

**BILLS PASSED**

**BY THE**

**HAWAII STATE LEGISLATURE**

**REGULAR SESSION OF 2020**

SHOWING ACTIONS TAKEN AS OF

July 10, 2020

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 2020. 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 July 10, 2020, 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 Lori Lee Ohta. Their office is located at the State Capitol, Room 413 and their phone number is (808) 587-0700.

Charlotte A. Carter-Yamauchi  
Director  
Legislative Reference Bureau

July 2020

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

SOURCE	CONTACT	HOURS	COST
All public libraries. Click on "Visit" at <a href="http://www.librarieshawaii.org">www.librarieshawaii.org</a> 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 <a href="http://www.librarieshawaii.org">www.librarieshawaii.org</a> .	Electronic access via the internet only at <a href="http://www.capitol.hawaii.gov">www.capitol.hawaii.gov</a> . 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 <a href="http://ags.hawaii.gov/archives/about-us/forms-and-fees/">http://ags.hawaii.gov/archives/about-us/forms-and-fees/</a> 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 <sup>th</sup> 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 <a href="https://library.law.hawaii.edu/">https://library.law.hawaii.edu/</a>	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 <a href="http://www.librarieshawaii.org">www.librarieshawaii.org</a> 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 <a href="http://www.librarieshawaii.org">www.librarieshawaii.org</a> .	Electronic access via the internet only at <a href="http://www.capitol.hawaii.gov">www.capitol.hawaii.gov</a> . 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 <a href="http://www.librarieshawaii.org">www.librarieshawaii.org</a> 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 <a href="http://www.librarieshawaii.org">www.librarieshawaii.org</a> .	Electronic access via the internet only at <a href="http://www.capitol.hawaii.gov">www.capitol.hawaii.gov</a> . 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 <a href="http://www.librarieshawaii.org">www.librarieshawaii.org</a> 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 <a href="http://www.librarieshawaii.org">www.librarieshawaii.org</a> .	Electronic access via the internet only at <a href="http://www.capitol.hawaii.gov">www.capitol.hawaii.gov</a> . 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

SB0075 SD2 HD1 (HSCR 1193-20)

RELATING TO APPROPRIATIONS.

Introduced by: English J

Appropriation to the department of defense out of the funds received by the State of Hawaii from the Coronavirus Aid, Relief, and Economic Security Act (CARES Act), Public Law 116-136, to be used for coronavirus disease 2019, or COVID-19 (COVID 19), response conducted pursuant to Public Law 116-136 and associated guidance issued by appropriate federal agencies; provided that any COVID-19 related law enforcement activities are conducted in consultation with the attorney general; provided further that beginning June 1, 2020, a monthly report shall be submitted to the governor and the legislature (report to the legislature) that details all allocations and expenditures. -- Appropriation to the department of labor and industrial relations out of the funds received by the State of Hawaii from the Coronavirus Aid, Relief, and Economic Security Act, Public Law 116-136, to be used for the pandemic unemployment assistance program pursuant to Public Law 116-136 and associated guidance issued by appropriate federal agencies; provided that beginning June 1, 2020, a monthly report shall be submitted to the governor and the legislature (report to the legislature) that details all allocations and expenditures. -- Appropriation to the department of labor and industrial relations out of the funds received by the State of Hawaii from the Coronavirus Aid, Relief, and Economic Security Act, Public Law 116-136, to be used for information technology, systems, and staffing pursuant to Public Law 116-136 and associated guidance issued by appropriate federal agencies; provided that beginning June 1, 2020, a monthly report shall be submitted to the governor and the legislature (report to the legislature) that details all allocations and expenditures. -- Authorizes the following positions to be funded by federal funds received pursuant to Public Law 116-136 by the department of labor and industrial relations; 3 full time equivalent (3.0 FTE) hearings officers; 30 full time equivalent (30.0 FTE) claims assistants; and 9 full time equivalent (9.0 FTE) auditors; provided that beginning June 1, 2020, a monthly report shall be submitted to the governor and the legislature (report to the legislature) on the status of these positions. -- Appropriation to the department human services out of the funds received by the State of Hawaii from the Coronavirus Aid, Relief, and Economic Security Act, Public Law 116-136, to be used for information technology and other systems pursuant to Public Law 116-136 and associated guidance issued by appropriate federal agencies; provided that beginning June 1, 2020, a monthly report shall be submitted to the governor and the legislature (report to the legislature) that details all allocations and expenditures. -- Appropriation to the county of Hawaii out of the funds received by the State of Hawaii from the Coronavirus Aid, Relief, and Economic Security Act, Public Law 116-136, to be used for coronavirus disease 2019, or COVID-19, response conducted pursuant to Public Law 116-136 and associated guidance issued by appropriate agencies; provided that the county of Hawaii shall coordinate with the department of health and appropriate medical and nursing professionals when implementing contact tracing and testing programs; the mayor of the county of Hawaii shall consult with the Hawaii county council before expending any of the funds appropriated by this provision; and beginning June 1, 2020, the county of Hawaii shall submit a monthly report to the governor and the legislature (report to the legislature) that details all allocations and expenditures. -- Appropriation to the county of Maui out of the funds received by the State of Hawaii from the Coronavirus Aid, Relief, and Economic Security Act, Public Law 116-136, to be used for coronavirus disease 2019, or COVID-19, response conducted pursuant to Public Law 116-136 and associated guidance issued by appropriate agencies; provided that the county of Maui shall coordinate with the department of health and appropriate medical and nursing professionals when implementing contact tracing and testing programs; the mayor of the county of Maui shall consult with the Maui county council before expending any of the funds appropriated by this provision; and beginning June 1, 2020, the county of Maui shall submit a monthly report to the governor and the legislature (report to the legislature) that details all allocations and expenditures. -- Appropriation to the county of Kauai out of the funds received by the State of Hawaii from the Coronavirus Aid, Relief, and Economic Security Act, Public Law 116-136, to be used for coronavirus disease 2019, or COVID-19, response conducted pursuant to Public Law 116-136 and associated guidance issued by appropriate agencies; provided that the county of Kauai shall coordinate with the department of health and appropriate medical and nursing professionals when implementing contact tracing and testing programs; the mayor of the county of Kauai shall consult with the Kauai county council before expending any of the funds appropriated by this provision; and beginning June 1, 2020, the county of Kauai shall submit a monthly report to the governor and the legislature (report to the legislature) that details all allocations and expenditures. -- Authorizes the director of finance to issue instruments of indebtedness for the purpose of municipal liquidity facility under section

## SENATE BILLS THAT PASSED THE LEGISLATURE

13(3) of the Federal Reserve Act, codified at 12 US Code section 343(3). -- Appropriation to the department of transportation out of the funds received by the State of Hawaii from the Paycheck Protection Program and Health Care Enhancement Act, Public Law 116-139, to be used for thermal screening programs pursuant to Public Law 116-139 and associated guidance issued by appropriate federal agencies; provided that beginning June 1, 2020, a monthly report shall be submitted to the governor and the legislature (report to the legislature) that details all allocations and expenditures. -- Appropriation to the department of health out of the funds received by the State of Hawaii from the Paycheck Protection Program and Health Care Enhancement Act, Public Law 116-139, to be used for outbreak control, contact tracing programs, and personal protective equipment, pursuant to Public Law 116-139 and associated guidance issued by appropriate federal agencies; provided that beginning June 1, 2020, a monthly report shall be submitted to the governor and the legislature (report to the legislature) that details all allocations and expenditures. -- Appropriation out of the funds received by the State of Hawaii from the Coronavirus Aid, Relief, and Economic Security Act, Public Law 116-136, to be deposited into the emergency and budget reserve fund; provided that all moneys deposited into the emergency and budget reserve fund pursuant to this provision shall be kept in a separate and distinct account within the emergency and budget reserve fund. (\$\$) -- SB0075 HD1

Committee Reports: SSCR 3008 (WAM) SSCR 3097 (WAM) HSCR 1193-20 (FIN)  
Current Status: May-21 20 Received by the Governor

SB0126 SD1 HD1 CD1 (CCR 1-20)

RELATING TO THE STATE BUDGET.

Introduced by: Kouchi R (BR)

Supplemental Appropriations Act of 2020 (executive budget). Amends Act 5, session laws of 2019, relating to the state budget. Provides that any law or provision of this Act to the contrary notwithstanding, the governor is authorized to transfer operating funds between general fund appropriations of departments to address critical program requirements; provided that the governor shall submit a report to the legislature within 10 days of each use of this provision. Provides that the general fund appropriations for Maui health system, a KFH LLC (HTH214), for fiscal year 2020-2021, shall be disbursed by the Hawaii health systems corporation to the Maui health system, a Kaiser Foundation Hospitals LLC, for its operating subsidiaries in the respective fiscal years; provided further that the Maui health system has satisfied all of the standards and conditions in provisions relating to operating support. Provides that if unanticipated state funding cutbacks diminish or curtail essential, generally funded positions, the governor may utilize savings as determined to be available from federal funds for the purpose of maintaining those positions until the next legislative session; provided that each department shall submit a report to the legislature and the department of budget and finance within 5 days of each use of this authority. -- Amends Act 276, session laws of 2019, relating to education. Repeals appropriations for teacher certification incentives, school climate and student safety initiatives, school based budgeting, early college programs in high schools, teacher license fees, school support, skilled nursing services, and state administration. -- Amends provisions relating to disposition of taxes. Provides that 10 per cent or 5,100,000 dollars, whichever is less, shall be paid into the land conservation fund. -- Judiciary Appropriations Act of 2019 (judiciary budget). Amends Act 38, session laws of 2019, relating to the judiciary. -- General Improvements Act of 2019 (capital improvement program). Amends Act 40, session laws of 2019, relating to capital improvement projects. Authorizes the director of finance to issue general obligation bonds for the capital improvement projects authorized in this provision. -- Amends Act 276, session laws of 2019, relating to education. Provides that any provision of this Act to the contrary notwithstanding, the appropriations made for capital improvement projects authorized under this Act shall not lapse at the end of the fiscal biennium for which the appropriation is made; provided that all appropriations made to be expended in fiscal biennium 2019-2021 that are unencumbered as of June 30, 2022, shall lapse as of that date. -- Amends Act 12, session laws of 2018, relating to the state budget. Appropriation out of the general obligation bond fund 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. Provides that general obligation bond funds appropriated pursuant to this provision that are unencumbered as of June 30, 2021 shall lapse on that date. Authorizes the director of finance issue general obligation bonds for the purposes of this provision. Appropriation in general obligation bond funds as a loan to the county of

## SENATE BILLS THAT PASSED THE LEGISLATURE

Hawaii as may be necessary to obtain non state funds, including federal funds, available to the county of Hawaii to provide relief, recovery, mitigation, and remediation assistance for disaster damage, losses, and suffering caused by the Kilauea eruption in the county of Hawaii. Requires the loan terms shall be negotiated by the director of finance; provided that the director of finance may waive any interest accrued on said loan. Authorizes the director of finance to issue general obligation bonds for the purposes of this provision. -- Amends Senate Bill No. 75, S.D. 2, H.D. 1 (2020). Repeals appropriation out of the funds received by the State of Hawaii from the Paycheck Protection Program and Health Care Enhancement Act, Public Law 116-139, to be used for thermal screening programs pursuant to Public Law 116-139 and associated guidance issued by appropriate federal agencies. Requires this Act, upon its approval, shall take effect retroactively on June 29, 2020; provided that funds appropriated or authorized by this Act that are not expended or encumbered as of December 28, 2020, shall lapse as of that date; provided further that section 11 shall take effect on July 1, 2020. -- Amends Senate Bill No. 3139 S.D. 1, H.D. 1 (2020). Requires this Act, upon its approval, to take effect retroactively on June 29, 2020; provided that section 2 shall take effect on July 1, 2020. -- Establishes the housing relief and resiliency program in the Hawaii housing finance and development corporation. Provides that the housing relief and resiliency program is intended to be a flexible program that meets the needs of households that have been economically impacted by COVID-19 and are facing housing hardships. Requires the Hawaii housing finance and development corporation to select and contract with a nonprofit intermediary who shall establish a centralized database and work with community nonprofit agencies, such as community development financial institutions and housing counseling agencies, to distribute funds and provide other assistance to qualified households. Requires the program to target renters and homeowners who have experienced a reduction in income because of unemployment or reduction in work hours due to COVID-19. Requires the program to provide help with rental payments for impacted renter households and counseling and loan modification assistance for impacted homeowner households. Provides that in order to qualify for assistance through the housing relief and resiliency program, applicants shall have a household income that does not exceed 100 per cent of the area median income as determined by the US Department of Housing and Urban Development. Prohibits receipt or non receipt of unemployment insurance benefits to be a condition of eligibility for assistance through the housing relief and resiliency program. Requires rental housing relief to be for 1 primary residence, and the amount of assistance shall not exceed 50 per cent of the monthly rent or 500 dollars per month, whichever is less. Provides that a lump sum rental payment for up to 5 months of rent, for a total amount not to exceed 2,500 dollars, may be made to the participating landlord; provided that the landlord honors the rental agreement for the duration of the rental assistance period. Allows participating landlords to include private owners of rental properties financed with low income housing tax credits or rental housing revolving fund loans administered by the Hawaii housing finance and development corporation. Requires housing assistance to be provided on a 1st come, 1st served basis until funds are depleted. Requires the housing relief assistance payment period to be from August 1, 2020, to December 28, 2020. Report to the legislature. Appropriation out of the emergency and budget reserve fund from the amounts received by the State of Hawaii from the Coronavirus Aid, Relief, and Economic Security Act (CARES Act), Public Law 116-136, for housing and rental assistance and the administrative costs related to the housing relief and resiliency program, pursuant to Public Law 116-136 and associated guidance issued by appropriate federal agencies; provided that the funds shall be geographically allocated for housing relief to the city and county of Honolulu; to the county of Hawaii; to the county of Maui; to the county of Kauai; and for use statewide; and for the cost of administering the program, including administrative and monitoring expenses incurred by the Hawaii housing finance and development corporation and the nonprofit intermediary recipient. Requires all procurements executed pursuant to this provision to be exempt from the requirements of the Hawaii public procurement code and the purchases of health and human services law. Requires monthly report to the legislature and governor. Requires any unexpended funds to be transferred to the unemployment compensation trust fund. Allows the Hawaii housing finance and development corporation to modify the allocation of funds, eligibility requirements, monthly assistance levels, and other features as the program is implemented. -- Establishes the child care grant program through which the department of human services or its designee may award grants to any registered or licensed child care facility or an eligible exempt child care facility that requires funds as a result of the response to the coronavirus 2019 disease, or COVID-19, pandemic for any of the following; to maintain or resume operations if it lacks funds to do so due to a revenue

## SENATE BILLS THAT PASSED THE LEGISLATURE

shortfall caused by decreased enrollment or closure that occurred after March 15, 2020; to conduct cleaning, sanitation, and similar activities necessary to maintain or resume operations, including the purchase of disinfecting and personal protective equipment and supplies; employee salaries or training; or other purposes as authorized by the department and consistent with any applicable federal funding source and state law. Requires all moneys necessary to carry out the purposes of this provision to be appropriated by the legislature. Provides for the purpose of implementing the child care grant program, the department shall; adopt interim rules without regard to provisions relating to administrative procedure law or the small business regulatory flexibility act; provided that the interim rules shall expire no later than January 1, 2021; or adopt rules. Requires rules adopted pursuant to this provision to include, at minimum; the minimum duration that a registered or licensed child care facility or eligible exempt child care facility shall maintain operations after the receipt of grant funds from the child care grant program; conditions under which an exempt child care facility may be eligible to be awarded a grant from the child care grant program; and conditions under which an awarded grant shall be repaid to the State in the event of inappropriate or unauthorized expenditures. Requires grants to be disbursed pursuant to a contract between the department or its designee and the grant recipient in accordance with the rules adopted. Requires payment of funds to be made within 30 days after a contract is executed. Appropriation out of the emergency and budget reserve fund from the amounts received by the State of Hawaii from the Coronavirus Aid, Relief, and Economic Security Act, Public Law 116-136, to be used to support child care providers; to be used for the purchase and distribution of personal protective equipment to hospitals, childcare facilities, elderly care facilities, businesses, non profits, and schools; to be used for airport screening and health assurance security initiatives; and to be used for retraining and workforce development programs, pursuant to Public Law 116-136 and associated guidance issued by appropriate federal agencies; provided that all procurements executed pursuant to this provision shall be exempt from the requirements of the Hawaii public procurement code and the purchases of health and human services law. Requires monthly report to the legislature and governor. Requires any unexpended funds to be transferred to the unemployment compensation trust fund. -- Appropriation out of the emergency and budget reserve fund from the amounts received by the State of Hawaii from the Coronavirus Aid, Relief, and Economic Security Act, Public Law 116-136, to be used as innovation grants to support emerging industries to create a supply chain for cleaning supplies and personal protective equipment, pursuant to Public Law 116-136 and associated guidance issued by appropriate federal agencies; provided that grant awards shall be limited to no more than 500,000 dollars per recipient, unless additional funding need is determined by the Hawaii technology development corporation; grant awards shall be made to recipients with less than 50 employees; and that all procurements executed pursuant to this provision shall be exempt from the requirements of the Hawaii public procurement code and the purchases of health and human services law. Requires monthly report to the legislature and governor. Requires any unexpended funds to be transferred to the unemployment compensation trust fund. -- Appropriation out of the emergency and budget reserve fund from the amounts received by the State of Hawaii from the Coronavirus Aid, Relief, and Economic Security Act, Public Law 116-136, to be used for a public-private partnership to provide food assistance to families in need; to be used to support the commercial fishing industry; to be used for a public-private partnership to provide support to public high school seniors who were adversely affected by school closures in their final semester of school; to be used for eligible programs pursuant to Public Law 116-136 and associated guidance issued by appropriate federal agencies; provided that all procurements executed pursuant to this provision shall be exempt from the requirements of the Hawaii public procurement code and the purchases of health and human services law. Requires monthly report to the legislature and governor. Requires any unexpended funds to be transferred to the unemployment compensation trust fund. -- Appropriation out of the emergency and budget reserve fund from the amounts received by the State of Hawaii from the Coronavirus Aid, Relief, and Economic Security Act, Public Law 116-136, to be used between August 1, 2020, and December 30, 2020, to provide an additional weekly unemployment benefit of 100 dollars per week to state eligible recipients; provided that; no additional 100 dollar weekly unemployment benefit shall be issued if there exists an additional federal unemployment benefit of more than 300 dollars per week; the department of labor and industrial relations shall have flexibility in the implementation of this provision; and all procurements executed pursuant to provision shall be exempt from the requirements of the Hawaii public procurement code and the purchases of health and human services law. Requires monthly report to the legislature and governor. --



## SENATE BILLS THAT PASSED THE LEGISLATURE

Appropriation out of the emergency and budget reserve fund to be deposited to the general fund. -- Appropriation out of the Hawaii hurricane relief fund to be expended for pandemic related shortfalls. (\$\$) (COVID-19, COVID 19, coronavirus) -- SB0126 CD1  
Committee Reports: SSCR 896 (WAM) HSCR 2136 (FIN) CCR 1-20  
Current Status: Jun-26 20 Received by the Governor  
Section Affected: ACT 5 2019, (3 SECTIONS), ACT 276 2019, 247-7, ACT 38 2019, ACT 40 2019, ACT 49 2017, ACT 53 2018, ACT 134 2013, ACT 122 2014, (1 SECTION), ACT 12 2018, ACT 35 2019

SB0785 SD1 HD1 CD1 (CCR 2-20)

### RELATING TO COLLECTIVE BARGAINING.

Introduced by: Taniguchi B

Appropriation to the director of finance for all collective bargaining cost items for collective bargaining unit 2 (supervisory employees in blue collar positions) 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 2 (supervisory employees in blue collar positions). -- Appropriation to the director of finance and chief justice for all collective bargaining cost items for collective bargaining unit 3 (non supervisory employees in white collar positions) 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 3 (non supervisory employees in white collar positions) and for salary increases and other cost adjustments for state officers and employees excluded from collective bargaining. -- Appropriation to the director of finance for all collective bargaining cost items for collective bargaining unit 4 (supervisory employees in white collar positions) 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 4 (supervisory employees in white collar positions). -- Appropriation to the director of finance for all collective bargaining cost items for collective bargaining unit 7 (faculty of the university of Hawaii and the community college system) and for salary increases and other cost adjustments for state officers and employees excluded from collective bargaining. -- Appropriation to the director of finance for all collective bargaining cost items for collective bargaining unit 8 (personnel of the university of Hawaii and the community college system, other than faculty) and for salary increases and other cost adjustments 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 9 (registered professional nurses) 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 9 (registered professional nurses) and for salary increases and other cost adjustments 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 13 (professional and scientific employees, who cannot be included in any of the other bargaining units) 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 13 (professional and scientific employees, who cannot be included in any of the other bargaining units) and for salary increases and other cost adjustments for state officers and employees excluded from collective bargaining. -- Appropriation to the director of finance for all collective bargaining cost items for collective bargaining unit 14 (state law enforcement officers and state and county ocean safety and water safety officers) and for salary increases and other cost adjustments for state officers and employees excluded from collective bargaining. -- Appropriation to the department of health to meet collective bargaining requirements under emergency medical services contracts. (\$\$) -- SB0785 CD1

Committee Reports: SSCR 339 (LCA) SSCR 1074 (WAM) HSCR 1295 (LAB) HSCR 1951 (FIN) CCR 2-20

Current Status: Jun-26 20 Received by the Governor

SB2060 SD2 HD2 (HSCR 1280-20)

### RELATING TO COASTAL ZONE MANAGEMENT.

Introduced by: Dela Cruz D, Kidani M, Kanuha D

Amends provisions relating to the coastal zone management law. Defines authority to means the county planning commission, except in counties where the county planning

## SENATE BILLS THAT PASSED THE LEGISLATURE

commission is advisory only, in which case authority means the county council or such body as the council may by ordinance designate; the authority may, as appropriate, delegate the responsibility for administering this law. Defines coastal hazards to mean tsunami, hurricanes, wind, wave, storm surges, high tide, flooding, erosion, sea level rise, subsidence, or point and nonpoint source pollution. Provides that coastal ecosystems objectives includes beaches and coastal dunes. Provides that beach and coastal dune protection objectives includes protect beaches and coastal dunes for benefit of coastal ecosystems and use as natural buffers against coastal hazards and coordinate and fund beach management and protection. Adds coastal resources to marine resources objectives. Provides that for recreational resources policy, requires restoration of coastal resources that have significant recreational and ecosystem value, including coral reefs and coastal dunes. Provides that for economic uses policy, ensure coastal dependent development and coastal related development are located, designed, and constructed to minimize exposure to coastal hazards. Provides that for coastal hazards policy, includes develop and communicate adequate information about risks of coastal hazards; planning and zoning control and to ensure that developments comply with requirements of the National Flood Insurance Program. Provides that for beach protection policy, includes prohibiting construction of private shoreline hardening structures and minimizing the construction of public shoreline hardening structures, including seawalls and revetments, at sites having sand beaches and at sites where shoreline hardening structures interfere with existing recreational and waterline activities and minimize grading of and damage to coastal dunes. Redefines development to exclude construction or reconstruction of a single family residence that is less than 7,500 square feet of floor area, is not situated on a shoreline parcel or a parcel that is impacted by waves, storm surges, high tide, or shoreline erosion, and is not part of a larger development; repeals provisions relating to final subdivision approval. Provides that special management area guidelines includes community plan. Requires the authority to also provide public notice that is, at a minimum, circulated throughout the county at least 20 days in advance of the hearing. Defines department to mean the planning department of the counties of Kauai, Maui, and Hawaii and the department of planning and permitting of the city and county of Honolulu, or other appropriate agency as designated by the county councils. Sets the setback to not less than 40 feet inland from the shoreline. Allows the waiver of a public hearing for a variance application for temporary protection of a legal structure or a public facility including any facility owned by a public utility that does not fix the shoreline, under an emergency authorization issued by the authority; provided that the structure or public facility is at risk of immediate damage from shoreline erosion and the authorization does not exceed 3 years. Provides that permitted structures may be repaired, but shall not be enlarged, rebuilt, or replaced within the shoreline area without a variance. Allows variances for private facilities or improvements excluding seawalls and revetments, that will neither adversely affect beach processes nor result in flanking shoreline erosion. Further allows variances for private facilities or improvements that may artificially fix the shoreline; provided that the authority may consider hardship to the applicant if the facilities or improvements are not allowed within the shoreline area; provided further that a variance to artificially fix the shoreline shall not be granted in areas with sand beaches or where artificially fixing the shoreline may interfere with existing recreational and waterline activities unless the granting of the variance is clearly demonstrated to be in the interest of the general public. Adds that the department of education shall have responsibilities relating to marine and coastal zone management. -- SB2060 HD2

Committee Reports: SSCR 2634 (AEN/ WTL/) SSCR 3198 (WAM) HSCR 1191-20 (EEP/ WLH/) HSCR 1280-20 (FIN)

Current Status: Jul=10 20 Passed Legislature

Section Affected: 205A-1, 205A-2, 205A-22, 205A-26, 205A-29, 205A-41, 205A-43, 205A-43.5, 205A-44, 205A-46, 205A-62

SB2130 SD1 HD1 (HSCR 1269-20)

RELATING TO THE STATE FIRE CODE.

Introduced by: Kouchi R (BR)

Amends provisions relating to adoption of state fire code. Requires the state fire council to, pursuant to public agency meetings and records law and exempt from the requirements of administrative procedure law, adopt a state fire code setting forth minimum requirements relative to the protection of persons and property from fire loss, including without limitation; the storage, handling, and use of hazardous substances, materials, and devices; and the control of conditions hazardous to life or property in the design, use, or occupancy of buildings and premises. -- SB2130 HD1

Committee Reports: SSCR 2327 (PSM) SSCR 2995 (JDC) HSCR 1207-20 (CPC) HSCR 1269-20 (JUD)

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Current Status: Jul=10 20 Passed Legislature  
Section Affected: 132-3

SB2188 SD1 (SSCR 2648)

RELATING TO WILDLIFE OFFENSES.

Introduced by: Kouchi R (BR)

Amends provisions relating to penalties under the wildlife law. Requires that a 1st conviction by a mandatory fine of not less than 200 dollars or imprisonment of not more than 1 year, or both, and all animal parts, products, or items containing prohibited animal parts or products involved in the commission of the violations are to be considered contraband to be forfeited to and disposed of by the State. -- SB2188 SD1

Committee Reports: SSCR 2648 (WTL) SSCR 3157 (JDC) HSCR 1252-20 (JUD)

Current Status: Jul-06 20 Received by the Governor

Section Affected: 183D-5

SB2193 HD2 (HSCR 1270-20)

RELATING TO EMPLOYMENT DISCRIMINATION.

Introduced by: Kouchi R (BR)

Amends provisions relating to employer inquiries into conviction record. Changes that the employer may consider the employee's or the requirement that inquire into and consideration of a prospective employee's conviction record falling within a period that shall not exceed the most recent from 10 years to 7 years for felony convictions and 5 years for misdemeanor convictions, excluding periods of incarceration. -- SB2193 HD2

Committee Reports: SSCR 2390 (LCA) SSCR 3239 (JDC) HSCR 1199-20 (LAB)  
HSCR 1270-20 (JUD)

Current Status: Jul=10 20 Passed Legislature

Section Affected: 378-2.5

SB2206 SD2 HD2 (HSCR 1264-20)

RELATING TO HOMELESSNESS.

Introduced by: Chang S, Moriwaki S, Ruderman R, Kahele K

Allows the board of land and natural resources to issue month to month revocable permits to be used for the temporary emergency sheltering of and facilities for homeless persons on state lands under conditions, including rent amounts that will serve the best interest of the State; provided that any revocable permit issued pursuant to this Act shall be exempt from provisions relating to public lands, management and disposition of law; a revocable permit may only be issued pursuant to this Act if the person to whom the revocable permit is issued has a written agreement or partnership with the State or any political subdivision thereof; and a revocable permit shall not be issued for lands under the control or management of the department of agriculture until the board of land and natural resources has obtained the prior written agreement of the department of agriculture. Requires a person to whom a revocable permit is issued pursuant to this Act to endeavor to meet all applicable state and county requirements, or if noncompliant due to the nature of the emergency, shall demonstrate good faith planning and progress to achieve and maintain compliance, or seek alternative locations for the long term sheltering of homeless persons. Requires each person to whom a revocable permit is issued or who resides on state owned land leased pursuant to this Act to, in writing, waive, release, indemnify, and hold harmless the State of Hawaii, its officers, agents, and employees from and against any and all claims arising out of or resulting from the lease or occupancy; provided that the written waiver, release, indemnification, and holding harmless provided pursuant to this subsection shall survive the repeal of this Act. Requires this Act to be repealed (sunset) 90 days after the last day of the disaster emergency relief period specified in the governor's final supplementary proclamation relating to the COVID-19 (COVID 19, coronavirus) emergency, irrespective of any separate proclamation terminating the disaster emergency relief period in the governor's final supplementary proclamation relating to the COVID-19 emergency. -- SB2206 HD2

Committee Reports: SSCR 2409 (HOU) SSCR 3078 (WAM) HSCR 1219-20 (HSG)  
HSCR 1264-20 (FIN)

Current Status: Jul=10 20 Passed Legislature

SB2260

RELATING TO CIVIL IDENTIFICATION CARDS.

Introduced by: Kidani M, Rhoads K, Baker R, Keith-Agaran G

Amends provisions relating to application for identification card. Repeals provision relating to minimum age for minors to obtain an identification card. -- SB2260

Committee Reports: SSCR 2344 (TRS) SSCR 3159 (JDC) HSCR 1251-20 (JUD)

Current Status: Jul-06 20 Received by the Governor

Section Affected: 286-303

## SENATE BILLS THAT PASSED THE LEGISLATURE

- SB2262 SD1 HD2 (HSCR 1275-20) RELATING TO THE HAWAII TEACHER STANDARDS BOARD.  
Introduced by: Kidani M, Rhoads K  
Amends provisions relating to licensing standards; policies by adding certification standards. Requires the Hawaii teachers standards board to develop a plan to facilitate an optional certification for those who teach or intend to teach at private schools. -- Amends provisions relating to powers and duties of the board. Requires the board's powers to include; upon declaration of a state of emergency, extending the expiration date of any license, certificate, or permit until June 30 of the following school year; and issuing and renewing an optional certificate for those who teach or intend to teach at private schools. -- Amends provisions relating to powers and duties of the department, commission, and charter schools. Provides that no individual may be employed by the department of education or charter school on an emergency basis for more than 3 years; provided that in the case of a declaration of a state of emergency, the board, may extend the 3 year period by authorizing an extension to complete licensing requirements. (COVID-19, COVID 19, coronavirus) -- SB2262 HD2  
Committee Reports: SSCR 2900 (EDU) HSCR 1142-20 (LHE) HSCR 1275-20 (FIN)  
Current Status: Jul=10 20 Passed Legislature  
Section Affected: 302A-802, 302A-803, 302A-804
- SB2275 SD2 HD2 (HSCR 1258-20) RELATING TO NOTARIAL ACTS.  
Introduced by: Baker R, Nishihara C  
Establishes provisions relating to remote online notarization. Allows notary public commissioned and physically located in the state to perform a remote online notarial act for a remotely located individual. -- SB2275 HD2  
Committee Reports: SSCR 2839 (CPH/ TEC/) SSCR 3257 (JDC) HSCR 1156-20 (JUD) HSCR 1258-20 (FIN)  
Current Status: Jul=10 20 Passed Legislature  
Section Affected: 456-(6 SECTIONS), 456-1, 456-1.6, 456-2, 456-3, 456-4, 456-5, 456-6, 456-7, 456-8, 456-9, 456-9.5, 456-14, 456-15, 456-17, 456-19, 456-20, 456-21, 502-42, 502-48, 502-72, 456-16
- SB2384 SD2 HD2 (HSCR 1268-20) RELATING TO MOTOR VEHICLES.  
Introduced by: Rhoads K  
Amends provisions relating to motor vehicle towing and storage; settlement by adding disabled vehicles. Allows any vehicle involved in a motor vehicle accident that cannot be moved under its own power or is otherwise disabled, including a vehicle which constitutes an obstruction or hazard to traffic, to be towed away at the expense of the registered owner of the vehicle. Provides that in the event that a motor vehicle is involved in an accident and cannot be moved under its own power or is otherwise disabled and constitutes an obstruction or hazard to traffic, and the vehicle has not been ordered to be towed by the applicable county police department, the towing of such vehicle and the towing and storage expenses shall be subject to the provisions of vehicles left unattended on private and public property; sale or disposition of abandoned vehicles. Exempts automobile clubs or towing companies operating under a contract with an automobile club, insurer, or motor vehicle manufacturer. -- SB2384 HD2  
Committee Reports: SSCR 2502 (TRS) SSCR 2976 (CPH/ JDC/) HSCR 1118-20 (TRN/ CPC/) HSCR 1268-20 (JUD)  
Current Status: Jul=10 20 Passed Legislature  
Section Affected: 291C-165.5
- SB2386 SD2 HD2 (HSCR 1273-20) RELATING TO WASTE MANAGEMENT.  
Introduced by: Kahele K  
Amends provisions relating to zoning amendments under the conservation district laws. Prohibits any waste or disposal facility to be located in a conservation district except in emergency circumstances where it may be necessary to mitigate significant risks to public safety and health; provided further that emergency circumstances shall not exceed 3 years. -- Amends provisions relating to prohibition by changing it to prohibitions; buffer zones. Prohibits a person, including the State or any county, to construct, operate, modify, expand, or close a municipal solid waste landfill unit, or any component of a municipal solid waste landfill unit, without 1st obtaining a permit from the director of health. Prohibits a person, including the State or any county, to construct, modify, or expand a waste or disposal facility including a municipal solid waste landfill unit, any component of a municipal solid waste landfill unit, a construction and demolition landfill unit, or any component of a construction and demolition landfill unit without 1st establishing a buffer zone of no less than 1/2 mile around the waste or disposal facility.

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Provides that this provision shall not apply to the continued operation of an existing waste or disposal facility that is properly permitted; provided that continued operation does not require physical expansion, vertical or horizontal, of the facility requiring additional permitting review and a permit modification. -- SB2386 HD2

Committee Reports: SSCR 2649 (WTL/ AEN/) SSCR 3277 (JDC) HSCR 1190-20 (WLH/ EEP/) HSCR 1273-20 (FIN)

Current Status: Jul=10 20 Passed Legislature

Section Affected: 183C-4, 342H-52

SB2421 SD1 HD1 (HSCR 1256-20)

RELATING TO CONDOMINIUM ASSOCIATIONS.

Introduced by: Baker R

Amends provisions relating to Act 195, session laws of 2018, which amends provisions relating to cure of default by repealing the sunset (sunset) and reenactment date. -- SB2421 HD1

Committee Reports: SSCR 2701 (CPH) SSCR 3136 (JDC) HSCR 1178-20 (CPC/ JUD/) HSCR 1256-20 (FIN)

Current Status: Jul=10 20 Passed Legislature

Section Affected: ACT 195 2018, 514B-105, 514B-146, 667-94

SB2425 SD1 (SSCR 2699)

RELATING TO CONDOMINIUMS.

Introduced by: Baker R

Amends provisions relating to Act 196, session laws of 2018, which establishes provisions relating to voluntary binding arbitration by repealing the sunset date. -- SB2425 SD1

Committee Reports: SSCR 2699 (CPH) SSCR 3240 (JDC) HSCR 1179-20 (CPC/ JUD/) HSCR 1247-20 (FIN)

Current Status: Jul-02 20 Received by the Governor

Section Affected: ACT 196 2018, 514B-71, 514B-72, 514B-161

SB2486 SD1 HD1 (HSCR 1274-20)

RELATING TO EDUCATION DATA.

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

Establishes provisions relating to accurate data reporting. Requires the department of education to establish a standardized data collection process for schools and complex areas to maintain records and report data to the department. Requires the department to implement a process to review the accuracy of data reported by schools and complex areas and analyze and publish the data collected. Further requires the department to annually review all data that has been collected pursuant to state and federal law and certify the accuracy of the data. -- Amends provisions relating to educational accountability system; annual reports. Requires the data to be reported as required when the number of students in a particular data subgroup is greater than 5 and shall be redacted when the number of students in a particular data subgroup is 5 or fewer; provided that the personally identifiable information of each student shall be kept private. Requires the reports to include data trends from the past 3 years. Requires performance indicators to include student discipline information. Requires the department to annually post data collected on student discipline on the department's website. Further requires the department to also annually post on its website a state, complex, and school level report for each school that details the past 3 years and includes an analysis of any disproportionality among student subgroups using the performance indicators. Requires each report to be uniformly formatted and designed by the department so as to provide school based users and the public with all pertinent information and for the report data shall be downloadable in raw form. Establishes requirements for the annual report to the legislature and board of education. -- SB2486 HD1

Committee Reports: SSCR 2391 (EDU) SSCR 3162 (JDC) HSCR 1214-20 (LHE) HSCR 1274-20 (FIN)

Current Status: Jul=10 20 Passed Legislature

Section Affected: 302A- (1 SECTION), 302A-1004

SB2523 SD1 HD2 (HSCR 1277-20)

RELATING TO PUBLIC SAFETY.

Introduced by: Nishihara C, Baker R, Chang S

Amends Act 5, session laws of 2019, as amended by House Bill No. 2200 H.D. 1, S.D. 1 (2020). Provides that of legislative appropriation item I-19 for the department of public safety for fiscal year 2020-2021 in section 3 of this Act, the general fund sum of 450,045 dollars shall be expended from the fiscal year 2020-2021 budget (PSD900, general funds) by the department of public safety for the purposes of the community based work furlough program for female inmates; provided further that no other funds appropriated

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for PSD900 in section 3 of this Act shall be expended until the requirements of this section are implemented. (COVID-19, COVID 19, coronavirus) -- SB2523 HD2  
Committee Reports: SSCR 2732 (PSM) SSCR 3280 (JDC) HSCR 1103-20 (PVM)  
HSCR 1277-20 (FIN)  
Current Status: Jul=10 20 Passed Legislature  
Section Affected: ACT 5 2019, (1 SECTION)

SB2612 SD1 HD1 (HSCR 1253-20)

RELATING TO SPORTS OFFICIALS.

Introduced by: Dela Cruz D

Amends provisions relating to assault against a sports official. Provides that if a person is convicted of the offense of assault in the 1st degree, assault in the 2nd degree, assault in the 3rd degree, terroristic threatening in the 1st degree, or terroristic threatening in the 2nd degree, and the victim of the offense is a sports official engaged in the lawful discharge of the sports official's duties, allows the court to order, in the court's discretion, that the defendant, in addition to any other punishment imposed be enjoined from attending any sports event of the type at which the sports official was engaged in the lawful discharge of the sports official's duties for a period of up to 12 months from the date of sentencing for a 1st offense, and for life for a 2nd or subsequent offense. -- SB2612 HD1

Committee Reports: SSCR 3098 (JDC) HSCR 1253-20 (JUD)

Current Status: Jul=10 20 Passed Legislature

Section Affected: 706- (1 SECTION) ASSAULT AGAINST A SPORTS OFFICIAL

SB2629 SD2 HD1 (HSCR 1197-20)

RELATING TO THE ENVIRONMENT.

Introduced by: Rhoads K, Keith-Agaran G, Baker R, Keohokalole J, Nishihara C, Ruderman R

Establishes provisions relating to coal power purchase agreements; prohibited. Provides that beginning after June 30, 2020, the public utilities commission shall not approve any new or renewed power purchase agreement that proposes to burn or consume coal to generate electricity; or a modification of a coal power purchase agreement that proposes to extend the term or increase the amount of generation that is allowed to be produced under the existing agreement. -- Establishes provisions relating to use of coal for electricity generation. Allows the department to issue or renew a permit to an owner or operator of a covered source that will burn or consume coal to generate electricity; provided that as a condition of the permit, all coal burning shall cease on December 31, 2022. Provides that beginning after December 31, 2022, the department of health shall not issue or renew any permit to an owner or operator of a covered source which will burn or consume coal to generate electricity. -- SB2629 HD1

Committee Reports: SSCR 2833 (WTL/ GVO/) SSCR 3152 (WAM/ JDC/) HSCR  
1197-20 (EEP) HSCR 1250-20 (FIN)

Current Status: Jul=10 20 Passed Legislature

Section Affected: 269- (1 SECTION), 342B- (1 SECTION)

SB2638 SD2 HD3 (HSCR 1278-20)

RELATING TO DOMESTIC VIOLENCE.

Introduced by: Rhoads K

Amends provisions relating to terms of probation. Provides that except upon a conviction under provisions relating to abuse of family or household members; penalty; the court may sentence the defendant to a period of probation not exceeding 1 year. -- Amends provisions relating to abuse of family or household members; penalty. Provides that it shall be a petty misdemeanor for a person to intentionally or knowingly strike, shove, kick, or otherwise touch a family or household member in an offensive manner or subject the family member or household member to offensive physical contact; and the person shall be sentenced accordingly. Requires a court when sentencing or granting a motion for deferral pursuant to this provision to require the offender to complete within a specified time frame any available domestic violence intervention programs and, if the offense involved the presence of or abuse of a minor, any available parenting classes ordered by the court. Requires the court to revoke the defendant's probation or set aside the defendant's deferred acceptance of guilty plea and enter an adjudication of guilt, if applicable, and sentence or resentence the defendant to the maximum term of incarceration if; the defendant fails to complete, within the specified time frame, any domestic violence intervention programs or parenting classes ordered by the court; or the defendant violates any other term or condition of the defendant's probation or deferral imposed by the court; provided that, after a hearing on an order to show cause, the court finds that the defendant has failed to show good cause why the defendant has not timely completed the domestic violence intervention programs or parenting classes, if

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applicable, or why the defendant violated any other term or condition of the defendant's sentence. Allows the court to grant a deferred acceptance of guilty plea for misdemeanor or petty misdemeanor offenses of abuse of a family or household member when the defendant; has no prior conviction; or has not been previously granted a deferred acceptance of guilty plea, for any offense charged in family court under this provision regardless of the final plea. -- Amends provisions relating to discriminatory practices made unlawful; offenses defined; and amends provisions relating to leave of absence for domestic or sexual violence. Allows an employer to verify that an employee is a victim of domestic or sexual violence by requesting that the employee provide certified or exemplified restraining orders, injunctions against harassment, and documents from criminal cases; documentation from a victim services organization or domestic or sexual violence program, agency, or facility, including a shelter or safe house for victims of domestic or sexual violence; or documentation from a medical professional, mental health care provider, attorney, advocate, social worker, or member of the clergy from whom the employee or the employee's minor child has sought assistance in relation to the domestic or sexual violence. -- Amends provisions relating to separation for compelling family reason. Allows the department of labor and industrial relations to request as reasonable and confidential documentation of a signed written statement from a victim services organization or domestic or sexual violence program, agency, or facility, including a shelter or safe house for victims of domestic or sexual violence; or a medical professional, mental health care provider, attorney, advocate, social worker, or member of the clergy from whom the individual or the individual's minor child has sought assistance in relation to the domestic or sexual violence, attesting to the domestic or sexual violence and explaining how the continued employment creates an unreasonable risk of further violence; or certified or exemplified restraining orders, injunctions against harassment, and documents from criminal cases, suggesting or demonstrating that the continued employment may cause an unreasonable risk of further violence. -- Amends provisions relating to good cause for separation from part time employment. Provides that in applying the provisions relating to disqualification for benefits, allows an individual who has established eligibility based on full time employment to be found to have good cause for voluntarily separating from subsequent part time employment based on evidence includes certified or exemplified restraining orders, injunctions against harassment, and documents from criminal cases; documentation from a victim services organization or domestic or sexual violence program, agency, or facility, including a shelter or safe house for victims of domestic or sexual violence; documentation from a medical professional, mental health care provider, attorney, advocate, social worker, or member of the clergy from whom the employee has sought assistance in relation to the domestic or sexual violence; or statements from the individual, or other corroborating evidence. -- Amends provisions relating to early termination of tenancy; victims of domestic violence. Requires the tenant or an immediate family member of the tenant residing at the dwelling unit has been the victim of domestic violence to provide a notice for early termination to be accompanied by a certified or exemplified restraining orders, injunctions against harassment, and documents from criminal cases; documentation from a victim services organization or domestic violence program, agency, or facility, including a shelter or safe house for victims of domestic violence; or documentation from a medical professional, mental health care provider, attorney, advocate, social worker, or member of the clergy from whom the victim has sought assistance in relation to the domestic violence. -- Amends provisions relating to filing and certification of applications; authorization card under the address confidentiality program law. Requires that the application to be as prescribed by the program director and shall contain records or files of a court or government agency including but not limited to police reports, valid restraining orders, injunctions against harassment, and documents from criminal cases; documentation from a domestic abuse program, agency, or facility including a shelter or safe house for domestic abuse victims; documentation from a sexual assault program; documentation from a medical professional, mental health care provider, attorney, advocate, social worker, or member of the clergy from whom the primary applicant has sought assistance in dealing with the alleged domestic abuse, sexual offense, or stalking; or documentation from a victim services organization. Judiciary to report to the legislature. Repeals sections 2, 3, and 4 on June 30, 2026 (sunset); provided that provisions relating to terms of probation; abuse of family or household members; penalty; and chapter not applicable; when, to be reenacted in the form in which they read on the day prior to effective date of this Act. -- SB2638 HD3

Committee Reports: SSCR 2331 (PSM) SSCR 3262 (JDC) HSCR 1048-20 (HSH)  
HSCR 1227-20 (JUD) HSCR 1278-20 (FIN)

Current Status: Jul=10 20 Passed Legislature

## SENATE BILLS THAT PASSED THE LEGISLATURE

Section Affected: 706-623, 709-906, 853-4, 378-2, 378-72, 383-7.6, 383-30.5, 521-80, 801G-3

SB2701 HD2 (HSCR 1230-20)

### RELATING TO AGRICULTURAL BUILDINGS.

Introduced by: Gabbard M, Riviere G, Keohokalole J

Amends provisions relating to agricultural buildings and structures; exemptions from building permit and building code requirements. Adds that the appropriate county fire department and county building permitting agency shall have the right to enter the property, upon reasonable notice to the owner or occupant, to investigate exempted agricultural buildings for compliance with the requirements of this provision, provided that if entry is refused after reasonable notice is given, the applicable department or agency to apply to the district court of the circuit in which the property is located for a warrant, directed to any police officer to provide sufficient aid and to assist the department of agriculture or agency in gaining entry onto the property to investigate exempted agricultural buildings for compliance with the requirements of this provision. -- SB2701 HD2

Committee Reports: SSCR 2487 (PSM/ AEN/) SSCR 3167 (JDC) HSCR 1166-20 (WLH) HSCR 1230-20 (JUD)

Current Status: Jul=08 20 Passed Legislature

Section Affected: 46-88

SB2820 SD2 HD2 (HSCR 1272-20)

### RELATING TO RENEWABLE ENERGY.

Introduced by: Wakai G, Keohokalole J, Harimoto B

Amends provisions relating to renewable energy technologies; income tax credit. Provides that no renewable energy technologies tax credit shall be claimed for a solar energy system that is 5 megawatts in total output capacity or larger and requires a power purchase agreement approved by the public utilities commission for taxable years beginning after December 31, 2019, except a solar energy system that is 5 megawatts in total output capacity or larger, installed and placed in service pursuant to a power purchase agreement approved or pending approval by a decision and order by the public utilities commission prior to December 31, 2019, and for each solar energy system integrated with a pumped hydroelectric energy storage system; provided that applicable project approval filings have been made to the public utilities commission by December 31, 2021. Requires distribution and share of the credit to be determined pursuant to administrative rule. -- SB2820 HD2

Committee Reports: SSCR 2469 (EET) SSCR 3345 (WAM) HSCR 1202-20 (EEP) HSCR 1272-20 (FIN)

Current Status: Jul=10 20 Passed Legislature

Section Affected: 235-12.5

SB2844 SD2 HD2 (HSCR 1259-20)

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

Introduced by: Kouchi R (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 to the department of education for claims against the state or the department or its officers or employees for the payment of judgements or settlements, or other liabilities. -- Appropriation to the department of land and natural resources for claims against the state or the department or its officers or employees for the payment of judgements or settlements, or other liabilities. -- Appropriation to the department of public safety for claims against the state or the department or its officers or employees for the payment of judgements or settlements, or other liabilities. -- Appropriation to the Hawaii community development authority for claims against the state or the authority or its officers or employees for the payment of judgements or settlements, or other liabilities. -- Appropriation to the Hawaii state public library system for claims against the state or the Hawaii state public library system or its officers or employees for the payment of judgements or settlements, or other liabilities. -- Appropriation to the state public charter school commission for claims against the state or the commission or its officers or employees for the payment of judgements or settlements, or other liabilities. Provides that the departments shall obtain the approval of the attorney general before



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payment of any claim can be made. Provides that any funds appropriated for fiscal year 2019-2020 by Act 5, session laws of 2019, to the programs referenced in this Act that are not expended or encumbered for the specific purposes described in this Act as of the close of business on June 30, 2021, shall also lapse. (\$\$) -- SB2844 HD2  
Committee Reports: SSCR 2714 (JDC) SSCR 3056 (WAM) HSCR 1198-20 (JUD)  
HSCR 1259-20 (FIN)  
Current Status: Jul=10 20 Passed Legislature

SB2866 SD2 HD2 (HSCR 1271-20)

RELATING TO THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND EMPLOYEE-BENEFICIARY MONTHLY CONTRIBUTIONS.

Introduced by: Kouchi R (BR)

Amends provisions relating to the employee beneficiary contributions; health benefit plans. Requires if an employee beneficiary's contribution to the fund is not withheld and transmitted to the fund, the employee beneficiary to pay the monthly contribution directly to the fund by the 1st day of each month. Requires each employee beneficiary who retires after June 30, 2020, and each surviving spouse or surviving child who enrolls in a health plan offered by the fund as an employee beneficiary after June 30, 2020, to authorize their contribution to the fund to be electronically withheld or deducted and transmitted to the fund monthly by the employees' retirement system or the financial institution of the retirant or retirant's surviving beneficiary. Allows this method to be waived by the fund if another method is determined to be more appropriate. Requires if the contribution by the retirant or the retirant's surviving beneficiary is not electronically withheld, deducted, or transmitted to the fund, the retirant or the retirant's surviving beneficiary to pay their monthly contribution directly to the fund by the 1st day of each month. -- Amends provisions relating to withholding of dues and insurance premiums. Requires a retirant or the retirant's surviving beneficiary to have withheld from the retirant's or the retirant's surviving beneficiary's pension, annuity, or retirement allowance, payments to the employer union health benefits trust fund and employee organizations for dues and insurance premiums. -- SB2866 HD2

Committee Reports: SSCR 2875 (LCA) SSCR 3193 (WAM) HSCR 1200-20 (LAB)  
HSCR 1271-20 (FIN)

Current Status: Jul=10 20 Passed Legislature

Section Affected: 87A-40, 88-95

SB2871 SD2 HD3 (HSCR 1260-20)

RELATING TO PROFESSIONAL AND VOCATIONAL LICENSING TRUST FUNDS.

Introduced by: Kouchi R (BR)

Amends provisions relating to contractors recovery fund; use of fund; person injured; fees. Repeals a provision that provides that when the contractors recovery fund attains a funding level of 420,893 dollars in any fiscal year, the contractors license board shall either cease accepting payments made by renewing licensees; or develop a process to refund monies in excess of the 420,893 dollars fund balance to licensees who paid into the fund, and refund such monies; if acceptance of payments is ceased, it shall remain ceased until the funding level falls below 420,893 dollars. -- Amends provisions relating to management of fund under the contractors law. Repeals provision that provides that when the contractors education fund attains a funding level of 15,315 dollars in any fiscal year, the board shall either cease accepting payments made by renewing licensees; or develop a process to refund monies in excess of the 15,315 dollars fund balance to licensees who paid into the fund, and refund such monies; if acceptance of payments is ceased, it shall remain ceased until the funding level falls below 15,315 dollars. Provides that to maintain a reasonable relation between the fees generated and the cost of services rendered by the contractors recovery fund and the contractors education fund, the board may make a finding that a fee adjustment is appropriate and adjust the fees generated by renewals accordingly. Provides that for the purposes of finding that a fee adjustment is appropriate in order to maintain a reasonable relation between the fees generated and the cost of services rendered by the funds, the board's review shall include the following frequency and timing of anticipated revenue to the fund; identification of a reserve amount based on unanticipated revenue reductions and historical expenditures; anticipated expenses paid, including recovery payouts during a biennial budget cycle; unanticipated natural disasters or catastrophic weather events that may increase fund payments; and any statutory adjustments to fund payout amounts. Prohibits the balance in each fund to exceed sums determined by the board. Requires the sums to be determined by the board biennially. -- Amends provisions relating to fees; original license and biennial renewals. Repeals a provision that provides that if the education fund balance attains a funding level of 1,713,510 dollars in any fiscal year, the real estate commission shall either cease accepting payments made by renewing

## SENATE BILLS THAT PASSED THE LEGISLATURE

licensees; or develop a process to refund monies in excess of the 1,713,510 dollars fund balance to licensees who paid into the fund, and refund such monies; if acceptance of payments is ceased, it shall remain ceased until the funding level falls below 1,713,510 dollars. -- Amends provisions relating to real estate recovery fund; use of fund; fees. Repeals a provision that provides that when the real estate recovery fund attains a funding level of 481,799 dollars in any fiscal year, the commission shall either cease accepting payments made by renewing licensees; or develop a process to refund monies in excess of the 481,799 dollars fund balance to licensees who paid into the fund, and refund such monies; if acceptance of payments is ceased, it shall remain ceased until the funding level falls below 481,799 dollars. -- Amends provisions relating to management of fund under the real estate brokers and salespersons law. Provides that any law to the contrary notwithstanding, the commission may make a finding that a fee adjustment is appropriate and may adjust the fees generated to regulate the fund balances of the real estate recovery fund and the real estate education fund to appropriate levels to maintain a reasonable relation between the fees generated and the cost of services rendered by the real estate recovery fund and real estate education fund. Provides that for the purposes of finding that a fee adjustment is appropriate in order to maintain a reasonable relation between the fees generated and the cost of services rendered by the funds, the commission's review shall include the following; frequency and timing of anticipated revenue to the fund; identification of a reserve amount based on unanticipated revenue reductions and historical expenditures; anticipated expenses paid, including recovery payouts during a biennial budget cycle; unanticipated natural disasters or catastrophic weather events that may increase fund payments; and any statutory adjustments to fund payout amounts. Prohibits the balance in each fund to exceed sums determined by the commission. Requires the sums to be determined by the commission biennially. -- Amends provisions relating to the condominium education trust fund. Provides that any law to the contrary notwithstanding, the commission may make a finding that a fee adjustment is appropriate and adjust the fees paid by associations to regulate the fund balance to an appropriate level to maintain a reasonable relation between the fees generated and the cost of services rendered by the condominium education trust fund. Provides that for the purposes of finding that a fee adjustment is appropriate in order to maintain a reasonable relation between the fees generated and the cost of services rendered by the fund, the commission's review shall include the following frequency and timing of anticipated revenue to the fund; identification of a reserve amount based on unanticipated revenue reductions and historical expenditures; anticipated expenses paid, including recovery payouts during a biennial budget cycle; unanticipated natural disasters or catastrophic weather events that may increase fund payments; and any statutory adjustments to fund payout amounts. Prohibits the balance of the fund to exceed a sum determined by the commission. Requires the sum to be determined by the commission biennially. -- Amends provisions relating to condominium education trust fund; payments by associations and developers. Repeals a provision that provides that when the condominium education trust fund attains a funding level of 1,819,971 dollars in any fiscal year, the commission shall either cease accepting payments made by projects and associations at each biennial registration; or develop a process to refund monies in excess of the 1,819,971 dollars fund balance to projects and associations that paid into the fund at applicable biennial registrations, and refund such monies; if acceptance of payments is ceased, it shall remain ceased until the funding level falls below 1,819,971 dollars. -- Amends Act 29, session laws of 2019, relating to the department of commerce and consumer affairs. Repeals a provision that requires repeal and reenactment. -- SB2871 HD3

Committee Reports: SSCR 2789 (CPH) SSCR 3194 (WAM) HSCR 1084-20 (IAC)  
HSCR 1213-20 (CPC) HSCR 1260-20 (FIN)

Current Status: Jul=10 20 Passed Legislature

Section Affected: 444-26, 444-29, 467-11, 467-16, 467-19, 514B-71, 514B-72, ACT  
29 2019

SB2877 SD1 HD2 (HSCR 1212-20)

RELATING TO MENTAL HEALTH COUNSELORS.

Introduced by: Kouchi R (BR)

Amends provisions relating to application for licensure as a mental health counselor. Requires an applicant to be issued a license by the department of commerce and consumer affairs if the applicant provides satisfactory evidence that the applicant is qualified for licensure and meets the following qualifications; at least 2 academic terms of supervised mental health practicum intern experience for graduate credit of at least 6 semester hours or 10 quarter hours in a mental health counseling setting, with 300 hours of supervised client contact. Requires the practicum experience to be completed under

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the clinical supervision of a person who is licensed as a mental health counselor, psychologist, clinical social worker, advanced practice registered nurse with a specialty in mental health, marriage and family therapist, or physician with a specialty in psychiatry. In collaboration with the supervisor, the applicant may elect to fulfill some or all of the supervision requirements through face to face supervision that is conducted electronically through a videoconference service that complies with all federal and state privacy, security, and confidentiality laws, including the Health Insurance Portability and Accountability Act of 1996. Prior to making this election, it is incumbent upon the applicant to review the laws and rules of other jurisdictions to determine the impact, if any, that electronic supervision may have on licensure by endorsement or reciprocity in other states. -- SB2877 HD2

Committee Reports: SSCR 2902 (CPH) HSCR 1085-20 (IAC) HSCR 1212-20 (CPC)  
HSCR 1249-20 (FIN)

Current Status: Jul=08 20 Passed Legislature

Section Affected: 453D-6, 453D-7

SB2878 HD2 (HSCR 1210-20)

RELATING TO MASSAGE THERAPY.

Introduced by: Kouchi R (BR)

Amends provisions relating to massage law. Requires the board of massage therapy to prescribe sanitary rules as it deems necessary, with reference to the precautions necessary to be employed to prevent the creating and spreading of infectious and contagious diseases. Repeals provisions relating to practicing massage therapy without a license. Increases fines. (COVID-19, COVID 19, coronavirus) -- SB2878 HD2

Committee Reports: SSCR 2810 (CPH) SSCR 3140 (JDC) HSCR 1083-20 (IAC)  
HSCR 1210-20 (CPC) HSCR 1248-20 (FIN)

Current Status: Jul=08 20 Passed Legislature

Section Affected: 452-18, 452-19, 452-24

SB2893 SD1 HD2 (HSCR 1261-20)

RELATING TO CHRONICALLY HOMELESS.

Introduced by: Kouchi R (BR)

Amends provisions relating to housing 1st programs. Redefines chronically homeless individual to mean a homeless individual having a mental illness, addiction, or physical disability who lives in a place not meant for human habitation, a safe haven, or in an emergency shelter; and has been homeless and living in a place not meant for human habitation, a safe haven, or in an emergency shelter continuously for at least 12 months or on at least 4 separate occasions in the last 3 years; provided that the combined occasions equal at least 12 months and each break in homelessness separating the occasions included at least 7 consecutive nights of not living in places not meant for human habitation, a safe haven, or in an emergency shelter; provided further that stays in institutional care facilities for fewer than 90 days shall not constitute as a break in homelessness, but shall be included in the 12 month total if the individual was living or residing in a place not meant for human habitation, a safe haven, or an emergency shelter immediately before entering the institutional care facility; an individual who has been residing in an institutional care facility, including a jail, substance abuse or mental health treatment facility, hospital, or other similar facility, for fewer than 90 days and met all of the criteria specified before entering that facility; or a family with an adult head of household, or a minor head of household if there is no adult in the family, a minor head of household, who meets all of the criteria specified, including a family whose composition has fluctuated while the head of household has been homeless. -- SB2893 HD2

Committee Reports: SSCR 2465 (HMS) SSCR 2907 (CPH) HSCR 1128-20 (HSH)  
HSCR 1261-20 (FIN)

Current Status: Jul=10 20 Passed Legislature

Section Affected: 346-378

SB2894 SD1 HD2 (HSCR 1262-20)

RELATING TO CHILD CARE.

Introduced by: Kouchi R (BR)

Amends provisions relating to exclusions; exemptions under the department of human services law. Provides that nothing in this provision shall be construed to include a person caring for children who is related to each child by blood, marriage, or adoption as an aunt, uncle, grandparent, great grandparent, great great grandparent, 1st cousin, niece, nephew, grandniece, grandnephew, great aunt, or great uncle; a stepfather, stepmother, stepbrother, or stepsister; or the spouse of a person as an aunt, uncle, grandparent, great grandparent, great great grandparent, 1st cousin, niece, nephew, grandniece, grandnephew, great aunt, or great uncle; a stepfather, stepmother,

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stepbrother, or stepsister, even if the marriage is terminated by death, separation, or divorce; a program that provides exclusively for a specialized training or skill development for children who are eligible pupils in grades kindergarten through 12 in public or private schools. Provides minimum health and safety requirements or standards as required by federal law may be imposed on any of the groups that provide child care for a child whose family receives a child care subsidy from the department of human services. Provides that any person or child care facility asserting an exemption under this provision shall; cooperate with the department in investigations relating to unlicensed or unregistered child care; have the burden of proving that the person or child care facility falls within an exemption pursuant to this provision; and provide verification to the department that the person or child care facility falls within an exemption pursuant to this provision. -- Amends provisions relating to investigations. Provides that upon receiving a report that a person or child care facility may be caring for children in violation of this provision, the department may conduct an investigation for the purpose of determining whether a violation of this provision has occurred or is occurring. Allows the department to file a petition for a search warrant with the district court in the circuit where the location is indicated in the report. Provides that the district court, upon probable cause, may issue a search warrant, directed to the department and the appropriate law enforcement agency, if necessary, to conduct an investigation. -- SB2894 HD2

Committee Reports: SSCR 2479 (HMS/ CPH/) SSCR 3126 (JDC) HSCR 1047-20 (HSH) HSCR 1262-20 (FIN)

Current Status: Jul=10 20 Passed Legislature

Section Affected: 346-152, 346-152.3

SB2920 SD1 HD1 (HSCR 1246-20)

RELATING TO CONFORMITY TO THE INTERNAL REVENUE CODE.

Introduced by: Kouchi R (BR)

Amends income tax provisions to conform to the Federal Internal Revenue Code. Provides that sections 1106(i)(relating to exclusion of loan forgiveness from gross income), 2202(b)(relating to loans from retirement plans), and 2205 (relating to charitable contributions) of Public Law 116-136 shall be operative for purposes of this law. Prohibits an amount received under section 2201 (relating to recovery rebates) of Public Law 116-136 to be included in gross income for purposes of this law. -- Amends provisions relating to operation of certain Internal Revenue Code provisions; sections 63 to 530. Provides that section 172 (with respect to net operating loss deductions) of the Internal Revenue Code shall be operative for purposes of this law in the form that it existed as of December 31, 2019, and as further provided in section 235-7(d). Repeals exception that section 172(b)(1)(J) and (j) (both of which related to qualified disaster losses) of the Internal Revenue Code shall not be operative for purposes of this law. Provides that section 461 (with respect to the general rule for taxable year of deduction) of the Internal Revenue Code, shall be operative for purposes of this law in the form that it existed as of December 31, 2019. Redefines unrelated business taxable income by repealing the provision that section 512(a)(7) shall not apply. -- Amends estate and generation skipping transfer tax provisions to conform to the Federal Internal Revenue Code. (COVID-19, COVID 19, coronavirus) -- SB2920 HD1

Committee Reports: SSCR 2411 (WAM) HSCR 1246-20 (FIN)

Current Status: Jul=10 20 Passed Legislature

Section Affected: 235-2.3, 235-2.4, 236E-3

SB2993 HD2 (HSCR 1267-20)

RELATING TO COMMERCIAL DRIVER'S LICENSES.

Introduced by: Inouye L

Amends provisions relating to commercial driver's license qualification standards. Repeals provision that requires the director of transportation to adopt rules to establish a screening process, including approval by a licensed physician, for granting an intrastate waiver to persons who are not physically qualified under title 49 Code of Federal Regulations section 391.41(b)(3). Amends provisions relating to title 49 Code of Federal Regulations sections. -- SB2993 HD2

Committee Reports: SSCR 2538 (TRS) SSCR 3141 (JDC) HSCR 1117-20 (TRN) HSCR 1267-20 (JUD)

Current Status: Jul=10 20 Passed Legislature

Section Affected: 286-236

SB3054 SD2 HD1 (HSCR 1231-20)

RELATING TO FIREARM REGISTRATION.

Introduced by: Rhoads K

Amends provisions relating to registration, mandatory, exceptions. Requires every person who permanently moves firearms out of the State to contact and notify the county

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police department in the county where the firearms are registered about the removal of the firearms within 5 days of the removal from the State. Provides that any person who fails to timely notify the appropriate police department to be subject to a civil penalty of 100 dollars per firearm. -- SB3054 HD1

Committee Reports: SSCR 2488 (PSM) SSCR 3255 (JDC) HSCR 1231-20 (PVM/JUD/)

Current Status: Jul=08 20 Passed Legislature

Section Affected: 134-3

SB3080 SD3 HD1 (HSCR 1192-20)

RELATING TO THE JUDICIARY.

Introduced by: Keith-Agaran G

Judiciary supplemental appropriations Act of 2020. Appropriations to the judiciary for the 2019 - 2021 fiscal biennium. Amends Act 38, session laws of 2019, relating to the judiciary budget, by requiring the judiciary beginning on the effective date of this Act to submit a weekly report to the legislature that includes the following information for all inmates released pursuant to supreme court orders entered in SCPW-20-0000200 and SCPW-20-0000213; the inmate's name; the inmate's release date; the correctional center or facility where the inmate was released from; the inmate's criminal status before release, for example felony probationer, misdemeanor, or petty misdemeanor; any objections made to the inmate's release; the inmate's verified residence address at the time of release; the inmate's current verified residence address or homeless status; the conditions of supervised release; the name of the person or agency that is responsible for supervising the inmate upon release; and if a released inmate is subsequently arrested, the inmate's arrest record following release. Requires the information provided pursuant to this provision to be updated in each subsequent report to reflect the inmate's current status, including any changes to the inmate's current verified residence address or homeless status and if a released inmate is subsequently arrested, the inmate's arrest record following release. (\$\$) (COVID-19, COVID 19, coronavirus) -- SB3080 HD1

Committee Reports: SSCR 2683 (JDC) SSCR 3304 (WAM) - filed FLOOR AMENDMENT 2 HSCR 1192-20 (FIN)

Current Status: May-21 20 Received by the Governor

Section Affected: ACT 38 2019, (1 SECTION), (1 SECTION), ACT 195 2017, ACT 26 2018, (1 SECTION), ACT 61 2011, ACT 107 2012, (1 SECTION), ACT 169 2007, ACT 102 2008

SB3103 SD2 HD2 (HSCR 1276-20)

RELATING TO A SCHOOL FACILITIES AGENCY.

Introduced by: Kouchi R, Kidani M, Kanuha D, Gabbard M, Riviere G, Shimabukuro M, Fevella K, Thielen L, Inouye L, Ihara L, Kahele K, English J, Kim D, Keohokalole J, Ruderman R, Keith-Agaran G, Nishihara C, Baker R, Moriwaki S, Wakai G, Chang S

Establishes provisions relating to school facilities agency. Establishes the agency which shall be a body corporate and public instrumentality of the State within the department of education. Requires the governor to appoint an executive director exempt from provisions relating civil service law and to selection and terms of members of boards and commissions. Requires the agency to be responsible for school development, planning, and construction, related to capital improvement projects assigned by the legislature, governor, or board of education. Requires the agency to act as its procurement officer. Requires any award of a contract for construction to be subject to the requirements of provisions relating to competitive sealed bidding; provided that the agency shall give preference to construction bids submitted by a contractor or subcontractor domiciled within the State. -- Establishes a school facilities board to advise the agency on policies relating to public school development, planning, and construction within the jurisdiction of the agency. Allows the board to form workgroups and subcommittees, including with individuals who are not school facilities board members, to obtain resource information from construction and education professionals and other individuals as deemed necessary by the school facilities board; make recommendations to the school facilities board; and perform other functions as deemed necessary by the school facilities board to fulfill its duties and responsibilities. Prohibits a member of the school facilities board to have any financial interest in any entity that bids on projects authorized by the agency. Prohibits an individual to be appointed as a member of the school facilities board less than 1 year after the individual, or an entity having a financial interest owned by the individual, has submitted a bid on a project of the agency. Provides that if state lands under the control and management of another department are required by the agency for its purposes, the department having the control and management of those required lands, upon request by the agency and with the approval of the governor, may convey or lease those lands to the agency upon terms and conditions as may be agreed to by

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the parties; provided that any lands for which the department currently holds title that are agreed to be transferred shall be transferred to the agency no later than January 1, 2021. -- Establishes provisions relating to the school facilities special fund. Requires the agency to establish and appropriately name subaccounts within the fund to accept deposits of revenues from school impact fees. Provides that subject to standards of conduct law, but any law to the contrary notwithstanding, the governor may authorize expenditures from the special fund of any donation, grant, bequest, and devise of money from any private institution, person, firm, or corporation for the purposes of funding the salaries of the executive director and any officers, agents, and employees of the agency. Provides that if all or any portion of any salary of the executive director or any officer, agent, or employee of the agency is funded pursuant to this subsection, the agency shall submit a report to the legislature detailing the use of any funds authorized under this provision no later than twenty days prior to the convening of the next regular session following the expenditure authorization. Allows the agency to transfer any other unencumbered or unrestricted moneys received in the form of grants and donations for school development, planning, or construction to the school facilities special fund. Report to the director of finance. Provides that within the school facilities special fund there shall be established such accounts and subaccounts as may be necessary from time to time in order to ensure compliance with the Internal Revenue Code, as amended. Annual report to the legislature, governor, and board of education. -- Amends provisions relating to financing agreements. Repeals exception that the department of education may enter into a financing agreement in accordance with provisions relating to state educational facilities improvement special fund with the concurrence of the director of finance and with the approval of the attorney general as to form and legality. -- Amends provisions relating to requirements of disclosure. Requires the members of the school facilities board appointed by the governor to file annually with the state ethics commission a disclosure of financial interests. -- Repeals provisions relating to the state educational facilities improvement special fund. -- Establishes 7 full time equivalent (7.0 FTE) administrative positions, exempt from civil service law, for the school facilities agency. -- Requires any remaining balance in the state educational facilities improvement special fund at the time of repeal, to be transferred into the school facilities special fund. Provides that sections 302A-1602, 302A-1603, 302A-1604, 302A-1605, 302A-1606, 302A-1607, 302A-1609, 302A-1610, 302A-1611, and 302A-1612, Hawaii Revised Statutes, are amended by substituting the word agency, or similar term, wherever the word department, department of education, or similar term, appears, as the context requires. -- Prohibits this Act to be construed to transfer the department of education office of facilities and operation, including the facilities maintenance branch and auxiliary services branch and any general fund and position appropriations, to the school facilities agency. -- Provides that the development, planning, oversight, management, and responsibility of the capital improvement projects authorized by Act 155, session laws of 2013; Act 115, session laws of 2015; Act 206, session laws of 2017; Act 210, session laws of 2018; and Act 272, session laws of 2019, are hereby transferred to the school facilities agency. Requires the school facilities agency to collaborate with the department of education and submit a report to the legislature. -- SB3103 HD2

Committee Reports: SSCR 2878 (EDU) SSCR 3069 (WAM) HSCR 1215-20 (LHE)  
HSCR 1276-20 (FIN)

Current Status: Jul=10 20 Passed Legislature

Section Affected: 302A- (7 SECTIONS) SCHOOL FACILITIES AGENCY, 37D-2,  
84-17, 36-32, 302A-1602, 302A-1603, 302A-1604, 302A-1605,  
302A-1606, 302A-1607, 302A-1609, 302A-1610, 302A-1611,  
302A-1612

SB3117 SD1 HD2 (HSCR 1263-20)

RELATING TO HOMELESSNESS.

Introduced by: Ruderman R, Moriwaki S, Riviere G

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 (sunset) for the emergency department homelessness assessment pilot program and the medical respite pilot program to June 30, 2021. Provides that funds appropriated or authorized by this provision that are not expended or encumbered by June 30, 2019, shall lapse as of June 30, 2021. -- SB3117 HD2

Committee Reports: SSCR 2373 (HMS) SSCR 3189 (WAM) HSCR 1124-20 (HSH)  
HSCR 1263-20 (FIN)

Current Status: Jul=10 20 Passed Legislature

Section Affected: ACT 209 2018, ACT 128 2019

## SENATE BILLS THAT PASSED THE LEGISLATURE

- SB3119 SD1 HD2 (HSCR 1257-20) RELATING TO STATUTORY REVISION: AMENDING OR REPEALING VARIOUS PROVISIONS OF THE HAWAII REVISED STATUTES OR THE SESSION LAWS OF HAWAII FOR THE PURPOSES OF CORRECTING ERRORS AND REFERENCES, CLARIFYING LANGUAGE, OR DELETING OBSOLETE OR UNNECESSARY PROVISIONS.  
Introduced by: Kouchi R (BR)  
Amends or repeals various provisions of the Hawaii revised statutes and the session laws of Hawaii for the purpose of correcting errors, clarifying language, correcting references, and deleting obsolete or unnecessary provisions. -- SB3119 HD2  
Committee Reports: SSCR 3031 (JDC) HSCR 1195-20 (JUD) HSCR 1257-20 (FIN)  
Current Status: Jul=10 20 Passed Legislature  
Section Affected: 14-24, 87A-42, 128B-1, 201-113, 235-2.3, 261-12, 261-13, 261-16, 261-17.5, 261-31, 261-32, 261-53, 262-11, 263A-1, 264-26, 266-21.4, 266-24.1, 266-51, 266-55, 269-54, 271-4, 271G-5, 271G-6, 273-3, 281-42, 281-104, 281-111, 286-2, 286-47.5, 286-53, 286-203, 286-236, 286-240, 286-241, 287-9, 287-12, 287-40, 291-11.5, 291-11.6, 291-33, 291-35, 291C-1, 291C-103, 291E-61.5, 302A-450, 302L-7, 321-14.5, 329-14, 329D-22, 393-7, 431:2-201.5, 431:3-401, 431:6-602, 431:10A-115.5, 431:10A-206.5, 431:10B-108, 431M-1, 432:1-602.5, 467B-11.5, 514B-146.5, 587D-1
- SB3139 SD1 HD1 (HSCR 1194-20) RELATING TO THE STATE BUDGET.  
Introduced by: Keith-Agaran G  
Authorizes the director of finance to issue general obligation bonds for deposit into the rental housing revolving fund; provided that the appropriation made for the capital improvement project authorized by this provision shall not lapse at the end of the fiscal year for which the appropriation is made; provided further that all moneys from the appropriation unencumbered as of June 30, 2022, shall lapse as of that date. -- Provides that on May 28, 2020, the director of finance is authorized to transfer from the rental housing revolving fund to the emergency and budget reserve fund a specified sum. -- Amends Act 268, session laws of 2019, which establishes provisions relating to stadium development district, by repealing the appropriation to the Hawaii community development authority for the establishment and development of the stadium development district for public use. -- Amends Act 268, session laws of Hawaii 2019, which establishes provisions relating to stadium development district, by authorizing the director of finance to issue general obligation bonds to the Hawaii community development authority for the stadium development district; provided that the appropriation made for the capital improvement project authorized by this section shall not lapse at the end of the fiscal year for which the appropriation is made; provided further that all moneys from the appropriation unencumbered as of June 30, 2022, shall lapse as of that date. -- Provides that on May 28, 2020, appropriates a specified sum to be deposited into the emergency and budget reserve fund. -- Provides that on May 28, 2020, the director of finance is authorized to transfer from the mental health and substance abuse special fund to the emergency and budget reserve fund a specified sum. -- Provides that on May 28, 2020, the director of finance is authorized to transfer from the Hawaii tobacco settlement special fund to the emergency and budget reserve fund a specified sum. -- Provides that on May 28, 2020, appropriates a specified sum to be deposited into the emergency and budget reserve fund. (\$\$) (COVID-19, COVID 19, coronavirus) -- SB3139 HD1  
Committee Reports: SSCR 3011 (WAM) HSCR 1194-20 (FIN)  
Current Status: May-21 20 Received by the Governor  
Jul-06 20 Approved by Governor (Act 4 2020 + vetoed item)  
Section Affected: ACT 268 2019
- SB3158 SD1 HD1 (HSCR 1266-20) RELATING TO MOTOR VEHICLES.  
Introduced by: Kim D, Kidani M  
Establishes provisions relating to counterfeit air bags. Prohibits a person to intentionally or knowingly manufacture, import, install, reinstall, distribute, sell, or offer for sale any counterfeit supplemental restraint system component, nonfunctional air bag, or air bag that does not meet federal safety requirements with the intent that such device replace an air bag in any air bag required motor vehicle. Further prohibits a person to intentionally or knowingly sell, offer for sale, install, or reinstall in an air bag required motor vehicle any device that causes the air bag required motor vehicle's diagnostic systems to fail to warn that; an air bag is not installed; or the air bag required motor

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vehicle is equipped with a counterfeit supplemental restraint system component; nonfunctional air bag; or an air bag that does not meet federal safety requirements, or that no air bag is installed. Makes it a class C felony. -- SB3158 HD1

Committee Reports: SSCR 2758 (TRS/ PSM/) SSCR 3129 (JDC) HSCR 1112-20 (TRN) HSCR 1266-20 (JUD)

Current Status: Jul=10 20 Passed Legislature

Section Affected: 286- (1 SECTION) COUNTERFEIT AIR BAGS



## HOUSE BILLS THAT PASSED THE LEGISLATURE

HB0117 SD1 (SSCR 3499)

RELATING TO STATE FUNDS.

Introduced by: Luke S

Provides that notwithstanding any law to the contrary and notwithstanding the legislature not disapproving the commission on salaries' recommendation for salary increases by adoption of a concurrent resolution in 2019, beginning on July 1, 2020, and continuing through June 30, 2021, the annual salaries of the governor, lieutenant governor, justices and judges of all state courts, administrative director of the State or an equivalent position, and department heads or executive officers and the deputies or assistants to the department heads or executive officers of the departments of accounting and general services; agriculture; the attorney general; budget and finance; business, economic development, and tourism; commerce and consumer affairs; defense; hawaiian home lands; health; human resources development; human services; labor and industrial relations; land and natural resources; public safety; taxation; and transportation, shall remain at the salary rate as of June 30, 2020; provided that on July 1, 2021, the salaries of these positions shall be adjusted pursuant to the salary recommendations of the commission on salaries to the level they would have been on July 1, 2021, without the delay under this Act; provided further that the salary recommendations of the commission on salaries for these positions effective July 1, 2022, and each year thereafter through July 1, 2024, shall become effective on that date in accordance with the recommendations. -- Provides that notwithstanding any law to the contrary and notwithstanding the legislature not disapproving the commission on salaries' recommendation for salary increases by adoption of a concurrent resolution in 2019, beginning on January 1, 2021, and continuing through June 30, 2021, the annual salaries of members of the legislature shall remain at the salary rate as of June 30, 2020; provided that on July 1, 2021, the salaries of the legislators shall be adjusted pursuant to the salary recommendations of the commission on salaries to the level they would have been on January 1, 2021, without the delay under this Act; provided further that the salary recommendations of the commission on salaries for legislators effective January 1, 2022, and each year thereafter through January 1, 2024, shall become effective on that date in accordance with the recommendations. -- Prohibits this provision to be enforced to the extent that it is preempted by federal law. (COVID-19, COVID 19, coronavirus) -- HB0117 SD1

Committee Reports: HSCR 924 (FIN) SSCR 3499 (WAM)

Current Status: May-21 20 Received by the Governor

Jul-06 20 Approved by Governor (Act 2 2020)

HB0285 HD1 SD2 CD1 (CCR 3-20)

RELATING TO PUBLIC SAFETY.

Introduced by: Nishimoto S

Amends provisions relating to reports to legislature under the public safety law. Requires the chief of each county police department to disclose in an annual report to the legislature the identity of the police officer upon the police officer's suspension or discharge. -- Amends provisions relating to significant privacy interest; examples under the uniform practices act (modified). Repeals a provision that provides that significant privacy interest does not apply to a county police department officer except in a case which results in discharge of the officer. -- Amends provisions relating to powers and duties of the board. Requires the law enforcement standards board to; have the authority to revoke certifications; and review and recommend statewide policies and procedures relating to law enforcement, including the use of force. -- Amends Act 220, session laws of 2018, which establishes the law enforcement standards law, by requiring the law enforcement standards board to finalize its standards and certification process by December 31, 2021. -- HB0285 CD1

Committee Reports: HSCR 448 (LAB) HSCR 1184 (JUD) SSCR 1408 (PSM) SSCR 1906 (JDC) CCR 3-20

Current Status: Jul-06 20 Received by the Governor

Section Affected: 52D-3.5, 92F-14, 139-3, ACT 220 2018

HB0361 HD1 SD2 (SSCR 3399)

RELATING TO EMOLUMENTS.

Introduced by: Saiki S

Establishes provisions relating to county mayors; outside employment and emoluments prohibited. Beginning November 1, 2022, as of the 61st calendar day after election or appointment to office, it shall be unlawful for each county mayor, while holding that office, to maintain any other employment, maintain a controlling interest in a business, or receive any emolument. Provides that where a mayor has a controlling interest in a business, in order to comply with this provision, the mayor may transfer the interest to a blind trust within 61 days of election or appointment. Defines emolument to mean any

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salary, fee, payment, wage, earning, allowance, stipend, honorarium, or reward; provided that emolument does not include the salary or benefits for service as a county mayor or any pension income; retirement income; social security payment; non controlling ownership of stocks, mutual funds, or real estate; rental income; or other form of passive income. -- Establishes provisions relating to governor; outside employment and emoluments prohibited. Beginning November 1, 2022, as of the 61st calendar day after election or appointment to office, it shall be unlawful for the governor, while holding that office, to maintain any other employment, maintain a controlling interest in a business, or receive any emolument. Provides that where a governor has a controlling interest in a business, in order to comply with this provision, the governor may transfer the interest to a blind trust within 61 days of election or appointment. -- Requires any mayor in office on November 1, 2022, to comply with provisions relating to county mayors; outside employment and emoluments prohibited of this Act within 61 days. -- HB0361 SD2  
Committee Reports: HSCR 957 (JUD) SSCR 1363 (GVO) SSCR 3399 (JDC)  
Current Status: Jul-02 20 Received by the Governor  
Section Affected: 78- (1 SECTION), 84- (1 SECTION)

HB1346 HD2 SD2 (SSCR 3764)

RELATING TO EARLY CHILDHOOD EDUCATION.  
Introduced by: Woodson J, Mizuno J, Todd C, Takumi R, Tarnas D, Gates C, Kitagawa L, Wildberger T, Ichiyama L, Morikawa D, Lee C, DeCoite L  
Amends provisions relating to exclusion from school. Exempts application to children participating in the executive office on early learning public prekindergarten (pre kindergarten, pre-kindergarten) program. -- Amends provisions relating to executive office on early learning public prekindergarten program; public preschools. Requires all processes involved in implementation of this provision related to students having special needs to comply with federal law. Requires the office to prohibit the use of suspension in the program due to a child's behavior and that a temporary suspension may be used when there is a serious safety threat as determined by the administrator of the school. Further requires the office to prohibit the permanent removal of a student from the program due to a child's behavior; provided that when a child exhibits persistent and serious challenging behaviors, the administrator of the school shall consult with the office on how to address the behaviors. -- HB1346 SD2  
Committee Reports: HSCR 66 (LHE) HSCR 768 (JUD) HSCR 1101 (FIN) SSCR 1294 (EDU/ JDC/) SSCR 3764 (WAM)  
Current Status: Jul-10 20 Passed Legislature  
Section Affected: 302A-1134, 302L-7

HB1352 HD2 SD1 (SSCR 3765)

RELATING TO THE DEPARTMENT OF THE ATTORNEY GENERAL OPERATING BUDGET.  
Introduced by: Lee C  
Appropriation out of the DNA registry special fund to the department of the attorney general to be deposited into the medicaid investigations recovery fund. (\$\$) -- HB1352 SD1  
Committee Reports: HSCR 491 (JUD) HSCR 1278 (FIN) SSCR 1293 (JDC) SSCR 3765 (WAM)  
Current Status: Jul-10 20 Passed Legislature

HB1523 HD1 SD2 (SSCR 3779)

RELATING TO THE DEPARTMENT OF EDUCATION BUDGET.  
Introduced by: Woodson J, Luke S  
Provides that of the amount appropriated by section 37 of Senate Bill No. 126, S.D. 1, H.D. 1, C.D. 1, to the office of the governor to be used for eligible programs pursuant to Public Law 116-136 and associated guidance issued by appropriate federal agencies, the sum of 6,400,000 dollars or so much thereof as may be necessary for fiscal year 2020-2021 shall be used for the purposes of covering the costs of devices for schools having identified needs and student populations of 50 per cent or greater who qualify to receive free or reduced price lunch for the period from July 1, 2020, to December 30, 2020. (\$\$) (COVID-19, COVID 19, coronavirus) -- HB1523 SD2  
Committee Reports: HSCR 725 (LHE) HSCR 1040 (FIN) SSCR 1520 (EDU) SSCR 3779 (WAM)  
Current Status: Jul-10 20 Passed Legislature

HB1620 HD2 SD2 (SSCR 3757)

RELATING TO THE ADMINISTRATION OF JUSTICE.  
Introduced by: San Buenaventura C, Lee C, Takayama G, Belatti D  
Establishes provisions relating to proceedings for defendants charged with misdemeanors and petty misdemeanors not involving violence or attempted violence;

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criminal justice diversion program. Provides that in cases where the defendant is charged with a misdemeanor or petty misdemeanor not involving violence or attempted violence, if, at the hearing held or at a further hearing held after the appointment of an examiner the court determines that the defendant is fit to proceed, then the proceedings against the defendant shall resume. Provides that in all other cases where fitness remains an outstanding issue, the court shall continue the suspension of the proceedings and commit the defendant to the custody of the director of health to be placed in a hospital or other suitable facility for further examination and assessment. Provides that within 7 days from the commitment of the defendant to the custody of the director of health, or as soon thereafter as is practicable, the director of health shall report to the court on the defendant's current capacity to understand the proceedings against defendant and defendant's current ability to assist in defendant's own defense. Provides that if, following the report, the court finds defendant fit to proceed, the proceedings against defendant shall resume. Provides that in all other cases, the court shall dismiss the charge with or without prejudice in the interest of justice. Allows the director of health to at any time proceed under the provisions relating to involuntary hospitalization criteria or provisions relating to criteria for assisted community treatment. -- Amends provisions relating to examination of defendant with respect to physical or mental disease, disorder, or defect excluding fitness to proceed. Provides that whenever there is reason to doubt the defendant's fitness to proceed, the court may immediately suspend all further proceedings in the prosecution; provided that for any defendant not subject to an order of commitment to the director of health for the purpose of the examination, neither the right to bail nor proceedings pursuant to provisions relating to bail; bond to keep the peace law shall be suspended. Provides that upon suspension of further proceedings in the prosecution; in cases where the defendant is charged with a petty misdemeanor not involving violence or attempted violence, if a court based certified examiner is available, the court shall appoint the court based certified examiner to examine and provide an expedited report solely upon the issue of the defendant's capacity to understand the proceedings against the defendant and defendant's ability to assist in the defendant's own defense. Requires the court based certified examiner to file the examiner's report with the court within 2 days of the appointment of the examiner, or as soon thereafter is practicable. Requires a hearing to be held to determine if the defendant is fit to proceed within 2 days of the filing of the report, or as soon thereafter as is practicable. Provides that upon suspension of further proceedings in the prosecution; in all other nonfelony cases, and where a court based certified examiner is not available in cases under this provision, the court shall appoint 1 qualified examiner to examine and report upon the defendant's fitness to proceed. Allows the court to appoint as the examiner either a psychiatrist or a licensed psychologist designated by the director of health from within the department of health. Provides that upon suspension of further proceedings in the prosecution; in felony cases, the court shall appoint 3 qualified examiners to examine and report upon the defendant's fitness to proceed. Requires the court to appoint as examiners psychiatrists, licensed psychologists, or qualified physicians; provided that 1 of the 3 examiners shall be a psychiatrist or licensed psychologist designated by the director of health from within the department of health. Requires the report of the examination for fitness to proceed to include a diagnosis of the physical or mental condition of the defendant. -- Amends provisions relating to effect of finding of unfitness to proceed and regained fitness to proceed. Provides that when the defendant is charged with a petty misdemeanor not involving violence or attempted violence, the defendant shall be diverted from the criminal justice system pursuant to provisions relating to proceedings for defendants charged with misdemeanors and petty misdemeanors not involving violence or attempted violence; criminal justice diversion program. Provides that the release on conditions of a defendant charged with a misdemeanor not involving violence or attempted violence shall continue for no longer than 120 days. -- Amends provisions relating to examination of defendant with respect to physical or mental disease, disorder, or defect excluding penal responsibility. Provides that whenever there is reason to believe that the physical or mental disease, disorder, or defect of the defendant will or has become an issue in the case, the court may enter into an agreement with the parties at any stage of the proceeding to divert the case into an evaluation of the defendant, treatment of the defendant, including residential or rehabilitation treatment; or any other course or procedure, including diversion into specialized courts. Allows such agreements to include in court clinical evaluations. Amends the requirements for appointing qualified examiners to perform examinations for penal responsibility. Removes the provision that prohibits the examination for penal responsibility to be ordered more than 30 days after a finding of fitness to proceed when the examinations are separate. Report to the legislature. -- HB1620 SD2

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Committee Reports: HSCR 54-20 (HLT) HSCR 989-20 (JUD) SSCR 3660 (CPH)  
SSCR 3757 (JDC)  
Current Status: Jul-10 20 Passed Legislature  
Section Affected: 704- (1 SECTION), 704-404, 704-406, 704-411, 704-414,  
704-407.5

HB1631 SD1 (SSCR 3513)

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. Authorizes the issue of instruments of indebtedness in an amount that may be necessary to finance any permitted purpose under House Bill No. 2200, H.D. 1, S.D. 1 (2020) and section 13(3) of the Federal Reserve Act. (\$\$) (COVID-19, COVID 19, coronavirus) -- HB1631 SD1  
Committee Reports: HSCR 472-20 (FIN) SSCR 3513 (WAM)  
Current Status: Jun-23 20 Vetoed

HB1637 HD1 SD2 (SSCR 3780)

RELATING TO HEALTH.  
Introduced by: Mizuno J  
Amends provisions relating to civil monetary penalty special fund. Repeals 30,000 dollars limitation for moneys in the fund to be used during any fiscal year for the activities carried out by the department of health as approved by the Centers for Medicare and Medicaid Services. -- HB1637 SD2  
Committee Reports: HSCR 661-20 (HLT) HSCR 912-20 (FIN) SSCR 3475 (CPH)  
SSCR 3780 (WAM)  
Current Status: Jul-10 20 Passed Legislature  
Section Affected: 321-30.2

HB1659 HD3 SD1 (SSCR 3718)

RELATING TO HEALTH.  
Introduced by: Mizuno J  
Establishes provisions relating to customized patient medication package. Allows a pharmacy to provide a customized patient medication package to any person; provided that the pharmacy has obtained the consent of the patient, patient's caregiver, patient's guardian, or prescribing practitioner; and the consent is accompanied with the patient's current prescription; provided that the consent may be communicated in writing, orally, or by electronic transmission; provided further that the format of the consent shall be identified on the prescription record required to be maintained under provisions relating to record of prescriptions; and the customized patient medication package meets the requirements under provisions relating to drugs limited to dispensing on prescription. -- Amends provisions relating to schedule I. Adds 4-fluoroisobutyryl fentanyl or p a r a - f l u o r o i s o b u t y r y l f e n r a n y l [N-(4-fluorophenyl)-N-(1-phenethylpiperidin-4-yl)isobutyramide]; Acryl fentanyl or acryloylfentanyl [N-(1-phenethylpiperidin-4-yl)-N-phenylacrylamide]; and Ocfentanil [N-(2-fluorophenyl)-2-methoxy-N-(1-phenethylpiperidin-4-yl)acetamide] to the list of schedule I controlled substances. -- HB1659 SD1  
Committee Reports: HSCR 1-20 (HLT) HSCR 530-20 (HLT) HSCR 995-20 (CPC)  
SSCR 3718 (CPH)  
Current Status: Jul-10 20 Passed Legislature  
Section Affected: 328- (1 SECTION), 329-14

HB1661 HD3 SD2 (FLOOR  
AMENDMENT 10)

RELATING TO HEALTH.  
Introduced by: Mizuno J  
Establishes provisions relating to definitions under mental health, mental illness, drug addiction, and alcoholism. Defines behavioral health crisis center to mean a facility that is specifically designed and staffed to provide care, diagnosis, or treatment for persons who are experiencing a mental illness or substance use disorder crisis. -- Amends provisions relating to emergency examination and hospitalization. Requires a patient who is delivered for emergency examination and treatment to a psychiatric facility or a behavioral health crisis center to be provided an examination, which shall include a screening to determine whether the criteria for involuntary hospitalization listed in provisions relating to involuntary hospitalization criteria persists, by a licensed physician, medical resident under the supervision of a licensed physician, or advanced practice registered nurse without unnecessary delay, and shall be provided such treatment as is indicated by good medical practice. Provides if, after the examination, screening, and treatment, the licensed physician, medical resident under the supervision of a licensed

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physician, or advanced practice registered nurse determines that the involuntary hospitalization criteria persist, then a psychiatrist or advanced practice registered nurse who has prescriptive authority and who holds an accredited national certification in an advanced practice registered nurse psychiatric specialization shall further examine the patient to diagnose the presence or absence of a mental illness or substance use disorder, further assess the risk that the patient may be dangerous to self or others, and assess whether or not the patient needs to be hospitalized. Provides that if it is determined that hospitalization is not needed, an examination pursuant to provisions relating to examination for assisted community treatment indication shall be completed. Provides if, after examination, the licensed physician, psychiatrist, or advanced practice registered nurse with prescriptive authority and who holds an accredited national certification in an advanced practice registered nurse psychiatric specialization determines that the involuntary hospitalization criteria set forth in provisions relating to involuntary hospitalization criteria are not met or do not persist and the examination pursuant to provisions relating to examination for assisted community treatment indication, where required, has been completed, the patient shall be discharged expediently, unless the patient is under criminal charges, in which case the patient shall be returned to the custody of a law enforcement officer. Provides that if the psychiatrist or advanced practice registered nurse with prescriptive authority and who holds an accredited national certification in an advanced practice registered nurse psychiatric specialization who performs the emergency examination has reason to believe that the patient is; mentally ill or suffering from substance abuse; imminently dangerous to self or others; and in need of care or treatment, or both; the psychiatrist or advanced practice registered nurse with prescriptive authority and who holds an accredited national certification in an advanced practice registered nurse psychiatric specialization shall direct that the patient be hospitalized on an emergency basis or cause the patient to be transferred to another psychiatric facility for emergency hospitalization, or both. Provides if at any time during the period of emergency hospitalization the treating physician determines that the patient no longer meets the criteria for emergency hospitalization and the examination pursuant to provisions relating to examination for assisted community treatment indication has been completed, the physician shall expediently discharge the patient. Provides that if the patient is under criminal charges, the patient shall be returned to the custody of a law enforcement officer. Requires in any event, the patient to be released within 48 hours of the patient's admission to a psychiatric facility, unless the patient voluntarily agrees to further hospitalization, or a proceeding for court-ordered evaluation or hospitalization, or both, is initiated as provided in provisions relating to initiation of proceeding for involuntary hospitalization. -- HB1661 SD2

Committee Reports: HSCR 3-20 (HLT) HSCR 659-20 (HLT) HSCR 990-20 (JUD)  
SSCR 3719 (CPH) FLOOR AMENDMENT 10

Current Status: Jul-10 20 Passed Legislature

Section Affected: 334-1, 334-59

HB1673 HD1 SD1 (SSCR 3739)

RELATING TO THE STATE ETHICS CODE.

Introduced by: Saiki S

Amends provisions relating to fair treatment. 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 in accordance with provisions relating to requirements of disclosure and the rules of each house of the legislature. Requires the state ethics commission to adopt rules to effectuate the purposes of this provision, except that each house of the legislature shall adopt rules regarding the disclosure of the nature and extent of any interest or transaction that the legislator believes may be affected by the legislator's official action. Requires rules adopted by the state ethics commission to apply only until such time that each house of the legislature adopts its own rules. Provides that upon the passage of rules pursuant to this provision by either house of the legislature, the rules adopted by the state ethics commission shall be preempted by the rules of each respective house of the legislature. -- HB1673 SD1

Committee Reports: HSCR 684-20 (JUD) SSCR 3739 (JDC)

Current Status: Jul-10 20 Passed Legislature

Section Affected: 84-13

HB1676 HD1 SD2 (SSCR 3775)

RELATING TO HIGHWAY SAFETY.

Introduced by: Saiki S

Establishes the photo red light imaging detector systems law. Establishes the photo red light detector systems program to enforce the traffic control signal laws of the State, which may be implemented by the State or any county following completion of a pilot

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program in the city and county of Honolulu, on any state or county highways within the respective county. Requires nothing in this law to be deemed to supersede or override any provision of the adjudication of traffic infractions law. -- Establishes provisions relating to the pilot program. Establishes the photo red light imaging detector systems pilot program to enforce the traffic control signal laws of the State, which may be implemented by the city and county of Honolulu, in the major arterial zones on state or county highways, within that area in the city and county of Honolulu established as Honolulu Police Department Districts 1, 5, 6 and 7, as they existed on July 1, 2020. Requires the pilot project to operate for a minimum of 2 years, starting from the time the cameras become operational and summons or citations are 1st issued. -- Establishes provisions relating to county powers and duties. Allows the State or any county to establish and implement, in accordance with this law, a photo red light imaging detector system imposing monetary liability on the registered owner of a motor vehicle for failure to comply with traffic control signal laws. Allows the State or any county to provide for the; procurement, location, and oversight of a photo red light imaging detector system; and installation, operation, maintenance, and repair of the photo red light imaging detector system through a 3rd party contractor. Provides that if the State or a county establishes a red light imaging detector system under this law, the compensation paid by the State or county to a manufacturer or vendor of the equipment used shall be based upon the value of the equipment and services provided or rendered in support of the photo red light imaging detector system, and shall not be based upon a portion of the fine or civil penalty imposed or the revenue generated by the equipment. Establishes requirements for the system. Establishes the photo red light imaging detector systems program special fund which shall be administered by the department of transportation and into which shall be paid the revenues collected pursuant to this law. Provides that funds shall be expended by the department in the county in which the fine was imposed for the establishment, implementation, operation, oversight, repair, and maintenance of the system. -- Amends provisions relating to traffic control signal legend. Provides that whenever traffic is controlled by traffic control signals exhibiting different colored lights, or colored lighted arrows, successively 1 at a time or in combination, are actively monitored by an official photo red light imaging detector system, all registered owners of all motor vehicles in vehicular traffic at the intersection shall be held strictly liable for the motor vehicle's compliance with the traffic control signal, to the extent that registered owners may be cited and held accountable for non compliance via civil traffic infractions pursuant to this law. -- Amends provisions relating to penalties by adding photo red light imaging detector system fines. Changes fines. -- Report to the legislature. -- Appropriation out of the state highway fund to be deposited into the photo red light imaging detector systems special fund. Appropriation into and out of the photo red light imaging detector systems special fund to the department of transportation for purposes of establishing the photo red light imaging detector systems pilot program; and for the funding of 1 permanent full time (1.0 FTE) deputy prosecuting attorney position within the department of the prosecuting attorney of the city and county of Honolulu. (\$\$) -- HB1676 SD2

Committee Reports: HSCR 134-20 (TRN) HSCR 612-20 (JUD) HSCR 846-20 (FIN)  
SSCR 3699 (TRS) SSCR 3775 (JDC/ WAM/)

Current Status: Jul-10 20 Passed Legislature

Section Affected: (13 SECTIONS) PHOTO RED LIGHT IMAGING DETECTOR  
SYSTEMS, 291C-32, 291C-161, 291C-163, 291C-165, 291C-194

HB1678 HD1 SD1 (SSCR 3451)

RELATING TO MUSICAL PERFORMANCES.

Introduced by: Saiki S, Onishi R

Establishes provisions relating to the advertising of live musical performances law. Prohibits a person to advertise or conduct a live musical performance or production in the State through the use of a false, deceptive, or misleading affiliation, connection, or association between a performing group and a recording group. Establishes exceptions. Provides that each performance or production in violation of this provision constitutes a separate violation. Provides that if the attorney general has reason to believe that a person is advertising or conducting, or intends to advertise or conduct, a live musical performance or production in violation of this provision, the attorney general may bring an action in the name of the State against the person to restrain the violation by temporary or permanent injunction. Further provides that when a court issues a permanent injunction to restrain and prevent a violation of this provision the court may make additional orders or judgments as necessary to restore money or other property that may have been acquired because of a violation of this provision. Allows any party, or assignee, authorized agent, or licensee of that party, who is injured as a result of the

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person's violation of this provision to bring a civil action for appropriate legal and equitable relief, including injunctive relief, and for treble damages, reasonable attorney's fees, filing fees, and costs for the injured party. -- HB1678 SD1

Committee Reports: HSCR 144-20 (TIA) HSCR 973-20 (FIN) SSCR 3451 (CPH) SSCR 3747 (JDC)

Current Status: Jul-10 20 Passed Legislature

Section Affected: (5 SECTIONS) RELATING TO THE ADVERTISING OF LIVE MUSICAL PERFORMANCES

HB1698 HD1 SD1 (SSCR 3716)

RELATING TO COLLECTIVE BARGAINING.

Introduced by: Johanson A, Eli S

Amends provisions relating to appropriate bargaining units. Establishes collective bargaining unit 15 to include state and county ocean safety and water safety officers. -- HB1698 SD1

Committee Reports: HSCR 22-20 (LAB) HSCR 753-20 (FIN) SSCR 3716 (LCA/WAM/)

Current Status: Jul-10 20 Passed Legislature

Section Affected: 89-6, 89-11

HB1819 HD2 SD3 (FLOOR AMENDMENT 12)

RELATING TO HEMP.

Introduced by: Nakashima M, Creagan R, Lee C, Saiki S, Morikawa D, Thielen C

Establishes the hemp processors law. Establishes the hemp processor registry; application; removal from registry. Prohibits a person to process hemp without 1st obtaining a license to produce hemp, issued by the Secretary of the US Department of Agriculture pursuant to title 7 US Code section 1639q. Prohibits a person to process hemp without being registered by the department of health as a hemp processor pursuant to this provision and any rules adopted pursuant this law. Requires a person who intends to process hemp to apply to the department for registration on an application form created by the department. Requires in addition to the application form, each applicant to submit a non refundable application fee established by the department. Requires upon the department's receipt of a complete and accurate application and remittal of the application fee, the applicant to be registered and shall be issued a certificate of registration to process hemp. Requires the certificate of registration to be renewed annually by payment of the annual renewal fee to be determined by the department. Requires hemp processors to allow any member of the department, or any agent or 3rd party authorized by the department, to enter at reasonable times upon any private property in order to inspect, sample, and test the hemp processing area, hemp products, equipment, facilities incident to the processing or storage of hemp, and review all pertinent records. Allows the department to remove any person from the registry for failure to comply with any law or regulation under this law. -- Establishes provisions relating to hemp processing; hemp product sale and prohibitions; labeling. Prohibits hemp to be processed into hemp products, nor shall any hemp processor hold for processing or sale any hemp, unless lawfully obtained from a person approved or otherwise authorized by applicable federal, state or local law to cultivate hemp plants. Requires hemp and hemp products to be processed within an enclosed indoor facility secured to prevent unauthorized entry. Establishes prohibitions, including provisions that prohibits hemp to be processed within 500 feet of a pre existing playground, school, state park, state recreation area, residential neighborhood, hospital, or daycare facility; and prohibits hemp to be processed using butane in an open system where fumes are not contained or by use of any other method of processing the department determines poses a risk to health and safety. -- Establishes provisions relating to rulemaking; laboratory standards and testing; certification; and enforcement; penalty. Establishes provisions relating to Hawaii hemp processing special fund established. Establishes the fund into which shall be deposited; appropriations made by the legislature to the special fund; any income and capital gains earned by the fund; and any fees or fines collected by the department pursuant to this provision. Requires moneys in the fund to be used by the department for the following purposes; to establish and regulate a system of registering hemp processors; to fund positions and operating costs authorized by the legislature; and for any other expenditure necessary, consistent with this law, to implement the Hawaii hemp processing program. -- Establishes provisions relating to commercial hemp production. Requires it to be legal for an individual or entity to produce hemp, as defined in title 7 US Code section 1639o, if that individual or entity has a license to produce hemp, issued by the Secretary of the US Department of Agriculture pursuant to title 7 US Code section 1639q; provided that; any person convicted of a felony related to a controlled substance under state or federal law is prohibited from producing hemp, or

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being a key participant in an entity producing hemp, for a period of 10 years following the date of conviction; hemp shall not be grown outside of a state agricultural district; hemp shall not be grown within 500 feet of pre existing real property comprising a playground, childcare facility, or school; provided that this restriction shall not apply to an individual or entity licensed to grow hemp in those areas under the State industrial hemp pilot program prior to the effective date of this Act; hemp shall not be grown within 500 feet of any pre existing house, dwelling unit, residential apartment, or other residential structure that is not owned or controlled by the license holder; provided that this restriction shall not apply to an individual or entity licensed to grow hemp in those areas under the State industrial hemp pilot program prior to the effective date of this Act; and hemp shall not be grown in any house, dwelling unit, residential apartment, or other residential structure. Allows an individual or entity licensed to produce hemp to transport hemp within the state to a facility authorized by law to process hemp or to another licensed producer's grow area, provided that; the hemp to be transported has passed all compliance testing required by the US Department of Agriculture; and the transportation has been authorized by the department. Allows an individual or entity licensed to produce hemp to export hemp; provided that; the hemp to be exported has passed all compliance testing required by the US Department of Agriculture; and the licensed producer complies with all laws relating to the exportation of hemp, including state and federal laws and the laws of the state or country of import. Establishes fines and penalties. Provides that for any judicial proceeding to recover an administrative penalty imposed by order or to enforce a cease and desist order against a hemp producer, the department may petition any court of appropriate jurisdiction and need only show that; notice was given; a hearing was held or the time granted for requesting a hearing has expired without such a request; the administrative penalty was imposed on the individual or entity producing hemp; and the penalty remains unpaid or the individual or entity continues to produce hemp. -- Establishes provisions relating to rulemaking authority. Requires the department of agriculture to adopt rules to effectuate the purpose of this provision, including any rules necessary to address any nuisance issues, including smell, noise, and excessive lighting arising out of the activities of hemp growers licensed under the State's industrial hemp pilot program who grow hemp within areas prohibited. Requires no later than September 30, 2020, the department of agriculture shall 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 through June 30, 2022, or until rules are adopted pursuant to this provision, whichever occurs sooner. -- Amends provisions relating to definitions under the uniform controlled substances act and definitions of terms in this part under offenses against public health and morals. Defines hemp to mean all parts of the plant *cannabis sativa* L., whether growing or not, including the seeds thereof and all derivatives, extracts, cannabinoids, isomers, acids, salts, and salts of isomers, with a delta-9-tetrahydrocannabinol concentration of not more than 0.3 per cent on a dry weight basis, as measured post-decarboxylation or other similarly reliable methods. Redefines marijuana to exclude hemp that is in the possession, custody, or control of an individual or entity that holds a license to produce hemp, issued by the Secretary of the US Department of Agriculture pursuant to title 7 US Code section 1639q; hemp that is in the possession, custody, or control of a person or entity that is authorized under state law to process hemp; and a product containing or derived from hemp that; does not include any living hemp plants, viable seeds, leaf materials, or floral materials; and has a delta-9-tetrahydrocannabinol concentration of not more than 0.3 per cent on a dry weight basis, as measured post-decarboxylation or other similarly reliable methods. Redefines marijuana concentrate to exclude; hemp that is in the possession, custody, or control of an individual or entity that holds a license to produce hemp, issued by the Secretary of the US Department of Agriculture pursuant to title 7 US Code section 1639q; or a product containing or derived from hemp, including any product containing 1 or more hemp-derived cannabinoids such as cannabidiol, that; does not include any living hemp plants, viable seeds, leaf materials, or floral materials; and has a delta-9-tetrahydrocannabinol concentration of not more than 0.3 per cent, as measured post-decarboxylation or other similarly reliable methods. -- Amends Act 228, session laws of 2016, Session Laws of Hawaii 2016, which established the industrial hemp pilot program, by changing the repeal date to October 31, 2020 (sunset). -- Repeals Act on June 30, 2022 and reenacts specific definitions. (COVID-19, COVID 19, coronavirus) -- HB1819 SD3

Committee Reports: HSCR 185-20 (AGR) HSCR 622-20 (JUD) HSCR 688-20 (FIN)  
SSCR 3678 (AEN/ CPH/) SSCR 3776 (JDC/ WAM/) - filed  
FLOOR AMENDMENT 12



## HOUSE BILLS THAT PASSED THE LEGISLATURE

Current Status: Jul-10 20 Passed Legislature  
Section Affected: (7 SECTIONS) HEMP PROCESSORS, 141- (2 SECTIONS)  
COMMERCIAL HEMP PRODUCTION, 329-1, 712-1240, ACT  
228 2016

HB1846 HD2 SD2 (SSCR 3781)

### RELATING TO ENERGY EFFICIENCY.

Introduced by: Lowen N, Todd C, Ohno T, Mizuno J, Quinlan S, McKelvey A, Wildberger T, Takayama G, DeCoite L, San Buenaventura J, Luke S, Nakashima M, Johanson A, Kobayashi B, Takumi R, Tarnas D, Perruso A, Ichiyama L

Establishes provisions relating to energy efficiency implementation for state facilities. Requires all state facilities to implement all cost effective energy efficiency measures or enter into performance contracts for the implementation of all cost effective energy efficiency measures as follows; beginning on January 1, 2022, for all state facilities that have not implemented provisions relating to energy retrofit and performance contracting for public facilities since 2010; and beginning on January 1, 2024, for all other state facilities; provided that the simple payback period shall not exceed the performance period of the contract. Exempts state facilities having an area under 10,000 square feet and facilities at Aloha Stadium from the requirements of this provision. -- Establishes provisions relating to utility bills and energy usage data; state owned facilities. Requires the Hawaii state energy office to collect all utility bill and energy usage data for state owned facilities monthly and shall make this information available in a publicly accessible format. -- Amends provisions relating to energy retrofit and performance contracting for public facilities. Allows agencies that perform energy efficiency retrofitting to continue to receive budget appropriations for energy expenditures at an amount that accounts for any costs for contracts or debt service for the implementation and management of energy efficiency measures. -- Amends provisions relating to design of state buildings. Provides that beginning July 1, 2020, where feasible and cost effective, the design of all new state building construction shall; maximize energy and water efficiency measures; maximize energy generation potential; and use building materials that reduce the carbon footprint of the project. -- HB1846 SD2

Committee Reports: HSCR 244-20 (EEP) HSCR 573-20 (LAB) HSCR 717-20 (FIN)  
SSCR 3662 (EET/ GVO/) SSCR 3781 (WAM)

Current Status: Jul-10 20 Passed Legislature  
Section Affected: 196- (2 SECTIONS), 36-41, 107-27

HB1854 HD1 SD1 (SSCR 3439)

### RELATING TO LITTLE FIRE ANTS.

Introduced by: Lowen N, Takumi R, Lee C, Nakamura N

Amends provisions relating to control or eradication programs. Provides that the department of agriculture, in conjunction with the Hawaii ant lab, may identify best practices for the treatment of little fire ants; and shall post on its website any best practices identified for the treatment of little fire ants. -- Amends provisions relating to prohibited acts under Hawaii pesticides law. Makes it unlawful to apply a pesticide in a manner that may defeat the purpose of this law or provisions relating to control or eradication programs. -- Amend provisions relating to pesticide use revolving fund; pesticide training. Requires moneys in the pesticide use revolving fund to be expended by the department to establish pesticide training workshops and educational programs, including, but not limited to, eradication and control programs for pests designated, using the best available technology and best practices in a manner consistent with state and federal law. -- HB1854 SD1

Committee Reports: HSCR 607-20 (EEP) HSCR 720-20 (FIN) SSCR 3439 (AEN)  
SSCR 3731 (CPH)

Current Status: Jul-10 20 Passed Legislature  
Section Affected: 141-3.5, 149A-11, 149A-13.5

HB1912 HD1 SD1 (SSCR 3668)

### RELATING TO THE PACIFIC INTERNATIONAL SPACE CENTER FOR EXPLORATION SYSTEMS.

Introduced by: Nakashima M, Brower T, Lee C, McKelvey A, Lowen N, Tarnas D, Saiki S, Luke S, Johanson A, Onishi R

Amends provisions relating to Pacific international space center for exploration systems. Places the space center within the department of business, economic development, and tourism. -- Amends provisions relating to Pacific international space center for exploration systems; board of directors; establishment; duties. Changes the membership of the board of directors of the space center by repealing the executive director of the space center and by including the chancellor of the university of Hawaii at Hilo. Provides that 6 members from government, industry, and academia, both national and international,

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with appropriate professional interests and backgrounds, shall be subject to provisions relating to selection and terms of members of boards and commissions. Requires the board to appoint an executive director to the space center who shall be exempt from civil service law. -- Amends provisions relating to Pacific international space center for exploration systems; reporting requirement. Requires the space center to submit an annual report to the legislature that includes specified information. -- Provides that beginning in fiscal year 2021-2022, the department of business, economic development, and tourism shall establish the Pacific international space center for exploration systems as a separate line item within the department's budget. Requires exempt positions to be created within this separate line item to match any current position of the Pacific international space center for exploration that exists on the effective date of this Act pursuant to the current contract with the research corporation of the university of Hawaii. Requires these positions to be filled pursuant to provisions relating to Pacific international space center for exploration systems. Provides that upon the expiration of the existing operating contract between the Pacific international space center for exploration systems and the research corporation of the university of Hawaii, all rights, powers, functions, duties, and employees of the Pacific international space center for exploration systems that are under contract on the effective date of this Act with the research corporation of the university of Hawaii are transferred to the department of business, economic development, and tourism. -- HB1912 SD1

Committee Reports: HSCR 597-20 (EDB/ LAB/) HSCR 707-20 (FIN) SSCR 3668 (EET) SSCR 3782 (WAM)

Current Status: Jul-10 20 Passed Legislature

Section Affected: 201-76, 201-77, 201-80

HB1929 HD2 SD2 (SSCR 3784)

RELATING TO AFFORDABLE HOUSING.

Introduced by: Yamashita K, McKelvey A, Woodson J, Hashimoto T, Brower T  
Amends Act 150, session laws of 2018, as amended by Act 98, session laws of 2019, which requires the Hawaii housing finance and development corporation to institute proceedings for the condemnation of the ground lease for the Front Street Apartments affordable housing project, by changing the sunset date to December 31, 2021. -- HB1929 SD2

Committee Reports: HSCR 37-20 (HSG) HSCR 639-20 (JUD) HSCR 736-20 (FIN) SSCR 3625 (HOU) SSCR 3784 (WAM)

Current Status: Jul-10 20 Passed Legislature

Section Affected: ACT 150 2018, ACT 98 2019

HB1942 HD2 SD2 (SSCR 3771)

RELATING TO CHILD ABUSE REPORTING.

Introduced by: Ichiyama L

Amends provisions relating to reports under child abuse law. Adds commercial film and photographic print or image processors; commercial computer technicians; and members of the clergy or custodians of records therefor; provided that a member of the clergy shall not be required to report information gained solely during a penitential communication; provided further that when a clergy member receives reportable information from any other source, the clergy member shall comply with the reporting requirements of this provision, regardless of whether the clergy member received the same information during a penitential communication. Defines penitential communication to mean a communication, including a sacramental confession, that is intended to be kept confidential and is made to a member of the clergy who, in the course of the discipline or practice of the applicable religious organization, is authorized or accustomed to hear those communications, and under the discipline, tenets, customs, or practices of the applicable religious organization, has a duty to keep those communications secret. Provides that any person, upon demand of the department of human services or any police department, shall provide all information related to the alleged incident of child abuse or neglect, including but not limited to medical records and medical reports and any image, film, video, or other electronic medium, that was not included in the written report submitted pursuant to this provision. Allows that before March 1, 2021, a member of the clergy or a custodian of records thereof, to report to the department of human services or a county police department that the clergy member or custodian of records, in the person's professional capacity or within the scope of the person's employment, has acquired knowledge or has a reasonable suspicion that a child was a victim of abuse or neglect and that the clergy member or custodian of records did not previously report the abuse or neglect; provided that a member of the clergy shall not report information gained solely during a penitential communication. Allows a report to be made regardless of whether the victim of the known or suspected abuse or neglect has reached the age

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of 18 at the time the report is made. Prohibits a person who makes a report pursuant to this provision to be subject to the penalty for nonreporting. -- HB1942 SD2

Committee Reports: HSCR 41-20 (HSH) HSCR 988-20 (JUD) SSCR 3676 (HMS)  
SSCR 3771 (JDC)

Current Status: Jul-10 20 Passed Legislature

Section Affected: 350-1, 350-1.1

HB1978 HD1 SD1 (SSCR 3751)

RELATING TO SPECIAL IMMIGRANT JUVENILE STATUS.

Introduced by: Belatti D, Yamane R, Aquino H, Cullen T, Nakashima M, Hashimoto T, Say C, Ichiyama L, Cabanilla Arakawa R, Mizuno J, Woodson J, Cachola R, Johanson A, Holt D, Quinlan S, Lee C, Tokioka J

Amends provisions relating to jurisdiction; children under the family court law. Requires that the family court shall have exclusive original jurisdiction concerning custody or guardianship of an immigrant child pursuant to a motion for special immigrant juvenile factual findings requesting a determination that the child was abused, neglected, or abandoned before the age of 18 years. -- HB1978 SD1

Committee Reports: HSCR 14-20 (HSH) HSCR 918-20 (JUD) SSCR 3675 (HMS)  
SSCR 3751 (JDC)

Current Status: Jul-10 20 Passed Legislature

Section Affected: 571-11

HB2043 HD2 SD2 (SSCR 3752)

RELATING TO ADOLESCENT MENTAL HEALTH CARE.

Introduced by: Mizuno J, Brower T, McKelvey A, Ichiyama L, Cabanilla Arakawa R, Lowen N, Wildberger T, Perruso A, DeCoite L, Creagan R, Gates C, Ohno T, Nakamura N, Tokioka J, Cachola R

Amends provisions relating to mental health services relating to minors; diagnosis, counseling, and related activities. Allows a minor who is 14 years of age or older to consent to mental health treatment or counseling services provided by a mental health professional if, in the opinion of the licensed mental health professional, the minor is mature enough to participate intelligently in the mental health treatment or counseling services without parental or legal guardian consent, knowledge, or participation. Requires the mental health professional to ensure that the covered entity has been notified that minor initiated mental health treatment or counseling services should not be disclosed. Requires a covered entity to have policies and procedures established to maintain nondisclosure of the minor initiated mental health treatment or counseling services to the parent or legal guardian in accordance with federal regulations, including 45 Code of Federal Regulations section 164, subpart E. Requires the mental health professional to be entitled to submit a claim to the covered entity for the provision of minor initiated treatment or counseling services to the minor pursuant to this provision, but shall not bill for out of pocket payments, co payments, co insurance, or deductibles. Provides that upon notification from the mental health professional that minor initiated mental health treatment or counseling services should not be disclosed, a covered entity shall not disclose to the minor's parent or legal guardian who is a policyholder or other covered person, any billing information, including payments made by the covered entity for minor initiated mental health treatment or counseling services. -- HB2043 SD2

Committee Reports: HSCR 57-20 (HLT) HSCR 666-20 (JUD/ CPC/) HSCR 947-20 (FIN) SSCR 3457 (CPH) SSCR 3752 (JDC)

Current Status: Jul-10 20 Passed Legislature

Section Affected: 577-29

HB2054 HD1 SD1 (SSCR 3554)

RELATING TO EMPLOYMENT PRACTICES.

Introduced by: Perruso A, Matsumoto L, Okimoto V, Nakamura N, Kitagawa L, San Buenaventura J, Johanson A, Wildberger T, Takayama G, Cabanilla Arakawa R, Lowen N, Morikawa D, Hashimoto T, Matayoshi S, Gates C, Mizuno J, Nishimoto S, Ichiyama L, Yamashita K, Tarnas D

Establishes provisions relating to sexual misconduct or sexual assault; nondisclosure agreements; prohibited. Prohibits an employer to require an employee to enter into, as a condition of employment, a nondisclosure agreement that prevents the employee from disclosing sexual harassment or sexual assault occurring in the workplace, at work related events, between employees, or between an employer and an employee. Prohibits an employer to retaliate against an employee for disclosing or discussing sexual harassment or sexual assault. Provides that this shall not apply to human resources employees expected to maintain the confidentiality of an investigation as part of their official duties; employees requested to maintain the confidentiality of an ongoing human resources investigation; and proceedings pursuant to provisions relating to proceedings

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and records of peer review committees and quality assurance committees. -- HB2054 SD1

Committee Reports: HSCR 23-20 (LAB) HSCR 559-20 (JUD) HSCR 803-20 (FIN) SSCR 3554 (LCA) SSCR 3749 (JDC)

Current Status: Jul-10 20 Passed Legislature

Section Affected: 378- (1 SECTION) SEXUAL HARASSMENT OR SEXUAL ASSAULT

HB2060 HD1 SD1 (SSCR 3725)

RELATING TO DOMESTIC ABUSE.

Introduced by: Belatti D, Lowen N, Okimoto V, Thielen C, Nakamura N, Eli S, Kitagawa L, Wildberger T, Takayama G, Morikawa D, Hashimoto T, Matayoshi S, Gates C, Nishimoto S, Ichiyama L, Yamashita K, Tarnas D

Amends provisions relating to temporary restraining order. Provides that if the family court denies a temporary restraining order, the court may order upon the oral request of the respondent or the person to be restrained that the petition record be withheld from public inspection; provided that the record shall remain accessible to law enforcement officers without a court order. -- Amends provisions relating to protective order; additional orders. Provides that if the family court denies a protective order or extended protective order, the court may order upon the oral request of the respondent that the protective order or extended protective order petition record be withheld from public inspection; provided that the record shall remain accessible to law enforcement officers without a court order. -- HB2060 SD1

Committee Reports: HSCR 683-20 (JUD) SSCR 3725 (JDC)

Current Status: Jul-10 20 Passed Legislature

Section Affected: 586-4, 586-5.5

HB2097 HD2 SD2 (SSCR 3758)

RELATING TO MEDICAL CANNABIS.

Introduced by: Mizuno J, Tarnas D, Creagan R, Thielen C, Brower T, Nakamura N  
Amends the medical cannabis dispensary system law. Adds the requirement that the department of health shall consider processes that may allow cannabis or manufactured cannabis products that fail testing standards to be remediated. Adds other products, including edible cannabis products, as specified by the department of health. Requires any medical cannabis product manufactured pursuant to this law to be regulated and approved by the department and meet all requirements of rules adopted pursuant to this law; provided that the department shall establish requirements for child resistant packaging and accurate and proper labeling. Requires the department to be authorized to allow dispensaries to provide, disseminate, and publish educational and scientific materials relating to medical cannabis and its approved products and sponsor events about medical cannabis. -- HB2097 SD2

Committee Reports: HSCR 161-20 (HLT) HSCR 513-20 (CPC/ JUD/) HSCR 948-20 (FIN) SSCR 3477 (CPH) SSCR 3758 (JDC)

Current Status: Jul-10 20 Passed Legislature

Section Affected: 329D-1, 329D-8, 329D-10, 329D-11

HB2124 HD1 SD2 (SSCR 3759)

RELATING TO THE CODE OF ETHICS.

Introduced by: Lee C, Morikawa D, Saiki S, Nakashima M, Brower T, Johanson A, Perruso A, Holt D, Takumi R, Nakamura N, Wildberger T, Eli S, Mizuno J

Amends provisions relating to restrictions on post employment. Prohibits any former legislator, within 12 months after termination of the former legislator's employment, to represent any person or business for a fee or other consideration on matters in which the former legislator participated as a legislator, matters involving official action by the legislature, or any administrative action. Subject to the restrictions imposed in this provision, prohibits the governor; lieutenant governor; administrative director of the State; attorney general; comptroller; chairperson of the board of agriculture; director of finance; director of business, economic development and tourism; director of commerce and consumer affairs; adjutant general; chairperson of the board of education; superintendent of education; chairperson of the Hawaiian homes commission; director of health; director of human resources development; director of human services; director of labor and industrial relations; chairperson of the board of land and natural resources; director of public safety; director of taxation; director of transportation; president of the university of Hawaii; trustees and the administrator of the office of Hawaiian affairs; chief information officer; members of the board of directors and the executive director of the agribusiness development corporation; members and the executive director of the campaign spending commission; members and the executive director of the Hawaii community development authority; members of the board of directors and the executive director of the Hawaii

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housing finance and development corporation; members of the board of directors and the president and chief executive officer of the Hawaii tourism authority; members and the executive officer of the public utilities commission; state auditor; director of the legislative reference bureau; ombudsman; permanent employees of the legislature, other than persons employed in clerical, secretarial, or similar positions; administrative director of the courts; and every executive director, director, or administrator of a board, authority, or commission listed in provisions relating to requirements of disclosure, to represent any person or business for a fee or other consideration regarding any legislative or administrative action for 12 months after termination from their respective positions. Prohibits provisions regarding the revolving door policy on lobbying to apply to any person who is employed by the State for a period of less than 181 days. -- HB2124 SD2  
Committee Reports: HSCR 360-20 (LAB) HSCR 922-20 (JUD) SSCR 3501 (GVO) SSCR 3759 (JDC)

Current Status: Jul-10 20 Passed Legislature  
Section Affected: 84-18

HB2125 HD2 SD1 (SSCR 3723)

RELATING TO THE STATE ETHICS CODE.

Introduced by: Lee C, Morikawa D, Saiki S, Nakashima M, Johanson A, Perruso A, Takumi R, Nakamura N, Wildberger T, Eli S, Kong S, Mizuno J  
Amends provisions relating to requirements of disclosure. Repeals definition of substantially the same. Requires the state ethics commission to provide a method for filing financial disclosure statements. Allows the commission to require that financial disclosure statements be filed electronically. -- Amends provisions relating to Hawaii correctional system oversight commission; membership; appointment; chairperson; reimbursement of expenses. Repeals exemption for a member of the commission to be made subject to the financial disclosure requirements of provisions relating to fair treatment and requirements of disclosure solely because of that member's participation as a member of the commission. Allows the state ethics commission, in its discretion, to make any changes that it deems necessary to its internal procedures or forms to aid in the implementation of this Act. Requires the reporting obligation of current members of the Hawaii correctional system oversight commission to begin on the effective date of this Act and the initial disclosure shall follow the statutory disclosure period from January 1 of the preceding calendar year to the time of the filing of the member's disclosure of financial interests; requires the initial filing to occur within 30 days as if the member were newly appointed. -- HB2125 SD1

Committee Reports: HSCR 361-20 (LAB) HSCR 992-20 (JUD) SSCR 3723 (JDC)  
Current Status: Jul-10 20 Passed Legislature  
Section Affected: 84-17, 353L-1

HB2148 HD1 SD1 (SSCR 3559)

RELATING TO FAMILY LEAVE.

Introduced by: Kitagawa L, Hashimoto T, McKelvey A, Johanson A, Brower T, Eli S, Matayoshi S, Quinlan S, Ichiyama L  
Amends provisions relating to definitions under family leave law. Defines sibling to mean an individual who is a biological, adopted, or foster brother or sister; or a stepbrother or stepsister of an employee. -- Amends provisions relating to family leave requirement. Requires an employee to be entitled to a total of 4 weeks of family leave during any calendar year to care for the employee's grandchild. -- Amends provisions relating to certification. Provides that when leave is to care for a grandchild, certification shall be issued by the health care provider of the individual requiring care. -- HB2148 SD1

Committee Reports: HSCR 456-20 (LAB) HSCR 804-20 (FIN) SSCR 3559 (LCA)  
Current Status: Jul-10 20 Passed Legislature  
Section Affected: 398-1, 398-3, 398-6

HB2162 HD2 SD1 (SSCR 3760)

RELATING TO TOWING.

Introduced by: Takumi R

Amends provisions relating to vehicles left unattended on private and public property; sale or disposition of abandoned vehicles. Allows any vehicle left unattended on private or public property without authorization of the owner or occupant of the property, to be towed away at the expense of the vehicle owner by order of the owner, occupant, person in charge of the property; provided that there is posted a notice prohibiting vehicles to park on the property without authorization. Requires the notice to clearly state, in not less than 2 inch high, light reflective letters on a contrasting background, that the vehicle parked without authorization will be towed and held at the expense of the vehicle owner, along with identifying information. Requires that in the case of a difficult hookup, a towing surcharge shall be applicable. Provides that if the vehicle is in the process of being

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hooked up, meaning up to the point when the tow truck is driving away, and the vehicle owner appears on the scene, the tow company shall release the vehicle to the vehicle owner at a location that ensures the safety of all persons and property involved, regardless of whether the release occurs on the scene or if the vehicle must be removed from the scene to be safely released; provided that no fee will be charged to the vehicle owner. Requires the towing companies engaged by the owner, occupant, or person in charge of the property to accommodate payment by the vehicle owner for charges by cash, credit card, or debit card. Requires that any person who violates any provision in this Act to be deemed to have engaged in an unfair or deceptive act or practice in the conduct of any trade or commerce; and furnished services without a license; and to be subject to penalties and remedies. -- HB2162 SD1

Committee Reports: HSCR 35-20 (CPC) HSCR 593-20 (JUD) HSCR 701-20 (FIN) SSCR 3502 (TRS/ CPH/) SSCR 3760 (JDC)

Current Status: Jul-10 20 Passed Legislature

Section Affected: 290-11, 291C-165.5

HB2183 HD2 SD2 (SSCR 3785)

RELATING TO THE HOUSING LOAN AND MORTGAGE PROGRAM.

Introduced by: Brower T, Yamashita K, Cachola R, Mizuno J, Morikawa D, Luke S, Nishimoto S, Ohno T, Takayama G, Tarnas D, McKelvey A, Kitagawa L, Matayoshi S, Woodson J, Ichiyama L, Takumi R, Johanson A, Todd C, Nakashima M

Amends Act 291, session laws of 1980, as amended by Act 304, session laws of 1996, as amended by Act 185, session laws of 2004, as amended by Act 231 and Act 249, session laws of 2007, as amended by Act 121, session laws of 2008, Act 138, session laws of 2012, Act 162 session laws of 2014, and Act 175, session laws of 2017 by increasing the limit on the principal of revenue bonds the Hawaii housing finance and development corporation may issue. -- HB2183 SD2

Committee Reports: HSCR 85-20 (HSG) HSCR 965-20 (FIN) SSCR 3629 (HOU) SSCR 3785 (WAM)

Current Status: Jul-10 20 Passed Legislature

Section Affected: ACT 291 1980, ACT 304 1996, ACT 185 2004, ACT 231 2007, ACT 249 2007, ACT 121 2008, ACT 138 2012, ACT 162 2014, ACT 175 2017

HB2200 HD1 SD1 (SSCR 3512)

RELATING TO THE STATE BUDGET.

Introduced by: Saiki S (BR)

Supplemental Appropriations Act of 2020 (executive budget). Amends Act 5, session laws of 2019, relating to the state budget. Amends Act 6, session laws of 2019, relating to the department of transportation. Amends Act 28, session laws of 2019, relating to agribusinesses development. Amends Act 29, session laws of 2019, relating to the department of commerce and consumer affairs. Amends Act 30, session laws of 2019, relating to the department of agriculture. Amends Act 56, session laws of 2019, relating to the structure of government. Amends Act 113, session laws of 2019, relating to the state budget. Amends Act 122, session laws of 2019, relating to the Hawaii state energy office. Amends Act 123, session laws of 2019, relating to aging. (\$\$) (COVID-19, COVID 19, coronavirus) -- HB2200 SD1

Committee Reports: HSCR 677-20 (FIN) SSCR 3512 (WAM)

Current Status: May-21 20 Received by the Governor

Section Affected: ACT 5 2019, (8 SECTIONS), (5 SECTIONS), (1 SECTION), ACT 6 2019, ACT 28 2019, ACT 29 2019, ACT 30 2019, ACT 56 2019, ACT 113 2019, ACT 122 2019, ACT 123 2019

HB2202 HD1 SD1 (SSCR 3720)

RELATING TO CEMETERIES.

Introduced by: Eli S, Okimoto V, Cullen T

Amends provisions relating to exemption under cemetery and funeral trusts law. Requires the director of commerce and consumer affairs to exempt any cemetery authority from the provisions of this law upon proof satisfactory to the director that it does not sell for financial profit; provided that the cemetery authority exempted under this provision shall be required to comply with any provision of this law upon order by the director. Exempts any church granted an exemption under this provision from all requirements of this law. Requires any entity that is exempt as a church under federal tax law to be considered a church for purposes of this provision. -- HB2202 SD1

Committee Reports: HSCR 366-20 (CPC) HSCR 703-20 (FIN) SSCR 3720 (CPH)

Current Status: Jul-10 20 Passed Legislature

Section Affected: 441-22.1

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HB2340 HD2 SD1 (SSCR 3754)

RELATING TO DEAD BODIES.

Introduced by: Saiki S (BR)

Amends provisions relating to persons that may receive anatomical gift; purpose of anatomical gift. Repeals the provision that an anatomical gift of a body or body part may be made to other appropriate person. -- Amends provisions relating to final disposition of bodies retained for medical education and research purposes by changing it to final disposition of anatomical gifts. Provides that a person or procurement organization that holds a dead human body as a result of an anatomical gift shall, when the body is deemed of no further value for purposes of transplantation, therapy, research, or education, be responsible for the final disposition of that dead human body and all of its parts, except those parts used for transplantation. Requires the person or procurement organization to dispose of the remains by cremation, except as otherwise provided in provisions relating to rights and duties of procurement organization and others or as directed in a document of gift, subject to any required disposition permits. -- Amends provisions relating to abuse of a corpse. Adds that a person commits the offense of abuse of a corpse if, except as authorized by law, the person accepts the donation of a dead human body or any of its parts. Provides that an entity to whom body parts are entrusted commits the offense of abuse of a corpse if, except as authorized by law, the entity to whom body parts are entrusted disposes of a dead human body without a disposition permit. Provides that disposal of a dead human body includes removal of body parts or organs, provided that it shall not be an offense for a procurement organization to remove body parts or organs for transplantation or therapy prior to obtaining a disposition permit. -- HB2340 SD1

Committee Reports: HSCR 129-20 (HLT) HSCR 415-20 (CPC) HSCR 923-20 (JUD)  
SSCR 3452 (CPH) SSCR 3754 (JDC)

Current Status: Jul-10 20 Passed Legislature

Section Affected: 327-11, 327-36, 711-1108

HB2350 HD2 SD1 (SSCR 3550)

RELATING TO THE DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS.

Introduced by: Saiki S (BR)

Amends provisions relating to penalties under department of labor and industrial relations law. Increases fines. Amends provisions relating to penalties under employment practices law. Increases fines. -- Amends provisions relating to penalties for violations. Increases fines. Amends provisions relating to penalty for delinquency; remission. Increases penalty. Provides that except in cases of fraud or wilful violation of the law, or wilful refusal to make a return, the director of labor and industrial relations may, in a case of excusable failure to file a return, or pay a contribution within the time required by this law, or in a case of uncollectibility of the whole amount due, remit any amount of penalties or interest added to any delinquent contribution; provided that a claim of nonliability shall not be deemed as a refusal to make a return. Requires the department of labor and industrial relations to keep a record of any remittance approved by the director. Amends provisions relating to recovery of additional unemployment benefits; penalties. Increases fines or imprisoned not more than 1 year or both. Amends provisions relating to qualification and duties of health care providers. Increases fines for each violation. -- Amends provisions relating to attorneys, physicians, other health care providers, and other fees. Replaces the term appellate to appeals board. Increases fine. -- Amends provisions relating to penalties under provisions relating to administration. Increases fines. -- Amends provisions relating to fraud violations and penalties. Increases fines for each violation. -- Amends provisions relating to wilful violations; penalty under wage and hour law. Increases fines. -- Amends provisions relating to penalties; collection of unpaid wages; injunctions; etc. Increases fines. -- Amends provisions relating to penalties under wages and other compensation, payment of. Increases fines. -- Amends provisions relating to failure to pay assessments under provisions relating to provision for temporary disability insurance benefits. Increases fines. -- Amends provisions relating to request for wage and employment information. Increases penalty for each delinquent request. -- Amends provisions relating to penalties under provisions relating to enforcement. Increases fines. -- Amends provisions relating to limitation of fees under provisions relating to miscellaneous provisions. Increases fines. -- HB2350 SD1

Committee Reports: HSCR 150-20 (LAB) HSCR 590-20 (JUD) HSCR 815-20 (FIN)  
SSCR 3550 (LCA) SSCR 3769 (JDC/ WAM/)

Current Status: Jul-10 20 Passed Legislature

Section Affected: 371-9, 378-29.3, 378-65, 383-73, 385-11, 386-27, 386-94,  
386-97.5, 386-98, 387-7, 387-12, 388-52, 392-68, 392-69,  
392-92, 392-101

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- HB2425 HD1 SD1 (SSCR 3674) RELATING TO DOMESTIC ABUSE.  
Introduced by: Tarnas D, Takayama G, Nakashima M, Lee C, Perruso A, Thielen C, Nakamura N, Creagan R, Brower T, McKelvey A, Mizuno J, Yamane R, Ward G  
Amends the accident and health or sickness insurance contracts law, benefit societies law, and the health maintenance organizations act (HMOs). Redefines domestic abuse to include coercive control, as defined in provisions relating to definitions under domestic abuse protective orders law between family or household members. -- Amends provisions relating to definitions under domestic abuse protective orders. Defines coercive behavior to mean a pattern of threatening, humiliating, or intimidating actions, which may include assaults, or other abuse that is used to harm, punish, or frighten an individual. Defines coercive control to include a pattern of behavior that seeks to take away the individual's liberty or freedom and strip away the individual's sense of self, including bodily integrity and human rights, whereby the coercive control is designed to make an individual dependent by isolating them from support, exploiting them, depriving them of independence, and regulating their everyday behavior including other specified behavioral patterns. Redefines domestic abuse to include coercive control. (COVID-19, COVID 19, coronavirus) -- HB2425 SD1  
Committee Reports: HSCR 515-20 (CPC/ JUD/) HSCR 704-20 (FIN) SSCR 3674 (CPH) SSCR 3778 (JDC/ WAM/)  
Current Status: Jul-10 20 Passed Legislature  
Section Affected: 431:10-217.5, 432:1-101.6, 432:2-103.5, 432D-27, 586-1
- HB2486 HD2 SD2 (SSCR 3786) RELATING TO THE OFFICE OF PLANNING.  
Introduced by: Yamane R, Aquino H  
Establishes the statewide sustainability branch within the office planning to develop, organize, and promote policies and programs that assist in the meeting of Hawaii's numerous sustainability and climate policies and goals, and the priority guidelines and principles to promote sustainability; identify, evaluate, and make recommendations regarding proposed legislation, regulatory changes, or policy modifications to the governor, the legislature, government agencies, private entities, and other bodies for the purpose of encouraging activities that best sustain, protect, and enhance the quality of the environment, economy, and community for the present and future benefit of the people of Hawaii; and develop and promote proposals that jointly and mutually enhance local economies, the environment, and community well being for the present and future benefit of the people of Hawaii. Requires the state sustainability coordinator to serve as the administrator of the branch. -- Amends provisions relating to office of planning, establishment; responsibilities. Requires the office to engage in coastal and ocean policy management, and sea level rise adaptation coordination; climate adaptation and sustainability planning and coordination. Changes Act 286, session laws of 2012, through the year 2050 to Hawaii climate change mitigation and adaptation initiative and provisions relating to sustainability and climate change adaptation priority guidelines. Repeals provisions requiring publication of findings and annual report to the legislature and governor. (COVID-19, COVID 19, coronavirus) -- HB2486 SD2  
Committee Reports: HSCR 468-20 (EEP/ WLH) HSCR 1005-20 (FIN) SSCR 3692 (WTL/ AEN/) SSCR 3786 (WAM)  
Current Status: Jul-10 20 Passed Legislature  
Section Affected: 225M- (1 SECTION), 225M-2
- HB2500 SD1 (SSCR 3665) RELATING TO THE STATE BUDGET.  
Introduced by: Luke S  
Establishes debt limit on general obligation bonds. Authorizes the issuance of general obligation bonds. Authorizes the issuance of general obligation bonds to refund any general obligation bonds. Authorizes the issue of instruments of indebtedness in an amount that may be necessary to finance any permitted purpose under House Bill No. 2200, H.D. 1, S.D. 1 (2020) and section 13(3) of the Federal Reserve Act. (\$\$) (COVID-19, COVID 19, coronavirus) -- HB2500 SD1  
Committee Reports: HSCR 473-20 (FIN) SSCR 3665 (WAM)  
Current Status: Jul-01 20 Received by the Governor  
Jul-06 20 Approved by Governor (Act 3 2020)
- HB2543 HD1 SD2 (SSCR 3767) RELATING TO ACCESS TO LEARNING.  
Introduced by: Saiki S, Nakashima M, Belatti D, Morikawa D, Woodson J, Hashem M, Luke S, Cullen T, Johanson A, Lee C, Kitagawa L, Matayoshi S, Ohno T, Ichiyama L, Todd C, Kobayashi B, Eli S, Onishi R, Cabanilla Arakawa R, DeCoite L, Tarnas D, Lowen N, Yamashita K, Nakamura N, McKelvey A, Hashimoto T, Cachola R, San Buenaventura



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J, Takayama G, Brower T, Holt D, Say C, Kong S, Aquino H, Creagan R, Kobayashi D, Quinlan S, Yamane R, Mizuno J, Nishimoto S, Gates C, Har S, Tokioka J

Establishes provisions relating to standardized assessment for students entering kindergarten under the education law. Requires the board of education to adopt a student assessment model to assess all students entering kindergarten. Establishes provisions relating to prior early learning programs attendance disclosure. Requires at least 1 parent or guardian of each child entering kindergarten to disclose to the department the name of, address of, and duration of attendance at the early learning program that the child attended during the previous academic year. Allows the department to also require the disclosure of any other information not otherwise prohibited by law that would assist the department, the department of human services, and the executive office on early learning in developing, assessing, and implementing strategies to meet the early learning needs of children in the State. -- Establishes provisions relating to standardized assessment for students entering kindergarten under the public charter schools law. Requires the state public charter school commission to adopt the student assessment model adopted by the board to assess all students entering kindergarten. -- Establishes provisions relating to prior early learning programs attendance disclosure. Requires at least 1 parent or guardian of each child entering kindergarten to disclose to the state public charter school at which the child is enrolled the name and address of the early learning program that the child attended during the previous academic year. Allows the state public charter school commission to also require the disclosure of any other information not otherwise prohibited by law that would assist the department, the department of human services, and the executive office on early learning in developing, assessing, and implementing strategies to meet the early learning needs of children in the State. -- Establishes provisions relating to the public early learning and preschool programs; administrative authority. Requires the state public charter school commission to have administrative authority over all state funded early learning programs and private partnership funded preschool programs in public charter schools except for special education and Title I funded prekindergarten programs. -- Amends provisions relating to the early learning trust fund by changing it to the early learning special fund. Report to the legislature. -- Amends provisions relating to the executive office on early learning public prekindergarten program; public preschools. Repeals references to state public charter school commission. -- Appropriation to executive office on early learning to support early learning programs. -- Establishes provisions relating to the preschool open doors special fund. Requires moneys in the fund to be used for the procurement of health and human services under the preschool open doors program. Allows expenditures from the fund to be made by the department of human services without appropriation or allotment but shall not be made for capital improvement projects. Annual report to the legislature. -- Establishes provisions relating to the preschool grant program special fund; established. Requires the department of human services to expend moneys in the special fund to award funds to private entities for the operating costs of new preschools or expansion of existing preschools at the private entity's place of business. Allows expenditures from the fund to be made by the department without appropriation or allotment. Annual report to the legislature. -- Establishes provisions relating to preschool open doors program; provider accreditation. Requires each service provider of the preschool open doors program to be accredited or obtain accreditation within 7 calendar years of 1st receiving any funds from the preschool open doors program; provided that any existing service provider unaccredited on July 1, 2020, shall commence the accreditation process no later than July 1, 2022, and obtain accreditation by July 1, 2027; provided further that the director may grant to any service provider 1 or more extensions to obtain accreditation on a case by case basis. -- Establishes provisions relating to the preschool open doors; procurement exemption and provisions relating to prior early learning program information. -- Amends provisions relating to the preschool open doors program. Requires the program to serve 3 and 4 year old children who are in the 2 years prior to kindergarten entry with priority extended to specified children. -- Establishes 12 permanent full time equivalent (12.0 FTE) positions for the preschool open doors program within the department of human services for the purposes of this Act. -- Appropriation to the department of human services to expand its information technology system for the purpose of managing the information collected pursuant to this Act. -- Establishes provisions relating to early learning. Establishes provisions relating to benchmarks; duties. Requires the department of human services and the executive office on early learning to ensure access to learning through preschool programs that meet or exceed the following benchmarks; 50 per cent of all otherwise unserved children who are 3 to 4 years of age, or will not be at least 5 years of age on or before July 31 of the current school year, shall

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have access to enrollment in a preschool program by December 31, 2027; and 100 per cent of all children who are 3 to 4 years of age, or will not be at least 5 years of age on or before July 31 of the current school year, shall have access to enrollment in a preschool program by December 31, 2032. Report to the legislature. Requires the department of human services and the executive office on early learning to collaborate to identify the need for child care and early learning in geographic regions of the State and consider using public facilities including schools, libraries, and the university of Hawaii system as locations for child care and early learning programs. Allows the department of human services to create programs and private sector delivery systems that can pose the essential information and policy questions, monitor the progress of the implementation of this part, and generate timely detailed reports to the extent allowable by law. Requires the department of human services to facilitate and support data sharing among public and private entities to the extent not otherwise prohibited by law or rule. -- Amends provisions relating to departmental data sharing. Requires all data shared by or with the department of human services, department of education, public charter school authorizers, public charter schools, executive office on early learning, and other entities as required by statute to be subject to any administrative rule regarding privacy adopted by the department or agency that collected the data. -- Establishes provisions relating to Hawaiian early learning trust fund. Establishes the Hawaiian early learning trust fund, into which shall be deposited; donations to the fund; appropriations made by the legislature to the fund; revenues regardless of their source; and earnings on moneys in the fund. Requires the university of Hawaii at hilo to expend moneys in the trust fund for purposes of Hawaiian early learning. Report to the legislature. -- Appropriation out of the Hawaiian early learning trust fund to the university of Hawaii at hilo for deposit into a special fund for the purpose of assisting Ka Haka Ula O Keelikolani, in partnership with the Imiloa astronomy center and other public or private partners as appropriate or required by law, to build 2 or more classrooms for Hawaiian language medium education pre kindergarten programs that shall be used to establish a pathway for the development of other Hawaiian language medium pre kindergarten and Hawaiian language immersion classes. -- Prohibits the standards, assessments, performance ratings, staff qualifications, and staff training requirements established by this Act to apply to any laboratory school program of the Hawaiian language college at the university of Hawaii at hilo until July 1, 2026. -- Establishes provisions relating to early learning classrooms and services on public library property; authorized. Allows the Hawaii state public library system, in consultation and partnership with the department of human services or the executive office on early learning, to establish new early learning classrooms and contract for early learning services licensed by the department of human services or authorized by the executive office on early learning at any library under the jurisdiction of the Hawaii state public library system; provided that; the entity with which the Hawaii state public library system partners to establish a new early learning classroom shall be the same entity responsible for the oversight of that early learning classroom; and the oversight of that early learning classroom shall be conducted pursuant to administrative rules adopted by that entity. -- Appropriation to the Hawaii state public library for early learning classrooms and services on public library property. (\$\$) -- HB2543 SD2

Committee Reports: HSCR 961-20 (LHE/ FIN/) SSCR 3690 (EDU) SSCR 3767 (WAM)  
Current Status: Jul-10 20 Passed Legislature  
Section Affected: 302A- (2 SECTIONS), 302D- (3 SECTIONS), 302L-5, 302L-7, 312-2.1, 346- (4 SECTIONS), 346- (1 SECTION), 346-181, 26- (1 SECTION) EARLY LEARNING, 27-7, 304A- (1 SECTION), 312- (1 SECTION)

HB2590 HD2 SD2 (SSCR 3734)

RELATING TO AUTONOMOUS VEHICLES.

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

Establishes within the department of transportation an autonomous vehicles testing pilot program. Allows an autonomous vehicle to be tested on any public road in the State; provided that a conventional human driver shall remain physically present in the vehicle at all times in case the conventional human driver needs to intervene, supervise, or prevent a collision or other issues during testing. Allows the department to adopt rules regarding the testing of autonomous vehicles. Requires the department to determine which entities shall be permitted to engage in the testing of autonomous vehicles in the State. Report to the legislature. -- HB2590 SD2

Committee Reports: HSCR 191-20 (TRN) HSCR 665-20 (JUD/ CPC/) HSCR 855-20 (FIN) SSCR 3454 (TRS) SSCR 3734 (CPH/ WAM/)

Current Status: Jul-10 20 Passed Legislature

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HB2661 HD1 (HSCR 959-20)

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, 2021, including the 2020 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. (\$\$) -- HB2661 HD1

Committee Reports: HSCR 959-20 (FIN) SSCR 3403 (WAM)

Current Status: Mar-13 20 Received by the Governor

May-15 20 Approved by Governor (Act 1 2020)

HB2725 HD1 SD1 (SSCR 3511)

RELATING TO CAPITAL IMPROVEMENT PROJECTS.

Introduced by: Yamashita K

Supplemental Improvements Act of 2020 (capital improvement projects). Amends Act 40, session laws of 2019, relating to capital improvement projects. (\$\$) (COVID-19, COVID 19, coronavirus) -- HB2725 SD1

Committee Reports: HSCR 787-20 (FIN) SSCR 3511 (WAM)

Current Status: May-21 20 Received by the Governor

Section Affected: ACT 40 2019, (1 SECTION), (1 SECTION), (1 SECTION), ACT 49 2017, ACT 53 2018, (1 SECTION), (1 SECTION), ACT 134 2013, ACT 122 2014, (1 SECTION), ACT 164 2011, ACT 106 2012, (1 SECTION), ACT 162 2009, ACT 180 2010, (1 SECTION), ACT 213 2007, ACT 158 2008, (1 SECTION), ACT 178 2005, ACT 160 2006, (1 SECTION), ACT 259 2001, ACT 3 2001 3SP, ACT 177 2002, (1 SECTION), (1 SECTION)

HB2744 HD1 SD2 (SSCR 3729)

RELATING TO GUN VIOLENCE PREVENTION.

Introduced by: Lee C, Takayama G, Creagan R, Lowen N, Onishi R, Johanson A, Kitagawa L, Hashimoto T, Wildberger T, Gates C

Establishes the gun violence and violent crimes commission law. Establishes the gun violence and violent crimes commission within the department of the attorney general. Allows the chair of the gun violence and violent crimes commission to request the participation or input of experts in gun violence and violent crimes; county, state, and federal officials; members of the public; and other persons as necessary. Establishes provisions relating to gun violence and violent crimes commission; powers and duties. Requires the purpose of the gun violence and violent crimes commission to be to address gun violence and violent crimes in Hawaii. Requires the gun violence and violent crimes commission to provide coordination, facilitation, and planning among state and county agencies, federal agencies, and other partners as appropriate to carry out its purpose. Requires the gun violence and violent crimes commission to endeavor to identify relevant data that may be used to reduce gun violence and violent crimes; identify areas in which relevant data is not available; maximize the sharing between the agencies represented on the commission and other appropriate stakeholders of data relevant to reducing gun violence and violent crimes; and coordinate and conduct research on gun violence and violent crimes. Allows the gun violence and violent crimes commission to work with and engage stakeholders for the purposes of this law. Report to the legislature. -- Establishes provisions relating to manufacturing, purchasing, or obtaining firearm parts to assemble a firearm having no serial number; penalty. Prohibits a person who is not licensed to manufacture a firearm, or who is not a dealer licensed by the US Department of Justice, to for the purpose of assembling a firearm, purchase, produce with a 3 dimensional printer, or otherwise obtain separately, or as part of a kit a firearm

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receiver that is not imprinted with a serial number registered with a federally licensed manufacturer; a firearm receiver that has not been provided a serial number that may be registered in accordance with provisions relating to registration, mandatory, exceptions; or any combination of parts from which a firearm having no serial number may be readily assembled; provided that the parts do not have the capacity to function as a firearm unless assembled. Makes it a class C felony. -- Amends provisions relating to definitions under firearms, ammunition, and dangerous weapons law. -- Amends provisions relating to regulation, mandatory exemptions. Requires every resident or other person arriving in the State who brings or by any other manner causes to be brought into the State a firearm of any description, whether usable or unusable, serviceable or unserviceable, modern or antique, shall register the firearm within 5 days after arrival of the person or of the firearm, whichever arrives later, with the chief of police of the county of the person's place of business or, if there is no place of business, the person's residence or, if there is neither a place of business nor residence, the person's place of sojourn. Requires any person attempting to register a firearm, a firearm receiver, or the parts used to assemble a firearm, and who is found to be disqualified from ownership, possession, or control of firearms or ammunition to surrender or dispose of all firearms and ammunition. Requires that if the firearm has been assembled from separate parts and an unfinished firearm receiver, the entity that registered the firearm receiver shall be recorded in the space provided for the name of the manufacturer and importer, and the phrase "assembled from parts" shall be recorded in the space provided for model. If the firearm has been assembled from parts created using a 3 dimensional printer, the entity that registered the firearm receiver shall be recorded in the space provided for the name of the manufacturer and importer, and the phrase 3 D printer shall be recorded in the space provided for model. If the firearm has no serial number, the registration number shall be entered in the space provided for the serial number, and the registration number shall be engraved upon the receiver portion of the firearm before registration. On firearms assembled from parts created using a 3 dimensional printer, the serial number shall be engraved on stainless steel and permanently embedded to the firearm receiver during fabrication or construction. Requires an authorized dealer, or a dealer licensed by the US Department of Justice, who brings, assembles, or causes to be brought into the State by any other means, separate parts and an unfinished firearm receiver that when assembled create a firearm, or parts created by a 3 dimensional printer that when assembled create a firearm, is to register the unfinished firearm receiver and receive a serial number before the assembly of the firearm or the sale or transfer of unassembled firearm parts or a receiver to a 3rd party. Requires any sale or transfer of unfinished firearm receivers by an authorized dealer to a 3rd party to be conducted as if they were fully assembled firearms with a serial number engraved on the firearm receiver and in accordance with the firearms permitting process. All other firearms and firearm receivers registered under this provision shall be physically inspected by the respective county chief of police or the chief's representative at the time of registration. -- HB2744 SD2

Committee Reports: HSCR 685-20 (JUD/ PVM/) SSCR 3557 (PSM) SSCR 3729 (JDC)

Current Status: Jul-10 20 Passed Legislature

Section Affected: (3 SECTIONS) GUN VIOLENCE AND VIOLENT CRIMES COMMISSION, 134- (1 SECTION), 134-1, 134-3

HB2750 HD2 SD2 (SSCR 3763)

RELATING TO MONETARY OBLIGATIONS.

Introduced by: Gates C, Quinlan S, Holt D, Mizuno J, Tarnas D, Kobayashi D, Takayama G, Todd C, Morikawa D, Lowen N, Yamashita K, San Buenaventura J, Lee C, Nishimoto S, Onishi R

Amends provisions relating to general provision governing the issuance of licenses. Prohibits this provision to apply to outstanding and delinquent payments pursuant to adjudication of traffic infractions. Prohibits a district court judge sitting in the traffic division and hearing cases pursuant to this provision to order the director of finance to withhold issuing or renewing the driver's license, or registering, renewing the registration of, or issuing the title to a motor vehicle, of any person who has not paid a monetary assessment, has not performed community service in lieu thereof, or has not otherwise satisfied a judgment for the State entered pursuant to this law. -- Repeals provisions relating to restriction on driver's license and motor vehicle registration. -- Allows any person prevented from obtaining or renewing a driver's license or motor vehicle registration solely due to failure to pay any monetary assessment to petition the court for a driver's license or motor vehicle clearance. Requires the court to grant any petition for a driver's license or motor vehicle clearance filed in accordance with this provision. -- HB2750 SD2

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Committee Reports: HSCR 190-20 (TRN) HSCR 987-20 (JUD) SSCR 3696 (TRS)  
SSCR 3763 (JDC)

Current Status: Jul-10 20 Passed Legislature

Section Affected: 286-109, 291D-5, 291D-7, 291D-8, 291D-9, 291D-12, 291D-10