energy retrofit and performance contracting for public
facilities law to incorporate vehicle fleet performance contract. Establishes requirements
for any agency desiring to enter into a vehicle fleet performance contract, to comply with
the agency shall issue a public request for proposals, advertised in the same manner,
concerning the provision of the vehicle fleet or the design, operation, and maintenance
of a vehicle fleet energy efficiency program, fleet vehicles, necessary charging or fueling
infrastructure, or renewable energy systems that supply charging or fueling infrastructure;
provided that the request for proposals shall contain terms and conditions relating to the
submission of proposals, evaluation and selection of proposals, financial terms, legal
responsibilities, and any other matters as may be required by law or determined by the
agency to be appropriate; upon receiving responses to the request for proposals, the
agency may select the most qualified proposal or proposals on the basis of the
experience and qualifications of the proposers, technical approach, financial
arrangements, overall benefits to the agency, and any other factors determined by the
agency to be relevant and appropriate; the agency may negotiate and enter into a vehicle
fleet performance contract with the person or company whose proposal is selected as the
most qualified based on the criteria; the term of the vehicle fleet performance contract
shall not exceed 20 years; the vehicle fleet performance contract shall contain the
following annual allocation dependency clause the continuation of this contract is
contingent upon the appropriation of funds to fulfill the requirements of the contract by
the applicable funding authority. If that authority fails to appropriate sufficient funds to
provide for the continuation of the contract, the contract shall terminate on the last day
of the fiscal year for which allocations were made; the agency may include in the vehicle
fleet performance contract a requirement that the agency shall ultimately receive title to
the vehicles, vehicle charging and fueling infrastructure, and renewable energy systems
that supply charging or fueling infrastructure being financed under the contract; the
agency shall include in the vehicle fleet performance contract a requirement that the total
annual payments for vehicle fleet operational and fuel cost savings measures shall not
exceed total vehicle fleet operational and fuel cost savings achieved by the
implementation of the measures; for any guaranteed savings plan, the payment

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obligation for each year of the contract, including the year of acquisition, shall be guaranteed by the private sector person or company to be less than the annual vehicle fleet operational and fuel cost savings attributable under the contract to the vehicles and necessary charging or fueling infrastructure; provided that this guarantee, at the option of the agency, shall be a bond or insurance policy, or other type of guarantee determined by the agency to be sufficient to provide a similar level of assurance to that of a bond or insurance policy; and provided further that, if the actual annual verified savings are less than the annual amount guaranteed by the vehicle fleet company, the vehicle fleet company, within 30 days of being invoiced, shall pay the agency, or cause the agency to be paid, the difference between the guaranteed amount and the actual verified amount; and no vehicle, vehicle fleet, vehicle charging or fueling infrastructure, or renewable energy system contracted for or procured under a vehicle fleet performance contract shall qualify for or claim a state tax credit, state rebate, or other state financial incentive of any kind. -- Amends provisions relating to energy retrofit and performance contracting for public facilities. Adds that any energy performance contract may provide that the agency shall ultimately receive title to the energy system, vehicles, fleet vehicles, and fueling and charging infrastructure being financed under the contract. -- HB0401 CD1

Committee Reports: HSCR 303 (EEP) HSCR 1054 (FIN) SSCR 1399 (EET/ GVO/)
SSCR 2048 (WAM) CCR 119
Current Status: Apr-30 19 Passed Legislature
Section Affected: 36- (1 SECTION), 36-41

HB0407 HD1 SD1 CD1 (CCR 48)

RELATING TO EDUCATION.

Introduced by: Woodson J

Amends provisions relating to complex area superintendents. Requires approval by the board of education to be obtained prior to the termination of a complex area superintendent. Requires adequate opportunity to present the case to the board to be afforded to the complex area superintendent prior to the board's decision on the termination. -- HB0407 CD1

Committee Reports: HSCR 730 (LHE) HSCR 1095 (FIN) SSCR 1485 (EDU) SSCR
1981 (WAM) CCR 48
Current Status: Apr-30 19 Passed Legislature
Section Affected: 302A-604

HB0420 HD1 SD1 CD1 (CCR 49)

RELATING TO HAWAIIAN CULTURE.

Introduced by: Onishi R, Holt D, Nakashima M, Creagan R, Morikawa D, Luke S, DeCoite L

Amends provisions relating to the transient accommodations tax. Amends the allocation for the operation of a Hawaiian center and the museum of Hawaiian music and dance at the Hawaii convention center by repealing the designation of the Hawaii convention center. -- HB0420 CD1

Committee Reports: HSCR 511 (TIA/ WLH/) HSCR 1236 (FIN) SSCR 1447 (HWN/
EET/) SSCR 2047 (WAM) CCR 49
Current Status: Apr-30 19 Passed Legislature
Section Affected: 237D-6.5

HB0422

RELATING TO THE HAWAII TOURISM AUTHORITY.

Introduced by: Onishi R, Holt D, Morikawa D, Luke S

Amend provisions relating to tourism related activities. Provides that contracts issued by the Hawaii tourism authority for the marketing of all uses of the convention center facility may be issued separately from the management, use, operation, or maintenance of the facility. -- HB0422

Committee Reports: HSCR 352 (TIA) HSCR 820 (FIN) SSCR 1259 (EET) SSCR 1982
(WAM)
Current Status: Apr-09 19 Received by the Governor
Apr-25 19 Approved by Governor (Act 26 2019)
Section Affected: 201B-7

HB0437 HD1 SD1 (SSCR 1288)

RELATING TO CRIME VICTIM COMPENSATION FOR MENTAL HEALTH SERVICES.

Introduced by: Takayama G, Kitagawa L, Hashem M, Hashimoto T, Ichiyama L, Cachola R, Eli S, Tarnas D, Nakamura N, Lee C, Woodson J, Aquino H, Mizuno J, DeCoite L, Wildberger T, Nishimoto S, Lowen N, Say C, Har S, Holt D, Okimoto V, Creagan R, Perruso A, Yamashita K

Amends provisions relating to eligibility for compensation. Provides that in the case of a

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death of the victim, for mental health services to or for the benefit of the surviving relatives of the deceased victim; provided that compensation on behalf of the deceased victim shall have priority over compensation to a surviving relative; or in the case of a crime of abuse of family or household member, for mental health services to or for the benefit of a child witness; provided that compensation to a victim shall have priority over compensation to a child witness. Amends provisions relating to award of compensation. Allows the crime victim compensation commission to order the payment of compensation to include expenses actually and reasonably incurred for mental health services to or for the benefit of the surviving relatives in the case of a deceased victim; and expenses actually and reasonably incurred for mental health services for a child witness in the case of a crime of abuse of family or household member. -- HB0437 SD1

Committee Reports: HSCR 342 (JUD) HSCR 1207 (FIN) SSCR 1288 (JDC) SSCR 1983 (WAM)

Current Status: May-02 19 Passed Legislature

Section Affected: 351-31, 351-33

HB0444 HD1 SD1 CD1 (CCR 87)

RELATING TO ONSITE-NON-POTABLE WATER REUSE SYSTEMS.

Introduced by: Yamane R

Requires the department of health to adopt a localized set of rules for onsite non potable water reuse systems with guidance from the Water Environment and Reuse Foundation and the Water Research Foundation's " A Guidebook for Developing and Implementing Regulations for Onsite Non Potable Water Systems, " which focuses on public safety and minimizing public risk and was created with the support of public health regulators by January 1, 2021. -- HB0444 CD1

Committee Reports: HSCR 782 (WLH) HSCR 857 (FIN) SSCR 1732 (AEN) CCR 87

Current Status: Apr-30 19 Passed Legislature

HB0452 HD1 SD1 CD1 (CCR 153)

RELATING TO PREFERENTIAL ELECTRICITY RATES FOR PROTECTED AGRICULTURE.

Introduced by: Yamane R, Tarnas D, Cullen T, Lowen N, Todd C, Aquino H, Har S

Establishes provisions relating to preferential electricity rates; protected agriculture. Allows the public utilities commission to establish preferential electricity rates for agricultural activities that utilize protected agriculture to produce fruits or vegetables for distribution; provided that the protected agriculture includes reasonable efforts to incorporate cost effective renewable energy sources and energy efficiency measures. Provides that in considering preferential rates, the commission shall ensure that any subsidization being paid by other customers is limited and reasonable and shall periodically review and adjust the rate, if necessary. Requires a public utility to provide a request for preferential electricity rates to the commission for approval under certain conditions. Defines protected agriculture to mean any crop production technologies or techniques that partially or fully control a plant's micro - climate to target the particular requirements of the species; provided that the term shall not include agricultural activities that produce medical cannabis. -- HB0452 CD1

Committee Reports: HSCR 212 (AGR/ EEP/) HSCR 450 (CPC) HSCR 1075 (FIN) SSCR 1887 (CPH/ AEN/ WAM/) CCR 153

Current Status: Apr-30 19 Passed Legislature

Section Affected: 269- (1 SECTION) PREFERENTIAL ELECTRICITY RATES

HB0456 HD2 SD2 CD1 (CCR 150)

RELATING TO PUBLIC SAFETY.

Introduced by: Yamane R, Aquino H, Cullen T, Takayama G, Ichiyama L

Appropriation to the department of public safety for the immediate needs of Maui community correctional center, including temporary replacement of windows, a consultant fee for the assessment of damages, replacement of numerous security doors, electrical and mechanical repairs, and replacement of detention grade glass for the control station and cell windows; for 6 months of housing costs for 248 inmates at Saguaro Correctional Center in Arizona and for costs to return the inmates to Hawaii. (\$\$) -- HB0456 CD1

Committee Reports: HSCR 207 (PVM) HSCR 761 (JUD) HSCR 1125 (FIN) SSCR 1406 (PSM/ JDC/) SSCR 2050 (WAM) CCR 150

Current Status: Apr-30 19 Passed Legislature

HB0463 HD1 SD2 CD1 (CCR 72)

RELATING TO FOOD SAFETY.

Introduced by: Quinlan S, Gates C, Todd C, Onishi R, Lee C, Morikawa D, Holt D, Belatti D

Authorizes the department of agriculture to partner with Hawaii's agricultural community to establish a food safety certification training program that provides direct

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implementation assistance for small to medium sized farms with less than 500,000 dollars in annual food sales, which results in US department of agriculture good agricultural practices certification or its equivalent for participating farms. Appropriation. (\$\$) -- HB0463 CD1

Committee Reports: HSCR 144 (AGR) HSCR 558 (EDB) HSCR 1074 (FIN) SSCR 1253 (AEN) SSCR 1988 (WAM) CCR 72

Current Status: Apr-30 19 Passed Legislature

HB0465 HD1 SD2 (SSCR 1989)

RELATING TO AGING.

Introduced by: Takayama G, Morikawa D, Matayoshi S, Kitagawa L, Ichiyama L, Tarnas D, Thielen C, Nakamura N, Wildberger T, Hashimoto T, Har S, Okimoto V, Cachola R, Hashem M, Eli S, McKelvey A, Nishimoto S, Brower T, Lowen N, Say C, Holt D, Creagan R, Lee C, Perruso A, Yamashita K, Woodson J, Aquino H, Mizuno J, Matsumoto L, Ward G, DeCoite L

Appropriation to the department of health to provide funding of the kupuna care program; provided that any funds appropriated shall be included in the base budget of the executive office on aging. (\$\$) -- HB0465 SD2

Committee Reports: HSCR 679 (HSH/ HLT/) HSCR 822 (FIN) SSCR 1304 (CPH) SSCR 1989 (WAM)

Current Status: Apr-16 19 Received by the Governor

HB0468 HD1 SD2 (SSCR 1991)

RELATING TO THE HEALTHY AGING PARTNERSHIP PROGRAM.

Introduced by: Takayama G, Morikawa D, Matayoshi S, Kitagawa L, Ichiyama L, Tarnas D, Thielen C, Nakamura N, Hashimoto T, Lowen N, Har S, Brower T, Okimoto V, Creagan R, Holt D, Cachola R, Wildberger T, Hashem M, Eli S, McKelvey A, Nishimoto S, Say C, Lee C, Perruso A, Yamashita K, Woodson J, Aquino H, Mizuno J, Matsumoto L, Ward G, DeCoite L

Appropriation to the executive office on aging of the department of health for the healthy aging partnership program to further the program's important role in improving the health and well being of Hawaii's kupuna. (\$\$) -- HB0468 SD2

Committee Reports: HSCR 678 (HSH/ HLT/) HSCR 824 (FIN) SSCR 1390 (CPH/ HMS/) SSCR 1991 (WAM)

Current Status: Apr-16 19 Received by the Governor

HB0471 HD1 SD1 CD1 (CCR 38)

RELATING TO AGING.

Introduced by: Takayama G, Morikawa D, Matayoshi S, Cachola R, Tarnas D, Ichiyama L, Thielen C, Kitagawa L, Nakamura N, Wildberger T, Eli S, Nishimoto S, Holt D, Okimoto V, Creagan R, Perruso A, Yamashita K, Mizuno J, Ward G, Hashem M, McKelvey A, Hashimoto T, Lowen N, Say C, Har S, Lee C, Woodson J, Aquino H, Matsumoto L, DeCoite L

Amends provision relating to policy advisory board for elder affairs; lifetime honorary kupuna. Requires the policy advisory board quorum to be a majority of the currently serving members, but in no event fewer than 8 members, shall constitute quorum. -- HB0471 CD1

Committee Reports: HSCR 368 (HSH) HSCR 881 (JUD) SSCR 1879 (CPH/ HMS/) CCR 38

Current Status: Apr-30 19 Passed Legislature

Section Affected: 349-4

HB0483 HD2 SD2 (SSCR 1870)

RELATING TO CIVIL RIGHTS.

Introduced by: Ichiyama L, Eli S, Tarnas D, Yamashita K, Belatti D, Lowen N, Wildberger T, Creagan R, Mizuno J, Hashimoto T, Ohno T, Nishimoto S

Amends Act 110, session laws of 2018, which establishes the discrimination in state educational programs and activities law. Adds that nothing in this law shall be construed to prohibit the membership practices of social fraternities or sororities or voluntary youth service organizations, as set forth in title 20 US Code Section 1681(a)(6), as in effect on January 1, 2019; Nothing in this law shall be construed to prohibit any educational institution receiving state funds from maintaining separate living facilities for different sexes, as set forth in title 20, US Code Section 1686, as in effect on January 1, 2019; and nothing in this law shall be construed to prohibit an educational institution from administering or assisting in administering a scholarship, fellowship, or other form of financial assistance pursuant to a domestic or foreign will, trust, bequest, or similar instrument that requires awards be made to members of a particular sex specified therein; provided that the overall effect of sex restricted financial assistance shall not discriminate on the basis of sex, as set forth in title 34, Code of Federal Regulations

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section 106.37(b)(1), as in effect on January 1, 2019. Changes the due date of the report to the legislature by the legislative reference bureau. -- HB0483 SD2

Committee Reports: HSCR 160 (LMG) HSCR 616 (JUD) HSCR 1245 (FIN) SSCR 1464 (GVO) SSCR 1870 (JDC)

Current Status: Apr-30 19 Passed Legislature

Section Affected: ACT 110 2018

HB0497 HD1 SD2 (SSCR 1874)

RELATING TO FIREWORKS.

Introduced by: Saiki S (BR)

Requires the legislative reference bureau to review and update the findings and recommendations of its Report of the Illegal Fireworks Task Force to the Legislature for the Regular Session of 2011. Allows the bureau to consult with any person, agency, or organization at the bureau's discretion to prepare an updated report. Report to the legislature. -- HB0497 SD2

Committee Reports: HSCR 959 (JUD) SSCR 1410 (PSM) SSCR 1874 (JDC)

Current Status: Apr-24 19 Received by the Governor

HB0499 HD1 SD1 (SSCR 1862)

RELATING TO FIREWORKS LABELING.

Introduced by: Saiki S (BR)

Amends provisions relating to labeling of display fireworks. Requires the label to measure at least 9 square inches. -- HB0499 SD1

Committee Reports: HSCR 930 (CPC) SSCR 1411 (PSM) SSCR 1862 (CPH)

Current Status: Apr-24 19 Received by the Governor

Section Affected: 132D-16.5

HB0501 HD2 SD2 (SSCR 1950)

RELATING TO FIREWORKS.

Introduced by: Saiki S (BR)

Amends provisions relating to exceptions under the fireworks law. Exempts the purchase and use of consumer fireworks, aerial devices, display fireworks, or articles pyrotechnic in a movie, television, or theatrical production for which valid permits have been issued by a county and in a movie or television production for which valid permits have been issued by the department of business, economic development, and tourism, or for which permits have been approved by the authority having jurisdiction. Exempts the testing, disposal, or destruction of illegal fireworks by an agency with authority to enforce this law. -- HB0501 SD2

Committee Reports: HSCR 624 (EDB/ PVM/) HSCR 1168 (JUD) SSCR 1407 (PSM/ EET/) SSCR 1950 (JDC)

Current Status: Apr-30 19 Passed Legislature

Section Affected: 132D-6

HB0507 HD1 SD1 (SSCR 1785)

RELATING TO SEARCH WARRANTS.

Introduced by: Saiki S (BR)

Establishes provisions relating to warrants issued on oral statements or electronic communications. Allows a judge or magistrate to grant the issuance of a search warrant based upon a sworn oral statement communicated in person or by telephone, or based upon a sworn statement communicated electronically. Provides criteria if the application for a warrant is based upon a sworn oral statement that is communicated in person or by telephone; or based upon a sworn statement communicated electronically. Prohibits a search warrant based upon a sworn oral statement or a sworn statement communicated electronically to be executed between 10:00 p.m. and 6:00 a.m., unless the judge or magistrate permits execution during those hours. -- HB0507 SD1

Committee Reports: HSCR 951 (JUD) SSCR 1785 (JDC)

Current Status: Apr-26 19 Received by the Governor

Section Affected: 803- (1 SECTION), 803-31, 803-34

HB0510 HD2 SD2 CD1 (CCR 124)

RELATING TO THE JUDICIARY.

Introduced by: Saiki S (BR)

Judiciary appropriations Act of 2019 (judiciary budget). Appropriations to the judiciary for the 2019 - 2021 fiscal biennium. (\$\$) -- HB0510 CD1

Committee Reports: HSCR 767 (JUD) HSCR 1273 (FIN) SSCR 1426 (JDC) SSCR 1868 (WAM) CCR 124

Current Status: Apr-30 19 Passed Legislature

HB0529 HD1 SD1 (SSCR 1918)

RELATING TO MOTOR VEHICLES.

Introduced by: Nakashima M

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Establishes provisions relating to Waipio Valley access; required 4 wheel drive vehicle use. Prohibits the use of any vehicle, other than a low range, 4 wheel drive vehicle, at any time to be driven through or in the connecting roadway corridor between the Waipio valley lookout and the floor of Waipio valley. Establishes exemptions. Establishes fine. -- HB0529 SD1

Committee Reports: HSCR 293 (TRN) HSCR 1006 (JUD) SSCR 1432 (TRS) SSCR 1918 (WAM)

Current Status: Apr-30 19 Passed Legislature

Section Affected: 291C- (1 SECTION) WAIPIO VALLEY ACCESS

HB0531 HD1 SD1 (SSCR 1919)

RELATING TO ENTERPRISE TECHNOLOGY SERVICES.

Introduced by: Nakashima M, McKelvey A, Ichiyama L, Quinlan S, Morikawa D, Kitagawa L, Johanson A, Belatti D, Yamashita K, Luke S

Amends provisions relating to office of enterprise technology services; chief information officer; information technology steering committee; establishment; responsibilities. Requires the department of accounting and general services the office of enterprise technology services to update the state information technology strategic plan every 4 years. Requires the chief information officer to submit the updated state information technology strategic plan to the governor and report to the legislature. -- HB0531 SD1

Committee Reports: HSCR 363 (EDB) HSCR 835 (FIN) SSCR 1391 (TEC) SSCR 1919 (WAM)

Current Status: May-02 19 Passed Legislature

Section Affected: 27-43

HB0543 HD1 SD1 CD1 (CCR 144)

RELATING TO AFFORDABLE HOUSING.

Introduced by: Yamashita K, Brower T, Wildberger T, Hashimoto T, Matayoshi S, DeCoite L, McKelvey A, Woodson J

Requires the Hawaii housing finance and development corporation to immediately initiate negotiations with 3900 Corp., leasehold fee owner of the parcel designated as tax map key (2) 4-5-003-013, or its successor in interest to acquire the parcel. Report to the legislature. -- Requires the corporation to exercise its power of eminent domain to acquire the leased fee interest in the Front Street Apartments project if an agreement to acquire the leased fee interest is not reached within a reasonable time, as determined by the corporation. Amends Act 150, session laws of 2018. Appropriation. Requires matching funds from the county of Maui. (\$\$) -- HB0543 CD1

Committee Reports: HSCR 164 (HSG) HSCR 1084 (FIN) SSCR 1441 (HOU) SSCR 1961 (JDC/ WAM/) CCR 144

Current Status: Apr-30 19 Passed Legislature

Section Affected: ACT 150 2018

HB0546 HD2 SD1 CD1 (CCR 151)

RELATING TO INTOXICATING LIQUOR.

Introduced by: Yamashita K, Wildberger T, Hashimoto T, Ichiyama L, DeCoite L, McKelvey A, Takumi R, Lee C, Woodson J

Amends provisions relating to licenses, classes under intoxicating liquor law. Allows a class 14, brewpub to sell malt beverages in recyclable and reusable containers. Redefines growler to mean a recyclable or reusable container not to exceed 1 gallon. Allows brewpubs to conduct the activities at locations other than the licensee's primary manufacturing premises under the same trade name within the State as a class 1 manufacturer licensee, class 2 restaurant licensee, class 4 retail dealer licensee, class 5 dispenser licensee, class 12 hotel licensee, class 14 brewpub licensee, or class 18 small craft producer pub licensee within the county of operation; and requires the county liquor department of the county in which the licensee satellite is located to have jurisdiction of the satellite. Increases class 18 small craft producer pub license to manufacture from 60,000 to 70,000 barrels of malt beverage. -- HB0546 CD1

Committee Reports: HSCR 235 (EDB) HSCR 478 (CPC) HSCR 1108 (FIN) SSCR 1877 (CPH) CCR 151

Current Status: Apr-30 19 Passed Legislature

Section Affected: 281-31

HB0551 SD1 CD1 (CCR 10)

RELATING TO CESSPOOLS.

Introduced by: Lowen N, Tarnas D, Ohno T, DeCoite L, Luke S, Todd C, Cullen T, Wildberger T, Johanson A, Thielen C, Nakamura N, Belatti D, Kitagawa L, Mizuno J, Saiki S, Kobayashi B, Ichiyama L, Gates C

Amends Act 132, session laws of 2018, which establishes a cesspool conversion working group by extending the reporting date of reports to the legislature. Extends the working

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group to January 14, 2023 (sunset). Appropriations to the university of Hawaii for the university water resources research center in cooperation and consultation with the department of health to conduct a comprehensive statewide study of sewerage contamination in nearshore marine areas. Appropriation for the department of health to conduct research or gather technical assistance on other issues as identified by the working group in completing its comprehensive cesspool conversion plan. (\$\$) -- HB0551 CD1

Committee Reports: HSCR 127 (EEP) HSCR 1059 (FIN) SSCR 1389 (AEN/ HRE/)
SSCR 1920 (WAM) CCR 10

Current Status: Apr-30 19 Passed Legislature

Section Affected: ACT 132 2018, (1 SECTION)

HB0556 HD1 SD2 CD1 (CCR 47)

RELATING TO ENERGY EFFICIENCY.

Introduced by: Lowen N, Thielen C, Tarnas D, Perruso A, Ohno T, Brower T, Wildberger T, Ichiyama L, Takumi R, Todd C, Johanson A, Nakamura N, Yamane R, Saiki S, Quinlan S, Lee C, Kobayashi B, DeCoite L, Cachola R, Gates C

Establishes provisions relating to appliance efficiency standards. Authorizes the director of business, economic development and tourism to adopt rules to enforce minimum efficiency standards for certain types of new products sold or installed in the state. Establishes appliance efficiency standards if not preempted by federal law for computers and monitors; faucets; high CRI fluorescent lamps; showerheads; and spray sprinkler bodies. Establishes exemptions. Provides that on or after January 1, 2021, that no new computer or computer monitor, faucet, high CRI fluorescent lamp, showerhead, or spray sprinkler body to be sold or offered for sale, lease, or rent in the state unless the efficiency of the new product meets or exceeds the efficiency standards. -- Requires the public benefit fee administrator to educate and train appliance manufacturers, distributors, and retailers of appliances about the appliance efficiency standards. -- HB0556 CD1

Committee Reports: HSCR 396 (EEP/ EDB/) HSCR 876 (CPC) SSCR 1385 (EET)
SSCR 1863 (CPH) CCR 47

Current Status: Apr-30 19 Passed Legislature

Section Affected: 196- (8 SECTIONS) APPLIANCE EFFICIENCY STANDARDS,
269-123

HB0560 HD1 SD1 CD1 (CCR 120)

RELATING TO ENERGY TRAINING.

Introduced by: Lowen N, Wildberger T, Todd C, Ohno T, Thielen C, Cullen T, Johanson A, Mizuno J, Quinlan S, Lee C, Gates C

Establishes provisions relating to energy systems and technology training. Provides that energy systems and technology training courses shall be established as needed to educate relevant officers and employees of the counties on the various standards and requirements for renewable energy systems and related distributed electricity technologies, including energy storage. Requires that courses, including any materials necessary to implement the courses, be developed, designed, prepared, and conducted by the university of Hawaii community colleges, or by a public or private entity contracted by the university of Hawaii community colleges. Requires the university of Hawaii community colleges to administer the energy systems and technology training courses; provide notifications or advertisements of the courses to relevant county officers and employees, including employees at county public works departments, planning and permitting departments, fire departments, and others involved in the permitting, inspecting, licensing, and approval of construction projects; and provide the courses at no cost to the participants or for a fee, which may be refunded; provided that funds are available for that purpose. Allows the university of Hawaii community colleges to designate its staff to conduct the energy systems and technology training courses or contract with a public or private entity to conduct the courses. Report to the legislature. Appropriation out of the energy security special fund to be deposited in the community colleges special fund for energy systems and technology training. (\$\$) -- HB0560 CD1

Committee Reports: HSCR 6 (EEP) HSCR 433 (LHE) HSCR 1060 (FIN) SSCR 1335
(HRE) SSCR 2042 (WAM) CCR 120

Current Status: Apr-30 19 Passed Legislature

Section Affected: 196- (1 SECTION) ENERGY SYSTEMS AND TECHNOLOGY
TRAINING

HB0601 HD1 SD1 (SSCR 2043)

RELATING TO EXEMPTIONS FROM REGISTRATION FEES.

Introduced by: Hashem M, Takayama G, Kong S

Amends provisions relating to exemptions from registration fees for certain vehicles;

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disabled veterans. Repeals the requirements that the disabled veteran receive disability retirement pay from any branch of the uniformed armed forces. -- HB0601 SD1
Committee Reports: HSCR 54 (PVM) HSCR 529 (TRN) HSCR 1255 (FIN) SSCR 1374 (PSM) SSCR 2043 (WAM)
Current Status: Apr-30 19 Passed Legislature
Section Affected: 249-31.5

HB0622 HD2 SD1 CD1 (CCR 194)

RELATING TO PUBLIC CHARTER SCHOOLS.

Introduced by: Luke S

Amends provisions relating to conflict of interests. Provides that a member of the state public charter school commission shall not be eligible to serve on the commission if the member was affiliated with any public charter school within 1 years preceding appointment to the commission. -- Amends provisions relating to ongoing oversight and corrective actions. Provides that upon the request of its authorizer, each public charter school shall provide to the authorizer full access to its fiscal and accounting books, documents, and files. -- Amends provisions relating to annual audit or financial review by repealing financial review. Requires the authorizer to select 3 independent auditors, from which the charter school shall select 1 independent auditor to comply with this provision. -- HB0622 CD1

Committee Reports: HSCR 298 (LHE) HSCR 1249 (FIN) SSCR 1521 (EDU) SSCR 1913 (WAM) CCR 194

Current Status: Apr-30 19 Passed Legislature

Section Affected: 302D-8, 302D-17, 302D-28, 302D-32

HB0624 HD1 SD3 CD1 (CCR 203)

RELATING TO THE STRUCTURE OF GOVERNMENT.

Introduced by: Luke S, Cullen T, Nishimoto S, Todd C, Brower T, Yamashita K, Morikawa D, Belatti D, Lee C, Nakashima M, Hashimoto T

Establishes provisions relating to strategic development programs. Requires the development corporation to establish programs to stimulate private capital investment in Hawaii toward investments that promote the welfare of citizens in this State, economic growth, employment, and economic diversification. Authorizes the corporation to use public funds to provide incentives to private investment activity, by co investing public funds in private financial organizations to increase the impact of the public investment while utilizing the investment acumen of the private sector, and by using public funds to reduce the risks of private investments. Establishes the strategic development programs revolving fund. Provides that the fund shall not be considered part of the general fund and shall include all moneys appropriated by the legislature, received as repayments of loans, earned on investments, received pursuant to a venture agreement, received as royalties, received as premiums or fees charged by the corporation, or otherwise received by the corporation. Establishes the hydrogen investment capital special fund into which shall be deposited appropriations made by the legislature to the fund; all contributions from public or private partners; all interest earned on or accrued to moneys deposited in the special fund; and any other moneys made available to the special fund from other sources to provide seed capital for and venture capital investments in private sector and federal projects for research, development, testing, and implementation of the Hawaii renewable hydrogen program. Allows the corporation to contract with other, public or private, for the provision of all or a portion of the services necessary for the management and operation of the strategic development programs. Establishes provisions relating to actions of the development corporation; guidelines; business and industry evaluation and priorities for job opportunity and economic development; confidentiality of trade secrets or the like; disclosure of financial information; requests for assistance from the development corporation; procedure; private sector financial support; limitations on debt owed to the development corporation; and liability on liability. Requires the development corporation to submit an annual report to the legislature on the specific outcome achieved through the activities and expenditures of the HI growth initiative. Requires the books and records of the strategic development corporation to be subject to an annual audit by an independent auditor. -- Requires the development corporation to establish a program for seed capital assistance; program for venture capital assistance; and program for capital access. -- Repeals the Hawaii strategic development corporation and transfer all rights, powers, functions, and duties of the corporation to the Hawaii technology development corporation. -- Amends provisions relating to the technology special fund. Reduces the limit of the fund. Any unencumbered balances in the fund shall lapse on July 1, 2019 (sunset). -- Program appropriations for the department of business, economic development, and tourism. -- Appropriation for the development corporation for 1 permanent full time (1.00 FTE) technology park

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coordinator position and for a 1st responders technology park proof of concept. -- Requires the term of office for each existing member of the board of directors of the Hawaii technology development corporation in office as of the day before the effective date of this Act to terminate on May 31, 2020. Requires the speaker of the house of representatives and president of the senate to each submit lists of 4 nominees for each appointment subject to their respective nominating authority no later than January 31, 2020. Requires the governor to make all appointments of members of the board of directors of the Hawaii technology development corporation, including from each of the lists submitted, no later than March 31, 2020. (\$\$) -- HB0624 CD1

Committee Reports: HSCR 439 (LHE/ EDB/) HSCR 866 (FIN) SSCR 1401 (EET/ HRE/) SSCR 2051 (WAM) - filed FLOOR AMENDMENT 14 CCR 203

Current Status: May=02 19 Passed Legislature

Section Affected: 206M- (25 SECTIONS) STRATEGIC DEVELOPMENT PROGRAMS, 206M-1, 206M-2, 206M-3, 227D-2, 211F-1, 211F-2, 211F-3, 211F-4, 211F-5, 211F-5.7, 211F-6, 211F-7, 211F-8, 211F-9, 211F-10, 211F-11, 211F-12, 211F-13, 211F-14, 211F-15, 211F-15.5, 211F-16, 211F-17, 211F-18, 211F-21, 211F-22, 211F-23, 211F-31, 211F-32, 211F-33, 211F-41, 211F-42, 211F-43, 211F-44, 211F-45, 211F-46, 211F-51, 211F-52, 211F-53, 206M-15.5

HB0629 HD2 SD2 (SSCR 1937)

RELATING TO MEDICAL RELEASE.

Introduced by: Luke S, Cullen T, Takayama G, Nishimoto S, Lee C, Gates C, San Buenaventura J, Belatti D, Ohno T, Todd C, Brower T, Yamashita K, Morikawa D

Establishes provisions relating to medical release program. Requires the department of public safety to assess and refer inmates to the Hawaii paroling authority for possible medical release. -- Establishes provisions relating to the medical release program; authority to release; rules. Provides that an inmate may be considered for medical release if the inmate has a terminal illness with a predictably poor prognosis; has a seriously debilitating and irreversible mental or physical condition that impairs the inmate's functional ability to the extent that they would be more appropriately managed in a community setting; is too ill or cognitively impaired to participate in rehabilitation or to be aware of punishment; or has a disease or condition that requires a complexity of treatment or a level of care that the department is unable to provide on a long term basis. Provides that all requests initiated by an inmate or an inmate's representative shall be immediately referred to the director of public safety and the department of public safety shall submit a medical release report to the Hawaii paroling authority. Requires all requests for medical release to be in writing and to be made to the authority. Requires the authority to conduct a hearing on a requests and to set conditions on the medical release. Allows for revocation of medical release. -- HB0629 SD2

Committee Reports: HSCR 71 (PVM) HSCR 750 (JUD) HSCR 855 (FIN) SSCR 1412 (PSM) SSCR 1937 (JDC/ WAM/)

Current Status: Apr-30 19 Passed Legislature

Section Affected: 353- (1 SECTION), 353- (4 SECTIONS) MEDICAL RELEASE PROGRAM

HB0654 HD1 SD1 CD1 (CCR 192)

RELATING TO HEALTH.

Introduced by: Mizuno J, Nakamura N, Woodson J, Say C, Ward G, Tokioka J, Kobayashi B

Appropriation to the university of Hawaii for the cancer center to determine the etiologies of the high incidence of liver and bile duct cancer in Hawaii. Reports to the legislature. (\$\$) -- HB0654 CD1

Committee Reports: HSCR 441 (LHE/ HLT/) HSCR 1096 (FIN) SSCR 1460 (HRE/ CPH/) SSCR 1969 (WAM) CCR 192

Current Status: Apr-30 19 Passed Legislature

HB0655 HD1 SD1 (FLOOR AMENDMENT 11)

RELATING TO HEALTH.

Introduced by: Mizuno J, Nakamura N, Say C, Ward G, Cachola R, Perruso A, Brower T, Belatti D, Tokioka J, Kobayashi B

Establishes provisions relating to suicide prevention and awareness month. Designates the month of September to be known as suicide prevention and awareness month; provided that this day is not and shall not be construed to be a state holiday. -- HB0655 SD1

Committee Reports: HSCR 401 (HLT) HSCR 889 (JUD) SSCR 1784 (LCA) FLOOR

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AMENDMENT 11

Current Status: Apr-22 19 Received by the Governor
Section Affected: 8- (1 SECTION) SUICIDE PREVENTION AND AWARENESS MONTH

HB0658 HD1 SD1 (SSCR 1778)

RELATING TO HEALTH.

Introduced by: Mizuno J

Requires the department of health to establish and convene the advanced practice registered nurse medical leadership working group to research and make recommendations to permit advanced practice registered nurses to be eligible for medical leadership positions and identify any exceptions, federal regulations, or other circumstances under which eligibility for positions of medical director or medical director analogs may be inappropriate. Report to the legislature. -- HB0658 SD1

Committee Reports: HSCR 148 (HLT) HSCR 472 (JUD/ CPC/) HSCR 1065 (FIN) SSCR 1778 (CPH)

Current Status: Apr-30 19 Passed Legislature

HB0664 HD2 SD1 (SSCR 1780)

RELATING TO GENDER IDENTITY.

Introduced by: Mizuno J, Say C

Amends provisions relating to the sexual orientation change efforts law by changing it to conversion therapy prohibited for sexual orientation and gender identity. -- Prohibits a person who is licensed to provide professional counseling to engage in or attempt to engage in conversion therapy on a person under 18 years of age or to advertise the offering of conversion therapy to a person under 18. -- HB0664 SD1

Committee Reports: HSCR 776 (HLT) HSCR 1190 (JUD/ CPC/) SSCR 1780 (CPH/ JDC/)

Current Status: Apr-26 19 Received by the Governor

Section Affected: 453J-1

HB0665 HD2 SD1 CD1 (CCR 43)

RELATING TO THE ELECTRONIC PRESCRIPTION ACCOUNTABILITY SYSTEM.

Introduced by: Mizuno J, Tokioka J, Say C

Amends provisions relating to prescriptions. Exempts any prescription for a supply of 3 days or less that is made in an emergency situation, by an emergency medical provider, or in an emergency room; that will be administered directly to a patient under the supervision of a health care provider licensed to practice within the State; provided that a medically indicated query of the electronic prescription accountability system is made when the patient is initially admitted for inpatient care at a hospital; that is an initial prescription for a patient being treated for post operative pain; provided that the prescription is limited to a 3 day supply with no refills; for a patient with a terminal disease receiving hospice or other types of palliative care; provided that for purposes of this paragraph, terminal disease means an incurable and irreversible disease that will, within reasonable medical judgment, produce death within 6 months; or prescribed while the state electronic prescription accountability system is nonfunctional. -- HB0665 CD1

Committee Reports: HSCR 276 (HLT) HSCR 1191 (JUD/ CPC/) SSCR 1448 (CPH) SSCR 1857 (JDC) CCR 43

Current Status: Apr-30 19 Passed Legislature

Section Affected: 329-38.2

HB0673 HD2 SD2 CD1 (CCR 110)

RELATING TO MEDICAL CANNABIS.

Introduced by: Mizuno J

Establishes provisions relating to sale or transfer of dispensary license. Provides that in the event of death, legal incapacity, or permanent disability of an individual dispensary licensee, the relevant entity licensee shall notify the department of health within 30 days of the individual licensee's inability to continue in the individual's capacity as a licensee, and shall provide to the department within another 30 days, a plan for the sale or transfer of the individual license to another individual who shall meet all the requirements under the medical cannabis dispensary system law and shall have been a resident of the State for not less than 5 years preceding the date of transfer. Provides that in the event of a voluntary resignation by an individual licensee, termination of an individual licensee's employment with an entity licensee with or without cause, or any other permanent separation of the relationship between an individual licensee and an entity licensee, the relevant entity licensee shall submit a plan to the department of health for approval at least 30 days prior to any sale or transfer of the individual license to another individual who shall meet all the requirements under the medical cannabis dispensary system law and shall have been a resident of the State for not less than 5 years preceding the date

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of transfer. -- Amends provisions relating to dispensary operations. Repeals provision that requires a retail dispensing locations to be closed on official state and federal holidays. Repeals provisions that provides that if no certified laboratory is located in the county or on the island where the dispensary is located. -- Amends provisions relating to medical cannabis zoning. Repeals provision that no medical cannabis production center or dispensary shall be permitted within 750 feet of the real property comprising a public housing project or complex. -- HB0673 CD1

Committee Reports: HSCR 231 (HLT) HSCR 752 (JUD) HSCR 916 (FIN) SSCR 1461 (CPH) SSCR 1958 (JDC/ WAM/) CCR 110

Current Status: Apr-30 19 Passed Legislature

Section Affected: 329D- (1 SECTION), 329D-6, 329D-22

HB0699 HD1 SD2 CD1 (CCR 37)

RELATING TO THE HAWAII PUBLIC HOUSING AUTHORITY.

Introduced by: Mizuno J, Brower T

Amends provisions relating to termination and eviction under public housing; evictions. Allows the Hawaii public housing authority to evict from any premises any tenant, licensee, or other occupants for conviction of a felony committed during the term of the tenancy for an act that occurs on the authority's premises or affects the authority's property, including its administrative offices, its employees, or its employees' property or vehicles; or is related to the authority's funds. -- HB0699 CD1

Committee Reports: HSCR 246 (HSG) HSCR 891 (JUD) SSCR 1471 (HOU) SSCR 1951 (JDC) CCR 37

Current Status: Apr-30 19 Passed Legislature

Section Affected: 356D-92

HB0702 HD1 SD2 (SSCR 1872)

RELATING TO SATELLITE NAVIGATION TECHNOLOGY.

Introduced by: Lee C, Kitagawa L, McDermott B, Yamane R, Wildberger T, Kong S, Mizuno J, Gates C, Yamashita K

Establishes provisions relating to sale of location data recorded or collected by satellite navigation technology equipped devices. Prohibits a person to sell or offer for sale location data that is recorded or collected by a satellite navigation technology equipped device without the explicit consent of the individual who is the primary user of the satellite navigation technology equipped device. -- HB0702 SD2

Committee Reports: HSCR 310 (CPC) HSCR 895 (JUD) SSCR 1306 (CPH) SSCR 1872 (JDC)

Current Status: May-02 19 Passed Legislature

Section Affected: 481B- (1 SECTION) SALE OF LOCATION DATA RECORDED OR COLLECTED BY SATELLITE NAVIGATION TECHNOLOGY-EQUIPPED DEVICES

HB0703 HD1 SD2 CD1 (CCR 77)

RELATING TO INTOXICATING LIQUOR.

Introduced by: Lee C, Har S, Mizuno J

Amends provisions relating to operating a vehicle under the influence of an intoxicant. Changes the period for prior conviction to 10 years. Increases the fines. Increases period of drivers license revocation. Repeals provision for 3rd offense. -- Amends provisions relating to habitually operating a vehicle under the influence of an intoxicant. Changes conviction to 2 or more times. Increases the fines. -- Amends provisions relating to operating a vehicle after license and privilege have been suspended or revoked for operating a vehicle under the influence of an intoxicant; penalties. Prohibits a person whose license and privilege to operate a vehicle have been revoked, suspended, or otherwise restricted to operate or assume actual physical control of any vehicle with an ignition interlock permit unless the person has the ignition interlock permit in the person's immediate possession. -- Require the president of the senate and the speaker of the house of representatives to convene a task force to examine and propose legislation that would allow the courts, under certain circumstances, to prohibit a person convicted of operating a vehicle under the influence of an intoxicant or habitually operating a vehicle under the influence of an intoxicant from purchasing or publicly consuming alcohol for a probation period. Report to the legislature. -- HB0703 CD1

Committee Reports: HSCR 756 (JUD) HSCR 967 (FIN) SSCR 1433 (TRS/ PSM/) SSCR 1963 (JDC/ WAM/) CCR 77

Current Status: Apr-30 19 Passed Legislature

Section Affected: 291E-61, 291E-61.5, 291E-62

HB0710 HD1 SD1 CD1 (CCR 181)

RELATING TO EMPLOYMENT PRACTICES.

Introduced by: Lee C, Johanson A, Nakashima M, Luke S, Saiki S, Morikawa D,

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Wildberger T, Eli S, Quinlan S, Takumi R, Brower T, Thielen C, Mizuno J, McKelvey A, Perruso A, Yamashita K, Kitagawa L

Amends provisions relating to employment practices law. Defines reproductive health decision to mean the use or attempted use of any legal drug, device, or medical service intended to prevent or terminate a pregnancy, or the use or attempted use of any assisted reproductive technology. Provides that it shall be an unlawful discriminatory practice for an employer to discriminate against any individual employed because of reproductive health decisions. -- HB0710 CD1

Committee Reports: HSCR 109 (LAB) HSCR 543 (JUD) HSCR 988 (FIN) SSCR 1502 (LCA/ JDC/) SSCR 1972 (WAM) CCR 181

Current Status: Apr-30 19 Passed Legislature

Section Affected: 378-1, 378-2

HB0711 HD1 SD1 (SSCR 1786)

RELATING TO CRIMINAL DEFENSE.

Introduced by: Lee C, Nakamura N, Johanson A, Kitagawa L, McKelvey A, Mizuno J
Amends provisions relating to manslaughter. Requires that the reasonableness of the explanation is to be determined from the viewpoint of a reasonable person in the circumstances as the defendant believed them to be; provided that an explanation that is not otherwise reasonable shall not be determined to be reasonable because of the defendant's discovery, defendant's knowledge, or the disclosure of the other person's actual or perceived gender, gender identity, gender expression, or sexual orientation, including under circumstances in which the other person made an unwanted nonforcible romantic or sexual advance toward the defendant, or in which the defendant and the other person dated or had a romantic relationship. Requires the court to instruct the jury to disregard biases or prejudices regarding the other person's actual or perceived gender, gender identity, gender expression, or sexual orientation in reaching a verdict.

-- HB0711 SD1

Committee Reports: HSCR 955 (JUD) SSCR 1786 (JDC)

Current Status: Apr-26 19 Received by the Governor

Section Affected: 707-702

HB0720 HD1 (HSCR 521)

RELATING TO FIREARMS.

Introduced by: Lee C

Establishes provisions relating to reporting of lost, stolen, or destroyed firearms. Requires every person to report the loss, theft, or destruction of a firearm that the person owns or possesses to the county police department of the county within which the person resides and where the loss, theft, or destruction occurred, within 24 hours upon the discovery or such loss, theft, or destruction. Requires the report of a lost, stolen, or destroyed firearm to include the caliber, make, model, manufacturer, and serial number of the firearm and any other distinguishing number or identification mark on the firearm and any additional relevant information required by the county police department taking the report. Requires the appropriate county police department to enter into the National Crime Information Center database the reported information. Establishes penalties if a person intentionally or knowingly fails to report the loss, theft, or destruction of a firearm. Allows the chief of police to seize all firearms and ammunition if a person fails to voluntarily surrender all firearm registrations and ammunition and firearms. Prohibit any person to knowingly make a false report to a county police department that a firearm has been lost, stolen, or destroyed. Establishes exemptions. -- HB0720 HD1

Committee Reports: HSCR 521 (PVM) HSCR 888 (JUD) SSCR 1383 (PSM) SSCR 1856 (JDC)

Current Status: Apr-05 19 Received by the Governor

Apr-24 19 Approved by Governor (Act 23 2019)

Section Affected: 134- (1 SECTION) REPORTING LOST, STOLEN, OR DESTROYED FIREARMS

HB0748 HD2 SD2 (SSCR 1987)

RELATING TO PROPERTY FORFEITURE.

Introduced by: San Buenaventura C, Mizuno J, Morikawa D, Brower T, Lee C, Todd C
Amends provisions relating to property subject to forfeiture; exemption. Prohibits a property to be forfeited to the extent of an interest of an owner by reason of the commission of any covered offense unless the covered offense is chargeable as a felony offense under state law; and the owner has been convicted of the covered offense by a verdict or plea, including a no contest plea or a deferred acceptance of guilty plea or no contest plea; or any act or omission established by that owner to have been committed or omitted without the knowledge and consent of that owner. Prohibits this law to apply to the forfeiture of an animal prior to disposition of criminal charges. -- Amends provisions

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relating to disposition of property forfeited. Requires that all forfeited property and the sale proceeds thereof, up to a maximum of 3 million dollars per year, not previously transferred pursuant of this law after payment of expenses of administration and sale, including reimbursement for any costs incurred by the department of the attorney general related to the seizure or storage of seized property, shall be deposited to the credit of the state general fund. -- HB0748 SD2

Committee Reports: HSCR 753 (JUD) HSCR 1229 (FIN) SSCR 1285 (JDC) SSCR 1987 (WAM)

Current Status: Apr-26 19 Received by the Governor

Section Affected: 712A-5, 712A-16

HB0756 HD1 SD1 CD1 (CCR 57)

RELATING TO TRANSPORTATION.

Introduced by: Aquino H, Cullen T, McDermott B, Hashimoto T, Matayoshi S, Yamane R, Hashem M, Brower T, Woodson J

Establishes provisions relating to traffic control devices; uniform standards and specifications. Requires the department of transportation, after consultation with the counties, to adopt rules prescribing uniform standards and specifications for all official traffic control devices installed pursuant to this law, including stop signs, yield signs, speed limit signs, railroad warning approach signs, street name signs, crossing signs, any lines or markings on a roadway, and any other sign or marking required or authorized by the Federal Highway Administration's Manual on Uniform Traffic Control Devices, as amended. -- Establishes provisions relating to speed limits; factors to consider. Requires the department of transportation or a county to consider specified factors when setting a maximum speed limit. -- HB0756 CD1

Committee Reports: HSCR 292 (TRN) HSCR 1008 (JUD) SSCR 1320 (TRS) SSCR 1942 (JDC) CCR 57

Current Status: Apr-30 19 Passed Legislature

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

HB0757 HD1 SD1 CD1 (CCR 83)

RELATING TO TRANSPORTATION.

Introduced by: Aquino H, Hashem M, Cullen T, Woodson J, McDermott B, Hashimoto T, Matayoshi S, Brower T

Establishes provisions relating to vision 0. Requires the department of transportation and the county transportation departments to adopt a vision 0 policy that seeks to prevent and ultimately eliminate all traffic fatalities through a combination of engineering, enforcement, education, and emergency response strategies that focus on equity. Requires the state highway safety council, in collaboration with each of the county traffic or highway safety councils, to develop an action plan to reduce traffic fatalities to 0. Reports to the legislature. -- HB0757 CD1

Committee Reports: HSCR 50 (TRN) HSCR 548 (JUD) HSCR 832 (FIN) SSCR 1434 (TRS/ PSM/) SSCR 1974 (WAM) CCR 83

Current Status: Apr-30 19 Passed Legislature

Section Affected: 286- (1 SECTION) VISION ZERO

HB0764

RELATING TO MOTOR VEHICLE INSURANCE.

Introduced by: Takumi R, Ichiyama L

Amends provisions relating to insurer's requirements. Exempts a complete sales and claims service office for the county of Kalawao. -- HB0764

Committee Reports: HSCR 288 (TRN) HSCR 879 (CPC) SSCR 1768 (CPH)

Current Status: Apr-04 19 Received by the Governor

Apr-23 19 Approved by Governor (Act 19 2019)

Section Affected: 431:10C-119

HB0807 HD1 SD1 (SSCR 1737)

RELATING TO OFFENSES AGAINST PUBLIC ADMINISTRATION.

Introduced by: Nishimoto S, Luke S, Ohno T

Amends provisions relating to unsworn falsification to authorities. Provides that a person commits the offense of unsworn falsification to authorities if, with an intent to mislead a public servant in the performance of the public servant's duty, the person knowingly makes a false statement in written, printed, electronic, or oral form, to a state investigator or a county inspector during an investigation into compliance with any state law, rule, or regulation or any county ordinance, rule, or regulation. -- HB0807 SD1

Committee Reports: HSCR 956 (JUD) SSCR 1737 (JDC)

Current Status: Apr-26 19 Received by the Governor

Section Affected: 710-1063

HOUSE BILLS THAT PASSED THE LEGISLATURE

- HB0808 HD1 SD2 CD1 (CCR 126) RELATING TO SHARK AND RAY PROTECTION.
Introduced by: Nishimoto S, Yamane R, Belatti D, Lee C, Johanson A, Lowen N
Amends provisions relating to manta rays, prohibitions, penalties and fines by changing it to rays; hihimanu; hahalua; hailepo; lupe; prohibitions, penalties, and fines. Prohibits a person to knowingly capture, take, possess, abuse, or entangle a ray, whether alive or dead, or kill any ray within state marine waters. Makes it a misdemeanor. Establishes fines. Provides that nothing in this law shall be construed to restrict the exercise of traditional and customary rights of Native Hawaiian traditional and customary practices.
-- HB0808 CD1
Committee Reports: HSCR 779 (WLH) HSCR 1180 (JUD) SSCR 1275 (WTL) SSCR 1964 (JDC/ WAM/) CCR 126
Current Status: Apr-30 19 Passed Legislature
Section Affected: 188-39.5
- HB0809 SD1 CD1 (CCR 130) RELATING TO THE FUNDING OF GRANTS PURSUANT TO CHAPTER 42F, HAWAII REVISED STATUTES.
Introduced by: Nishimoto S, Luke S
Grant funding Act of 2019. Program appropriations and capital improvement projects for economic development, employment, transportation facilities, environmental protection, health, social services, formal education, culture and recreation, public safety, individual rights, and government wide support. (\$\$) -- HB0809 CD1
Committee Reports: HSCR 803 (FIN) SSCR 1898 (WAM) CCR 130
Current Status: Apr-30 19 Passed Legislature
- HB0812 HD2 SD1 CD1 (CCR 85) RELATING TO LOW-SPEED ELECTRIC BICYCLES.
Introduced by: Nakamura N, Aquino H, Hashimoto T, Brower T, Hashem M
Establishes provisions relating to low speed electric bicycles; operator age. Prohibits a person under the age of 15 to operate a low speed electric bicycle as defined under title 15 US Code section 2085. -- Amends provisions relating to county vehicular taxes. Redefines bicycle to include a low speed electric bicycle as defined under title 15 US Code section 2085. -- Amends provisions relating to highway safety. Redefines bicycle to include a low speed electric bicycle as defined under 15 US Code section 2085. -- Amends provisions relating to bicycle fee. Requires low speed electric bicycles to be registered and subject to a permanent registration fee of 30 dollars to be paid by the owners to the director of finance. -- Amends provisions relating to the statewide traffic code. Redefines bicycle to include a low speed electric bicycle as defined under 15 US Code section 2085. -- HB0812 CD1
Committee Reports: HSCR 418 (TRN) HSCR 1179 (JUD) SSCR 1321 (TRS) SSCR 1731 (WAM) CCR 85
Current Status: Apr-30 19 Passed Legislature
Section Affected: 291C- (1 SECTION), 249-1, 249-14, 286-2, 291C-1
- HB0820 HD1 SD1 CD1 (CCR 146) RELATING TO HOUSING.
Introduced by: Brower T, Luke S, Hashem M, Takumi R
Requires the Hawaii housing finance and development corporation to study and formulate a plan to implement a housing program that shall be known as the affordable, locally owned homes for all or " ALOHA homes program ". Defines the program to mean a program that provides low cost, high density leasehold homes for sale to Hawaii residents on state owned lands within a 1/2 mile radius of a public transit station. Report to the legislature. Appropriation. (\$\$) -- HB0820 CD1
Committee Reports: HSCR 264 (HSG) HSCR 1031 (FIN) SSCR 1523 (HOU) SSCR 2053 (WAM) CCR 146
Current Status: Apr-30 19 Passed Legislature
- HB0843 HD1 SD1 CD2 (HOUSE FLOOR AMENDMENT 10 OR SENATE FLOOR AMENDMENT 26) RELATING TO HAWAII COMMUNITY COLLEGE.
Introduced by: Nakashima M, Lowen N, Woodson J, Todd C, Tarnas D, Ohno T, DeCoite L
Appropriation to the university of Hawaii for 1 non tenure track, full time, temporary position for the applied technical education program at Hawaii community college. (\$\$) -- HB0843 CD2
Committee Reports: HSCR 435 (LHE) HSCR 915 (FIN) SSCR 1336 (HRE) SSCR 2045 (WAM) CCR 193 - filed HOUSE FLOOR AMENDMENT 10 SENATE FLOOR AMENDMENT 26
Current Status: May=02 19 Passed Legislature

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- HB0845 HD1 SD2 CD1 (CCR 178) RELATING TO EMPLOYEE TRAINING.
Introduced by: Nakashima M, Nishimoto S, Cullen T, Johanson A, Eli S, Belatti D, Saiki S, Luke S, Lee C
Establishes provisions relating to new employees; orientation on benefits and rights. Requires each newly hired employee to be provided a general orientation on the employee's benefits and rights within 20 calendar days of being hired. Allows the exclusive representative who represents the employee, if any, to attend the employee's general orientation and present information on the employee's benefits and rights. -- HB0845 CD1
Committee Reports: HSCR 685 (LAB) HSCR 990 (FIN) SSCR 1347 (LCA) SSCR 1921 (WAM) CCR 178
Current Status: Apr-30 19 Passed Legislature
Section Affected: 78- (1 SECTION) NEW EMPLOYEES
- HB0852 HD1 SD1 CD1 (CCR 118) RELATING TO THE HAWAII STATE ENERGY OFFICE.
Introduced by: Lowen N, Luke S
Establishes the Hawaii state energy office within the department of business, economic development, and tourism, to promote energy efficiency, renewal energy, and clean transportation to help achieve a resilient clean energy economy. Annual report to the legislature. -- Requires the office to be led by the chief energy officer, who shall be appointed by the governor, subject to confirmation by the senate; provided that the term of the chief energy officer is to be coterminous with the term of the governor. Requires the chief energy officer to have experience, knowledge, and expertise in policy, programs, or services related activities and development; and experience in a supervisory or administrative capacity. Requires the chief energy officer to hire staff and provides that the chief energy officer and employees of the office shall be exempt from civil service law. -- Amends provisions relating to energy security special fund; uses. Replaces the department of business, economic development, and tourism with the Hawaii state energy office. Allows subject to legislative appropriation moneys from the fund may be expended by the office to promote and advance dependable and affordable energy, renewable energy, energy efficiency, and resiliency for public facilities; to fund, to the extent possible, climate change mitigation and adaptation commission and the greenhouse gas sequestration task force; to support achieving the 0 emissions clean economy target; fund the building energy efficiency revolving loan fund; fund projects and incentives to promote the adoption of clean transportation technologies, develop clean vehicle charging infrastructure, and upgrade infrastructure to support the development of clean vehicle charging infrastructure; and to fund, to the extent possible, the duties of the state building code council, as they relate to the development of energy conservation codes. -- Repeals provisions relating to energy resources coordinator and renewable energy facilitator; establishment; duties. -- Appropriation. -- Program appropriations for the department of business, economic development, and tourism. -- Amends provisions relating to environmental response, energy, and food security tax; uses. Reduces the amount of the fuel tax that goes to energy security special fund. -- Appropriation to the Hawaii state energy office to conduct a study of carbon pricing and whether and how a carbon pricing policy shall be implemented in Hawaii. (\$\$) -- HB0852 CD1
Committee Reports: HSCR 635 (EEP) HSCR 1044 (FIN) SSCR 1899 (EET/ WAM/ CCR 118
Current Status: Apr-30 19 Passed Legislature
Section Affected: 196- (2 SECTIONS) HAWAII STATE ENERGY OFFICE, 125C-22, 125C-23, 125C-31, 141-9, 196-5, 196-6.5, 196-11, 196-30, 196-63, 206M-23, 286-172, 304A-1892, 304A-1894.1, 196-2, 201-12.8, 304A-1891, 196-3, 196-4, 201-12.5, 243-3.5
- HB0867 HD2 SD2 CD1 (CCR 184) RELATING TO THE DEPARTMENT OF HUMAN RESOURCES DEVELOPMENT.
Introduced by: Johanson A
Amends provisions relating to department of human resources development. Establishes within the department an administrative assistant position exempt from the civil service law. Requires the administrative assistant to be appointed by and report to the director of human resources development. Requires the administrative assistant to facilitate and expedite the hiring and recruitment for civil service positions under the jurisdiction of the department; have the authority to reclassify and abolish vacant positions within state departments and agencies that are under jurisdiction of the department. Provides that prior to reclassifying or abolishing any vacant position, the administrative assistant shall submit an annual report to the legislature that includes a list of vacant positions for reclassification or abolishment, identify the agency each position is attached to, provide

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reasons for reclassifying or abolishing the position, and state the duration the position has been vacant. Allows the administrative assistant to reclassify or abolish any vacant position no earlier than 60 days after the report has been submitted to the legislature. Appropriation to establish expenditures of HRD102 workforce attraction, selection, classification, and effectiveness 1 permanent full time equivalent to (1.0 FTE) position to support the learning management system upgrade; 1 permanent full time equivalent (1.0 FTE) administrative assistant position; and 2 permanent full time equivalent (2.0 FTE) senior recruiter positions. (\$\$) -- HB0867 CD1

Committee Reports: HSCR 244 (LAB) HSCR 682 (LAB) HSCR 991 (FIN) SSCR 1348 (LCA) SSCR 2001 (WAM) CCR 184

Current Status: Apr-30 19 Passed Legislature

Section Affected: 26-5

HB0888 HD1 SD2 CD2 (HOUSE FLOOR AMENDMENT 8 OR SENATE FLOOR AMENDMENT 24)

MAKING APPROPRIATIONS TO THE MAUI HEALTH SYSTEM.

Introduced by: Yamashita K, McKelvey A, Wildberger T, Woodson J, Hashimoto T, DeCoite L

Appropriation to the Hawaii health systems corporation to support the operations of the Maui Health System, a Kaiser Foundation Hospitals LLC. (\$\$) -- HB0888 CD2

Committee Reports: HSCR 666 (HLT) HSCR 816 (FIN) SSCR 1308 (CPH) SSCR 1922 (WAM) CCR 109 - filed HOUSE FLOOR AMENDMENT 8 SENATE FLOOR AMENDMENT 24

Current Status: May=02 19 Passed Legislature

HB0898 SD1 (SSCR 1772)

RELATING TO THE BOARD OF HEALTH.

Introduced by: Belatti D, Mizuno J

Amends provisions relating to training; applicability under the office of Hawaiian affairs law. Repeals the board of health. -- Amends provisions relating to the department of health. Repeals the board of health. -- Amends provisions relating to contract for exchange of Hawaii personnel under the department of health law. Repeals the board of health. -- HB0898 SD1

Committee Reports: HSCR 660 (HLT) HSCR 1067 (FIN) SSCR 1772 (CPH)

Current Status: Apr-30 19 Passed Legislature

Section Affected: 10-41, 26-13, 321-5

HB0901 HD1 SD2 (SSCR 2000)

RELATING TO GOVERNMENT PUBLICATIONS.

Introduced by: Belatti D, Nakashima M, Cullen T

Amends provisions relating to deposit of publications. Reduces the number of copies that shall be deposited with the state publications distribution center upon release of a publication from 7 to 2. -- HB0901 SD2

Committee Reports: HSCR 382 (LAB) HSCR 992 (FIN) SSCR 1367 (GVO) SSCR 2000 (WAM)

Current Status: May-02 19 Passed Legislature

Section Affected: 93-3

HB0903 HD1 SD1 CD1 (CCR 125)

RELATING TO THE JUDICIARY.

Introduced by: Gates C, Holt D, Todd C, Tarnas D, Takayama G, Mizuno J, McKelvey A, Onishi R, Hashem M, Kobayashi B, Lowen N, Cachola R, Takumi R, San Buenaventura J, Nakashima M, Brower T

Establishes financial hardship task force within the judiciary to examine the financial disparity imposed on low income individuals in the court system; analyze other mechanisms regarding the nonpayment of fines rather than suspending driver's licenses; coordinate with applicable agencies; and analyze any other programs deemed necessary. Report to the legislature. Task force cease to exist on June 30, 2020 (sunset). -- HB0903 CD1

Committee Reports: HSCR 614 (JUD) HSCR 970 (FIN) SSCR 1278 (JDC) SSCR 1995 (WAM) CCR 125

Current Status: Apr-30 19 Passed Legislature

HB0913 HD1 SD2 CD1 (CCR 44)

RELATING TO THE HAWAII LABOR RELATIONS BOARD.

Introduced by: Eli S, Johanson A

Amends provisions relating to prevention of unfair labor practices. Provides that all documents filed with the Hawaii labor relations board under this provision shall be delivered to the board as an original paper document; or an electronic filed by electronic service through a company designated by the board. Provides that a document filed by electronic means shall be deemed an original document. -- HB0913 CD1

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Committee Reports: HSCR 105 (LAB) HSCR 1114 (FIN) SSCR 1349 (LCA) SSCR 1873 (JDC) CCR 44
Current Status: Apr-30 19 Passed Legislature
Section Affected: 377-9

HB0914 HD1 SD2 CD1 (CCR 179)

RELATING TO THE HAWAII LABOR RELATIONS BOARD.

Introduced by: Eli S, Johanson A

Amends provisions relating to judicial review. Requires the party seeking the review of a decision and order of the appeals board to bear the cost of preparing a transcript, unless as provided by law, in which case the appeals board shall bear the cost of preparing the transcript. -- HB0914 CD1

Committee Reports: HSCR 106 (LAB) HSCR 1115 (FIN) SSCR 1504 (LCA) SSCR 1923 (WAM) CCR 179

Current Status: Apr-30 19 Passed Legislature

Section Affected: 396-11.5, 396-12

HB0941 HD1 SD1 CD1 (CCR 54)

RELATING TO EMPLOYEE'S DESIGNATION OF BENEFICIARY FORM.

Introduced by: Saiki S (BR)

Amends provisions relating to leaves of absence under the public service law. Allows designation as the beneficiary or beneficiaries by the employee during the employee's lifetime in a verified written or electronic statement filed with the department in which the employee was employed. -- HB0941 CD1

Committee Reports: HSCR 936 (LAB) SSCR 1505 (LCA) SSCR 1858 (JDC) CCR 54

Current Status: Apr-30 19 Passed Legislature

Section Affected: 78-23

HB0942 HD2 SD2 CD1 (CCR 201)

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

Introduced by: Saiki S (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 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. -- Appropriation out of K-20 for the department of the attorney general for fiscal year 2018 - 2019 of Act 49, session laws of 2017, as amended by Act 53, session laws of 2018, shall be expended for the purposes of this Act. -- Appropriation out of G-7, G-2, and G-4 for the department of education for fiscal year 2018 - 2019 of Act 49, session laws of 2017, as amended by Act 53, session laws of 2018, shall be expended for the purposes of this Act. -- Appropriation out of E-25 for the department of health for fiscal year 2018 - 2019 of Act 49, session laws of 2017, as amended by Act 53, session laws of 2018, shall be expended for the purposes of this Act. -- Appropriation out of F-1 and F-29 for the department of human services for fiscal year 2018 - 2019 of Act 49, session laws of 2017, as amended by Act 53, session laws of 2018, shall be expended for the purposes of this Act. -- Appropriation out of D-9 for the department of land and natural resources for fiscal year 2018 - 2019 of Act 49, session laws of 2017, as amended by Act 53, session laws of 2018, shall be expended for the purposes of this Act. -- Appropriation out of I-5, I-6, I-1, I-19, and I-4 for the department of public safety for fiscal year 2018 - 2019 of Act 49, session laws of 2017, as amended by Act 53, session laws of 2018, shall be expended for the purposes of this Act; provided that the departments shall obtain the approval of the attorney general before payment of any claim can be made. (\$\$) -- HB0942 CD1

Committee Reports: HSCR 336 (JUD) HSCR 1247 (FIN) SSCR 1362 (JDC) SSCR 2056 (WAM) CCR 201

Current Status: Apr-30 19 Passed Legislature

HB0944 HD1 SD2 (SSCR 1908)

RELATING TO NONPROFIT CORPORATIONS.

Introduced by: Saiki S (BR)

Amends provisions relating to the nonprofit corporation act. Prohibits a public benefit corporation to purchase any of its membership or any right arising therefrom. Adds that any person who does not have authority to vote as a member of the board is not a director. Provides that unless the articles or bylaws provide some other time or method of election, or provide that some of the directors are appointed by some other person or

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designated. Adds that written consent shall include a consent that is executed by an electronic or digital signature; provided that the corporation employs reasonable measures to authenticate such electronic or digital signatures and such reasonable measures may include security measures used by board meeting portal systems that are commercially available. Increases the time that the corporation shall give written notice to the attorney general to 20 business days. Specifies a corporation other than a public benefit corporation may purchase its memberships. -- HB0944 SD2

Committee Reports: HSCR 140 (CPC) HSCR 894 (JUD) SSCR 1310 (CPH) SSCR 1908 (JDC)

Current Status: Apr-26 19 Received by the Governor

Section Affected: 414D- (1 SECTION), 414D-14, 414D-134, 414D-144, 414D-155, 414D-222, 414D-232

HB0945 HD1 SD1 (SSCR 1312)

RELATING TO CHARITABLE ORGANIZATIONS.

Introduced by: Saiki S (BR)

Amends provisions relating to solicitation of funds from the public. Changes gross revenue to total revenue. -- HB0945 SD1

Committee Reports: HSCR 138 (CPC) HSCR 893 (JUD) SSCR 1312 (CPH) SSCR 1954 (JDC)

Current Status: Apr-24 19 Received by the Governor

Section Affected: 467B-2.5, 467B-5.5, 467B-6.5, 467B-8

HB0981 HD1 SD1 CD1 (CCR 180)

RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM.

Introduced by: Saiki S (BR)

Amends provisions relating to payment of refunds and retirement benefits. Provides that all overpayments of refunds and retirement benefits, including but not limited to the over issuance of death benefits, beneficiary benefits, payments to alternate payees, and adjustment payments shall constitute a debt due and owing to the system by the recipient of such overpayments. Requires the recovery of benefits, recovery of all overpayments to be made in accordance with applicable state law and federal regulations. Allows the board of trustees or the executive director of the system to use adopt procedures for waiving the recovery of overpayments in cases of bona fide hardship or where the costs of recovery would exceed the amount expected to be recovered. -- HB0981 CD1

Committee Reports: HSCR 323 (LAB) HSCR 995 (FIN) SSCR 1356 (LCA) SSCR 1916 (WAM) CCR 180

Current Status: Apr-30 19 Passed Legislature

Section Affected: 88-6, 88-106

HB0988 HD1 SD2 CD1 (CCR 21)

RELATING TO TRANSITIONAL AUTHORITY IN THE MORTGAGE INDUSTRY.

Introduced by: Saiki S (BR)

Establishes provisions relating to transitional authority under the secure and fair enforcement for mortgage licensing act law. Provides temporary authority to originate loans for loan originators moving from a depository institution to a non depository institution under specified conditions. -- HB0988 CD1

Committee Reports: HSCR 261 (CPC) HSCR 1253 (FIN) SSCR 1311 (CPH) SSCR 1946 (JDC) CCR 21

Current Status: Apr-30 19 Passed Legislature

Section Affected: 454F- (4 SECTIONS) TRANSITIONAL AUTHORITY

HB0989 HD1 SD2 CD1 (CCR 45)

RELATING TO MORTGAGE SERVICERS.

Introduced by: Saiki S (BR)

Establish provisions relating to enforcement authorities under the mortgage servicers law. Allows the commissioner of financial institutions to issue order or directives if the commissioner has reason to believe that a person has violated licensing requirements.

-- Amends provisions relating to license; fees; renewals; notices; voluntary surrender of license; bonds. Requires any document required to be filed or submitted to be filed or submitted through NMLS; provided that NMLS is able to accept the document. -- Amends provisions relating to license sanction; suspension, revocation, denial condition and refusal to renew, reinstate, or restore by changing it to license sanctions; cease and desist and other orders. -- Empowers the commissioner to issue orders to cease and desist, and enter into consent orders. -- HB0989 CD1

Committee Reports: HSCR 482 (CPC/ JUD/) HSCR 1254 (FIN) SSCR 1313 (CPH) SSCR 1952 (JDC) CCR 45

Current Status: Apr-30 19 Passed Legislature

Section Affected: 454M- (1 SECTION), 454M-4, 454M-7, 454M-8, 454M-10

HOUSE BILLS THAT PASSED THE LEGISLATURE

- HB0990 HD1 SD1 CD1 (CCR 19) RELATING TO DEPARTMENT OF DEFENSE FACILITIES.
Introduced by: Saiki S (BR)
Amends provisions relating to regulations governing armories, etc. under the militia; national guard law. Allows the adjutant general to make regulations to establish procedures governing the care and custody of department of defense facilities that are either set aside to the department of defense or on license from the federal government. Further allows the adjutant general to permit the use or temporarily rent department of defense facilities to specified entities or for specified purposes, provided that the use or temporary rental does not interfere with any military use. Changes moneys to net proceeds. -- HB0990 CD1
Committee Reports: HSCR 344 (PVM) HSCR 1256 (FIN) SSCR 1378 (PSM) SSCR 2023 (WAM) CCR 19
Current Status: Apr-30 19 Passed Legislature
Section Affected: 121-19
- HB0991 HD1 SD2 CD1 (CCR 46) RELATING TO STATE MILITARY FORCES.
Introduced by: Saiki S (BR)
Amends provisions relating to the civil relief for state military forces law. Adds persons on full time National Guard duty. Requires that a stay of any action, proceeding, attachment, or execution, ordered by any court under this chapter, is to be for the period of military service and 90 days thereafter or any part of that period. -- Amends provisions relating to mortgages, trust deeds, and other securities. Requires that no sale, foreclosure, or seizure of property for nonpayment of any sum due under any such obligation, or for any other breach of the terms thereof, whether under a power of sale, under a judgment entered upon warrant of attorney to confess judgment contained therein, is to be valid if made during the period of military service or within 1 year thereafter. -- Amends provisions relating to termination of leases by lessees by adding residential or motor vehicle. Provides that this law applies to any lease of premises occupied for a dwelling, or for professional, business, agricultural, or similar purposes in any case in which the lease was executed by or on the behalf of a person who, after the execution of the lease, entered military service; and the leased premises have been occupied for 1 or more of those purposes by the person or by the person and the person's dependents; and a lease of a motor vehicle used, or intended to be used, by a person or the person's dependents for personal or business transportation who, after the execution of the lease, entered military service. Requires that termination of a motor vehicle lease is effective only upon return of the motor vehicle by the lessee to the lessor, or to the lessor's agent, not later than 15 days after the date of the delivery of written notice. -- HB0991 CD1
Committee Reports: HSCR 346 (PVM) HSCR 886 (JUD) SSCR 1450 (PSM/ JDC/) SSCR 2024 (WAM) CCR 46
Current Status: Apr-30 19 Passed Legislature
Section Affected: 657D-1, 657D-5, 657D-15, 657D-23, 657D-25, 657D-34, 657D-41, 657D-42
- HB0993 HD2 SD1 CD1 (CCR 88) RELATING TO EMERGENCY MANAGEMENT.
Introduced by: Saiki S (BR)
Amends provisions relating to Hawaii emergency management agency. Changes director of the Hawaii emergency management agency to administrator. Requires the agency to perform emergency management functions within the territorial limits of the state and shall prepare a state comprehensive emergency management plan, which shall be integrated into and coordinated with the emergency management plans of the federal government; assign lead and support responsibilities to state agencies and personnel for emergency support functions and other support activities; adopt standards and requirements for county emergency management plans; make recommendations to the legislature, building code organizations, and counties for zoning, building, and other land use controls; and other preparedness, prevention, and mitigation measures designed to eliminate emergencies or reduce their impact; anticipate trends and promote innovations that will enhance the emergency management system; institute statewide public awareness programs; coordinate federal, state, and local emergency management activities and take all other steps, including the partial or full mobilization of emergency management forces and organizations in advance of an actual emergency, to ensure the availability of adequately trained and equipped forces of emergency management personnel before, during, and after emergencies and disasters; implement training programs to improve the ability of state and local emergency management personnel to prepare and implement emergency management plans and programs; adopt standards

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and requirements for state agency emergency operating procedures; and coordinate in advance, when possible, executive orders, proclamations, and rules for issuance by the governor as are necessary or appropriate for coping with emergencies and disasters. -- Amends provisions relating to county emergency management agency. Requires each county, under the mayor's director, to coordinate, develop, and implement a comprehensive management plan and submit annual reports to the administrator on the status and updates of the plan. -- Amends provisions relating to emergency reserve corps by adding management. Requires emergency management reserve corps members to attend a minimum of 40 hours of paid activities per year. -- Amends provisions relating to major disaster fund. Prohibits the governor to expend in excess of 10 million dollars for immediate relief as a result of any single emergency or disaster. Allows the administrator to use up to 250,000 dollars per year to support emergency management reserve corps. Report to the legislature no later than 60 days after any allotment by the governor or the expenditure of any fund moneys. Requires up to 2 million 500,000 dollars to be rolled over to the next fiscal year to support future emergencies and disasters. -- HB0993 CD1

Committee Reports: HSCR 199 (PVM) HSCR 769 (JUD) HSCR 1257 (FIN) SSCR 1382 (PSM) SSCR 1999 (WAM) CCR 88

Current Status: Apr-30 19 Passed Legislature

Section Affected: 127A-3, 127A-5, 127A-6, 127A-16

HB0999 HD1 SD1 CD1 (CCR 40)

RELATING TO EXEMPTIONS FROM CIVIL SERVICE.

Introduced by: Saiki S (BR)

Establishes provisions relating to the governor's coordinator on homelessness. Requires the governor to appoint the governor's coordinator on homelessness for the proper administration and enforcement of department of human services law without regard to civil service law. -- Amends provisions relating to civil service and exemptions. Exempts in the Med QUEST division of the department of human services, the division administrator, finance officer, health care services branch administrator, medical director, and clinical standards administrator; and in the director's office of the department of human services, the enterprise officer, information security and privacy compliance officer, security and privacy compliance engineer, and security and privacy compliance analyst. Provides that unless affirmatively extended by an act of the legislature for a period of 3 calendar years commencing on the effective date of this Act to exempt from civil service requirements in the Med QUEST division of the department of human services research / health analytics manager, and in the director's office of the department of human services the community / project development director, policy director, and the special assistant to the director. -- HB0999 CD1

Committee Reports: HSCR 673 (HSH) HSCR 911 (FIN) SSCR 1469 (GVO/ LCA/) SSCR 1998 (WAM) CCR 40

Current Status: Apr-30 19 Passed Legislature

Section Affected: 346- (1 SECTION), 76-16

HB1007 SD1 (SSCR 1357)

RELATING TO ADDING THE ROTH OPTION FOR THE DEFERRED COMPENSATION PLAN.

Introduced by: Saiki S (BR)

Amends provisions relating to deferred amounts as compensation. Provides that at the participating employee's option, all or part of such deferred compensation may be included or excluded in the computation of federal income taxes withheld on behalf of such participating employee, allowing for both a traditional contribution and a Roth contribution under section 457(b) of the Internal Revenue Code, as amended. -- HB1007 SD1

Committee Reports: HSCR 804 (FIN) SSCR 1357 (LCA) SSCR 1997 (WAM)

Current Status: May-02 19 Passed Legislature

Section Affected: 88E-12

HB1009 HD1 SD1 (SSCR 1424)

RELATING TO MOVIE THEATERS.

Introduced by: Saiki S (BR)

Amends provisions relating to motion picture theater accommodation. Increases the open movie captioning to 2 showings per week. Repeals personal closed captioning. -- Amends Act 39, session laws of 2015, as amended by Act 211, session laws of 2017, by extending the sunset date. -- HB1009 SD1

Committee Reports: HSCR 159 (LAB) HSCR 496 (JUD) HSCR 1116 (FIN) SSCR 1424 (CPH) SSCR 1900 (JDC)

Current Status: May-02 19 Passed Legislature

HOUSE BILLS THAT PASSED THE LEGISLATURE

Section Affected: 489-9, ACT 39 2015, ACT 211 2017

HB1013 HD2 SD2 (SSCR 1953)

RELATING TO INVOLUNTARY HOSPITALIZATION.

Introduced by: Saiki S (BR)

Establishes within the department of health the involuntary hospitalization task force to develop criteria for the director of health to designate facilities to transport, examine, and treat patients transported and examined under provisions relating to emergency examination and hospitalization for law enforcement officer; review existing laws, law enforcement protocols, and procedures to identify inconsistencies, ensure MH-1 (MH 1) patients are appropriately transported, identify areas that may need clarification to ensure standardized transportation of MH-1 patients in jurisdictions statewide, and recommend clarifying language that will support consistent implementation in jurisdictions statewide; develop recommendations for an efficient and appropriate distribution of transported patients for emergency examination across health care facilities in a given county that focuses on patient health and community safety; provide an assessment of current law enforcement and health care facility needs and capacities for evaluation and treatment of MH-1 patients, including the availability of beds and services necessary for treating patients experiencing a mental health crisis, preventing crisis situations, and avoiding unnecessary transport of patients; develop recommendations for building a coordinated system of care with capacity for crisis services, community services, and outpatient and inpatient services to address the needs of persons with mental illness and substance use disorders who are in crisis, including discussions on alternative sites of treatment; and develop recommendations for reimbursement to support these efforts. Report to the legislature. Requires the task force to assure that it leverages the coordinated policy framework utilized by the Hawaii opioid initiative to link and coordinate the efforts of any task force of similar focus that the legislature requires of the department of health; and the department's behavioral health services administration continues to expand the use of the coordinated policy framework in its statutorily required implementation of statewide mental health systems of care. Task force to be dissolved on June 30, 2020 (sunset). -- HB1013 SD2

Committee Reports: HSCR 187 (HSH) HSCR 620 (JUD) HSCR 1088 (FIN) SSCR 1417 (CPH) SSCR 1953 (JDC)

Current Status: Apr-26 19 Received by the Governor

HB1028 HD1 SD1 CD1 (CCR 4)

RELATING TO THE ENDANGERED SPECIES TRUST FUND.

Introduced by: Saiki S (BR)

Amends provisions relating to endangered species trust fund. Requires the fund to include moneys from fees and assessments charged for the use of public land and waters. -- HB1028 CD1

Committee Reports: HSCR 568 (EEP/ WLH/) HSCR 1132 (FIN) SSCR 1257 (AEN/ WTL/) SSCR 1996 (WAM) CCR 4

Current Status: Apr-30 19 Passed Legislature

Section Affected: 195D-31

HB1032 HD2 SD2 CD1 (CCR 75)

RELATING TO STATE BOATING FACILITIES.

Introduced by: Saiki S (BR)

Establishes a state boating facility lease pilot program within the department of land and natural resources. The program would be implemented and managed by the division of boating and ocean recreation to allow the board of land and natural resources to lease Manele small boat harbor in its entirety, and fast lands and submerged lands within it, by public auction, request for proposals, or direct negotiation for private development, management, and operation; provided that the board 1st finds that the lessee has met certain community involvement requirements. Reports to the legislature and the report is to include a recommendation on whether the pilot program should be continued, modified, or terminated. Program is to cease to exist on June 30, 2024 (sunset). -- HB1032 CD1

Committee Reports: HSCR 599 (WLH/ EEP/) HSCR 1225 (FIN) SSCR 1493 (WTL) SSCR 2026 (WAM) CCR 75

Current Status: Apr-30 19 Passed Legislature

HB1033 HD2 SD2 CD1 (CCR 86)

RELATING TO MANDATORY VESSEL INSURANCE COVERAGE.

Introduced by: Saiki S (BR)

Establishes provisions relating to vessel insurance. Applies provision to all owners of vessels originally manufactured at a length of 26 feet or more that are required to be registered or being operated in state ocean waters with a valid documentation number

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from the US Coast Guard; and owners of vessels originally manufactured at a length of less than 26 feet only if the owner was or is the registered owner of a grounded vessel located anywhere in the state or state ocean waters. Requires marine insurance coverage with a limit of not less than 100,000 dollars per occurrence, in a form and content to ensure that removal and salvage of a grounded vessel are covered. Further requires a transient vessel not moored in a state small boat harbor, offshore mooring areas, or other facility under the jurisdiction of the department of land and natural resources, to be exempt from the marine insurance coverage requirement; provided that the board finds that there is good cause and that there are extraordinary circumstances necessitating the exemption. -- HB1033 CD1

Committee Reports: HSCR 117 (WLH) HSCR 479 (CPC) HSCR 1145 (FIN) SSCR 1494 (WTL) SSCR 2033 (WAM) CCR 86

Current Status: Apr-30 19 Passed Legislature

Section Affected: 200- (1 SECTION) VESSEL INSURANCE

HB1053 HD1 (HSCR 946)

RELATING TO STATE IDENTIFICATION CARDS.

Introduced by: Saiki S (BR)

Amends provisions relating to a contents and characteristics; form under the highway safety law. Provides that the words "STATE OF" is to be deleted from in front of the Hawaii identification card. -- HB1053 HD1

Committee Reports: HSCR 946 (JUD) SSCR 1323 (TRS) SSCR 1901 (JDC)

Current Status: Apr-09 19 Received by the Governor

Apr-25 19 Approved by Governor (Act 24 2019)

Section Affected: 286-305

HB1068 HD1 SD2 CD1 (CCR 127)

RELATING TO HEEIA STATE PARK.

Introduced by: Kitagawa L, Matayoshi S

Requires the Hawaii community development authority and any entity designated by the authority to manage the Heeiea state park to invite and consult with entities or individuals in the development process of the community based long range plan for the Heeiea National Estuarine Research Reserve System. -- Appropriation to the department of land and natural resources for Heeiea state park community based long range plan for the Heeiea National Estuarine Research Reserve System. (\$\$) -- HB1068 CD1

Committee Reports: HSCR 784 (WLH) HSCR 864 (FIN) SSCR 1220 (WTL) SSCR 2034 (WAM) CCR 127

Current Status: Apr-30 19 Passed Legislature

HB1070 HD1 SD1 CD1 (CCR 195)

RELATING TO EDUCATION.

Introduced by: Kitagawa L, Eli S, Kobayashi D, Wildberger T, Tarnas D, Quinlan S, Creagan R, Ohno T, DeCoite L, Woodson J, Matayoshi S, Hashimoto T, Perruso A
Establishes provisions relating to maintenance of geographically disadvantageous land; expenditure of school funds; prohibited. Prohibits a public school to be required by the department of education to expend any school funds to maintain any geographically disadvantageous land on or adjacent to its property. -- Appropriation for 6 permanent full time (6.0 FTE) positions and funding for the Hawaii teacher standards board including 1 permanent full time equivalent (1.0 FTE) secretary IV position; 2 permanent full time equivalent (2.0 FTE) office assistant III positions; 2 permanent full time equivalent (2.0 FTE) teacher licensing specialist II positions; 1 permanent full time equivalent (1.0 FTE) Hawaii teacher standard board executive officer position; substitute teachers; and for other operation costs. -- Appropriation for teacher stipends for the grow our own teachers initiative. (\$\$) -- HB1070 CD1

Committee Reports: HSCR 444 (LHE) HSCR 869 (FIN) SSCR 1456 (EDU) SSCR 2057 (WAM) CCR 195

Current Status: Apr-30 19 Passed Legislature

Section Affected: 302A- (1 SECTION) MAINTENANCE OF GEOGRAPHICALLY DISADVANTAGEOUS LAND

HB1133 HD2 SD2 CD1 (CCR 147)

RELATING TO MARINE LIFE CONSERVATION DISTRICTS.

Introduced by: McKelvey A, DeCoite L, Todd C, Hashimoto T, Wildberger T

Amends provisions relating to anchoring, boating, and mooring in marine life conservation districts; rules. Prohibits more than a total of 40 marine life conservation district commercial use permits. Further prohibits the department of land and natural resources to issue any new permits in a respective marine life conservation district after 40 permits have been issued for that marine life conservation district. Provides that access by commercial use permittees at any 1 time is to be limited to not more than 50

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per cent, rounded to the lesser of the nearest whole number, of the current number of permit holders. Requires the department to immediately initiate rulemaking for management changes to address concerns regarding overcrowding and fish disruption at Molokini shoal marine life conservation district. Report to the legislature. -- HB1133 CD1

Committee Reports: HSCR 190 (WLH) HSCR 771 (JUD) HSCR 1148 (FIN) SSCR 1221 (WTL) SSCR 1909 (CPH/ WAM/) CCR 147

Current Status: Apr-30 19 Passed Legislature

Section Affected: 190-4.5

HB1157 HD1 SD2 CD1 (CCR 74)

RELATING TO POST-SECONDARY EDUCATION STUDENT IMMUNIZATIONS.

Introduced by: Ohno T, Takayama G, Brower T, Todd C, Mizuno J, Hashem M, Wildberger T, San Buenaventura J, Woodson J, Nishimoto S, Ward G, Morikawa D, Quinlan S, Lowen N, Matsumoto L

Provides that students in post secondary education programs who are registered to attend classes exclusively online or through distance learning shall be exempt from the requirements of title 11, chapter 157, Hawaii Administrative Rules, relating to examination and immunization; provided that if the student needs to go on campus for any reason related to their online or distance learning class, the student shall be subject to the immunization requirements of title 11, chapter 157, Hawaii Administrative Rules, prior to entering the campus. -- HB1157 CD1

Committee Reports: HSCR 407 (HLT/ LHE/) HSCR 1068 (FIN) SSCR 1333 (HRE) SSCR 1864 (CPH) CCR 74

Current Status: Apr-30 19 Passed Legislature

HB1163 HD1 SD2 CD1 (CCR 90)

RELATING TO SAVINGS PROMOTION CONTESTS.

Introduced by: Nakamura N, Belatti D, Hashimoto T, Tarnas D, Perruso A, Eli S, Quinlan S, Gates C

Establishes provisions relating to savings promotion or prize linked savings contest. Allows any financial institution that is a depository institution to conduct a savings promotion or prize linked savings contest if the depository institution meets specified conditions. -- Establishes provisions relating to savings promotion or prize linked savings contest not gambling. Provides that a savings promotion or prize linked savings contest conducted by a financial institution is not gambling and does not constitute a lottery unless the chance to win a prize requires consideration. Provides that consideration shall not include the deposit of a specified minimum amount of money into a savings promotion or prize linked savings account that results in an entry in a savings promotion or prize linked savings contest; the interest earned, if any, on the consumer's savings promotion or prize linked savings account; or any fee or amount to administer or maintain the savings promotion or prize linked savings account. -- HB1163 CD1

Committee Reports: HSCR 508 (IAC) HSCR 1082 (FIN) SSCR 1449 (CPH) SSCR 1940 (JDC) CCR 90

Current Status: Apr-30 19 Passed Legislature

Section Affected: 412:4- (1 SECTION), 712- (1 SECTION), 412:4-100

HB1165 HD2 SD2 (SSCR 1944)

RELATING TO GENDER IDENTIFICATION.

Introduced by: Nakamura N, Takumi R, Kitagawa L, Quinlan S, Hashimoto T, Woodson J, Tarnas D, Perruso A, Eli S

Amends provisions relating to general provision governing the issuance of licenses. Requires an applicant for a driver's license to be issued a single license of a design approved by the director of transportation upon which is made a notation of the person's full legal name, date of birth, gender designation, residence address, and license number. -- Amends provisions relating to application for license, provisional license, instruction permit, limited purpose driver's license, limited purpose provisional driver's license, or limited purpose instruction permit; fees. Prohibits the examiner of drivers to require documentation for an applicant's selection of gender designation or an applicant's request for an amendment to a gender designation other than the applicant's self certification of their chosen gender designation; provided that the examiner of drivers shall not be prohibited from requiring documentation that may incidentally show an applicant's birth sex designation if such documentation is necessary to establish that the applicant is legally entitled to a license. -- Amends provisions for an application for identification card. Prohibits an applicant to be required to provide documentation to prove the applicant's gender designation other than the applicant's self certification of their chosen gender designation; provided further that documentation that may incidentally show an applicant's birth sex category if such documentation is necessary

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to establish that the applicant is legally entitled to a license. -- HB1165 SD2
Committee Reports: HSCR 533 (TRN) HSCR 1177 (JUD) SSCR 1324 (TRS) SSCR
1944 (JDC)
Current Status: Apr-30 19 Passed Legislature
Section Affected: 286-109, 286-111, 286-303

HB1176 HD1 SD1 (SSCR 1938)

RELATING TO ELECTRIC GUNS.
Introduced by: Takayama G, Takumi R
Amends provisions relating to restriction on possession, sale, gift, or delivery of electric guns. Exempts law enforcement officers appointed by the director of transportation. Requires that electric guns at all times are to remain in the custody and control of law enforcement officers appointed by the director of transportation. Requires the department of transportation to maintain records regarding every electric gun in their custody and control. Annually report to the legislature. Requires the department to ensure that each of its conservation and resources enforcement officers and law enforcement officers who are authorized to use an electric gun and related equipment to 1st receive training from the manufacture or from a manufacturer approved training program, as well as by manufacturer certified or approved instructors in the use of electric guns prior to deployment of the electric guns and related equipment in public. Requires that no later than June 30, 2024, the law enforcement officers appointed by the director shall meet the law enforcement accreditation or recognition standards of the Commission on Accreditation for Law Enforcement Agencies, Inc., in the use of electric guns. -- HB1176 SD1
Committee Reports: HSCR 70 (PVM/ TRN/) HSCR 744 (JUD) HSCR 1126 (FIN)
SSCR 1437 (TRS) SSCR 1938 (JDC/ WAM/)
Current Status: Apr-30 19 Passed Legislature
Section Affected: 134-16, 266-24

HB1180 HD1 (HSCR 245)

RELATING TO NATURAL DISASTERS.
Introduced by: San Buenaventura C, Nakashima M, Lowen N, Tarnas D, Creagan R, Todd C
Appropriation to the county of Hawaii (SUB301) as a subsidy to provide relief, recovery, mitigation, and remediation assistance for disaster damage, losses, and suffering caused by the Kilauea eruption in the county of Hawaii. -- Appropriation to the department of budget and finance as a loan to the county of Hawaii as may be necessary to obtain non state funds, including federal funds, available to the county to provide relief, recovery, mitigation, and remediation assistance for disaster damage, losses, and suffering caused by the Kilauea eruption in the county of Hawaii. Allows the loan terms to be negotiated by the director of finance provided that the director may waive any interest accrued on said loan. Requires the Hawaii county council to adopt a resolution requesting the release of such sums. Report to the department of budget and finance. (\$\$) -- HB1180 HD1
Committee Reports: HSCR 245 (PVM/ WLH/ HSG/ HSH/) HSCR 904 (FIN) SSCR
1379 (PSM) SSCR 1651 (WAM)
Current Status: Mar-29 19 Received by the Governor
Apr-16 19 Approved by Governor (Act 9 2019)

HB1248 HD1 SD2 CD1 (CCR 154)

RELATING TO ELECTIONS.
Introduced by: Saiki S
Establishes the elections by mail. Requires all elections be conducted by mail. -- Amends Act 182, session laws of 2019, by amending the sunset date to June 30, 2019. Appropriation to the office of elections for preparing for, implementing, and administering elections by mail, including voter education and public awareness programs. Appropriation to the department of budget and finance to be available to the counties in the form of grants to cover the startup and transition costs for the voting by mail implementation and that the amount available to each county shall be in proportion to its respective percentage of registered voters. Reports to the legislature. (\$\$) -- HB1248 CD1
Committee Reports: HSCR 755 (JUD) HSCR 971 (FIN) SSCR 1377 (JDC) SSCR
2015 (WAM) CCR 154
Current Status: Apr-30 19 Passed Legislature
Section Affected: 11- (10 SECTIONS) ELECTIONS BY MAIL, 11-1, 11-4, 11-15.2,
11-17, 11-21, 11-22, 11-25, 11-76, 11-77, 11-92.1, 11-92.3,
11-111, 11-119, 11-131, 11-132, 11-137, 11-139, 11-152, 11-153,
11-154, 11-157, 11-173.5, 15-1, 15-2.5, 15-4, 15-6.5, 15-9, 15-10,

HOUSE BILLS THAT PASSED THE LEGISLATURE

15-14, 15D-3, 16-25, 16-43, 16-46, 19-6, 11-71, 11-72, 11-73, 11-74, 11-75, 11-91.5, 11-92.2, 11-93, 11-94, 11-95, 11-120, 11-133, 11-134, 11-135, 11-136, 15-7, 11-184, 15-8, ACT 182 2018

HB1259 SD1 CD1 (CCR 155)

RELATING TO CAPITAL IMPROVEMENT PROJECTS.

Introduced by: Saiki S, Yamashita K

General improvements Act for 2019. Appropriations for capital improvement funds over the 2019 - 2021 fiscal biennium. Authorizes the issuance of general obligation bonds. (\$\$) -- HB1259 CD1

Committee Reports: HSCR 809 (FIN) SSCR 1215 (WAM) CCR 155

Current Status: Apr-30 19 Passed Legislature

Section Affected: ACT 49 2017, ACT 53 2018, ACT 119 2015, ACT 124 2016

HB1261 HD1 SD1 (SSCR 1287)

RELATED TO JUDICIAL PROCEEDINGS.

Introduced by: Saiki S, Lee C, Yamane R, Belatti D, Todd C

Amends Act 48, session laws of 2016, as amended by Act 12, session laws of 2017, as amended by Act 99, session laws of 2017, which 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 by repealing the sunset date. -- HB1261 SD1

Committee Reports: HSCR 941 (JUD) SSCR 1287 (JDC) SSCR 2006 (WAM)

Current Status: Apr-24 19 Received by the Governor

Section Affected: ACT 48 2016, ACT 12 2017, ACT 99 2017, 91-14, 174C-12, 183C-8, 206E-5.6, 269-15.5, 602-5

HB1268 SD1 (SSCR 1280)

RELATING TO STATUTORY REVISION: AMENDING OR REPEALING 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: Saiki S

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. -- HB1268 SD1

Committee Reports: HSCR 929 (JUD) SSCR 1280 (JDC)

Current Status: Apr-30 19 Passed Legislature

Section Affected: 171-36, 171-41.6, 183D-4.5, 206N-3, 225M-2, 235-2.4, 241-2, 264-101, 279D-1, 286-28, 291E-61, 302A-805, 329D-1, 352D-4, 431:4-101, 431:4-119, 431:4-213, 431:5-201, 431:7-203, 431:10D-118, 431:10H-205, 431:14-116.6, 431:15-106, 431:20-102, 432:1-601, 432:2-103, 480E-10, 501-23, 502-95, 505-4, 506-10, 507-43, 507-61, 514B-143, 514E-5, 515-4, 526-6, 560:3-906, 571-52.6, 572-22, 577-28, 578-8, ACT 105 2014, ACT 152 2015, ACT 65 2017, ACT 32 2018, 149A-13.5

HB1270 HD1 SD2 CD1 (CCR 15)

RELATING TO THE HOSPITAL SUSTAINABILITY PROGRAM.

Introduced by: Mizuno J, Belatti D, Cachola R, Kobayashi D, Matayoshi S, Ohno T, Lee C, Hashimoto T, DeCoite L, Morikawa D, Kobayashi B, Creagan R, Thielen C, Woodson J, Tarnas D, Takayama G, Takumi R, Cabanilla Arakawa R, Gates C, Brower T, Quinlan S, Wildberger T, Say C

Amends provisions relating to definitions under hospital sustainability program. Defines medicaid cost report to mean the annual cost report that a hospital submits to the State's medicaid agency. Redefines private hospital to mean all currently operating hospitals, except for hospitals that are operated or affiliated with the Hawaii health systems corporation; or charitable hospitals funded primarily through donations or other non insurance sources of funding, and whose net patient revenue is less than 40 per cent of operating expenses, per the medicaid cost report. Repeals the definition of section 1115 waiver. -- Amends provisions relating to hospital sustainability fee. Increases fees charged to the hospital shall not in the aggregate exceed from 3 1/2 per cent to 4 per cent of the hospital's net patient service revenue; net inpatient hospital service revenue; or net outpatient hospital service revenue. Adds federal hospitals. -- Amends provisions relating to private hospital payments through enhanced rates to medicaid managed care health plans. Amends Act 217, session laws of 2012; Act 141, session laws of 2013; Act 123, session laws of 2014; Act 70, session laws of 2015, Act 60, session laws of 2016;

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and Act 59, session laws of 2017 by extending the sunset date. Appropriations out of the hospital sustainability program special fund. (\$\$) -- HB1270 CD1

Committee Reports: HSCR 576 (HSH/ HLT/) HSCR 912 (FIN) SSCR 1250 (HMS/ CPH/) SSCR 2014 (WAM) CCR 15

Current Status: Apr-30 19 Passed Legislature

Section Affected: 346G-3, 346G-5, 346G-10, 346G-12, ACT 217 2012, ACT 141 2013, ACT 123 2014, ACT 70 2015, ACT 60 2016, ACT 59 2017, 36-30, 36-27

HB1272 HD1 SD1 (SSCR 1779)

RELATING TO PRESCRIPTION DRUGS.

Introduced by: Mizuno J, Brower T, Tokioka J, Har S, Ward G, Tarnas D, Ohno T, Morikawa D, Quinlan S, Cachola R, Nakashima M, Belatti D, Wildberger T, Matayoshi S, Takayama G, Say C, Lowen N, Cabanilla Arakawa R, Takumi R, Gates C, Lee C, Hashimoto T

Establishes provisions relating to return for disposal of unused, remaining, or expired drugs; pharmacy options. Prohibits a pharmacy to accept the return of any prescription drug unless the pharmacy is collecting the prescription drug for disposal only and the pharmacy is registered with the US Drug Enforcement Administration as an authorized collector pursuant to title 21 code of Federal Regulations section 1317.40. Prohibits prescription drug returned to the pharmacy for disposal to be redispensed or returned for cash or credit. Provides that any pharmacy accepting prescription drugs for disposal shall use secured collection receptacles in compliance with title 21 Code of Federal Regulations section 1317.75 or mail back programs. Requires that any pharmacy accepting prescription drugs for disposal under this section, the pharmacist in charge shall ensure that only Drug Enforcement Administration approved reverse distributors acquire prescription drugs collected through collection receptacles and mail back programs. -- HB1272 SD1

Committee Reports: HSCR 425 (HLT) HSCR 887 (JUD) SSCR 1779 (CPH)

Current Status: Apr-26 19 Received by the Governor

Section Affected: 461- (1 SECTION) RETURN FOR DISPOSAL OF UNUSED, REMAINING, OR EXPIRED DRUGS

HB1273 HD1 SD1 CD1 (CCR 92)

RELATING TO HEALTH.

Introduced by: Mizuno J, Cachola R, Creagan R, Thielen C, Woodson J, Tarnas D, Takayama G, Takumi R, Cabanilla Arakawa R, Gates C, Brower T, Quinlan S, Say C, Kobayashi D, Ohno T, Lee C, Hashimoto T, DeCoite L

Establishes provisions relating to intellectual and developmental disabilities medicaid waiver administrative claiming special fund. Establishes the special fund to be used by the department of health for payment for fiscal management services of the Hawaii home and community based services for people with intellectual and developmental disabilities waiver pursuant to section 1915(c) of the Social Security Act; training of staff, waiver providers, waiver participants, family members of waiver participants, legal representatives of waiver participants and community stakeholders; quality management activities for operating the Hawaii home and community based services for people with intellectual and developmental disabilities waiver pursuant to section 1915(c) of the Social Security Act; ongoing operations and maintenance of the information technology system; conducting rate methodology studies to define rates for the Hawaii home and community based services for people with intellectual and developmental disabilities waiver pursuant to section 1915(c) of the Social Security Act; and assessment services for determining participant's level of support needs. Annual report to the legislature. Requires the department of health to work with the department of human services and other stakeholders to develop and distribute information about accessing medicaid services for individuals with intellectual or developmental disabilities, or both. Provides that education and training materials may also address an array of possible medicaid services for individuals with intellectual disabilities, autism spectrum disorders, cerebral palsy, epilepsy, and other developmental disabilities, some of which are caused by fetal alcohol spectrum disorders. Report to the legislature. Appropriation to the department of health for the purposes of this Act. (\$\$) -- HB1273 CD1

Committee Reports: HSCR 658 (HLT/ HSH/) HSCR 917 (FIN) SSCR 1420 (CPH) SSCR 1928 (WAM) CCR 92

Current Status: Apr-30 19 Passed Legislature

Section Affected: 333F- (1 SECTION) INTELLECTUAL AND DEVELOPMENTAL DISABILITIES MEDICAID WAIVER ADMINISTRATIVE CLAIMING SPECIAL FUND

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HB1276 HD1 SD2 CD1 (CCR 196)

RELATING TO EDUCATION.

Introduced by: Woodson J, Wildberger T, Tarnas D, Yamashita K, Ohno T, Har S, Lee C, Quinlan S, Tokioka J, Kitagawa L, Matayoshi S, Cullen T

Establishes a working group within the department of education to consider and develop best practices for collaborative planning and expanded learning time in public schools. Requires the working group to consider individual teacher preparation time to allow teachers to adequately prepare for instruction the following day; collaborative teacher preparation time to allow opportunities for like grade teachers to facilitate conversation amongst each other regarding effective pedagogy in the classrooms to create high quality lesson plans; at the start of each school day or prior to the conclusion of each school day, opportunities for teachers to work with students who are struggling with any lesson taught earlier that day or the preceding day; the structure of public school classroom operations as it relates to the placement of classroom desks in clusters or pods to facilitate peer led group learning and elementary school teachers and teacher assistants working in pairs based on complementary strengths or backgrounds (e.g., elementary school teacher and teacher assistant with educational background in math or science paired with elementary school teacher or teacher assistant with educational background in reading or the arts); the rotation of principals among the public elementary, middle or intermediate, and high schools in a designated complex area; provided that the working group also considers rotations based upon where the highest need or demand for administrative support is so that principals are actively available to all teachers and students; the rotation time for principals and vice principals in each public school classroom to observe educational practices; provided that the intent of the observations is to offer a tool to increase professional growth and further develop effective teaching, not to monitor teacher performance; effective methods to implement project based learning into the curriculum; and any other issue the working group deems necessary. Report to the legislature and the superintendent of education. -- HB1276 CD1

Committee Reports: HSCR 648 (LHE) HSCR 870 (FIN) SSCR 1487 (EDU) SSCR 2036 (WAM) CCR 196

Current Status: Apr-30 19 Passed Legislature

HB1305 HD2 SD1 (SSCR 1866)

RELATING TO MUTUAL ASSISTANCE AGREEMENT.

Introduced by: Saiki S

Amends provisions relating to policy and procedure under the emergency management law. Allows out of state utilities to provide services in the state pursuant to a mutual assistance agreement with a state utility to repair, renovate, or install electrical or natural gas facilities that have been damaged, impaired, or destroyed due to or in connection with such disasters or emergencies. -- Amends provisions relating to additional powers in an emergency period. Allows the governor to suspend the provisions of any regulatory law prescribing the procedures for out of state utilities to conduct business in the state including any licensing laws applicable to out of state utilities or their respective employees, as well as any order, rule, or regulation of any state agency, if strict compliance with the provisions of any such statute, order, rule, or regulation would in any way prevent, hinder, or delay necessary action of a state utility in coping with the emergency or disaster with assistance that may be provided under the mutual assistance agreement. -- HB1305 SD1

Committee Reports: HSCR 268 (EEP) HSCR 1195 (CPC) SSCR 1380 (PSM) SSCR 1866 (CPH)

Current Status: Apr-24 19 Received by the Governor

Section Affected: 127A-1, 127A-2, 127A-13, 127A-14

HB1307 SD2 CD1 (CCR 136)

RELATING TO AN OFFICE OF ADMINISTRATIVE HEARINGS.

Introduced by: Saiki S, Lee C, Cullen T

Requires the legislative reference bureau to compile a report of the contested case hearings process conducted or delegated by the various state departments and agencies. Requires all state departments and agencies that conduct or delegate contested case hearings to provide data in an electronic format approved by the bureau for 2018 regarding all contested case hearings to the bureau by August 1, 2019, including case type, based on subject matter; caseload statistics, including the number of administrative hearings conducted; the average duration of cases, from filing to disposition; the number of hearings officers; and the number of contested cases appealed to the court; and costs, broken down by case type. Further requires all state departments and agencies to provide the bureau with information on any areas of conflicts of interest or other barriers to 3rd party administrative hearings and to specify whether the 2018 data is representative of a typical year with regard to contested case

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hearings for that department or agency. Allows the bureau to request additional non confidential information from each department and agency, as needed. Requires the bureau to research whether other jurisdictions have centralized administrative hearings offices and to summarize how each of these systems are run. Report to the legislature.
-- HB1307 CD1

Committee Reports: HSCR 552 (JUD) HSCR 833 (FIN) SSCR 1258 (GVO) SSCR 1960 (JDC/ WAM/) CCR 136
Current Status: Apr-30 19 Passed Legislature

HB1312 HD1 SD1 CD1 (CCR 145)

RELATING TO HOUSING.

Introduced by: Saiki S

Authorizes the issuance of general obligation bonds for appropriation to the Hawaii housing finance and development corporation for fiscal year 2019 - 2020 to be deposited into the rental housing revolving fund; for fiscal year 2020 - 2021 to be deposited into the rental housing revolving fund. Appropriation out of the fund. (\$\$) -- HB1312 CD1

Committee Reports: HSCR 527 (HSG) HSCR 849 (FIN) SSCR 1472 (HOU) SSCR 2007 (WAM) CCR 145
Current Status: Apr-30 19 Passed Legislature

HB1319 HD2 SD2 CD1 (CCR 96)

RELATING TO SPECIAL PURPOSE REVENUE BONDS FOR ELECTRIC PUBLIC UTILITIES.

Introduced by: Saiki S

Authorizes the issuance of special purpose revenue bonds, with the approval of the governor, to assist Hawaiian Electric Company, Inc., and including its subsidiaries Maui Electric Company, Limited, and Hawaii Electric Light Company, Inc., Hawaii corporations, for multi project capital improvement programs, including costs to cover the acquisition of land or the construction or acquisition of facilities used or related to the production, transmission, or distribution of electricity, or any combination thereof; provided that the approval of the public utilities commission shall be required for any project financed. Authorizes the issuance of refunding special purpose revenue bonds to refund the special purpose revenue bonds. (\$\$) -- HB1319 CD1

Committee Reports: HSCR 271 (EEP) HSCR 1224 (FIN) SSCR 1397 (CPH) SSCR 1767 (WAM) CCR 96
Current Status: Apr-30 19 Passed Legislature

HB1375 HD2 SD2 CD1 (CCR 73)

RELATING TO THE STATE OF HAWAII MUSEUM OF NATURAL AND CULTURAL HISTORY.

Introduced by: Onishi R

Appropriation to the department of budget and finance to support the state of Hawaii museum of natural and cultural history, including the hiring of necessary staff; provided that any funds shall be in addition to and shall not supplant any portion of the base budget of the department for the museum. (\$\$) -- HB1375 CD1

Committee Reports: HSCR 513 (TIA/ WLH/) HSCR 1240 (FIN) SSCR 1343 (LCA) SSCR 1930 (WAM) CCR 73
Current Status: Apr-30 19 Passed Legislature

HB1383 HD2 SD1 CD1 (CCR 202)

RELATING TO MARIJUANA.

Introduced by: Lee C, Takayama G, Wildberger T, Yamashita K, Thielen C, McKelvey A, Creagan R, Mizuno J, Tarnas D, Takumi R, Ohno T, Morikawa D, Gates C, Kitagawa L, Quinlan S, Saiki S, Nakashima M

Amends provisions relating to sentencing for drug offenders; expungement. Provides that upon motion from a person convicted for the possession of marijuana arising from a set of facts and circumstances that resulted in no other criminal charge, requires the court to grant an expungement order pertaining to the conviction for the offense; provided that the amount of marijuana for which the person was convicted of possessing was 3 grams or less. -- Amends provisions relating to promoting a detrimental drug in the 3rd degree. Provides that promoting a detrimental drug in the 3rd degree is a petty misdemeanor; provided that possession of 3 grams or less of marijuana is a violation, punishable by a fine of 130 dollars. -- Establishes a marijuana evaluation task force attached to the department of the attorney general to examine other states' laws, penalties, and outcomes pertaining to marijuana use, other than marijuana use for medical purposes, and make recommendations on amending marijuana use penalties and outcomes in the State. Report to the legislature. Task force to be dissolved on June 30, 2021 (sunset). -- HB1383 CD1

Committee Reports: HSCR 961 (JUD) FLOOR AMENDMENT 1 SSCR 1429 (JDC/

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- PSM/) SSCR 2008 (WAM) CCR 202
Current Status: Apr-30 19 Passed Legislature
Section Affected: 706-622.5, 712-1249
- HB1413 HD1 SD1 CD1 (CCR 76) RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST E OLA MAU NA LEO O KEKAHA.
Introduced by: Morikawa D
Authorizes the issuance of special purpose revenue bonds, with the approval of the governor, to assist E Ola Mau Na Leo O Kekaha, a Hawaii domestic 501(c)(3) entity, in acquiring, remediating, and developing the old Kekaha Sugar mill from Kekaha MS, LLC, in Kekaha, Kauai, Hawaii, through its subsidiary Kekaha Community Development Corporation, to create, among other things, a smart farming enterprise, tourist and cultural center, community sunshine market, community greenhouse, and community manufacturing and incubator facility. Authorizes the issuance of refunding special purpose revenue bonds to refund the special purpose revenue bonds. (\$\$) -- HB1413 CD1
Committee Reports: HSCR 778 (WLH) HSCR 865 (FIN) SSCR 1736 (WAM) CCR 76
Current Status: Apr-30 19 Passed Legislature
- HB1417 HD1 SD1 CD1 (CCR 22) RELATING TO HUMAN SERVICES.
Introduced by: Mizuno J, Nakamura N, Say C, Brower T, Cachola R, Cabanilla Arakawa R, Tarnas D, Takumi R, Gates C, Quinlan S, Belatti D, Wildberger T, Ohno T, Lee C, Creagan R, Onishi R, Ichiyama L, McKelvey A, Ward G, Perruso A, San Buenaventura J, Tokioka J, Matayoshi S, Hashimoto T, DeCoite L, Lowen N, Kobayashi B, Takayama G, Saiki S
Amends provisions relating to the department of human services. Requires the department to administer programs through an integrated and multigenerational approach designed to improve the social well being, economic security, and productivity of the people of the State, and to reduce the incidence of intergenerational poverty and dependence upon public benefits. -- HB1417 CD1
Committee Reports: HSCR 671 (HSH) HSCR 1208 (FIN) SSCR 1217 (HMS) SSCR 2012 (WAM) CCR 22
Current Status: Apr-30 19 Passed Legislature
Section Affected: 26-14
- HB1433 HD1 SD1 CD1 (CCR 137) RELATING TO ADDRESS CONFIDENTIALITY.
Introduced by: Ichiyama L
Amends provisions relating to address confidentiality program; established. Changes the governmental entity in charge of the confidentiality program from the department of the attorney general to the office of the lieutenant governor. -- HB1433 CD1
Committee Reports: HSCR 312 (JUD) HSCR 834 (FIN) SSCR 1286 (JDC) SSCR 2021 (WAM) CCR 137
Current Status: Apr-30 19 Passed Legislature
Section Affected: 801G-1, 801G-2, 801G-7, 801G-13
- HB1449 HD1 SD2 CD1 (CCR 16) RELATING TO THE NURSING FACILITY SUSTAINABILITY PROGRAM.
Introduced by: Belatti D, Brower T, Nishimoto S, Mizuno J, Takayama G, Kitagawa L, Ohno T, Matayoshi S, Onishi R, Tarnas D, Cabanilla Arakawa R, Yamashita K, Woodson J, Johanson A, DeCoite L, Quinlan S, Todd C
Amends provisions relating to nursing facility sustainability program special fund. Provides that no less than 88 per cent of the fee shall be used to match federal Medicaid funds that includes to support the availability of services and to ensure access to care to the medicaid managed care health plan enrollees; or to match federal medicaid funds, with the combined total to enhance capitated rates for the purpose of paying quality incentives. -- Amends provisions relating to nursing facility sustainability fee. Increases the limit of the nursing facility sustainability fee from 4 per cent to 5.5 per cent of net patient service revenue unless the facility qualifies for an exemption as a nursing facility with 28 or fewer licensed beds, nursing facilities owned or operated by the Hawaii health systems corporation, or continuing care retirement communities. Increases the limit of the per resident daily fee from 13.46 dollars to 20 dollars for each affected facility, except for high volume medicaid nursing facilities or facilities with high patient volumes in order to meet the redistributive tests of title 42 Code of Federal Regulations section 433.68(e)(2), which instead shall pay a per resident reduced daily fee of not to exceed 9 dollars. Adds that the department of human services shall exempt nursing facilities owned, operated by, or affiliated with the Hawaii health systems corporation. -- Amends

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Act 156, session laws of 2012; Act 142, session laws of 2013; Act 124, session laws of 2014; Act 69, session laws of 2015; Act 59, session laws of 2016; and Act 60, session laws of 2017 relating to the nursing facility sustainability program and the nursing facility sustainability program special fund by extending the sunset date. Appropriation out of the special fund. (\$\$) -- HB1449 CD1

Committee Reports: HSCR 577 (HSH/ HLT/) HSCR 826 (FIN) SSCR 1251 (HMS/ CPH/) SSCR 2060 (WAM) CCR 16

Current Status: Apr-30 19 Passed Legislature

Section Affected: 346F-4, 346F-5, 346F-10, 346F-13, ACT 156 2012, ACT 142 2013, ACT 124 2014, ACT 69 2015, ACT 59 2016, ACT 60 2017, 36-27, 36-30

HB1453 HD1 SD1 CD2 (HOUSE FLOOR AMENDMENT 6 OR SENATE FLOOR AMENDMENT 22)

RELATING TO EMERGENCY MEDICAL SERVICES.

Introduced by: Belatti D, Mizuno J, Johanson A, Morikawa D, Kobayashi B, Brower T, Saiki S, Luke S, Cachola R, McKelvey A, Woodson J, Cullen T, Ohno T, Lowen N, Lee C, Nakashima M, Perruso A, Kitagawa L, Takayama G, Matayoshi S, Onishi R, Hashimoto T, Tarnas D, Cabanilla Arakawa R, Yamashita K, DeCoite L, Quinlan S, Todd C, Holt D, Wildberger T

Establishes provisions relating to enhanced and expanded emergency medical services; fees. Requires the department of health to establish reasonable fees to be collected from individuals who are transported by emergency ground ambulance services to a health care facility designated by the department for the care of the individual; or provided health care by emergency medical services personnel but not transported by ground ambulance to a health care facility. Requires the department to adopt interim rules, which shall be exempt from administrative procedure law and small business regulatory flexibility Act, to effectuate the purposes of this provision, provided that the interim rules shall remain in effect until July 1, 2023, or until rules are adopted, whichever occurs sooner, no later than July 1, 2020. -- Establishes provisions relating to community paramedicine program; established. Requires the department of health to establish and administer the community paramedicine program; develop guidelines for community paramedicine; explore and develop partnerships with public and private health care entities, insurers, and community organizations; and employ telehealth to enhance access and improve the patient experience. Report to the legislature. Requires the department to adopt interim rules, which shall be exempt from administrative procedure law and small business regulatory flexibility Act, to effectuate the purposes of this provision, provided that the interim rules shall remain in effect until July 1, 2023, or until rules are adopted, whichever occurs sooner. -- Establishes provisions relating to ground ambulance services. Allows the State's medicaid programs to provide to provide coverage for ground ambulance services; and to provide coverage for health care provided by emergency medical services personnel; provided that implementation of this provision is dependent on approval by the US Centers for Medicare and Medicaid Services. Report to the legislature. -- HB1453 CD2

Committee Reports: HSCR 669 (HLT) HSCR 1071 (FIN) SSCR 1416 (CPH) SSCR 2016 (WAM) CCR 93 - filed HOUSE FLOOR AMENDMENT 6 SENATE FLOOR AMENDMENT 22

Current Status: May=02 19 Passed Legislature

Section Affected: 321- (2 SECTIONS), 346- (1 SECTION)

HB1455 HD2 SD1 CD1 (CCR 197)

RELATING TO THE UNIVERSITY OF HAWAII.

Introduced by: Hashimoto T, McKelvey A, Yamashita K, Eli S, Kitagawa L, Wildberger T, DeCoite L, Woodson J

Appropriation to the university of Hawaii for the Maui college international office for 1 full time (1.00 FTE) position for an international educational management specialist. (\$\$) -- HB1455 CD1

Committee Reports: HSCR 446 (LHE) HSCR 1216 (FIN) SSCR 1332 (HRE) SSCR 2017 (WAM) CCR 197

Current Status: Apr-30 19 Passed Legislature

HB1547 HD2 SD3 CD2 (HOUSE FLOOR AMENDMENT 11 OR SENATE FLOOR AMENDMENT 27)

MAKING AN APPROPRIATION TO THE UNIVERSITY OF HAWAII.

Introduced by: Todd C, Holt D, Gates C, Tokioka J, Hashimoto T, Tarnas D, DeCoite L, Lee C, Quinlan S, Woodson J

Appropriation to the university of Hawaii for athletics at the university. (\$\$) -- HB1547 CD2

Committee Reports: HSCR 432 (LHE) HSCR 1218 (FIN) SSCR 1452 (HRE) SSCR 2031 (WAM) - filed FLOOR AMENDMENT 13 CCR 199 - filed

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HOUSE FLOOR AMENDMENT 11 SENATE FLOOR
AMENDMENT 27

Current Status: May=02 19 Passed Legislature

HB1548 HD1 SD2 CD1 (CCR 95)

RELATING TO RAPID OHIA DEATH.

Introduced by: Todd C, Lowen N, Creagan R, Tarnas D, Morikawa D, Wildberger T, Yamane R

Appropriation to the department of land and natural resources to study and combat rapid ohia death in the State. (\$\$) -- HB1548 CD1

Committee Reports: HSCR 571 (EEP/ WLH/) HSCR 977 (FIN) SSCR 1271 (WTL/ AEN/) SSCR 2032 (WAM) CCR 95

Current Status: Apr-30 19 Passed Legislature

HB1552 HD2 SD2 CD1 (CCR 149)

RELATING TO PUBLIC SAFETY.

Introduced by: Takayama G, Tarnas D, Ohno T, Lee C, Gates C, Takumi R, San Buenaventura J, Hashem M, Eli S, Wildberger T, Matayoshi S, McDermott B, Lowen N, Perruso A, Kong S, Kitagawa L, Morikawa D, Creagan R, Ichiyama L, Matsumoto L, Todd C, DeCoite L, Nishimoto S, Hashimoto T, Kobayashi D, Quinlan S, Mizuno J, Belatti D, Yamane R, Say C

Establishes the Hawaii correctional oversight commission law. Established within the department of the attorney general a Hawaii correctional system oversight commission. Establishes provisions relating to the oversight coordinator; appointment; term. Requires the coordinator to be a person qualified by training and experience to administer the Hawaii correctional system oversight commission; to be well versed in criminal justice reform and maintain a firm commitment to the correctional system's transition to a rehabilitative and therapeutic model; and to serve a 2 year term. Exempts the coordinator from civil service law and collective bargaining in public employment law. Requires the coordinator to devote the oversight coordinator's entire time and attention to the administration of the Hawaii correctional system oversight commission and shall not be engaged in any other profession or occupation; and may employ persons not subject to civil service law to perform and execute the functions of the commission. Establishes the Hawaii correctional system oversight commission powers and duties. Requires the commission to oversee the State's correctional system and have jurisdiction over investigating complaints at correctional facilities and facilitating a correctional system transition to a rehabilitative and therapeutic model; establish maximum inmate population limits for each correctional facility and formulate policies and procedures to prevent the inmate population from exceeding the capacity of each correctional facility; work with the department of public safety in monitoring and reviewing the comprehensive offender reentry program, including facility educational and treatment programs, rehabilitative services, work furloughs, and the Hawaii paroling authority's oversight of parolees. Allows the commission to make recommendations to the department of public safety, the Hawaii paroling authority, and the legislature regarding reentry and parole services; and ensure that the comprehensive offender reentry system under the comprehensive offender reentry system law is working properly to provide programs and services that result in the timely release of inmates on parole when the maximum terms have been served instead of delaying the release for lack of programs and services. Establishes powers and duties of the oversight coordinator. Requires the department of public safety to provide full access to all information requested by the coordinator and commission. Requires the coordinator to submit a monthly report to the legislature, commission, and the governor. Requires the commission to submit an annual report to the legislature and the governor. Requires the coordinator conduct an ongoing study and investigation of the correctional system for the specified purposes. -- Amends Act 24, special session laws of 2009, Act 76, session laws of 2012, Act 66, session laws of 2013, Act 15, session laws of 2015, by extending the reentry commission sunset date from December 1, 2019 to January 1, 2020. -- Repeals the corrections population management commission. Requires the chairpersons of the reentry commission and corrections population management commission and the oversight coordinator to create a plan to ensure a smooth transition for the consolidation of commissions and the transfers of all rights, powers, functions, and duties prior to the repeal of the reentry commission and corrections populations management commission on January 1, 2020. -- Transfers all rights, powers, function and duties of the reentry commission and the corrections population management commission to the Hawaii correctional system oversight commission. Appropriation to the department of the attorney general for the operations of the Hawaii correctional system oversight commission. -- Amends provisions relating to intake service centers. Repeals provision that requires an internal pretrial risk assessment on adult offenders to be

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provided to the court for its consideration. Redefines pretrial risk assessment to include risk of violence or harm to any person or general public. Requires the pretrial risk assessment tool and procedures associated with its administration to be periodically reviewed and subject to further validation at least every 5 years to evaluate the effectiveness of the tool and the procedures associated with its administration. Requires the findings of any such review to be publicly reported. Further requires the centers to make inquiry with the offender concerning their financial circumstances and include this information in the bail report, and provide pretrial bail reports within 3 working days to the courts on adult offenders, ordered by the court or consented to by the offender. Provides that a complete copy of the executed pretrial risk assessment delineating the scored items, the total score, any administrative scoring overrides applied, and written explanations for administrative scoring overrides shall be included in the bail report. Requires a copy of a pretrial bail report to be provided to the offender or the offenders counsel. Replaces the term defendant with offender. Provides that in accordance with applicable laws, persons, or entities doing research must be approved and contracted by the department of public safety to protect the confidentiality of the information, insofar as the information is not a public record. -- Amends provisions relating to bail; bond to keep the peace law. Provides that upon formal charge and detention, a defendant shall have the right to a prompt hearing concerning release or detention; and whether any condition or combination of conditions will reasonably ensure, the defendant's appearance as required; and the safety of any other person and the community. Provides that there shall be a rebuttable presumption that a person charged with a criminal offense, other than a serious crime, shall be released or admitted to bail under the least restrictive conditions required to ensure the person's appearance and to protect the public, unless the prosecution demonstrates by clear and convincing evidence of serious risk. Requires the court to impose conditions of release or bail that are the least restrictive conditions required to ensure the accused's appearance and to protect the public. Requires the judiciary, in consultation with the department of public safety and the department of the attorney general, to establish and administer a statewide program that permits the posting of monetary bail 7 days a week for defendants who remain in the custody of the director of public safety. Requires the program to be made available to any defendant for whom a monetary amount of bail has been set by the police, other law enforcement agency, or the court. Allows the judiciary to contract with a single vendor to administer the program. Allows the vendor to charge users of the program a service fee. Provides that upon posting of bail, the defendant shall be released from custody. Requires the court to set the amount of bail in a reasonable amount based upon all available information, including the offense alleged, the possible punishment upon conviction, and the offender's financial ability to afford bail. -- Establishes provisions relating to relevant community correctional center; periodic reviews of pretrial detainees. Requires the relevant community correctional centers, on a periodic basis but no less frequently than once every 3 months, to conduct reviews of pretrial detainees to reassess whether a detainee should remain in custody or whether new information or a change in circumstances warrants reconsideration of a detainee's pretrial release or supervision. Provides that for each review conducted requires the relevant community correctional center to transmit its findings and recommendations by correspondence or electronically to the appropriate court, prosecuting attorney, and defense counsel; and if a motion to modify bail is filed pursuant to a recommendation made a hearing shall be scheduled at which the court shall consider the motion. -- Establishes the criminal justice research institute law. Establishes within the office of the chief justice a criminal justice research institute dedicated to examining all aspects of the criminal justice system, for the purpose of assisting the State in understanding the system in a more comprehensive way and ensuring the protection of individual rights, increasing efficiencies, and controlling costs.á Establishes the duties and functions of the institute's. Provides that the institute shall be overseen by a board of directors. Requires the board of directors to be chaired by the chief justice, or the chief justice's designee. Requires the chief justice to appoint as director of the institute a researcher with a doctoral degree and experience in the criminal justice field. Requires the director to hire staff necessary to accomplish the purposes of this chapter, including a minimum of 2 assistant researchers and 1 clerical assistant. Allows the institute to seek the assistance of the university of Hawaii or another appropriate entity when conducting large or complex research projects that require more staff. Provides that the employees of the institute shall be exempt from civil service law and shall not be considered civil service employees, but shall be entitled to any employee benefit plan normally inuring to civil service employees. Requires the institute to establish and maintain a centralized statewide criminal pretrial justice data reporting and collection system. Annual report to the legislature. Appropriation to the judiciary for the

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establishment and staffing of the criminal justice research institute, including the hiring of 1 fulltime equivalent (1.0 FTE) director, 2 full time equivalent (2.0 FTE) assistant researchers and 1 full time equivalent (1.0 FTE) clerical assistant, and for any necessary facilities and equipment. -- Amends provisions relating to conditions of release on bail, recognizance, or supervised release. Adds the requirement that the court may enter an order the defendant to submit to the use of electronic monitoring and surveillance; and the confinement of the defendant in the defendant's residence. -- Requires the judiciary, in consultation with the department of public safety, shall develop and adopt a policy for courts to use when assessing whether a defendant's risk of non appearance or recidivism may be mitigated by home detention or electronic monitoring under specified conditions. -- Requires the department of public safety to revise the pretrial risk assessment processes currently used by its intake service centers with respect to offenses committed against persons, including offenses involving domestic violence and violation of restraining orders and protective orders, to ensure integration of victims' rights into the criminal pretrial system by requiring consideration of the factors specified. Report to the legislature. Appropriation to the department of public safety for necessary personnel, training, facilities, access, information, and technical support for intake service centers to meet current and projected responsibilities in conducting timely risk assessments, efficiently disseminating bail reports, and supervising pretrial defendants. (\$\$) -- HB1552 CD1

Committee Reports: HSCR 73 (PVM) HSCR 743 (JUD) HSCR 1128 (FIN) SSCR 1446 (PSM/ GVO/) SSCR 2062 (WAM) CCR 149

Current Status: Apr-30 19 Passed Legislature

Section Affected: (7 SECTIONS) HAWAII CORRECTIONAL SYSTEM OVERSIGHT COMMISSION, ACT 24 2009 1SP, ACT 76 2012, ACT 66 2013, ACT 15 2015, 353F-1, 353F-2, 353F-3, 353F-4, 353F-5, 353F-6, 353-10, 804- (1 SECTION), 804-4, 804-5, 804-7, 804-7.1, 804-9, 353- (1 SECTION), (3 SECTIONS) CRIMINAL JUSTICE RESEARCH INSTITUTE

HB1558 HD1 SD1 CD1 (CCR 94)

RELATING TO SUSTAINABILITY.

Introduced by: Yamane R

Establishes provisions relating to Hawaii 2050 sustainability plan. Requires the plan to serve as the State's climate and sustainability action plan to determine future actions guiding the coordination and implementation of Hawaii's sustainability and climate adaptation goals, principles, and policies, and to define and implement state goals, objectives, policies, and priority guidelines using provisions relating to overall theme to objectives and policies for socio cultural advancement government and economic priority guidelines to climate change adaptation priority guidelines, and Hawaii climate change mitigation and adaptation initiative, as guiding principles. Provides that the office of planning update the sustainability plan to determine future actions guiding the coordination and implementation of Hawaii's sustainability and climate adaptation goals, principles, and policies, and to define and implement state goals, objectives, policies, and priority guidelines. Reports to the legislature. -- Amends Act 8, session Laws of 2005, which requires the office of the auditor to prepare the Hawaii 2050 sustainability plan. Repeals that the auditor, with the assistance of the office of planning, shall update the plan every 10 years and report to the legislature. Appropriation. (\$\$) -- HB1558 CD1

Committee Reports: HSCR 567 (EEP/ WLH/) HSCR 978 (FIN) SSCR 1490 (EET/ WTL/) SSCR 2065 (WAM/ HOU/) CCR 94

Current Status: Apr-30 19 Passed Legislature

Section Affected: 226- (1 SECTION), ACT 8 2005 1SP, ACT 210 2006

HB1561 HD1 SD2 (SSCR 2066)

RELATING TO AGRIBUSINESS DEVELOPMENT.

Introduced by: Creagan R, Luke S

Program appropriations for the department of agriculture. (\$\$) -- HB1561 SD2

Committee Reports: HSCR 706 (AGR) HSCR 1036 (FIN) SSCR 1232 (AEN) SSCR 2066 (WAM)

Current Status: Apr-11 19 Received by the Governor

Apr-26 19 Approved by Governor (Act 28 2019)

Section Affected: 163D-19

HB1585 HD1 SD2 CD1 (CCR 148)

RELATING TO THE ENVIRONMENT.

Introduced by: Lowen N, Wildberger T, Saiki S, Luke S, Quinlan S, Todd C, Holt D, Woodson J

Establishes provisions relating to electric vehicle charging system; rebate program.

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Requires the public utilities commission, in consultation with electric vehicle stakeholders and the state energy office to administer a rebate program that incentivizes the installation or upgrade of an electric vehicle charging system, and may contract with a 3rd party to conduct the rebate program. Establishes rebate program eligibility and specified requirements for an applicant. Limits the commission to issue no more than 500,000 dollars in total rebates. Requires the commission to prepare any forms that may be necessary for an applicant to claim a rebate and; require each applicant to furnish reasonable information to ascertain the validity of the claim, including but not limited to documentation necessary to demonstrate that the installation or upgrade for which the rebate is claimed is eligible. Provides that in administering the rebate program, the commission shall give consideration to specified guidelines. -- Establishes provisions relating to electric vehicle charging system; rebate program; administrator; establishment. Allows the commission to contract with a 3rd party administrator to operate and manage any programs. Provides that the administrator shall not be deemed to be a governmental body as defined in provision relating to definitions under Hawaii public procurement code law; provided that all moneys transferred to the 3rd party administrator shall have been appropriated by the legislature or shall be from funds provided by the federal government or private funding sources. Limits the administrator to expend no more than 10 per cent of the amounts appropriated for the rebate program or other reasonable percentage determined by the commission, for administration of the programs. Appropriation out of the energy security special fund into the public utilities commission special fund and out of the special fund for the electric vehicle charging system rebate program. (\$\$) -- HB1585 CD1

Committee Reports: HSCR 227 (EEP/ TRN/) HSCR 455 (CPC) HSCR 979 (FIN)
SSCR 1491 (EET/ TRS/) SSCR 2067 (WAM) CCR 148

Current Status: Apr-30 19 Passed Legislature

Section Affected: 269- (2 SECTIONS) ELECTRIC VEHICLE CHARGING SYSTEM

HB1586 HD1 SD2 CD1 (CCR 183)

RELATING TO THE STRUCTURE OF GOVERNMENT.

Introduced by: Lowen N

Establishes provisions relating to stadium development district; purpose; findings. Establishes the stadium development district to be composed of all land under the jurisdiction of the stadium authority. Requires the authority to facilitate the development of all property belonging to the State within the district; provided that development is carried out in accordance with any county transit oriented development plans for lands surrounding the district. Requires the authority's duties to include coordinating with federal government regarding the ownership and use of, or restrictions on, properties within the district that were previously owned or are currently owned by the federal government coordinating with other state entities during the conveyance of properties and conducting remediation activities for the property belonging to the State within the district; developing the infrastructure necessary to support the development of all property belonging to the State within the district; and providing, to the extent feasible, maximum opportunity for the reuse of property belonging to the State within the district by private enterprise or state and county government. Establishes development guidance policies. -- Establishes provisions relating to stadium development district governance; memorandum of agreement. Requires the executive director of the authority state comptroller, and the stadium authority to execute a memorandum of agreement with appropriate state agencies. Annual report to the legislature. -- Amends provisions relating to sale or lease of redevelopment projects. Adds that for the stadium development district, leases shall not exceed a term of 90 days. -- Requires the department of land and natural resources to transfer the fee simple interest in all parcels of land under the control or jurisdiction of the stadium authority, to the stadium authority as grantee. Appropriation. -- Authorizes the issuance of general obligation bonds for appropriation to establish the stadium development district and build a new stadium. (\$\$) -- HB1586 CD1

Committee Reports: HSCR 563 (EEP/ LAB/ EDB/) HSCR 980 (FIN) SSCR 1524 (EET/
GVO/) SSCR 1904 (EET/ GVO/ WAM/) CCR 183

Current Status: Apr-30 19 Passed Legislature

Section Affected: 206E- (6 SECTIONS) STADIUM DEVELOPMENT DISTRICT,
206E-14