

# **CROSSOVER BILLS**

## **(Bills Which Passed Third Reading)**

HAWAII STATE LEGISLATURE

REGULAR SESSION OF 2021

SHOWING ACTIONS TAKEN AS OF

March 11, 2021

Prepared by the:



**LEGISLATIVE REFERENCE BUREAU SYSTEMS OFFICE**

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*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 includes all bills in the current legislature which passed Third Reading as of March 11, 2021. This publication has been created by the Legislative Reference Bureau - Systems Office.

This publication includes such data as the bill number, title, introducer, description, and current status of the bill. It reflects data recorded up to and including March 11, 2021.

Charlotte Carter-Yamauchi  
Director  
Legislative Reference Bureau

March 2021

## SENATE BILLS WHICH PASSED THIRD READING

SB0001 SD2 (SSCR 808)

### RELATING TO HOUSING.

Introduced by: Chang S, Baker R, Fevella K, Gabbard M, Keohokalole J, Rhoads K, Taniguchi B

Establishes provisions relating to the ALOHA homes program. Establishes the ALOHA homes program for the purpose of providing low cost, high density leasehold homes for sale to Hawaii residents on state owned lands within a 1 mile radius of a public transit station. Establishes urban redevelopment sites that shall include all state owned land in a 1 mile radius of a public transit station in a county having a population greater than 500,000. Requires the Hawaii housing finance and development corporation to establish rules on health, safety, building, planning, zoning, and land use, which shall supersede all other inconsistent ordinances and rules relating to the use, zoning, planning, and development of land and construction thereon. Allows the corporation to provide that lands within urban redevelopment sites shall not be developed beyond existing uses or that improvements thereon shall not be demolished or substantially reconstructed or provide other restrictions on the use of the lands. Establishes principles generally governing the corporation's action in urban redevelopment sites. Prohibits ALOHA homes within urban redevelopment sites to be advertised for rent, rented, or used for any purpose other than owner occupied residential use. Requires the design and development contracts for ALOHA homes to be subject to the Hawaii public procurement code. Requires the corporation to, in the interest of revenue neutrality, recoup all expenses through the sales of the leasehold interest of ALOHA homes and other revenue sources, including the leasing of commercial space. -- Establishes provisions relating to sale of the leasehold interest of ALOHA homes; rules; guidelines; use of public lands; acquisition of state lands; acquisition of real property from a county; condemnation of real property; construction contracts; lease of projects; dedication for public facilities as condition to development; ALOHA homes revolving fund; expenditures of ALOHA homes revolving fund under the corporation exempt from appropriation and allotment; assistance by state and county agencies; lands no longer needed; rules; and leasehold condominiums on state lands. -- Establishes provisions relating to exemption of sale of leasehold interest for ALOHA home units. Provides that in addition to the amounts exempt under provisions relating to amounts not taxable, this law shall not apply to amounts received from the sale of a leasehold interest in an ALOHA home under this provision. -- Amends provisions relating to definitions of public lands. Redefines public lands to exempt lands that are set aside by the governor to the corporation; lands leased to the corporation by any department or agency of the State; or lands to which the corporation in its corporate capacity holds title. -- Amends provisions relating to legislative approval of sale or gift of lands. Adds lands that are set aside by the governor to the corporation; lands leased to the corporation by any department or agency of the State; or lands to which the corporation in its corporate capacity holds title. -- Amends provisions relating to applicability and exemptions. Exempts any form of development by the corporation pursuant to this provision. Appropriation into and out of the ALOHA homes revolving fund. Appropriation to the department of business, economic development, and tourism to fund 1 full time equivalent (1.0 FTE) program manager position, 1 full time equivalent (1.0 FTE) compliance specialist position, and 1 full time equivalent (1.0 FTE) fiscal clerk position within the Hawaii housing finance and development corporation for the ALOHA homes program. (\$\$) -- SB0001 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House

Mar-11 21 Multiple Referral to HSG then WAL then JHA then FIN

SB0002 SD2 (SSCR 807)

### RELATING TO PUBLIC LANDS.

Introduced by: Chang S

Amends provisions relating to definition of public lands. Redefines public lands to exempt lands that are set aside by the governor to the Hawaii housing finance and development corporation, lands leased to the Hawaii housing finance and development corporation by any department or agency of the State; or lands to which the Hawaii housing finance and development corporation in its corporate capacity holds title. -- Amends provisions relating to legislative approval of sale or gift of lands. Adds land set aside by the governor to the Hawaii housing finance and development corporation, land leased to the Hawaii housing finance and development corporation by any department or agency of the State, or land to which the Hawaii housing finance and development corporation in its corporate capacity holds title. -- Amends provisions relating to acquisition, use, and disposition of property. Requires any lands leased to the corporation by any department or agency of the State that is no longer needed for housing, finance, and development pursuant to this law to be returned to the department or agency of the State that leased the lands to the corporation. -- SB0002 SD2

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Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to HSG/ WAL/ then JHA then FIN

SB0004 SD2 (SSCR 723)

### RELATING TO INCLUSIONARY ZONING.

Introduced by: Chang S, Keohokalole J, Lee C

Amends provisions relating to county zoning. Provides that neither this provision nor any other law, county ordinance, or rule shall impose an inclusionary zoning requirement on housing offered exclusively for sale in perpetuity to buyers who are residents of the State; are owner occupants; and do not own any other real property. Requires each county to submit a report to the legislature on inclusionary zoning requirements, including the number of housing units still owned by original owners and the resale prices of profit realized from resold units. -- SB0004 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to WAL then CPC then FIN

SB0007 SD1 (SSCR 856)

### RELATING TO THE HAWAII HOUSING FINANCE AND DEVELOPMENT CORPORATION.

Introduced by: Chang S, Keohokalole J, Lee C, Misalucha B, Moriwaki S

Establishes provisions relating to right of 1st refusal; development. Requires the Hawaii housing finance and development corporation to have the right of 1st refusal for the development of property for all development on state lands that are within a 1/2 mile radius of a rail transit station, excluding lands and properties owned or operated by the Hawaii public housing authority or the department of Hawaiian home lands; provided that the right of 1st refusal shall be triggered by a transfer of any property interest in lands, including any leasehold interest, that is within a 1/2 mile radius of a rail transit station. Provides that if the corporation does not exercise the right of 1st refusal to the development of property, the respective state department or agency may proceed in developing the property in accordance with the law. -- SB0007 SD1

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to HSG then CPC then FIN

SB0012 SD1 (SSCR 857)

### RELATING TO HOUSING OBJECTIVES.

Introduced by: Chang S

Amends provisions relating to objectives and policies for socio-cultural advancement--housing. Requires the Hawaii Housing Finance and Development Corporation and the Hawaii Public Housing Authority to accomplish certain housing objectives. -- SB0012 SD1

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to HSG then FIN

SB0023 SD1 (SSCR 302)

### RELATING TO MOTOR VEHICLE RENTAL INDUSTRY.

Introduced by: Chang S

Amends provisions relating to definitions under motor vehicle rental industry law. Repeals definition of vehicle license recovery fees. -- Amends license and registration fees. Allows a lessor to visibly pass on to a lessee the vehicle license and registration fee and weight and taxes, prorated at 1/365th of the annual vehicle license and registration fee and weight taxes actually paid on the particular vehicle being rented for each full or partial 24 hour rental day that the vehicle is rented. -- Repeals section 5 of Act 137, session laws of 2017, relating to the motor vehicle registration industry. -- SB0023 SD1

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to TRN then CPC then FIN

SB0025 SD2 (SSCR 836)

### RELATING TO MEDICAL CARE FOR MINORS.

Introduced by: Chang S

Establishes provisions relating to HIV (human immunodeficiency virus) medical care relating to minors. Provides that notwithstanding any other law to the contrary, a minor who may have come into contact with the human immunodeficiency virus (HIV) may consent to medical care related to the diagnosis or treatment of HIV provided by a licensed health care provider. Allows a minor to consent to medical care related to the prevention of HIV; prohibits a parent or legal guardian to abrogate consent given by the minor on the minor's own behalf; and if a minor consents to receive medical care or preventive care pursuant to this provision, the minor shall not be liable for payment. -- Amends provisions relating to definitions; consent valid; providing information; and financial responsibility; counseling under the legal capacity of minor regarding medical

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care law. Authorizes physician assistants, in addition to physicians and advanced practice registered nurses, to render medical care and services to minors. -- SB0025 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to HHH then JHA then FIN

SB0029 SD2 (SSCR 402)

PROPOSING AN AMENDMENT TO ARTICLE IX, SECTION 6, OF THE HAWAII STATE CONSTITUTION, TO REQUIRE THE STATE AND ITS POLITICAL SUBDIVISIONS TO PLAN TO PRODUCE ENOUGH HOUSING TO MEET DEMAND IN THEIR MANAGEMENT OF POPULATION GROWTH.

Introduced by: Chang S

Proposes to amend the constitution. Requires the State and its political subdivisions, as provided by general law, to plan and manage the growth of the population to protect and preserve the public health and welfare, which shall include planning for the production of enough housing to meet demand. Provides that in planning and managing population growth, the State and its political subdivisions shall strive to ensure that housing production is sufficient to meet planned demand. -- SB0029 SD2

Current Status: Feb-23 21 Introduction/Passed First Reading - House  
Feb-23 21 Multiple Referral to HSG then JHA then FIN

SB0032 SD1 (SSCR 656)

RELATING TO INFRASTRUCTURE.

Introduced by: Chang S

Amends provisions relating to State highway not to be disturbed without permit by changing it to State highway not to be disturbed without permit; public utility maintenance; traffic disruption. Requires any public utility seeking a permit under this provision to consider, to the extent possible, the disruption to traffic and transportation as a criterion in planning future maintenance; provided that the public utility shall prioritize maintenance and upkeep to infrastructure in areas with heavy traffic to minimize disruptions to transportation. -- SB0032 SD1

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to TRN then CPC then FIN

SB0035 SD1 (SSCR 119)

RELATING TO THE RESIDENTIAL LANDLORD-TENANT CODE.

Introduced by: Chang S, Rhoads K

Amends provisions relating to landlord to supply and maintain fit premises. Provides that if a landlord's failure to materially comply with this provision results in the significant impairment of the habitability of the premises no action or proceeding to recover possession of the dwelling unit may be maintained against the tenant, nor shall the landlord otherwise cause the tenant to be removed from the dwelling unit involuntarily; provided that the tenant continues to pay rent equal to the fair rental value of the premises or the agreed upon rent, whichever is less; and the landlord's ability to recover possession of the unit is restored upon termination of the rental agreement in accordance with law or terms of the agreement; or restoration of the premises to a habitable condition, whichever comes 1st; and the tenant's liability for rent, from the date of significant impairment, shall not exceed the fair rental value of the premises. -- Amends provisions relating to retaliatory evictions and rent increases prohibited. Provides that any tenant from whom possession has been recovered or who has been otherwise involuntarily dispossessed, in violation of this provision, is entitled to recover the damages sustained by the tenant in an amount equal to 2 months rent, and the cost of suit, including reasonable attorney's fees. -- SB0035 SD1

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to CPC then JHA

SB0036 SD2 (SSCR 646)

RELATING TO RENTAL DISCRIMINATION.

Introduced by: Chang S, Dela Cruz D, Keohokalole J, Kidani M, Lee C, Rhoads K, San Buenaventura J

Establishes provisions relating to the source of income discrimination in housing law. Establishes provisions that constitute discriminatory practices by an owner or any other person engaging in a rental transaction, or for a real estate broker or salesperson, because of person's participation in a housing assistance program or requirements related to participation in a housing assistance program. Allows any aggrieved person to bring a civil action in district court for appropriate injunctive relief within 1 year of a discriminatory practice. Further allows court to assess fine and award of attorneys' fees. -- Requires the Hawaii civil rights commission to produce materials related to this provisions and publicize the prohibition against discrimination based on participation in

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housing assistance programs or requirements related to participation in housing assistance programs. (COVID-19, COVID 19, coronavirus) -- SB0036 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to HSG then JHA then FIN

SB0039 SD2 (SSCR 944)

RELATING TO HOUSING.

Introduced by: Chang S

Amends provisions relating to applicability; wages, hours, and other requirements. Requires terms of provisions related to exemption from general excise tax prevailing wages to be deemed the prevailing wages serving as the basis of compliance with this chapter for work on the project when the Hawaii housing finance and development corporation has approved and certified a qualified person or firm involved with a newly constructed, or moderately or substantially rehabilitated project under provisions related to exemption from general excise tax; and the qualified person or firm has entered into a contract with a general contractor or subcontractors whose workforce is subject to conditions as specified. -- Amends provisions relating to exemption from general excise tax. Allows that in accordance with provision exemptions for certified or approval housing projects, the corporation to approve and certify for exemption from general excise taxes any qualified person or firm involved with a newly constructed or a moderately or substantially rehabilitated project that is as specified. -- SB0039 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House

SB0040 SD2 (SSCR 736)

RELATING TO HOUSING.

Introduced by: Chang S

Amends provisions relating to housing development; exemption from statutes, ordinances, charter provisions, and rules. Provides that if the proposed housing project is a for sale project, the housing project shall, in perpetuity, shall not require income restrictions and provide that the proposed housing project is built only for qualified residents who will be owner occupants of the units; and own no other real property. -- SB0040 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to HSG then CPC then FIN

SB0056 SD1 (SSCR 764)

RELATING TO REVENUE GENERATION.

Introduced by: Chang S

Amends provisions relating to income tax rates by changing the tax brackets beginning after December 31, 2020, but before January 1, 2028. -- Amends provisions relating to tax imposed on individuals; rates. Increases the tax on capital gains. -- Amends provisions relating to tax on corporations; rates; credit of shareholder of regulated investment company. Increases the corporate income tax and establishes a single corporate income tax rate. -- Establishes provisions relating to temporary suspension of exemption of certain amounts; levy of tax. Requires the exemption of certain amounts from taxation under the general excise tax law and use tax law to be suspended from July 1, 2021, through June 30, 2023. -- Amends provisions relating to basis and rate of tax. Increases the conveyance taxes for the sale of properties values at 4,000,000 dollars or greater. (COVID-19, COVID 19, coronavirus) -- SB0056 SD1

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to ECD then HSG then CPC then FIN

SB0057 SD2 (SSCR 640)

RELATING TO VEHICLE INSPECTIONS.

Introduced by: Shimabukuro M, Chang S, Fevella K, Keohokalole J

Establishes provisions relating to vehicle inspector; certification; renewal. Requires the director of transportation to supervise and certify all inspectors authorized to conduct vehicle inspections at official inspection stations. Requires the director to determine minimum standards and application criteria for inspectors, administer written and performance examinations for all applicants, issue official inspector certificates, monitor inspection activities of inspectors, and conduct investigations of reported or suspected improper inspection activities. Requires inspector certificates to expire 4 years from the date of issuance, unless revoked or suspended by the director. Requires recertification of inspectors to follow the application process for initial certification. -- SB0057 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to TRN then JHA then FIN

SB0060 SD1 (SSCR 583)

RELATING TO SPECIAL NUMBER PLATES.

Introduced by: Inouye L, Chang S, Keith-Agaran G, Keohokalole J, Kidani M, Lee C,

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Misalucha B, San Buenaventura J, Shimabukuro M

Establishes special number plates for Polynesian Voyaging Society authorized. Requires the director of finance to issue to any registered owner of an electric vehicle, who is a resident of the State, upon completed application and payment of required fees, a special number plate that commemorates the Polynesian Voyaging Society, for the registered owner's electric vehicle. Requires the director of finance of the city and county of Honolulu to establish a special number plate design. Requires the director of finance of the city and county of Honolulu to consult with the directors of finance of the counties of Kauai, Maui, and Hawaii, the chiefs of police of the city and county of Honolulu, and the counties of Kauai, Maui, and Hawaii, and the board of directors of the Polynesian Voyaging Society in establishing the special number plate design. Requires that each special number plate be securely fastened to the electric vehicle in lieu of the uniform state number plate. Requires the director of finance to charge a special number plate fee at least equal to the county's cost of providing the special number plate and administrative costs, if any, plus a fundraising fee to be determined by the director of finance in consultation with the board of directors of the Polynesian Voyaging Society. The fundraising fee shall be in addition to any other state or county fees collected for a motor vehicle registration or license plate. Requires the revenue generated by the fundraising fees, or a portion of the revenue generated by the fundraising fee and additional fundraising fee, or a portion of the revenue generated by these fees as determined by the director of finance, to be deposited in the name of the Polynesian Voyaging Society into a separate county budget account. Allows the director of finance to revoke all special number plates issued if the total number of registered owners of electric vehicles that obtain the special number plate is less than 150 within 3 years of issuance of the 1st special number plate. -- SB0060 SD1

Current Status: Feb-23 21 Introduction/Passed First Reading - House  
Feb-23 21 Multiple Referral to CAI then FIN

SB0065 SD1 HD1 (HSCR 961)

RELATING TO INTOXICATING LIQUOR.

Introduced by: Baker R, Chang S, English J, Keith-Agaran G, Keohokalole J

Amends provisions relating to direct shipment of wine by wineries by changing it to direct shipment of liquor by producers. Adds class 14 to a general excise tax license from the department of taxation and changes the term from wine to liquor. Repeals that allows the holder of a direct liquor shipper permit to sell and annually ship liquor to no more than 6, 9 liter cases of wine per household. Adds that allows the holder of a class 14 license to manufacture liquor under provisions relating to licenses, classes to renew a direct liquor shipper permit concurrently with the class 14, class 16, or class 18 license by complying with all applicable laws and paying all required fees. Requires rather than allows each county to adopt rules and regulation necessary to carry out the intent and purpose of this provision; provided that any rulemaking shall not delay the commencement of the direct shipment of liquor on the effective date of this Act. Allows the holder of a direct liquor shipper permit to ship to and from any county or state where properly licensed and shall ensure that all reciprocal shipping license requirements are met in the receiving county or state. (COVID-19, COVID 19, coronavirus) -- SB0065 SD1

Current Status: Mar-11 21 Passed Second Reading House as amended (HD1)  
Mar-11 21 Referred to CPC

SB0076 SD2 (SSCR 603)

RELATING TO EDUCATION.

Introduced by: English J

Amends provisions relating to the department of education; board of education; superintendent of education. Provides that for the position of superintendent, notwithstanding any law to the contrary, the board shall prioritize candidates that have the minimum qualification of 10 years of employment in a department of education with at least 5 of those years serving in the position of principal or higher; provided further that a desired qualification for a candidate for the position of superintendent is having a working understanding of Hawaii tri level systems of educational administration. -- SB0076 SD2

Current Status: Mar-05 21 Introduction/Passed First Reading - House  
Mar-09 21 Multiple Referral to EDN then FIN

SB0082 SD2 (SSCR 747)

RELATING TO GOVERNMENT OPERATION AND POLICY.

Introduced by: English J

Amends provisions relating to selection and terms of members of boards and commissions by changing the title to selection, training, and terms of members of boards and commissions. Provides that upon appointment, each new member shall participate

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in an orientation and training session with the head of the department or agency that administratively controls or supervises the member's board or commission, or the designee of the head of the department or agency, regarding the mission, roles, and responsibilities under applicable federal, state, and local laws; programs; processes and procedures; and statutes relevant to the work of the board or commission on which the member sits. Provides that at least once per calendar year, all departments and its agencies with boards and commissions, shall update their members on information to supplement their initial training. -- SB0082 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to GVR then CPC then FIN

SB0083 SD1 (SSCR 611)

RELATING TO GOVERNMENT.

Introduced by: English J

Establishes provisions relating to La Ku'oko'a; Hawaiian Recognition Day. Designates November 28 of each year to be known and designated as La Ku'oko'a, Hawaiian Recognition Day. Provides that this day is not and shall not be construed to be a state holiday. -- SB0083 SD1

Current Status: Mar-09 21 Introduction/Passed First Reading - House  
Mar-09 21 Multiple Referral to CAI then JHA then FIN

SB0086 SD3 (SSCR 945)

RELATING TO HAWAIIAN AFFAIRS.

Introduced by: English J

Establishes provisions relating to medical cannabis dispensaries on Hawaiian home lands. Requires the department of health to issue to the department of Hawaiian home lands 8 dispensary licenses; provided that 2 dispensary licenses shall be issued for the city and county of Honolulu; 3 dispensary licenses shall be issued for the county of Hawaii with 1 for east Hawaii, 1 for north Hawaii, and 1 for west Hawaii; 2 dispensary licenses shall be issued for the county of Maui, 1 for Maui and 1 for Molokai; and 1 dispensary license shall be issued for the county of Kauai. Requires the department of Hawaiian home lands to conduct a study on the feasibility and revenue to be generated by medical cannabis dispensaries on Hawaiian home lands; limited gaming, in the form of a single gaming facility on Hawaiian home lands designated for commercial use; and other potential revenue generating options on Hawaiian home lands, to address historic funding shortfalls exacerbated by the economic shutdown from the coronavirus disease 2019 (COVID-19) pandemic. Report to the legislature. (COVID-19, COVID 19, coronavirus) -- SB0086 SD3

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to HHH then JHA then CPC then FIN

SB0112 SD2 (SSCR 755)

RELATING TO TRANSPORTATION.

Introduced by: English J

Establishes provisions relating to dangerous flying a misdemeanor; penalty. Requires any aeronaut or passenger who, while in flight over a thickly inhabited area or over a public gathering within the State, engages in trick or acrobatic flying, or in any acrobatic feat, or engages in or facilitates flying without a valid pilot license, or flies, except while in landing or taking off, at such a low level as to endanger the persons on the surface beneath, or drops any object except loose water or loose sand ballast, or paper handbills, to be guilty of a misdemeanor and punishable by a fine of not more than 1,000 dollars, or imprisonment for not more than 1 year, or both. Defines pilot license to mean a certification or student certification issued or recognized by the Federal Aviation Authority under title 14 Code of Federal Regulations part 61. -- SB0112 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to TRN then JHA then CPC

SB0132 SD2 (SSCR 639)

RELATING TO WATER POLLUTION.

Introduced by: Kanuha D, Gabbard M

Amends provisions relating to sale and distribution of sunscreen containing oxybenzone or, octinoxate or both; prohibition by changing it to sale and distribution of sunscreen containing oxybenzone, octinoxate, avobenzone, or octocrylene prohibition. Adds that prohibits the sell, offer for sale, or distribute for sale in the State any sunscreen that contains avobenzone or octocrylene without a prescription issued by a licensed healthcare provider. Provides that no county shall enact any ordinance or regulatory restrictions to prohibit the sale, use, labeling, packaging, handling, distribution, or advertisement of sunscreen containing avobenzone or octocrylene, beginning January 1, 2023. -- SB0132 SD2



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Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to EEP/ WAL/ then CPC then FIN

SB0134 SD1 (SSCR 314)

### RELATING TO EMERGENCY POWERS.

Introduced by: Kanuha D, Keith-Agaran G

Establishes provisions relating to suspension of certain record requests. Prohibits the governor or the mayor, through any proclamation or declaration of emergency or any rule or order adopted pursuant to this law, to suspend requests for public records pursuant to disclosure of records or sharing of vital statistics records with department of health program employees for approved research purposes. -- SB0134 SD1

Current Status: Mar-09 21 Introduction/Passed First Reading - House  
Mar-09 21 Multiple Referral to PDP then JHA then FIN

SB0135 SD2 (SSCR 858)

### RELATING TO TELECOMMUNICATION.

Introduced by: Kanuha D, Gabbard M, Keith-Agaran G, Lee C

Requires the office of enterprise technology services to establish a working group and conduct a study to identify state office buildings that are able to provide equitable telecommunication access to allow residents of the counties of Hawaii, Kauai, Maui, and residents of rural areas in the city and county of Honolulu, including residents with disabilities, to participate remotely in legislative hearings. Report to the legislature. Requires the working group to be dissolved on \_\_\_\_\_. -- SB0135 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to HET then JHA then FIN

SB0136 SD1 (SSCR 859)

### RELATING TO THE SCHOOL FACILITIES AGENCY.

Introduced by: Kanuha D, Keith-Agaran G, Lee C

Requires the department of education school facilities agency to adopt and publish its administrative rules in accordance with administrative procedure law, as necessary to implement Act 72, Session Laws of 2020, by July 1, 2021. Requires the office of the governor to submit a report regarding the process by which the department of education purchases land and executes capital improvement project contracts through the school facilities agency to the legislature. Report to the legislature. -- SB0136 SD1

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to EDN then FIN

SB0137 SD2 (SSCR 860)

### RELATING TO LAND USE.

Introduced by: Kanuha D, Keith-Agaran G

Amends provisions relating to amendments to district boundaries. Requires district boundary amendments involving lands in the conservation district; lands delineated as important agricultural lands; land areas greater than 15 acres, except non important agricultural land or rural land areas greater than 15 acres but not more than 25 acres if the land areas are proposed for reclassification to the urban district and at least 60 per cent of the land areas will be dedicated for the development of affordable housing, to be processed by the land use commission. Allows any department or agency of the State, and department or agency of the county in which the land is situated, or any person with a property interest in the land sought to be reclassified to petition the appropriate county land use decision making authority of the county in which the land is situated for a change in the boundary of a district involving land areas greater than 15 acres but not more than 25 acres if the land areas are proposed for reclassification to the urban district, are contiguous to the urban district, and at least 60 per cent of the square footage of the development will be dedicated for the development of affordable housing; provided that the soil is classified by the land study bureau's detailed land classification as overall (master) productivity rating class C or lesser; and lands less than 15 acres in the agricultural district that are not designated as important agricultural lands or with soil classified by the land study bureau's detailed land classification as overall (master) productivity rating class A or B. Prohibits the parceling of lands for development for the purposes of this provision. Provides that if lands that have been parceled are proposed for reclassification, the petition for reclassification shall be processed as lands greater than 15 but not more than 25 acres. -- SB0137 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to WAL/ HSG/ then CPC then FIN

SB0140 SD2 (SSCR 798)

### RELATING TO COMMUNITY DEVELOPMENT.

Introduced by: Kanuha D, Chang S, Lee C

Amends provisions relating to Hawaii community development authority. Establishes a

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list of members that shall be considered in determining quorum and majority and shall be eligible to vote on matters affecting transit oriented development zones, including the creation of transit oriented development zones. Provides that the director of planning and permitting of the relevant county or the director's designee shall participate in these matters as an ex officio, nonvoting member and shall not be considered in determining quorum and majority. -- Amends provisions relating to powers; generally. Allows the authority to create transit oriented development zones and transit oriented development zone improvement programs; provided that transit oriented development zones shall not be established on lands administered by the Hawaii public housing authority, lands administered by the stadium authority, nor any community development districts designated pursuant to provisions relating to designation of community development districts; community development plans. -- Amends provisions relating to district wide improvement program by adding transit oriented development zone improvement programs. Requires the authority to develop a district wide improvement program and a transit oriented development zone improvement program to identify necessary district wide and transit oriented development zone public facilities within a community development district or transit oriented development zone. Appropriations for the hiring of 1 full time equivalent (1.00 FTE) permanent position in the Hawaii community development authority to maintain the staff necessary to develop and manage the transit oriented development zone improvement program. (\$\$) -- SB0140 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to TRN/ HSG/ then WAL then FIN

SB0141 SD2 (SSCR 797)

RELATING TO THE STATE BUILDING CODE COUNCIL.

Introduced by: Kanuha D, Chang S, Keith-Agaran G, Lee C

Amends provisions relating to the state building code council. Requires the council to be placed within the Hawaii state energy office, rather than the department of accounting and general services, for administrative purposes only. -- SB0141 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to EEP then CPC then FIN

SB0142 SD2 (SSCR 716)

RELATING TO HOUSING DEVELOPMENT.

Introduced by: Kanuha D, Chang S

Amends provisions relating to applicability and exemptions under school impact fees. Exempts from 100 per cent of the fees established pursuant to this provision; affordable housing units, additions to existing dwelling units, accessory dwelling units, ohana dwelling units, and affordable housing projects developed by the Hawaii Public Housing Authority. -- SB0142 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to HSG then FIN

SB0144 SD2 (SSCR 243)

RELATING TO A SCHOOL SUPPLY SUBSIDY PILOT PROGRAM.

Introduced by: Kanuha D

Requires the department of education to establish and implement a 1 year school supply subsidy pilot program at Naalehu elementary school. Report to the legislature. Appropriation (\$\$). Act to be repealed on January 1, 2023 (sunset). -- SB0144 SD2

Current Status: Feb-17 21 Introduction/Passed First Reading - House  
Feb-18 21 Multiple Referral to EDN then FIN

SB0148 SD1 (SSCR 599)

RELATING TO TAXATION.

Introduced by: San Buenaventura J, Baker R, Chang S, Kidani M, Rhoads K, Shimabukuro M

Establishes provisions relating to writ of possession; general excise tax license. Provides that as a condition to the issuance of a writ of possession a landlord, lessor, or plaintiff in a summary possession action shall submit to the issuing court a general excise tax license in good standing. -- SB0148 SD1

Current Status: Mar-04 21 Introduction/Passed First Reading - House  
Mar-04 21 Multiple Referral to CPC then FIN

SB0151

RELATING TO THE STATEWIDE TRAFFIC CODE.

Introduced by: Lee C

Amends provisions relating to the statewide traffic code law. Changes accident to collision in specific provisions under this law. -- SB0151

Current Status: Mar-09 21 Introduction/Passed First Reading - House  
Mar-09 21 Multiple Referral to JHA then CPC

## SENATE BILLS WHICH PASSED THIRD READING

SB0153 SD2 (SSCR 832)

### RELATING TO THE STATEWIDE TRAFFIC CODE.

Introduced by: Lee C

Establishes provisions relating to interlock device; violations; penalties; compliance. Prohibits a person whose driver's license has been revoked pursuant to provisions relating to effective date, conditions, and period of administrative revocation; criteria; or who has been convicted under provisions relating to operating a vehicle under the influence of an intoxicant; or provisions relating to habitually operating a vehicle under the influence of an intoxicant and who has an ignition interlock device installed in all vehicles that the person owns or drives, to be eligible for a driver's license without providing proof of compliance from the director of transportation under specified provisions. -- Amends provisions relating to ignition interlock user affordability. Requires the director of transportation to contract with the selected ignition interlock vendor to provide at no cost for the installation and the periodic calibration charges to offenders who apply for such assistance and who are recipients, at the time of license revocation or suspension, of either food stamps under the Supplemental Nutrition Assistance Program, or free services under the Older Americans Act or Developmentally Disabled Assistance and Bill of Rights Act. -- Amends provisions relating to operating a vehicle under the influence of an intoxicant. Requires a person to be sentenced without possibility of probation or suspension of sentence as specified. -- SB0153 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to CPC then JHA

SB0157

### RELATING TO LICENSING.

Introduced by: Lee C, Chang S, Gabbard M, Keith-Agaran G

Amends provisions relating to by whom solemnized. Allows a license to solemnize marriages may be issued as prescribed by this law. Allows a person or society licensed to solemnize a marriage to receive the price stipulated by the parties or the gratification tendered. Allows a civil license to solemnize marriages to be issued to, and the marriage rite may be performed and solemnized by, any individual at least 18 years of age. The civil license shall be valid for no less than 2 years from the date of its issuance. An individual who performs a solemnization of a marriage using a civil license pursuant to this subsection shall obtain the prior written consent of each person for whom a solemnization is performed under said license and fulfill all provisions of sections record of solemnization; marriages, reported by whom; certified copies and delivery of records to department of health; penalty applicable to persons authorized to solemnize marriages. -- SB0157

Current Status: Mar-09 21 Introduction/Passed First Reading - House  
Mar-09 21 Single Referral to JHA

SB0159 SD1 (SSCR 752)

### RELATING TO VOTING.

Introduced by: Lee C, Chang S, Ihara L, Keith-Agaran G, Keohokalole J, Kidani M, Misalucha B, Nishihara C, Rhoads K

Establishes provisions relating to automatic registration. Prohibits applications for an identification card or driver's license to be processed until the applicant completes the portion of the application related to voter registration, including change in name or address, or clearly indicates that the applicant declines to register to vote or make changes to the applicant's voter registration information. Prohibits the examiner of drivers to transmit any information necessary to register an applicant as a voter nor change any voter registration information, if that applicant affirmatively declines to be registered to vote. Prohibits the examiner of drivers to electronically transmit any information related to a voter application or changes to the applicant's voter registration information if the applicant presents a document demonstrating a lack of US citizenship. -- SB0159 SD1

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to JHA then FIN

SB0162 SD1 (SSCR 107)

### RELATING TO THE LANDLORD-TENANT CODE.

Introduced by: Lee C, Chang S, Keith-Agaran G, Misalucha B, Rhoads K

Amends provisions relating to retaliatory evictions and rent increases prohibited. Provides that any tenant from whom possession has been recovered or who has been otherwise involuntarily dispossessed, in violation of this provision and without court order, is entitled to recover the damages sustained by the tenant in an amount equal to 2 months rent, and the cost of suit, including reasonable attorney's fees. -- SB0162 SD1

Current Status: Feb-16 21 Introduction/Passed First Reading - House  
Feb-17 21 Multiple Referral to CPC then JHA

## SENATE BILLS WHICH PASSED THIRD READING

SB0163 SD1 (SSCR 697)

RELATING TO CHILDHOOD SEXUAL ABUSE.

Introduced by: Lee C, Gabbard M, Keith-Agaran G, Keohokalole J, Misalucha B, Rhoads K

Amends provisions relating to civil action arising from sexual offenses; application; certificate of merit. Allows an action for recovery of damages based on physical, psychological, or other injury or condition suffered by a minor arising from the sexual abuse of the minor by any person to be commenced within 50 years of the 18th birthday of the minor. Repeals a provision that allows for a period of 8 years after April 24, 2012, a victim of child sexual abuse that occurred in this State to file a claim in a circuit court of this State against the person who committed the act of sexual abuse if the victim is barred from filing a claim against the victim's abuser due to the expiration of the applicable civil statute of limitations that was in effect prior to April 24, 2012. Allows monetary relief for claims brought under this provision to include punitive damages. Allows the court, at its discretion, to order restorative justice measures, including victim impact panels, victim impact classes, or community service if requested by the victim. -- SB0163 SD1

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to HHH then JHA then FIN

SB0167 SD1 (SSCR 861)

RELATING TO THE STATE PLAN.

Introduced by: Lee C, Gabbard M, Ihara L, Inouye L, Keith-Agaran G, Keohokalole J, Misalucha B, Moriwaki S

Establishes provisions relating to objectives and policies for facility systems -- green infrastructure. Requires planning for state facility systems, infrastructure, and transit projects with regard to green infrastructure to be directed toward the achievement of the following sustainability design objectives; minimizing stormwater runoff and replenishing the water table; reducing the urban heat island effect; encouraging the removal of pollutants from the air; and encouraging the removal, sequestration, and storage of greenhouse gas emissions. Requires planning for state facility systems, infrastructure, and transit projects to incorporate the achievement of the following quality of experience design objectives; creating a visual and sound barrier to enhance the quality of life in the surrounding community; incorporating as much live foliage, trees, green infrastructure, and open green space as possible, with a priority on the use of Hawaiian plants where feasible; and finishing exterior exposed appurtenances and concrete surfaces not covered in foliage or green infrastructure with a standardized paint scheme to protect against weathering, blending appropriately with Hawaii's natural environment, and enhancing a Hawaii sense of place that provides for a better quality of life experience. Provides that to achieve these objectives, it shall be the priority of the State to design all new state facilities, infrastructure, and transit upgrades to include best practices for tree planting and other green infrastructure; make provisions for maintaining trees in accordance with standards set by the Accredited Standards Committee of the Tree Care Industry Association; select species matched to site conditions to maximize tree health; select species for larger size at maturity where possible to maximize environmental benefits; select varied native species for biodiversity to increase resilience; and promote traffic safety with placement of foliage and trees consistent with Federal Highway Administration guidance, outside of clear zones. -- Amends provisions relating to objective and policies for the physical environment--scenic, natural beauty, and historic resources. Adds promote the increase of outdoor public green spaces; connect outdoor public green spaces with existing trails; promote the increase of urban tree canopy; and prioritize the use of Hawaiian plants where feasible to contribute to Hawaii's historic and cultural heritage, sense of place, biodiversity, and resilience. -- Amends provisions relating to population growth and land resources priority guidelines. Provides priority guidelines to promote the use of green infrastructure in state facility systems, infrastructure, and transit projects; design all new state facilities, infrastructure, and transit upgrades to include best practices for tree planting and other green infrastructure; make provisions for maintaining trees in accordance with standards set by the Accredited Standards Committee of the Tree Care Industry Association; select tree species matched to site conditions to maximize tree health; select tree and vegetation species for larger size at maturity where possible to maximize environmental benefits; select varied native tree and vegetation species for biodiversity to increase resilience; and promote traffic safety with placement of foliage and trees consistent with Federal Highway Administration guidance, outside of clear zones. -- Requires the office of planning, in partnership with the greenhouse gas sequestration task force, to submit a report to the legislature. -- SB0167 SD1

Current Status: Mar-11 21 Introduction/Passed First Reading - House

## SENATE BILLS WHICH PASSED THIRD READING

Mar-11 21 Multiple Referral to GVR then EEP then FIN

SB0172 SD1 HD1 (HSCR 962)

### RELATING TO GRANTS.

Introduced by: Kouchi R (BR)

Amends provisions relating to standards for the award of grants. Provides that in addition, a grant may be made to an organization only if the organization is either incorporated under the laws of the State; or registered with the department of commerce and consumer affairs and in possession of a valid certificate of vendor compliance issued by the State and documenting the organization's compliance and good standing with the US Internal Revenue Service, department of taxation, department of labor and industrial relations, and department of commerce and consumer affairs. -- SB0172 SD1

Current Status: Mar-11 21 Passed Second Reading House as amended (HD1)  
Mar-11 21 Referred to FIN

SB0176 SD1 (SSCR 763)

### RELATING TO PUBLIC LANDS.

Introduced by: Kouchi R (BR)

Amends provisions relating to disposition of public lands within industrial park. Requires the leases to be issued by the board of land and natural resources in accordance with this law, including each industrial park lease shall include a rent escalation clause that specifies that increases in rental rates for a 5 year period shall not exceed the lesser of the percentage specified in the Consumer Price Index; or 10 per cent. -- Establishes provisions relating to sale of public lands within industrial park to existing lessees. Allows the board to sell the fee simple interest in each parcel of industrial park land to the lessee of that parcel under an existing lease. Requires revenues generated by the sale of fee simple interests in industrial park lands to be distributed in equal amounts to the general fund and the special land and development fund. Report to the legislature. -- SB0176 SD1

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to WAL then CPC then JHA then FIN

SB0178 SD2 (SSCR 647)

### RELATING TO DRIVING ON BEACHES.

Introduced by: Kouchi R (BR)

Amends provisions relating to state parks special fund. Requires permit fees collected pursuant to Act \_\_\_\_, session laws of 2021 to be deposited into the state parks special fund. Establishes within the state parks special fund, a Polihale state park sub account, into which shall be deposited all proceeds collected from the permit fees charged to drive on the beach in Polihale state park. Requires the department to expend the moneys from the Polihale state park sub account for maintenance and improvements to Polihale state park. -- Establishes within the department of land and natural resources a 2 year beach protection pilot program to protect the beaches in Polihale state park. Prohibits a person to drive a vehicle on the beach in Polihale state park without a permit issued by the department of land and natural resources. Provides that upon the payment of a fee of \_\_\_\_ dollars, the department of land and natural resources shall issue a permit to drive a vehicle on the beach in Polihale state park. Requires the fees paid to the department for permits to drive a vehicle on the beach in Polihale state park to be deposited into the state parks special fund. Report to the legislature. Act to be repealed on June 30, 2023 (sunset). -- SB0178 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to WAL then JHA then FIN

SB0179 SD2 (SSCR 575)

### RELATING TO IRRIGATION.

Introduced by: Kouchi R (BR)

Requires the portions of the east Kauai irrigation system operated and maintained by the east Kauai water users' cooperative before December 15, 2020, to be placed under the operational authority of the department of agriculture until; the board of agriculture adopts rules for irrigation water development and irrigation and water utilization with respect to the east Kauai irrigation system; or until a determination is made that the system can be appropriately operated and maintained pursuant to irrigation water development law and irrigation and water utilization projects law. Establishes 1 full-time equivalent (1.0 FTE) irrigation district manager position; 3 full-time equivalent (3.0 FTE) irrigation system worker II positions; and 1 full-time equivalent (1.0 FTE) office assistant position within the department of agriculture's agricultural resource management division. Appropriation (\$\$). Prohibits funds to be expended if the east Kauai irrigation system does not become a state irrigation system under the department of agriculture pursuant to this provision. -- SB0179 SD2

## SENATE BILLS WHICH PASSED THIRD READING

Current Status: Feb-23 21 Introduction/Passed First Reading - House  
Feb-23 21 Multiple Referral to AGR then FIN

SB0180 SD1 (SSCR 230)

### RELATING TO DEPOSIT BEVERAGE CONTAINERS.

Introduced by: Kouchi R (BR)

Amends provisions relating to redemption of empty deposit beverage containers. Changes that exempt a dealer to operate a redemption center who is located in a high density population area within from 2 miles to 1 mile of a certified redemption center that is operated independently of a dealer. Changes the if there is no redemption center within the from 2 mile to 1 mile radius of a dealer, then the respective county and State shall determine the need for a redemption center in that area. -- Amends provisions relating to handling fees and refund values for certified redemption centers. Changes that requires the department of health to from evaluate to adjust the handling fee at least once per year. Provides that the amount of the handling fee in any calendar year shall not be less than the amount of the handling fee in the prior calendar year as adjusted by the applicable percentage change in the Consumer Price Index for All Urban Consumers in the Honolulu area published by the Bureau of Labor Statistics of the federal Department of Labor. -- SB0180 SD1

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to EEP then CPC then FIN

SB0186

### RELATING TO RESTRICTIONS ON AGRICULTURAL USES AND ACTIVITIES.

Introduced by: Kouchi R (BR)

Amends provisions relating to private restrictions on agricultural uses and activities; not allowed. Prohibits agricultural uses and activities on lands classified as agricultural to be restricted by any private agreement contained in any deed, agreement of sale, or other conveyance of land recorded in the bureau of conveyances after July 8, 2003, that subject the agricultural lands to any servitude, including but not limited to covenants, easements, or equitable and reciprocal negative servitudes; provided that any private agreement under this provision that limits or prohibits agricultural use or activity; and is renewed and recorded in the bureau of conveyances after July 8, 2003, shall be considered a new private agreement that is subject to this provision. -- SB0186

Current Status: Mar-09 21 Introduction/Passed First Reading - House  
Mar-09 21 Multiple Referral to WAL then AGR then CPC

SB0189 SD1 (SSCR 695)

### RELATING TO DOG BITES.

Introduced by: Rhoads K

Amends provisions relating to human bitten by dog; duty of dog owners; action against owner. Provides that whenever a dog has bitten a human being under circumstances for which none of the exceptions specified in provisions relating to exception of animal owners to civil liability apply, any person may bring an action against the owner of the dog in the district court of the judicial circuit in which the owner resides, to determine whether conditions of the treatment or confinement of the dog or other circumstances existing at the time of the bite or bites have been changed so as to remove the danger to other persons presented by the animal. -- SB0189 SD1

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to JHA then FIN

SB0191 SD2 (SSCR 842)

### RELATING TO CONDOMINIUMS.

Introduced by: Rhoads K, Baker R

Establishes provisions relating to incorporation of power of sale language into governing instruments; procedure; effect. Allows an association to incorporate power of sale language into declaration or bylaws of the association, in accordance with the terms of this provision. Allows power of sale language, in the following form, to be adopted by the board, after giving notice and an opportunity to be heard to the unit owners; the governing documents of the association shall be deemed to include a power of sale, sufficient in form and substance to enable the foreclosure of the lien of the association; exercise of the power of sale shall be in compliance with any requirements of Chapters 514B and 667 of the Hawaii Revised Statutes. -- Amends provisions relating to association fiscal matters; lien for assessments. Allows the lien of the association to be foreclosed by action or by nonjudicial or power of sale foreclosure if power of sale language is contained within an association's governing documents or any other agreement between the association and the owner of the unit that is the subject of the foreclosure, by the managing agent or board, acting on behalf of the association and in the name of the association. -- SB0191 SD2

## SENATE BILLS WHICH PASSED THIRD READING

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to CPC then JHA

SB0192 SD1 (SSCR 862)

### RELATING TO PUBLIC ASSISTANCE.

Introduced by: Rhoads K

Establishes provisions relating to general assistance to households upon the governor's declaration of a state of emergency. Provides that upon issuance of a proclamation by the governor declaring a state of emergency in the State, allows the department of human services to administer and provide public assistance during the emergency period to persons who are not otherwise provided for under this law and who are unable to provide sufficient support for themselves or those dependent upon them. Establishes general assistance requirements. Prohibits the allowance for general assistance to exceed the monthly federal supplemental security income benefit payment for this State.

-- SB0192 SD1

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to PDP/ HHH/ then JHA then FIN

SB0193 SD1 (SSCR 275)

### RELATING TO EQUITABLE GENDER REPRESENTATION ON CORPORATE BOARDS.

Introduced by: Rhoads K, Baker R

Establishes provisions relating to boards of publicly held corporations; equitable gender representation. Requires each publicly held domestic corporation whose principal executive office is located within the State to comply with the equitable gender representation requirements specified; report on its compliance to the department of commerce and consumer affairs in the form and substance directed by the department. Requires the department of commerce and consumer affairs to publish a report on its website documenting the number of domestic corporations having a principal executive office located within the State that have at least 1 male or non binary and 1 female or non binary director no later than July 1, 2024; and no later than March 1, 2025, publish annual report as specified. Establishes fine for violations. -- Amends provisions relating to filing duty of department director. Adds that requires the department to perform its duties under provisions relating to boards of publicly held corporations; equitable gender representation. -- SB0193 SD1

Current Status: Mar-09 21 Introduction/Passed First Reading - House  
Mar-09 21 Multiple Referral to ECD then CPC then FIN

SB0199 SD2 (SSCR 834)

### RELATING TO ASSISTED COMMUNITY TREATMENT.

Introduced by: Rhoads K

Establishes provisions relating to appointment of guardian ad litem under mental health, mental illness, drug addiction and alcoholism law. Requires the family court, upon receipt of a petition filed to appoint a guardian ad litem to represent the best interests of the subject throughout the pendency of the proceedings. -- Amends provisions relating to notice. Changes that require notice of the hearing to be served from on the public defender to served on the guardian ad litem appointed for the subject of the petition; and served on the attorney for the subject of the petition, if applicable. Repeals public defender. Provides that the notice shall include that the subject of the petition has been assigned a guardian ad litem to represent the best interests of the subject throughout the proceeding; the name and contact information of the guardian ad litem appointed for the subject of the petition; and that the subject of the petition is entitled to the assistance of an attorney, and that the subject may contact their own attorney. -- Amends provisions relating to hearing and petition. Provides that the subject of the petition is not required to be present at the hearing; provided that the subject has been served with the petition and the appointed guardian ad litem is present to represent the best interests of the subject through the proceedings. Repeals that provide notwithstanding the counsel and other services for indigent criminal defendants law to the contrary, the public defender or other court appointed counsel shall represent the subject upon filing of the petition. -- Amends provisions relating to failure to comply with assisted community treatment. Provides that if specifically authorized by the court order, and treatment that is consistent with accepted medical standards and the family court order, including the written treatment plan submitted pursuant to under provisions relating to hearing on petition. -- Amends provisions relating to petition for additional period treatment; hearing; and provisions relating to hearing for discharge. Adds guardian ad litem appointed. -- Amends provisions relating to right to representation by public defender or other appointed counsel; and provisions relating to appointment of counsel; compensation under counsel and other services for indigent criminal defendants law. Repeals provision

## SENATE BILLS WHICH PASSED THIRD READING

that except as provided under provisions relating to hearing on petition. -- SB0199 SD2  
Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to HHH then JHA then FIN

SB0200

### RELATING TO ELECTIONS.

Introduced by: Rhoads K

Amends provisions relating to late contributions; late expenditures; report. Requires the candidate, authorized person in the case of a noncandidate committee that is a party, or treasurer in the case of a candidate committee or other noncandidate committee, that, within the period of 14 calendar days through 4 calendar days prior to any election for which the candidate is on the ballot, makes contributions aggregating more than \$500, or receives contributions from any person aggregating more than \$500, shall file a late contribution report by means of the commission's electronic filing system on or before the 3rd calendar day prior to the election for which the candidate is on the ballot. -- SB0200

Current Status: Feb-12 21 Introduction/Passed First Reading - House  
Feb-17 21 Multiple Referral to GVR then JHA

SB0211 SD1 (SSCR 16)

### RELATING TO HAWAIIAN AS AN OFFICIAL LANGUAGE OF THE STATE OF HAWAII.

Introduced by: Rhoads K

Amends provisions relating to official languages. Provides that if the law in question was originally drafted in Hawaiian and the English version was translated based on the Hawaiian version, the Hawaiian version shall be held binding. -- SB0211 SD1

Current Status: Mar-09 21 Introduction/Passed First Reading - House  
Mar-09 21 Multiple Referral to JHA then FIN

SB0219 SD2 (SSCR 731)

### RELATING TO CRIMES ON AGRICULTURAL LANDS.

Introduced by: Dela Cruz D, Fevella K, Gabbard M, Kidani M, Moriwaki S

Establishes provisions relating to extended terms of imprisonment for offenses committed on agricultural lands. Requires the court to sentence person convicted of an offense under this law that is committed while negligently on agricultural land to an extended term of imprisonment. Requires the extended term of imprisonment to have a maximum length of imprisonment is as specified. Requires the mandatory minimum term of imprisonment for an extended term sentence under provisions to be without the possibility of parole is as specified. -- SB0219 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to AGR then JHA then FIN

SB0220 SD1 (SSCR 7)

### RELATING TO SERVICE-LEARNING.

Introduced by: Dela Cruz D, Chang S, Fevella K, Gabbard M, Keith-Agaran G, Kidani M, Kim D, Lee C, Misalucha B

Requires the department of education to implement a service learning curriculum for students in grades 9 through 12 no later than the 2024 - 2025 school year. Requires the curriculum to be approved by the board of education. Requires the purpose of the curriculum to be to develop character, values, self esteem, civic responsibility, financial literacy, and knowledge of local community issues and concerns through community service volunteer work. Requires the completion of the service learning curriculum to be a requirement for graduation. Requires the curriculum to be posted on the department's website and requires the website shall also encourage private schools and charter schools to follow the curriculum. -- SB0220 SD1

Current Status: Feb-22 21 Introduction/Passed First Reading - House  
Feb-23 21 Multiple Referral to EDN then FIN

SB0221 SD1 (SSCR 49)

### RELATING TO HOMELESSNESS.

Introduced by: Dela Cruz D, Chang S, Fevella K, Keith-Agaran G, Kidani M, Lee C, Misalucha B

Amends provisions relating to governor's coordinator on homelessness. Allows the governor's coordinator on homelessness, in conjunction with the Hawaii interagency council on homelessness, to develop plans for the city and county of Honolulu and the counties of Hawaii, Kauai, and Maui to coordinate the services and shelter facilities of public agencies and nonprofit organizations to meet the concerns of communities impacted by homelessness and the needs of the homeless population of regions within each county. Requires each county plan to identify regions within each county and the specific goals and objectives for each region. Requires county coordinators to take into account the concerns of communities impacted by homelessness and the needs of the homeless population of each region. -- SB0221 SD1



## SENATE BILLS WHICH PASSED THIRD READING

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to HHH then JHA then FIN

SB0222 SD1 (SSCR 354)

RELATING TO THE DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES.  
Introduced by: Dela Cruz D, Chang S, English J, Fevella K, Keith-Agaran G, Kidani M, Moriwiki S

Amends provisions relating to annual reports under the audit and accounting law. Requires the annual report by the comptroller to the governor and legislature (report to the legislature) to include a list of all accounts closed by the comptroller during the immediately preceding fiscal year and a list of any accounts that remain open but are serving a lapsed program or initiative. -- SB0222 SD1

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to GVR then FIN

SB0224

RELATING TO EDUCATION.

Introduced by: Dela Cruz D, Fevella K, Keith-Agaran G, Kidani M, Moriwiki S

Establishes provisions relating to career and technical education programs; enrollment. Requires any school having a career and technical education program to enroll all students who submit a timely application for participation in the program and who reside within the school's service area; were enrolled in the school during the previous school year; or reside outside the school's service area. Provides that if enrolling all students will cause the enrollment of the school to exceed the capacity of a program, class, grade level, or building, the school shall enroll all students pursuant to the 1st 2 conditions and fill the remaining capacity, if any, of the program, class, grade level, or building by selecting eligible students who reside outside the school's service area through a lottery system. -- SB0224

Current Status: Feb-19 21 Introduction/Passed First Reading - House  
Feb-19 21 Multiple Referral to EDN then FIN

SB0225 SD1 (SSCR 581)

RELATING TO INFRASTRUCTURE IMPROVEMENT DISTRICTS.

Introduced by: Dela Cruz D, Chang S, Keith-Agaran G, Keohokalole J, Kidani M, Moriwiki S

Amends provisions relating to regional state infrastructure subaccounts. Provides that whenever the Hawaii housing finance and development corporation shall undertake, or cause to be undertaken, a regional infrastructure improvement project, the cost of providing regional infrastructure improvements may be assessed against transit oriented development projects specifically benefiting from the improvements. Requires the Hawaii interagency council for transit oriented development to review and make recommendations on applications for subaccount funds for infrastructure projects related to transit oriented development. -- SB0225 SD1

Current Status: Feb-23 21 Introduction/Passed First Reading - House  
Feb-23 21 Multiple Referral to HSG/ TRN/ then WAL then FIN

SB0226 SD1 (SSCR 796)

RELATING TO LAND EXCHANGE.

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

Establishes provisions relating to land exchanges; negotiation. Allows the governor to negotiate land exchanges, in accordance with this law, for the purpose of acquiring private lands that are suitable for long term diversified agricultural production by the State or its lessees, in exchange for state lands to be acquired by private parties for the development of affordable, workforce, and other housing for Hawaii residents. Requires the governor to report to the legislature. Provides that after receipt of the governor's report, the legislature, if needed, may convene a special session pursuant to article III, section 10, of the Hawaii State Constitution to consider for final approval any land exchanges proposed pursuant to this provision. -- SB0226 SD1

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to AGR/ HSG/ then WAL then JHA then FIN

SB0229 SD1 (SSCR 547)

RELATING TO THE OFFICE OF THE AUDITOR.

Introduced by: Dela Cruz D, Chang S, Fevella K, Keith-Agaran G, Kidani M, Kim D, Lee C, Misalucha B, Riviere G

Amends provisions relating to reporting of non general fund information. Requires each department to submit to the legislature and the auditor a report for each non general fund account, which shall include the status of implementing recommendation made by the auditor in its most recent report on the department's non general funds pursuant to

## SENATE BILLS WHICH PASSED THIRD READING

provisions relating to review of special, revolving, and trust funds, and if no action has been taken, detailed reasons for not taking action. -- Amends provisions relating to review of special, revolving, and trust funds. Requires the office of the auditor to report to the legislature, at each regular session, a review of special, revolving, and trust funds established to provide services rendered by any state department or establishment to other state departments or establishments or to any political subdivision of the State and to include in its review if applicable, the identification of any recommendation made by the auditor's report within the previous 5 years that has not been implemented. -- SB0229 SD1

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to LMG then CPC then FIN

SB0232

RELATING TO LITTERING.

Introduced by: Dela Cruz D, Chang S, Fevella K, Gabbard M, Keith-Agaran G, Kidani M, Kim D, Lee C, Misalucha B, Rhoads K, Shimabukuro M

Amends provisions relating to penalties under the litter control law. Increases the maximum penalty to 1,000 dollars. -- Amends provisions relating to criminal littering. Increases the maximum penalty to 5,000 dollars. -- SB0232

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to JHA then FIN

SB0238 SD2 (SSCR 648)

RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS.

Introduced by: Shimabukuro M, Baker R, Chang S, Misalucha B

Amends provisions relating to arrangement of names on the ballot. Requires the names of the candidates to be placed upon the ballot for their respective offices in alphabetical order except as provided in provisions relating to election of board members under board of trustees, office of Hawaiian affairs law. -- Amends provisions relating to election of board members. Requires the names of the candidates to be placed upon the ballot grouped by residency requirement or lack thereof; provided that within those groupings the names shall be placed in random order. Requires the chief election officer to establish procedures to implement the purpose of this Act, which shall apply to the election cycle beginning on January 1, 2022. -- SB0238 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to JHA then FIN

SB0241 SD1 (SSCR 728)

RELATING TO MEDICAL CANNABIS.

Introduced by: San Buenaventura J, Kim D, Lee C

Amends provisions relating to medical use of marijuana; condition of use. Provides that transport for the purposes of interisland transportation of cannabis, usable cannabis, or any manufactured cannabis product by any means is allowable only by a register qualifying patient or qualifying out of state patient for their personal medical use. -- SB0241 SD1

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to HHH/ TRN/ then JHA then CPC

SB0242 SD2 (SSCR 311)

RELATING TO EDUCATION.

Introduced by: Dela Cruz D, Inouye L, Kanuha D, Keith-Agaran G, Lee C, Misalucha B, Moriwaki S

Establishes provisions relating to computer science special fund. Establishes the fund into which shall be deposited appropriations by the legislature to the special fund; and gifts, donations, and grants from public agencies and private persons for computer science training and computer science pathways. Requires the fund to be administered by the department to provide grants to eligible entities to deliver professional development programs for teachers providing instruction in computer science courses and computer science content; and support computer science pathways in kindergarten through twelfth grade, including work based learning partnerships. Annual report to the legislature and board of education. -- Amends provisions relating to computer science; curricula plan; public schools. Provides that beginning with the 2022-2023 school year, at least 1 elementary school and 1 middle or intermediate school in each complex area shall offer computer science courses or computer science content. Provides that beginning with the 2023-2024 school year, not less than 50 per cent of the elementary schools and not less than 50 per cent of the middle and intermediate schools in each complex area shall offer computer science courses or computer science content. Provides that beginning with the 2024-2025 school year, all elementary, middle, and intermediate schools shall offer computer science courses or computer science content.

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Provides that by June 30, 2022, and by each June 30 thereafter, the superintendent shall submit to the board and legislature a report (report to the legislature) of the computer science courses and computer science content offered during the previous school year at the schools in each complex area. Specifies information to be included in the report. -- Establishes provisions relating to computer science. Provides that beginning with the 2024-2025 school year, each public charter school that serves elementary, middle, intermediate, or high school students shall offer computer science courses or computer science content at a frequency that allows a student to enroll in a computer science course or receive computer science content at least once while the student is at each of the elementary school, middle or intermediate school, and high school levels. (COVID-19, COVID 19, coronavirus) -- SB0242 SD2

Current Status: Feb-22 21 Introduction/Passed First Reading - House  
Feb-23 21 Multiple Referral to EDN then FIN

SB0243 SD2 (SSCR 946)

### RELATING TO RENEWABLE ENERGY.

Introduced by: Dela Cruz D, Gabbard M, Inouye L, Kanuha D, Keith-Agaran G, Keohokalole J, Misalucha B, Moriwaki S, Wakai G

Requires the Hawaii natural energy institute of the university of Hawaii to establish a strategic plan that identifies clear benchmarks to attain the goal of 100 per cent energy self sufficiency by December 31, 2045, including the temporary use of alternative fuels that may be used as bridge fuels; and provide clarity for utilities, utility scale developers, and energy distributors for achieving the benchmarks described in this provision. Report to the legislature. -- Requires the Hawaii natural energy institute of the university of Hawaii to conduct a feasibility study on the State's ability to achieve its goal of producing 100 per cent of the State's electricity from renewable energy sources by December 31, 2045; provided that if the current renewable energy standards are not achievable, the study shall estimate the percentage that is realistically achievable by December 31, 2045. Report to the legislature. -- SB0243 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to EEP then CPC then FIN

SB0244 SD2 (SSCR 643)

### RELATING TO FOOD DONATION.

Introduced by: Dela Cruz D, Baker R, English J, Fevella K, Gabbard M, Inouye L, Kanuha D, Keith-Agaran G, Lee C, Misalucha B, Moriwaki S, Nishihara C, Riviere G, San Buenaventura J

Amends provisions relating to exceptions to liability. Provides that any charitable, religious, or nonprofit organization that receives food that is apparently fit for human consumption; and distributes the food in good faith to needy persons at no charge. Establishes exceptions to liability as specified. -- Amends provisions relating to exemption for providing shelter and subsistence to the needy. Provides that Any donor who donates goods, materials, or services to a charitable or nonprofit organization described shall be exempt from civil liability for injuries and damages resulting from the donation, except for gross negligence or wanton acts or omissions. -- SB0244 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to JHA then CPC

SB0245 SD1 (SSCR 795)

### RELATING TO EDUCATION.

Introduced by: Dela Cruz D, Fevella K, Inouye L, Kanuha D, Keith-Agaran G, Lee C, Misalucha B, San Buenaventura J

Requires the department of education's existing working group dedicated to increasing awareness and completion of the Free Application for Federal Student Aid (FAFSA) to create a state plan to make FAFSA completion, or an opt out waiver for FAFSA completion, a statewide graduation requirement by the 2022 - 2023 school year. Requires the working group to consider the needs of both public and private universities; and the philanthropic community; consider additional resources and supports that are necessary and available, including public private partnerships, to ensure successful implementation of the state plan; determine the best ways to ensure that the process for opting out of FAFSA completion by parents is simple and unconditional; examine the feasibility of establishing regional pilot programs by complex area or island; consider the best ways to provide greater support for students through the entire college application process, including providing the necessary guidance for students to actually enroll in college and be successful once the FAFSA is completed; determine the best ways to protect family privacy, particularly for undocumented families, and to support schools to provide hardship based opt out waivers when parents fail to respond to the FAFSA completion requirement; and address any other issue the working group deems

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necessary. Exempts the working group from part I of chapter 92 (Public agency meetings and records); provided that the department of education shall make the minutes of all meetings of the working group available to the public on the department of education's website. Requires the department of education to provide administrative support for the working group. Report to the legislature. -- SB0245 SD1

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to EDN/ HET/ then FIN

SB0246 SD1 (SSCR 548)

RELATING TO GOVERNMENT.

Introduced by: Dela Cruz D, Baker R, English J, Fevella K, Gabbard M, Inouye L, Kanuha D, Keith-Agaran G, Keohokalole J, Lee C, Moriwaki S, San Buenaventura J, Wakai G

Establishes a state government realignment commission law. Establishes the commission within the department of accounting and general services. Allows the commission to engage employees without regard to civil service law and enter into contracts with consultants. Requires the departments of the state government to make available to the commission any data and facilities that are necessary for the commission to perform its duties. Requires a commission to be appointed and confirmed on or before July 1, 2022, and a new commission shall be appointed and confirmed on or before July 1 every 10 years thereafter; provided that if any vacancy occurs in the membership of a commission prior to the completion of its duties or dissolution, there shall be appointed a replacement member. Requires the commission to dissolve upon the adjournment sine die of the legislature to which it submits the required evaluation and recommendations (sunset). Requires the commission to conduct a systematic review of the state executive branch's departments, divisions, and agencies, including functions and services, that uses standards such as equity, efficiency, and modernization to consolidate, expand, or reassign services. Provides that 30 days prior to the convening of the 3rd regular session of the legislature after the members of the commission have been appointed, the commission shall submit to the legislature the findings of its systemic review of the state executive branch and any recommendations based on the findings; provided that the legislature shall review and take into consideration the commission's findings and recommendations. Report to legislature. -- SB0246 SD1

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to GVR then CPC then FIN

SB0251 SD2 (SSCR 642)

RELATING TO TRANSPORTATION NETWORK COMPANIES.

Introduced by: Baker R, Chang S, English J, Inouye L, Lee C, Misalucha B

Establishes the transportation network companies law. Defines transportation network company to mean an entity that uses a digital network or software application service to connect passengers to transportation network company drivers; transportation network company does not include a taxicab association or a for-hire vehicle owner. Allows a company to continue operating until the director of transportation has established a transportation network companies permitting process for existing transportation companies and sets a registration deadline. Requires the director of transportation to issue a permit to each applicant that satisfies the requirements for a transportation network company and collect an annual permit fee of 25,000 dollars from the applicant prior to the issuance of a permit. Establishes fare transparency, agent for service, identification of transportation network company vehicles and drivers requirements. Requires the transportation network company to conduct national and local criminal background checks for each applicant and each driver on an annual basis. Requires the transportation network company to adopt a policy of non discrimination on the basis of destination, race, color, national origin, religious belief or affiliation, sex, disability, age, sexual orientation, or gender identity with respect to riders and potential riders and shall notify the transportation network company drivers of the policy. Provides that in addition to any policy established, transportation network company drivers shall comply with all applicable laws regarding nondiscrimination against riders or potential riders on the basis of destination, race, color, national origin, religious belief or affiliation, sex, disability, age, sexual orientation, or gender identity; and transportation network company drivers shall comply with all applicable laws to accommodate service animals. Provides that not more than annually, the department of transportation shall have the right to visually inspect a sample of records maintained by a transportation network company for the sole purpose of verifying that a transportation network company complies with this law. Requires the transportation network companies law to apply uniformly throughout the State and in all political subdivisions of the State. Amends Act 236, session laws of 2016, by repealing the sunset date. -- SB0251 SD2

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Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to CPC then FIN

SB0255 SD2 (SSCR 653)

### RELATING TO COMMERCIAL MARINE LICENSES.

Introduced by: Inouye L, Baker R, Keith-Agaran G, Misalucha B

Amends provisions relating to commercial marine license. Provides that a single valid commercial marine vessel license shall satisfy the licensure requirement for all persons taking marine life for commercial purposes aboard the validly licensed vessel. Requires any person providing charter services in the State for the taking of marine life in or outside of the State to obtain a commercial marine license. Allows any vessel used for or engaged in the taking of marine life for commercial purposes to obtain a commercial marine vessel license. The department of land and natural resources may adopt rules and set fees for commercial marine and commercial marine vessel licenses. Requires the department of land and natural resources to suspend, refuse to renew, reinstate, or restore, or shall deny any license issued under this section if the department has received certification from the child support enforcement agency pursuant to provision.

Reports to the legislature -- SB0255 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to WAL then CPC then FIN

SB0256

### RELATING TO SPECIAL PURPOSE REVENUE BONDS TO ASSIST KEAHOLE HOTEL & SUITES LLC.

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

Authorizes the issuance of special purpose revenue bonds, with the approval of the governor, to assist Keahole Hotel and Suites LLC, a Hawaii company, for planning, designing, constructing, and equipping facilities for a hotel at the Ellison Onizuka Kona International Airport at Keahole. Authorizes the issuance of refunding special purpose revenue bonds to refund the special purpose revenue bonds. (\$\$) -- SB0256

Current Status: Feb-19 21 Introduction/Passed First Reading - House  
Feb-19 21 Multiple Referral to TRN then FIN

SB0257 SD2 (SSCR 947)

### RELATING TO LEASE EXTENSIONS ON PUBLIC LAND.

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

Requires the board of land and natural resources to establish a 5 year public lands lease extension pilot project in which the board of land and natural resources may extend the rental period of any lease of public lands for commercial use, industrial use, resort use, mixed use, or government use upon approval by the board of land and natural resources of a development agreement proposed by the lessee or by the lessee and developer to make substantial improvements to the existing improvements; provided that the leases shall have not been assigned or transferred within 10 years prior to receipt of an application for a lease extension submitted pursuant to this Act; provided further that the pilot project shall only include public lands that are located at any of the following within the area designated by zip code 96720. Requires the public lands lease extension pilot project, including the authority of the board of land and natural resources to approve the extension of rental periods pursuant to the pilot project, to end on July 1, 2026 (sunset); provided that any lease extension executed pursuant to the pilot project shall run for the full term of the executed lease extension unless shortened by mutual agreement of the parties. -- SB0257 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to WAL then JHA then CPC then FIN

SB0262 SD1 (SSCR 134)

### RELATING TO VACCINES.

Introduced by: Dela Cruz D

Appropriation. (\$\$) -- SB0262 SD1

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to PDP then FIN

SB0263 SD2 (SSCR 948)

### RELATING TO ECONOMIC DEVELOPMENT.

Introduced by: Dela Cruz D

Establishes provisions relating to Hawaii manufactured products program oversight; made in Hawaii with aloha trademark. Requires the department of business, economic development, and tourism to administer and oversee a made in Hawaii program for manufactured products and shall hold ownership of the made in Hawaii with aloha trademark. -- Amends provisions relating to Hawaii made products; Hawaii processed products by changing its title to grown in Hawaii program oversight. Requires the

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department of agriculture to administer and oversee a grown in Hawaii program for agricultural products and manufactured products that use Hawaii grown inputs. Requires the department of agriculture to transfer ownership of the made in Hawaii with aloha trademark to the department of business, economic development, and tourism. Appropriation (\$\$) -- SB0263 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to ECD/ AGR/ then CPC then FIN

SB0266 SD2 (SSCR 949)

RELATING TO THE CORONAVIRUS 2019 PANDEMIC.

Introduced by: Dela Cruz D

Appropriation to the department of defense for fiscal years 2021 - 2022 and 2022 - 2023 for the transfer of contracts from the department of transportation related to the safe travels Hawaii airport screening program; for costs related to the activation of the national guard, including 3.00 temporary full time equivalent (FTE) positions for additional staffing for the Joint Operational Command; for logistics support for COVID-19 operations including 10.00 FTE positions and data service for airport screener tablets. -- Appropriation to the department of human services for fiscal years 2021 - 2022 and 2022 - 2023 for overtime costs for the department due to increased applications and processing for social services and financial assistance. -- Appropriation to the department of health for fiscal years 2021 - 2022 and 2022 - 2023 for costs related to COVID-19 testing, contact tracing, and support for the department's state laboratories division, including contracts, technical assistance, supplies, personal protective equipment, testing equipment, utilities, and other related costs; for community outreach and education, including statewide communication costs for media for COVID-19 prevention and mitigation, vaccination messages, and other related public health messaging; for various public health costs including preparedness logistics and training, personal protective equipment, industrial hygiene, other protective supplies and equipment, and statewide COVID-19 related public health nursing surge staffing, including overtime; for costs related to COVID-19 prevention for the residents of Kalaupapa, Molokai; and for isolation and quarantine costs, including all related services, on the island of Oahu. -- Appropriation to the department of health for fiscal years 2021 - 2022 and 2022 - 2023 for the Kauai, Hawaii, and Maui district health offices. Requires the funds be used to fund overtime costs related to COVID-19 work, contracts, isolation, and quarantine costs, including all related services, communications and media costs, workspace for temporary workers, intra county travel, and additional testing. -- Appropriation to the department of health for fiscal years 2021 - 2022 and 2022 - 2023 for statewide COVID-19 related public health surge staffing, including overtime costs; provided that funds may be used to temporarily establish and operate a district health office on the island of Oahu to serve as a COVID-19 response liaison between the city and county of Honolulu and the department. Allows the department to establish temporary full time equivalent positions to staff the district health office, including 1.00 full time equivalent (1.00 FTE) district health officer, 1.00 full time equivalent (1.00 FTE) public health manager, 1.00 full time equivalent (1.00 FTE) COVID-19 public information officer, 1.00 full time equivalent (1.00 FTE) inter governmental coordinator, 5.00 full time equivalent (5.00 FTE) special assistants, and 5.00 full time equivalent (5.00 FTE) program specialists; for statewide COVID-19 related medical surge staffing; for the implementation and administration of vaccine and immunization plans and logistics to include warehousing and distributing vaccines and supplies, creating temporary immunization sites and clinics, communicating vaccine education, and associated operational costs. -- Appropriation for the Hawaii health systems corporation for fiscal years 2021 - 2022 and 2022 - 2023. Requires the funds to be used as a cash infusion to offset revenue shortfalls of the regional facilities of the corporation located in the city and county of Honolulu and the counties of Hawaii and Kauai due to the COVID-19 pandemic. -- Appropriation to the department of public safety for fiscal years 2021 - 2022 and 2022 - 2023 for healthcare costs, including COVID-19 tests for inmates, healthcare professional costs, and inmate hospitalization expenses at non state facilities for Hawaii inmates; for the increased operational costs of the department of public safety, including costs for food services, deep cleaning and disinfecting, and sanitizing departmental offices and correctional facilities; for security costs, overtime and other payroll costs for the 10.00 existing full time equivalent (10.00 FTE) deputy sheriff positions to support continued security screening and protocols for the safe travels Hawaii program. -- Appropriation to the office of the governor to be used as a contingency fund by the office to supplement the continuation of programs and activities related to the COVID-19 response. (COVID-19, COVID 19, coronavirus) (\$\$)

-- SB0266 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House

## SENATE BILLS WHICH PASSED THIRD READING

Mar-11 21 Multiple Referral to PDP then FIN

SB0270 SD2 (SSCR 794)

### RELATING TO EDUCATION.

Introduced by: Dela Cruz D

Appropriation out of elementary and secondary school emergency relief fund moneys received by the state from the Coronavirus Aids Relief, and Economic Security (CARES) Act and Coronavirus Response and Relief Supplemental (CRRS) Appropriations Act for fiscal year 2020 - 2021, 2021 - 2022, and 2022 - 2023 to the department of education to offset any budget reductions that have been identified or proposed by the department and the governor that would result in the reduction of personnel who are subject to a collective bargaining agreement, and who are employed at the school level, including any budget reduction that would result in a layoff, furlough, or pay reduction. (COVID-19, COVID 19, coronavirus) (\$\$) -- SB0270 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to EDN/ PDP/ then FIN

SB0279 SD2 (SSCR 724)

### RELATING TO MARRIAGE OF MINORS.

Introduced by: Rhoads K

Amends provisions relating to requisites of valid marriage contract. Requires that in order to make valid the marriage contract, which to be permitted between 2 individuals without regard to gender, it shall be necessary that in the event 1 of the parties is a minor and the other party is more than 5 years older than the minor, the child protective services unit of the department of human services shall investigate and report to the family court before the marriage is approved. -- SB0279 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to HHH then JHA

SB0280

### RELATING TO FAIR HOUSING REASONABLE ACCOMMODATIONS.

Introduced by: Rhoads K

Amends provisions relating to discrimination in real property transactions law. Defines assistance animal to mean an animal that is needed to perform disability related work, services or tasks for the benefit of a person with a disability, or is needed to provide emotional support that alleviates 1 or more identified symptoms or effects of a person's disability. Provides that assistance animals may include but are not limited to service animals, therapy animals, comfort animals, or emotional support animals and may have formal training or may be untrained, and may include species other than dogs. -- Amends provisions relating to discriminatory practices. Allows the use of an assistance animal, reasonable restrictions to be imposed provided further that if the disability related need for an assistance animal is not readily apparent, an owner or other person engaging in the real estate transaction may request that a person claiming a disability provide verification to establish the disability related need for a specific assistance animal as a reasonable accommodation. Requires the verification to be in writing by the person's treating health care professional, mental health professional, social worker, or rehabilitation counselor. Prohibits possession of a vest or other distinguishing animal garment, tag, or registration documents that are commonly purchased online and purporting to identify an animal as a service animal or assistance animal to not constitute valid verification. -- SB0280

Current Status: Mar-09 21 Introduction/Passed First Reading - House  
Mar-09 21 Multiple Referral to HHH then JHA

SB0287 SD2 (SSCR 839)

### RELATING TO VISION ZERO.

Introduced by: Rhoads K, Lee C

Establishes provisions relating to vision 0 program. Requires the department of transportation to implement a vision 0 program by July 1, 2022. Requires the goal of the program to eliminate traffic fatalities and serious injuries in Hawaii by 2045. Requires the department, in conjunction with the counties, to take necessary steps to implement the program. Report to the legislature. -- SB0287 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to TRN then JHA then FIN

SB0294 SD1 (SSCR 22)

### RELATING TO PROPERTY FORFEITURE.

Introduced by: Rhoads K, Keohokalole J, Lee C

Amends provisions relating to property subject to forfeiture; exemption. Exempts from forfeiture property under this law to the extent of an interest of an owner by reason of the commission of any covered offense unless the covered offense is chargeable as a felony

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offense under state law; and the owner has been convicted of the covered offense by a verdict or plea, including a no contest plea or a deferred acceptance of guilty plea or no contest plea; or any act or omission established by that owner to have been committed or omitted without the knowledge and consent of that owner; provided that nothing in this provision shall be construed to prevent the seizure of property prior to conviction. Prohibits this law to apply to the forfeiture of an animal prior to disposition of criminal charges. Prohibits this provision to prohibit or restrict forfeitures authorized under other laws. -- Amends provisions relating to disposition of property forfeited. Requires all forfeited property and the sale proceeds thereof, after payment of expenses of administration and sale, including reimbursement for any costs incurred by the department of the attorney general related to the seizure or storage of seized property, shall be deposited to the credit of the state general fund. -- SB0294 SD1

Current Status: Feb-09 21 Introduction/Passed First Reading - House  
Feb-11 21 Multiple Referral to JHA then FIN

SB0301 SD1 (SSCR 748)

RELATING TO FIREARMS.

Introduced by: Rhoads K

Amends provisions relating to ownership, etc., of automatic firearms, silencers, etc., prohibited; penalties. Provides that except as provided in exemptions provision, the manufacture, possession, sale, barter, trade, gift, transfer, or acquisition of detachable ammunition magazines with a capacity in excess of 10 rounds that are designed for or capable of use with any firearm is prohibited. -- SB0301 SD1

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Single Referral to JHA

SB0302 SD2 (SSCR 793)

RELATING TO TAX CREDITS.

Introduced by: Rhoads K

Amends provisions relating to the income tax credit for low income household renters by changing the credit and income threshold. Provides that for the taxable year beginning after December 31, 2022, and in every 3rd taxable year thereafter, each dollar amount shall be increased by an amount equal to that dollar amount, multiplied by the percentage, if any, by which the consumer price index for June of the preceding calendar year exceeds the consumer price index for June 2021, rounded to the nearest whole dollar amount. -- SB0302 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House

SB0304 SD2 (SSCR 863)

RELATING TO CARBON OFFSETS.

Introduced by: Rhoads K

Establishes provisions relating to air travel carbon offset purchase. Requires the department of transportation to utilize the procedures specified to facilitate the voluntary purchase of verified carbon offsets by person engaging in qualified air travel to or from an airport in the State. -- SB0304 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to EEP then CPC then FIN

SB0307 SD1 (SSCR 699)

RELATING TO FIREARMS.

Introduced by: Rhoads K

Amends provisions relating to ownership, etc., of automatic firearms, silencers, etc., prohibited; penalties. Prohibits the manufacture, possession, sale, barter, trade, gift, transfer, or acquisition to include any firearm or rifle with the capacity to fire ammunition of 50 caliber or higher except shotguns and muzzle loading firearms. -- SB0307 SD1

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Single Referral to JHA

SB0309 SD1 (SSCR 42)

RELATING TO PRIVACY.

Introduced by: Rhoads K

Amends provisions relating to violation of privacy in the 1st degree. Provides that a person intentionally creates or discloses, or threatens to disclose, an image or video of a composite fictitious person depicted in the nude, or engaged in sexual conduct, that includes the recognizable physical characteristics of a known person so that the image or video appears to depict the known person and not a composite fictitious person, with intent to substantially harm the depicted person with respect to that person's health, safety, business, calling, career, education, financial condition, reputation, or personal relationships, or as an act of revenge or retribution. -- SB0309 SD1

Current Status: Feb-11 21 Introduction/Passed First Reading - House



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Feb-12 21 Multiple Referral to CPC then JHA

- SB0315 SD1 (SSCR 604) RELATING TO THE STATE OF HAWAII MUSEUM OF NATURAL AND CULTURAL HISTORY.  
Introduced by: Taniguchi B  
Appropriation out of the funds received by the state of Hawaii from the \_\_\_\_\_, to the department of budget and finance to support the Bernice Pauahi Bishop Museum, officially designated as the state of Hawaii Museum of Natural and Cultural History. (\$\$)  
-- SB0315 SD1  
Current Status: Mar-05 21 Introduction/Passed First Reading - House  
Mar-09 21 Multiple Referral to CAI then FIN
- SB0320 RELATING TO TAX RETURN PREPARERS.  
Introduced by: Keohokalole J  
Establishes provisions relating to preparer tax identification number required. Requires a tax return preparer to have a valid preparer tax identification number. Prohibits a tax return preparer to prepare any return or claim for refund for compensation without having a valid preparer tax identification number or omit its preparer tax identification number from any return or claim for refund prepared for compensation where the department requires the preparer tax identification number to be disclosed. Establishes penalties. Allows the director of taxation to waive penalties if the tax return preparer show that the violation was due to reasonable cause. -- SB0320  
Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to CPC then JHA then FIN
- SB0321 SD2 (SSCR 942) RELATING TO INCREASING THE PAYMENT AMOUNT FOR THE OFFICE OF HAWAIIAN AFFAIRS' PRO RATA SHARE OF THE PUBLIC LAND TRUST.  
Introduced by: Keohokalole J  
Requires agencies that collect receipts for any disposition of the public land trust each fiscal quarter to transfer to the office of Hawaiian affairs 20 per cent of each receipt from the disposition. Returns to the office of Hawaiian affairs certain moneys previously claimed as public land trust overpayments to the office. Establishes a public land trust revenues negotiating committee to resolve the matter of the amount of the income and proceeds from the public land trust that the office of Hawaiian affairs shall receive annually under the State Constitution and other state law. Report to the legislature. -- SB0321 SD2  
Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to WAL then JHA then FIN
- SB0324 SD1 (SSCR 151) RELATING TO THE PRACTICE OF MEDICINE.  
Introduced by: Keohokalole J  
Amends provisions relating to practice of medicine defined under medicine and surgery law. Provides that for the purposes of this law, the practice of medicine by a physician or an osteopathic physician includes the use of drugs and medicines; surgery; manual medicine; water; electricity; hypnotism; telehealth; the interpretation of tests, including primary diagnosis of pathology specimens, medical imaging, or any physical; osteopathic medicine; any means, method, or agent, either tangible or intangible, to diagnose, treat, prescribe for, palliate, or correct disease, or prevent any human disease, condition, ailment, pain, injury, deformity, illness, infirmity, defect, physical or mental condition in the human subject. -- SB0324 SD1  
Current Status: Mar-09 21 Introduction/Passed First Reading - House  
Mar-09 21 Multiple Referral to HHH then CPC then FIN
- SB0329 SD1 (SSCR 105) RELATING TO CONDOMINIUMS.  
Introduced by: Moriwaki S  
Amends provisions relating to upkeep of condominium; disposition of unclaimed possessions. Requires that if the identity and address of the owner are known, no sale, storage, donation, or other disposal to occur until 30 days after the board notifies the owner in writing; and if the identity or address of the owner is unknown, allows the board to proceed directly to sell, store, donate, or otherwise dispose of the personality. Requires that the proceeds of any sale or disposition of personality to immediately become the property of the association. -- SB0329 SD1  
Current Status: Mar-09 21 Introduction/Passed First Reading - House  
Mar-09 21 Single Referral to CPC

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SB0332 SD2 (SSCR 792)

### RELATING TO PREAUDIT PAYMENTS.

Introduced by: Moriwaki S

Amends provisions relating to comptroller to supervise accounts, etc. Allows the comptroller to preaudit all proposed payments up to 100,000 to determine the propriety of expenditures and compliance with executive orders and rules that may be in effect. Requires the comptroller to preaudit all proposed payments of 100,000 dollars or more to determine the propriety of expenditures and compliance with executive orders and rules that may be in effect. -- SB0332 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to GVR then FIN

SB0335 SD2 (SSCR 950)

### RELATING TO AGRICULTURE.

Introduced by: Gabbard M, Inouye L, Keith-Agaran G, Kim D, Lee C, Misalucha B, Moriwaki S

Establishes provisions relating to reporting requirements; leased lands. Report to the legislature. Requires the report to contain the following information regarding the department's leased lands; the number of lots leased by size and island; the number of lots leased that contain protocols and conditions supporting specialty farm products by island; a list of the vacant parcels and unoccupied parcels in the leasing process by island, including the parcel size, location, and date the parcel was last occupied by a tenant; and a description of any lease sales or transfers by lessees approved by the board of agriculture. -- Amends provisions relating to agribusiness development corporation; board of directors; established. Requires the board of directors of the corporation to consist of 11 voting members, of whom 8 shall be appointed by the governor. Provides that of these 8 members; 2 shall be representatives of local farmers' or ranchers' associations, 1 each to be nominated by the chairs of the house of representatives and senate committees on agriculture; and 2 shall be appointed at large. Requires meetings of the board to be subject to the requirements set forth in provisions relating to meetings under the public agency meetings and records law. -- Amends provisions relating to commitment and preservation of agricultural leases. Provides that beginning January 1, 2022, the department of agriculture and corporation shall annually lease or license at least 50 per cent of land eligible for lease or license or lease or license renewal, to agricultural operations whose primary business is food or crop production for local consumption, or for purposes that support food or crop production for local consumption. -- Provides that no later than January 1, 2023, the agribusiness development corporation and its board of directors shall implement in full the recommendations set out in the State Auditor's Report No. 21-01. Report to the legislature. -- SB0335 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to AGR then FIN

SB0336 SD1 (SSCR 242)

### RELATING TO AGRICULTURAL LOANS.

Introduced by: Gabbard M, English J, Inouye L, Kanuha D, Keith-Agaran G, Kidani M, Kim D, Lee C, Misalucha B, Rhoads K, Riviere G

Amends provisions relating to powers and duties of the department of agriculture. Changes maximum loan amount the chairperson can approve. -- Amends provisions relating to aquaculture loan program. Changes maximum loan amount the chairperson can approve. -- SB0336 SD1

Current Status: Feb-17 21 Introduction/Passed First Reading - House  
Feb-18 21 Multiple Referral to AGR then FIN

SB0337 SD2 (SSCR 874)

### RELATING TO SUSTAINABLE AGRICULTURE.

Introduced by: Gabbard M, Inouye L, Keith-Agaran G, Kim D, Lee C, Misalucha B

Requires the department of agriculture to establish and implement a 3 year cover crop reimbursement pilot program to reimburse farming operations in the State for the costs of acquiring cover crop seeds, green manure, or compost. Requires the convening of a review panel to screen and rate applicants on the quality of their cover crop and green manure and composting practices. Establishes within the department of agriculture a cover crop reimbursement pilot program manager position, which shall be a full time temporary position exempt from the requirements of civil service law and collective bargaining in public employment law. Report to legislature. Appropriation. (\$\$) -- SB0337 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to AGR then FIN

## SENATE BILLS WHICH PASSED THIRD READING

SB0338 SD2 (SSCR 875)

RELATING TO A FOOD HUB PILOT PROGRAM.

Introduced by: Gabbard M, Ihara L, Inouye L, Kanuha D, Keith-Agaran G, Kim D, Lee C, Misalucha B, Riviere G

Establishes a 5 year food hub pilot program, which shall be administered by the department of agriculture. Requires the pilot program to adopt the US Department of Agriculture's working definition of food hub, which means a centrally located facility with a business management structure facilitating the aggregation, storage, processing, distribution, and / or marketing of locally / regionally produced food products; and award grant funding to qualified applicants for the construction of critical infrastructure to establish and expand food hubs in each of the counties, including construction or improvement of facilities for aggregation, washing, minimal processing, packaging, cold storage, and other value additions; and provision of technical assistance to develop in state capacity to supply state institutions and other markets. Requires the department to establish criteria for the award of initial start up grant funding or subsequent expansion funding under the pilot program, including that priority shall be given to organizations having demonstrated experience in aggregation, washing, minimal processing, packaging, cold storage, and other value additions for delivering local produce to local markets; qualifying applicants shall include corporations, limited liability companies, partnerships, sole proprietorships, non profit organizations, and agricultural cooperatives that meet necessary insurance requirements and provide a certificate of vendor compliance with Hawaii compliance express; applicants seeking to establish a new food hub where none currently exist shall have 1st secure a physical location for the food hub and draft a detailed plan for the food hub's operation, including activities in which the applicant intends to engage, such as serving as a marketplace for buying and selling or providing certified kitchen space in which multiple farmers may share use of facilities for value added product development; and applicants shall explain their intended actions to increase access to locally produced food. Reports to the legislature. Appropriation. Authorizes the director of finance to issue general obligation bonds for the purpose of completing critical infrastructure upgrades for the Honalo Marshalling Yard (\$\$) -- SB0338 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to AGR then FIN

SB0339 SD2 (SSCR 582)

RELATING TO THE IMPORTANT AGRICULTURAL LAND QUALIFIED AGRICULTURAL COST TAX CREDIT.

Introduced by: Gabbard M, Inouye L, Keith-Agaran G, Kim D, Lee C, San Buenaventura J

Amends provisions relating to important agricultural land qualified agricultural cost income tax credit. Allows the taxpayer to 1st claim the credit no earlier than in the 3rd taxable year after the taxable year during which the taxpayer applied to the department of agriculture for 1st year certification of the credit. Extends the provision that the department of agriculture cease certifying credits to after December 31, 2030 (sunset). (COVID-19, COVID 19, coronavirus) -- SB0339 SD2

Current Status: Feb-23 21 Introduction/Passed First Reading - House  
Feb-23 21 Multiple Referral to AGR then FIN

SB0340

RELATING TO AGRICULTURAL LANDS.

Introduced by: Gabbard M, Inouye L, Keith-Agaran G, Kidani M, Kim D, Lee C, Riviere G

Amends provisions relating to permissible uses within the agricultural districts. Redefines farm dwelling to mean a single family dwelling located on and accessory to a farm, including clusters of single family farm dwellings permitted within agricultural parks developed by the State, or where agricultural activity provides income of no less than 10,000 dollars a year to the family occupying the dwelling; provided that agricultural activity income shall be determined by any state general excise tax return filing or agricultural dedication for the parcel or lot of record approved by the county in which the dwelling and agricultural activity are located. Provides that any violation of the provision that allow agricultural lands to be subdivided and leased for the agricultural uses or activities permitted under specified conditions shall be subject to county enforcement authority and fines pursuant to provisions relating to county zoning under general provisions law and enforcement and penalty for violation under land use commission law. -- Amends provisions relating to application for registration under the condominiums law. Requires the verified statement to include the applicant's assessment and county comments regarding the availability of supportive infrastructure, any potential impact on governmental plans and resources, sensitive environmental resources, and any other

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requirements pursuant to county ordinances and rules. Requires the developer's public report to include the verified statement in addition to the information required by provisions relating to developer's public report. -- SB0340

Current Status: Mar-09 21 Introduction/Passed First Reading - House  
Mar-09 21 Multiple Referral to WAL then AGR then JHA

SB0341 SD2 (SSCR 951)

RELATING TO TARO.

Introduced by: Gabbard M, Inouye L, Kanuha D, Keith-Agaran G, Kim D, Lee C, Riviere G, Shimabukuro M

Establishes provisions relating to taro cultivation and production; exclusion. Provides an income tax exclusion up to the 1st \_\_\_\_ dollars of gross income per an individual engaged in the production of taro or taro products for sale, or the use of land for taro farming; and the manufacturing, compounding, canning, preserving, milling, processing, refining, or preparing taro for sale; provided that this exclusion shall not apply if at any time during the year the total amount of land for locally grown taro in the State surpasses 30,000 acres, as determined by the department of agriculture. -- SB0341 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to AGR then FIN

SB0343 SD1 (SSCR 43)

RELATING TO SEXUAL ASSAULT OF AN ANIMAL.

Introduced by: Gabbard M, Lee C, Misalucha B, Rhoads K

Establishes provisions relating to sexual assault of an animal. Provides that a person commits the offense of sexual assault of an animal if the person knowingly subjects an animal to sexual contact; possesses, sells, transfers, purchases, or otherwise obtains an animal with the intent to subject the animal to sexual contact; organizes, promotes, conducts, or participates as an observer in an act where an animal is subject to sexual contact; causes, coerces, aids, or abets another person to subject an animal to sexual contact; permits sexual contact with an animal to be conducted on any premises under the person's charge or control; advertises, solicits, offers, or accepts the offer of an animal with the intent that it be subjected to sexual contact in the State; creates, distributes, publishes, or transmits, whether for commercial or recreational purposes, a pornographic image or material depicting a person subjecting an animal to sexual contact. Exempts veterinary medicine; artificial insemination of animals for the purpose of procreation; animal husbandry; conformation judging; or customary care of an animal by its owner. Make it a class C. Provides that if the offense subjected a minor to sexual contact with an animal or was committed in the presence of a minor, the offense is a class B felony. -- Amends provisions relating to sentencing in enumerated offenses committed in the presence of a minor. Redefines offense to include sexual assault of an animal. -- SB0343 SD1

Current Status: Feb-11 21 Introduction/Passed First Reading - House  
Feb-12 21 Multiple Referral to AGR then JHA

SB0345 SD2 (SSCR 766)

RELATING TO COSMETICS.

Introduced by: Gabbard M, Lee C

Establishes provisions relating to cosmetics; animal testing; prohibition under department of health law. Prohibits a manufacturer to import for profit, sell or offer for sale in the State any cosmetic for which the manufacturer knew or reasonably should have known that an animal test was conducted or contracted, by or on behalf of the manufacturer or any supplier of the manufacturer, on or after January 1, 2022. Establishes fines. Provides that a prosecuting attorney may, upon a determination that there is a reasonable likelihood that a violation has occurred, to require a cosmetic manufacturer to disclose for the prosecuting attorney's review the testing data upon which the cosmetic manufacturer has relied in the development or manufacturing of the relevant cosmetic product sold in the State. Authorizes testing data disclosed to be withheld from public disclosure as confidential business information or otherwise under provisions relating to government records; exceptions to general rules, it shall be treated as confidential and shall not be disclosed except to the extent necessary for enforcement. Prohibits counties or other political subdivisions of the State to establish any prohibition on or relating to animal tests. Establishes exemptions as specified. -- SB0345 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to AGR then CPC

SB0346 SD2 (SSCR 843)

RELATING TO FARM ANIMALS.

Introduced by: Gabbard M, Lee C, Rhoads K, Riviere G, Shimabukuro M

Establishes the confinement standards for egg laying hens. Defines egg laying hen to

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mean a female domesticated chicken, turkey, duck, goose, or guinea fowl kept for the purpose of commercial egg production. Provides that it shall be unlawful for a farm owner or operator within the State to knowingly cause any egg laying hen to be confined in a cruel manner; and for a business owner or operator to knowingly engage in the sale in the State of any shell egg or egg product that the business owner or operator knows or should know was produced by an egg laying hen that was confined in a cruel manner beginning June 30, 2027. Establishes exceptions; applicability; penalties, defense; construction requirements. Requires the department of agriculture to adopt rules necessary for the purposes of this law. -- SB0346 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to AGR then FIN

SB0347 SD1 (SSCR 25)

### RELATING TO LITTER CONTROL.

Introduced by: Gabbard M, Keith-Agaran G, Lee C, Rhoads K

Establishes provisions relating to intentional release of balloons; prohibition. Prohibits a person or entity to intentionally release, organize the release of, or otherwise cause the release of a balloon inflated with a gas that is lighter than air, except for a balloon released for scientific or meteorological purposes, on behalf of a governmental agency or pursuant to a governmental contract; a hot air balloon that is recovered after launching; or a balloon that is released and remains indoors. Establishes civil penalties.

-- SB0347 SD1

Current Status: Mar-09 21 Introduction/Passed First Reading - House  
Mar-09 21 Multiple Referral to EEP then JHA

SB0348 SD1 (SSCR 26)

### RELATING TO BOTTLED WATER.

Introduced by: Gabbard M, Dela Cruz D, Fevella K, Lee C, Riviere G

Amends provisions relating to product quality under bottle water law. Provides that all bottled water shall meet standards prescribed by the FDA in 21 C.F.R. section 165.110.

-- Amends provisions relating to manufacturing, operations; requirements. Repeals the provisions that for optimum consumer protection, in order to minimize the potential for microbiological contamination of the finished product, noncarbonated bottled water shall not be transported, stored, processed, or bottled in or through lines or equipment through which any food product other than water is passed. -- SB0348 SD1

Current Status: Mar-09 21 Introduction/Passed First Reading - House  
Mar-09 21 Multiple Referral to EEP then CPC then FIN

SB0350 SD2 (SSCR 876)

### RELATING TO THE ENVIRONMENT.

Introduced by: Gabbard M, Chang S, Fevella K, Lee C

Requires the department of health to fill the vacant environmental management division chief staff position by October 1, 2021; require that the clean water branch of the environmental division continue to test water quality as part of its Hawaii beach monitoring program during brown water advisories, adhering to their regularly scheduled beach sampling schedule; provided that no water sample to be collected by clean water branch personnel until any hazardous conditions at affected beaches have subsided; issue health advisories during brown water advisories that explain the health risks associated with water runoff, including but not limited to informational signs posted during these advisories at affected tier 1 beaches; consideration environmental justice issues in the assessment of use, when considering usage and public health risk for its determination and ranking of beaches for inclusion in Hawaii's beach monitoring program; and establish an environmental management division oversight advisory board to provide oversight and guidance to the environmental management division. Requires the legislative reference bureau to conduct a comprehensive review of the environmental management division of the department of health; provided that the comprehensive review to focus on the environmental management division's clean water branch and wastewater branch. Report to the legislature. -- SB0350 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to EEP then CPC then FIN

SB0358 SD2 (SSCR 791)

### RELATING TO THE COLLEGE SAVINGS PROGRAM.

Introduced by: Gabbard M, Chang S, Fevella K, Kanuha D, Keith-Agaran G, Misalucha B

Provides an income tax deduction from the Hawaii adjusted gross income of a qualified taxpayer, contributions made to an account in a college savings program established under chapter 256 and section 529 of the Internal Revenue Code of 1986, as amended, or successor legislation hereinafter referenced as the HI529 Hawaii's college savings

## SENATE BILLS WHICH PASSED THIRD READING

program. Defines contribution to mean; any payment directly allocated to an account of the HI529 Hawaii's college savings program account for the benefit of a designated beneficiary, or used to pay administrative fees associated with the account; and the portion of any rollover amount treated as a contribution under section 529 of the Internal Revenue Code of 1986, as amended, or successor legislation. Defines qualified taxpayer to mean a resident of the State who is an individual taxpayer or a married couple filing separate returns each with an adjusted gross income of less than \_\_\_\_ dollars or a married couple filing a joint return, head of household, or surviving spouse with an adjusted gross income of less than \_\_\_\_ dollars. Defines rollover to mean a distribution or transfer from an account that is transferred to or deposited within 60 calendar days of the distribution into an account of the same person for the benefit of the same designated beneficiary or another person who is a member of the family of the designated beneficiary; provided that the transferee account was created under the college savings program law or another college savings program maintained in accordance with section 529 of the Internal Revenue Code of 1986, as amended, or successor legislation. -- Amends provisions relating to review for 2023 and every 5th year thereafter. Adds section 235-\_\_\_\_ --Deduction for contributions to an account in the HI529 Hawaii's college savings program. -- SB0358 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to HET then FIN

SB0361 SD2 (SSCR 780)

RELATING TO GENERAL EXCISE TAX.

Introduced by: Gabbard M, Chang S, Fevella K, Kanuha D, Keith-Agaran G, Riviere G  
Provides a general excise exemption for the gross proceeds or income arising from the sale of groceries eligible under the federal Supplemental Nutrition Assistance Program (SNAP). (COVID-19, COVID 19, coronavirus) -- SB0361 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House

SB0367 SD2 (SSCR 935)

RELATING TO WATER QUALITY.

Introduced by: Gabbard M, Keith-Agaran G, Lee C, Riviere G

Amends provisions relating to permits; procedures for. Provides that the department of health shall not require a water quality certification pursuant to section 401 of the federal Clean Water Act under the water pollution law for any applicant of the small scale beach restoration program that has received notice of authorization to proceed from the department of land and natural resources, office of conservation and coastal lands. -- SB0367 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to WAL then JHA

SB0369 SD1 (SSCR 462)

RELATING TO WASTEWATER SYSTEMS.

Introduced by: Gabbard M, Keohokalole J, Lee C

Establishes provisions relating to time of transfer wastewater system inspection program. Establishes within the department of health the time of transfer wastewater system inspection program to oversee the inspection and repair of any individual wastewater system at the time of sale or transfer of ownership of a property that is attached to the individual wastewater system. Provides that this provision and any rules promulgated to implement this provision shall not apply to a transfer between joint tenants or tenants in common; a transfer made to a spouse, child, or parent; or a transfer made between spouses resulting from a decree of dissolution of marriage, a decree of legal separation, or a property settlement agreement that is incidental to such decree. Further provides that if an individual wastewater system fails inspection, the system shall be repaired or replaced within 1 year either by the current property owner or by the prospective property owner with written agreement, to meet the design and construction requirements as adopted by the department. -- SB0369 SD1

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to EEP/ HHH/ then CPC then FIN

SB0375 SD2 (SSCR 877)

RELATING TO TRANSPORTATION.

Introduced by: Gabbard M, Fevella K, Lee C

Requires the department of transportation, in collaboration with the department of defense and Federal Aviation Authority, to conduct a study to determine the feasibility of repairing or renovating the Kalaeloa Airport air traffic control tower to ensure the safety of those working in the air traffic control tower. Report to the legislature. Appropriation. (\$\$) -- SB0375 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House

## SENATE BILLS WHICH PASSED THIRD READING

Mar-11 21 Multiple Referral to TRN then FIN

SB0376

### RELATING TO NOISE.

Introduced by: Gabbard M, Lee C, Misalucha B, Rhoads K, Riviere G, San Buenaventura J

Amends provisions relating to motor vehicle muffler. Prohibits a person to use on a public highway, sell, alter or install a muffler which emits more than 95 decibels of sound. Requires the director of transportation to adopt administrative rules for testing standards to effectuate this provision. Requires rules to include specifications for the testing site; the placement of the sound level meter microphone on a motor vehicle during testing; engine operation during testing; and all necessary procedures for measuring exhaust sound levels. -- SB0376

Current Status: Mar-09 21 Introduction/Passed First Reading - House  
Mar-09 21 Multiple Referral to TRN then JHA

SB0382

### RELATING TO PAYMENTS OF SUPPORT.

Introduced by: Gabbard M, Chang S, Fevella K, Keith-Agaran G, Kidani M, San Buenaventura J

Amends provisions relating to automatic assignment by court or administrative order of future income for payment of child support, and income withholding. Redefines income to include tips or gratuities paid directly to an individual by a customer of the employer and reported or declared to the employer to the extent permitted under relevant federal law. -- SB0382

Current Status: Mar-09 21 Introduction/Passed First Reading - House  
Mar-09 21 Multiple Referral to LAT then JHA then FIN

SB0384

### RELATING TO TAX APPEALS.

Introduced by: Kouchi R (BR)

Amends provisions relating to costs; deposit for on appeal. Changes title to filing fee. Requires no filing fee to be charged on appeal to the state board of review. Requires the nonrefundable filing fee in any 1 case per taxpayer on any appeal to the tax appeal court to be an amount set pursuant to rules adopted by the supreme court, which shall not exceed 100 dollars. Provides that on appeal to the intermediate appellate court, the nonrefundable filing fee shall be the same as in appeals from decisions of circuit courts, as provided by sections 607-5 (Costs; circuit courts) and 607-6 (Appellate court costs). -- Amends provisions relating to costs, taxation. Changes title to taxation. Repeals provision that in the event of an appeal by a taxpayer to the state board of review, if the appeal is compromised, or is sustained as to 50 per cent or more of the amount in dispute, the costs deposited shall be returned to the appellant; otherwise the entire amount of costs deposited shall be retained. Repeals provision that in the event of an appeal by a taxpayer to the tax appeal court, if the appeal or objection is sustained in whole, the costs deposited shall be returned to the appellant; if the appeal or objection is sustained in part only, or if an agreement or compromise is made between the appellant and the tax assessor or other proper officer, whereby a reduction is made in the total amount of the valuation assessed (in cases of real property tax appeals) or the tax assessed (in other cases), then a part of the costs proportionate to the amount for which the appellant obtains a judgment or proportionate to the amount of the reduction, as the case may be, shall be returned to the appellant; in the event of dismissal of the appeal without hearing upon the merits, the costs deposited in the amount set pursuant to rules adopted by the supreme court shall be returned to the appellant. -- SB0384

Current Status: Feb-18 21 Introduction/Passed First Reading - House  
Feb-19 21 Multiple Referral to JHA then FIN

SB0385 SD1 (SSCR 698)

### RELATING TO THE UNIFORM TRUST CODE.

Introduced by: Kouchi R (BR)

Establishes the uniform trust code law. Provides that this law applies to express trusts, charitable or noncharitable, and trusts created pursuant to a statute, judgment, or decree that requires the trust to be administered in the manner of an express trust. -- Establishes provisions relating to knowledge; default and mandatory rules; common law of trusts; principles of equity; governing law; principal place of administration; methods and waiver of notice; others treated as qualified beneficiaries; nonjudicial settlement agreements; rules of construction; insurable interest of trustee; role of court in administration of trust; jurisdiction over trustee and beneficiary; subject matter jurisdiction; venue; representation; basic effect; representation by holder of power of appointment; representation by fiduciaries and parents; representation by person having substantially

## SENATE BILLS WHICH PASSED THIRD READING

identical interest; appointment of guardian ad litem; methods of creating trust; requirements for creation; trusts created in other jurisdictions; trust purposes; charitable purposes; enforcement; creation of trust induced by fraud, duress, or undue influence; evidence of oral trust; trust for care of animal; noncharitable trust without ascertainable beneficiary; modification or termination of trust; proceedings for approval or disapproval; modification or termination of noncharitable irrevocable trust by consent; modification or termination because of unanticipated circumstances or inability to administer trust effectively; cy pres; modification or termination of uneconomic trust; reformation to correct mistakes; modification to achieve settlor's tax objectives; combination and division of trusts; rights of beneficiary's creditor or assignee; spendthrift provision; exceptions to spendthrift provision; discretionary trusts; effect of standard; creditor's claim against settlor; overdue distribution; personal obligations of trustee; capacity of settlor of revocable trust; revocation or amendment of revocable trust; settlor's powers; powers of withdrawal; limitation on action contesting validity of revocable trust; distribution of trust property; accepting or declining trusteeship; trustee's bond; cotrustees; vacancy in trusteeship; appointment of successor; resignation of trustee; removal of trustee; delivery of property by former trustee; compensation of trustee; reimbursement of expenses; duty to administer trust; duty of loyalty; impartiality; prudent administration; costs of administration; trustee's skills; delegation by trustee; powers to direct; control and protection of trust property; recordkeeping and identification of trust property; enforcement and defense of claims; collecting trust property; duty to inform and report; discretionary powers; tax savings; general powers of trustee; specific powers of trustee; distribution upon termination; prudent investor rule; standard of care; portfolio strategy; risk and return objectives; diversification; duties at inception of trusteeship; reviewing compliance; language invoking standard of article; remedies for breach of trust; damages for breach of trust; no damages in absence of breach; attorney's fees and costs; limitation of action against trustee; reliance on trust instrument; event affecting administration or distribution; exculpation of trustee; beneficiary's consent, release, or ratification; limitation on personal liability of trustee; interest as general partner; protection of person dealing with trustee; certification of trust; uniformity of application and construction; electronic records and signatures; severability clause; application to existing relationships; -- Repeals the uniform trustees' powers act law. -- Repeals the uniform prudent investor act law. -- Repeals provisions relating to trust administration. -- Repeals provisions relating to nomination by beneficiaries; appointment of trustees. -- Repeals provisions relating to annual account; trustees to file. -- SB0385 SD1

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to JHA then CPC then FIN

### SB0386 SD1 (SSCR 840)

#### RELATING TO THE DETENTION OF A MINOR IN AN ADULT JAIL OR LOCKUP.

Introduced by: Kouchi R (BR)

Amends provisions relating to detention; shelter; release; notice. Provides that unless a court finds, after a hearing and in writing, that it is in the interest of justice as provided for in this provision, a minor believed to come within provisions relating to jurisdiction; children or a minor awaiting trial or another legal process, who is treated as an adult for purposes of prosecution in criminal court and housed in a secure facility shall not have sight or sound contact with adult inmates; or be held in any jail or lockup for adults, except as provided in this provision. Allows detention in a jail or lockup for adults to be permitted for a minor accused of a non status offense who is held for a period not to exceed 6 hours; provided the minor is being held for processing or release while awaiting transfer to a juvenile facility; or for a court appearance that occurs within the period of detention; or a minor accused of a non status offense who is awaiting an initial court appearance that will occur within 48 hours of the minor being taken into custody, excluding weekends and holidays, and where the jail or lockup is in a specific location; provided that the minor shall not have sight or sound contact with adult inmates; and provided further that the State shall have a policy in effect that requires individuals who work with both minor and adult inmates in collocated facilities to be trained and certified to work with juveniles. Provides that where a minor transferred for criminal proceedings pursuant to a waiver of family court jurisdiction is detained, the minor shall not have sight or sound contact with adult inmates; or be held in any jail or lockup for adults unless a court finds, after a hearing and in writing, that it is in the interest of justice. Provides that in determining whether it is in the interest of justice to permit a minor to be held in any jail or lockup for adults, or to have sight or sound contact with adult inmates, a court shall consider specified criteria. Provides that if a court determines that it is in the interest of justice to permit a minor to be held in any jail or lockup for adults the court shall hold a hearing no less frequently than once every 30 days to review whether it remains in the



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interest of justice to permit the minor to be held in a jail or lockup for adults or to have sight or sound contact with adult inmates; and the minor shall not be held in any jail or lockup for adults, or permitted to have sight or sound contact with adult inmates, for more than 180 days, unless the court, in writing, determines there is good cause for an extension, or the minor expressly waives this limitation. -- SB0386 SD1

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to HHH/ CMV/ then JHA then FIN

SB0387 SD1 (SSCR 61)

RELATING TO THE ROOM CONFINEMENT OF CHILDREN AT DETENTION AND SHELTER FACILITIES.

Introduced by: Kouchi R (BR)

Amends provisions relating to detention; shelter; release; notice. Allows a child to be placed in room confinement in a juvenile detention or adult jail facility only under the following conditions, including room confinement may only be used as a temporary response to a child's behavior, and only if the behavior poses an immediate and substantial risk of danger to the child's self or another individual, or a serious and immediate threat to the safety and orderly operation of the facility; or the child is an imminent escape risk. Allows a child to be held in room confinement for no more than 3 hours unless the on call duty judge grants an extension of no more than 3 additional hours of confinement; provided that thereafter, the child shall be returned to the general population; provided further that, if a child is held in room confinement for more than 3 hours, a hearing shall be held before the family court on the next business day, at which the child shall be provided legal representation. -- SB0387 SD1

Current Status: Mar-09 21 Introduction/Passed First Reading - House  
Mar-09 21 Multiple Referral to HHH then JHA then FIN

SB0399 SD1 (SSCR 44)

RELATING TO THE ORDERS OF THE CAMPAIGN SPENDING COMMISSION.

Introduced by: Kouchi R (BR)

Amends provisions relating to administrative fines; relief. Provides the rights for any order for the assessment of an administrative fine to not be issued against a person without providing the person written notice and an opportunity to be heard at a hearing conducted under the administrative procedure law are deemed waived if the order is a preliminary determination of probable cause rendered during a meeting subject to the requirements of public agency meetings and records law pursuant to provisions relating to initial determination by the commission and the person fails to request a contested case hearing within 20 days of receipt of the preliminary determination. Further provides that in addition to initiating contempt proceedings, the campaign spending commission may file the commission's order in the 1st circuit court to have the order confirmed as a judgment, which shall then have the same force and effect and shall be enforceable and collectible in the same manner as other judgments issued by the circuit courts; provided that there shall be no appeal from the judgment. -- SB0399 SD1

Current Status: Feb-11 21 Introduction/Passed First Reading - House  
Feb-12 21 Multiple Referral to GVR then JHA

SB0400 SD1 (SSCR 45)

RELATING TO CAMPAIGN FINANCE REPORTS.

Introduced by: Kouchi R (BR)

Amends provisions relating to failure to file report; filing a substantially defective or deficient report. Provides that if a candidate committee does not file the preliminary primary report that is due 10 calendar days before a primary, initial special, or initial nonpartisan election, or the preliminary general report that is due 10 calendar days before a general, subsequent special, or subsequent nonpartisan election; or if a noncandidate committee does not file the preliminary primary report that is due 10 calendar days prior to a primary, special, or nonpartisan election, or the preliminary general report that is due 10 calendar days prior to a general election by the due date, the fine, if assessed, shall not exceed 300 dollars per day. -- SB0400 SD1

Current Status: Feb-11 21 Introduction/Passed First Reading - House  
Feb-12 21 Multiple Referral to GVR then JHA then FIN

SB0401

RELATING TO VIOLATIONS OF CAMPAIGN FINANCE LAW.

Introduced by: Kouchi R (BR)

Amends provisions relating to administrative fines; relief. Changes assessment of fine on an individual to on a person other than a noncandidate committee that makes only independent expenditures and changes the amount of the fine to not to exceed 1,000 dollars for each occurrence or an amount not to exceed 3 times the amount of an unlawful contribution or expenditure. Changes the assessment of a fine on a corporation,

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organization, association, or labor union to on a noncandidate committee that makes only independent expenditures and has either received at least 1 contribution of more than 10,000 dollars from any 1 person or has made expenditures of more than 10,000 dollars in the aggregate, in an election period, and changes the amount of the fine to not to exceed 5,000 dollars for each occurrence or an amount not to exceed 3 times the amount of an unlawful contribution or expenditure. Provides that if an administrative fine is imposed upon a candidate or noncandidate committee, the campaign spending commission may order that the fine, or any portion of the fine, be paid from the personal funds of the candidate or officers of the noncandidate committee. -- SB0401

Current Status: Feb-11 21 Introduction/Passed First Reading - House  
Feb-12 21 Multiple Referral to GVR then JHA then FIN

SB0402

RELATING TO REIMBURSEMENTS FOR EXPENDITURES BY COMMITTEES.

Introduced by: Kouchi R (BR)

Amends provisions relating to candidate committee reports. Requires schedules filed with the reports to include expenditures for committee reimbursements to the candidate or other individuals. -- Amends provisions relating to noncandidate committee reports. Repeals requirement that schedules filed with the reports include expenditures for candidate reimbursements to be itemized. -- SB0402

Current Status: Feb-24 21 Introduction/Passed First Reading - House  
Feb-24 21 Multiple Referral to GVR then JHA then FIN

SB0403

RELATING TO REPORTS FILED WITH THE CAMPAIGN SPENDING COMMISSION.

Introduced by: Kouchi R (BR)

Amends provisions relating to time for candidate committee to file preliminary, final, and supplemental reports. Provides that the filing dates for preliminary reports are 10 calendar days before a general, subsequent special, or subsequent nonpartisan election; provided that the preliminary reports required by this provision do not need to be filed by a candidate who is unsuccessful in a primary, initial special, or initial nonpartisan election, or a candidate who is elected to office in the primary, initial special, or initial nonpartisan election. -- Amends provisions relating to candidate committees or noncandidate committees receiving and expending 1,000 dollars or less in an election period. Provides that by the 5th calendar day before the due date of the preliminary primary report due 10 days before the election, a noncandidate committee that does not intend to receive contributions and make expenditures that aggregate more than 1,000 dollars in an election period shall notify the commission of its intent in the noncandidate committee's organizational report. -- SB0403

Current Status: Feb-11 21 Introduction/Passed First Reading - House  
Feb-12 21 Multiple Referral to GVR then JHA

SB0404

RELATING TO ELECTIONEERING COMMUNICATIONS.

Introduced by: Kouchi R (BR)

Amends provisions relating to electioneering communications; statement of information. Requires each person who makes an expenditure for electioneering communications in an aggregate amount of more than 5,000 dollars during any calendar year to file with the campaign spending commission a statement of information within 24 hours of each disclosure date provided in this provision. Redefines disclosure date to mean, for every calendar year, the 1st date during any calendar year on which an electioneering communication is publicly distributed, and the date on which any subsequent electioneering communication is publicly distributed; provided that the person making the electioneering communication has made expenditures for electioneering communications of more than 5,000 dollars in the aggregate. Redefines electioneering communication by repealing electioneering communication shall not include communications that constitute expenditures by the expending organization. Repeals provision requiring a person to be treated as having made an expenditure if the person has executed a contract to make the expenditure. -- SB0404

Current Status: Mar-09 21 Introduction/Passed First Reading - House  
Mar-09 21 Multiple Referral to GVR then JHA

SB0405 SD1 (SSCR 749)

RELATING TO CAMPAIGN CONTRIBUTIONS.

Introduced by: Kouchi R (BR)

Amends provisions relating to excess contribution; return; escheat. Requires any candidate, candidate committee, or noncandidate committee that receives in the aggregate more than the applicable contribution limit in provisions relating to contributions limited from nonresident persons to return any excess contribution to the

## SENATE BILLS WHICH PASSED THIRD READING

contributor within 30 days of the end of the election period; provided that the candidate, candidate committee, or noncandidate committee may choose which contributions to return. -- SB0405 SD1

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to GVR then JHA then FIN

SB0406 SD1 (SSCR 598)

RELATING TO CAMPAIGN SPENDING COMMISSION STAFF.

Introduced by: Kouchi R (BR)

Amends provisions relating to campaign spending commission established; composition. Allows the commission to employ staff who may initiate complaints; provided that the staff shall not be members of the commission. -- Amends provisions relating to filing of complaint. Requires a complaint initiated by the commission or staff of the commission to be in writing and signed by the executive director. -- SB0406 SD1

Current Status: Mar-04 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Re referral to GVR then JHA then FIN

SB0410 SD2 (SSCR 721)

RELATING TO ABUSE OF FAMILY OR HOUSEHOLD MEMBER.

Introduced by: Kouchi R (BR)

Amends provisions relating to sentencing of repeat offenders. Provides that any person convicted of murder in the 2nd degree, any class A felony, any class B felony, or any specified class C felonies, including relating to abuse of a family or household member, and who has a prior conviction or prior convictions for the following felonies, including an attempt to commit the same; murder, murder in the 1st or 2nd degree, a class A felony, a class B felony, any of the specified class C felony offenses, or any felony conviction of another jurisdiction, shall be sentenced to a mandatory minimum period of imprisonment without possibility of parole. -- SB0410 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to HHH then JHA

SB0412

RELATING TO OPERATING A VEHICLE UNDER THE INFLUENCE OF AN INTOXICANT.

Introduced by: Kouchi R (BR)

Amends provisions relating to chapter not applicable; when under criminal procedure deferred acceptance of guilty plea, nolo contendere plea. Exempts criminal procedure deferred acceptance of guilty plea, nolo contendere plea law to apply when the offense charged is habitually operating a vehicle under the influence of an intoxicant. -- SB0412

Current Status: Mar-09 21 Introduction/Passed First Reading - House  
Mar-09 21 Multiple Referral to JHA then FIN

SB0413 SD1 (SSCR 609)

RELATING TO VIOLATION OF PRIVACY.

Introduced by: Kouchi R (BR)

Amends provisions relating to chapter not applicable; when under the criminal procedure deferred acceptance of guilty plea, nolo contendere plea law. Exempts violation of privacy in the 1st degree or violation of privacy in the 2nd degree under certain circumstances. -- SB0413 SD1

Current Status: Mar-05 21 Introduction/Passed First Reading - House  
Mar-09 21 Single Referral to JHA

SB0414 SD1 (SSCR 789)

MAKING AN APPROPRIATION TO THE DEPARTMENT OF THE PROSECUTING ATTORNEY OF THE CITY AND COUNTY OF HONOLULU.

Introduced by: Kouchi R (BR)

Appropriation to the department of the prosecuting attorney of the city and county of Honolulu for a grant in aid for the career criminal prosecution unit. (\$\$) -- SB0414 SD1

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to JHA then FIN

SB0421 SD1 (SSCR 696)

RELATING TO VACANCIES.

Introduced by: Kouchi R (BR)

Amends provisions relating to state senator. Requires that all candidates for the unexpired term to file nomination papers no later than the date and time specified for the next succeeding primary election. Provides that if the vacancy occurs later than on the 10th day prior to the close of filing for the next succeeding primary election, but no later than on the 95th day prior to the next succeeding general election, or if there are no qualified candidates for any party or nonpartisan candidates in the primary, the vacancy shall be filled for the unexpired term at the next succeeding general election. Requires

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each candidate to fill out an application for nomination papers, sign the proper certification on the nomination papers, and take either an oath or affirmation as provided by law. Requires the chief elections officer to be notified of the nominations, and the nomination papers of the candidates shall be filed no later than 4:30 p.m. on the 75th day prior to the general election. Allows nonpartisan candidates to file nomination papers for the unexpired term no later than 4:30 p.m. on the 75th day prior to the general election. Requires any objection to the nomination paper of the candidate nominated by a political party or the nonpartisan candidate decided by lot to be filed in writing no later than 4:30 p.m. on the 60th day or the next earliest working day prior to the general election and decided in conformance with provisions relating to nomination papers; challenge; evidentiary hearings and decisions. Provides that if the vacancy occurs after the 95th day prior to the next succeeding general election or if no candidates are nominated, the governor shall make an appointment to fill the vacancy for the unexpired term by selecting a person from a list of 3 prospective appointees submitted by the same political party as the prior incumbent. -- SB0421 SD1

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to JHA then FIN

SB0428 SD1 (SSCR 303)

RELATING TO FELONIES.

Introduced by: Kouchi R (BR)

Amends provisions relating to interference with the operator of a public transit vehicle by changing it interference with the operator or operation of a public transit vehicle. Provides that a person commits the offense of interference with the operator or operation of a public transit vehicle if the person interferes with the operation of a public transit vehicle or lessens the ability of the operator to operate the public transit vehicle by intentionally, knowingly, or recklessly causing the malfunction or breakdown of an automated operation of a public transit vehicle, system, or service. Makes it a class C felony. -- SB0428 SD1

Current Status: Mar-09 21 Introduction/Passed First Reading - House  
Mar-09 21 Single Referral to JHA

SB0459 SD1 (SSCR 700)

RELATING TO FIREARMS.

Introduced by: Keith-Agaran G

Establishes provisions relating to carrying of concealed firearm by law enforcement officers. Provides that to carry a concealed firearm in this State pursuant to title 18 US Code section 926B, requires a qualified law enforcement officer to comply with all state laws, including but not limited to this law. Further provides that if a qualified law enforcement officer is not on official duty with the officer's government agency and is carrying a concealed firearm pursuant to title 18 US Code section 926B in this State, state law to apply to the officer as a person with no law enforcement powers. Provides that to carry a concealed firearm in this State pursuant to title 18 US Code section 926C, a qualified retired law enforcement officer to comply with all state laws, including but not limited to this law and rules adopted under this provision. Prohibits Title 18 US Code section 926C and state law to authorize a qualified retired law enforcement officer to act as a law enforcement officer in this State. Allows the attorney general to issue firearm qualification certifications to qualified retired law enforcement officers, in conformity with title 18 US Code section 926C. Allows the attorney general to adopt rules to effectuate the purposes of this provision concerning the issuance of firearm qualification certifications. -- Amends provisions relating to licenses to carry. Exempts this provision to apply to qualified law enforcement officers or qualified retired law enforcement officers in compliance with title 18 US Code section 926B or qualified retired law enforcement officers carrying a concealed firearm in compliance title 18 US Code section 926C. -- SB0459 SD1

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to JHA then FIN

SB0463 SD2 (SSCR 952)

RELATING TO GARDENS.

Introduced by: Keith-Agaran G, English J, Kanuha D, Lee C

Establishes provisions relating to gardening programs. Allows the department of education to develop programs that encourage the development of gardens on school property provided the college of tropical agriculture and human resources of the university of Hawaii at Manoa shall be consulted regarding best practices in gardening, including vertical gardening, aquaponics, and community gardening; provided further that the growing of edible and native Hawaiian plants shall be made a priority in the school gardens. -- Amends provisions relating to urban gardening programs by changing it to

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gardening programs. Allows the Hawaii community development authority to develop programs to provide incentives for the development of gardens in housing projects, communities, and schools. -- SB0463 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to EDN then WAL then FIN

SB0465 SD2 (SSCR 953)

RELATING TO THE DEPARTMENT OF EDUCATION.

Introduced by: Keith-Agaran G

Establishes provisions relating to program audit. Requires the auditor to conduct a program audit of the policies and procedures put in place by the board of education and department of education to support schools in meeting the goals and statewide student success indicators outlined in the 2017-2020 strategic plan of the board and department, as approved by the board on December 6, 2016. Report to the legislature. Appropriation (\$\$). -- SB0465 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to EDN then LMG then FIN

SB0466 SD2 (SSCR 921)

RELATING TO A SCHOOL FACILITIES AGENCY.

Introduced by: Keith-Agaran G, Kim D

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 chief procurement officer. Requires the agency to comply with the Hawaii public procurement code. -- 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 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 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 Act 72, session laws of 2020, by adding section 302A-1508, Hawaii Revised Statutes, is amended by substituting the word agency or similar term, wherever the word department, department of education, or similar term, appears, as the context requires, and the word executive director, or similar term,

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wherever the word superintendent, or similar term, appears, as the context requires. Amends report to the legislature and requires the executive director of the school facilities agency to have authority on these matters. -- SB0466 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to EDN then FIN

SB0468 SD1 (SSCR 968)

### RELATING TO SCHOOL IMPACT FEES.

Introduced by: Keith-Agaran G, Keohokalole J

Amends provisions relating to applicability and exemptions under school impact fees. Repeals the exemption for any form of housing that is or will be paying the transient accommodations tax and all nonresidential development. -- Amends provisions relating to accounting and expenditure requirements. Requires construction cost component impact fees to be used only to improve or renovate existing structures for school use. Prohibits construction cost component impact fees to be used to replace an existing school located within the same school impact district, either on the same site or on a different site. Repeals requirement that an expenditure plan for all collected impact fees to be incorporated into the annual budget process of the department and subject to legislative approval of the budget. -- SB0468 SD1

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to HSG then EDN then FIN

SB0474 SD1 (SSCR 255)

### RELATING TO REAL PROPERTY TRANSACTIONS.

Introduced by: Keith-Agaran G, English J, Gabbard M, Kanuha D, Lee C, Shimabukuro M

Amends provisions relating to notification required; ambiguity. Requires that when residential real property lies within a sea level rise exposure area as officially designated by the Hawaii climate change mitigation and adaptation commission or its successor (5th designated area), it be disclosed in the disclosure statement. Requires each county to provide where available, maps of its jurisdiction detailing the 5 designated areas. -- SB0474 SD1

Current Status: Mar-09 21 Introduction/Passed First Reading - House  
Mar-09 21 Multiple Referral to WAL then CPC

SB0478 SD2 (SSCR 954)

### RELATING TO FARMS.

Introduced by: Keith-Agaran G, English J, Inouye L, Kanuha D, Riviere G

Provides an income tax deduction for the lesser of \_\_\_\_ per cent of gross annual income or \_\_\_\_ dollars of gross annual income earned by a farmer from farming activities. -- SB0478 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to AGR then FIN

SB0479 SD2 (SSCR 955)

### RELATING TO AGRICULTURAL PRODUCTION.

Introduced by: Keith-Agaran G, Inouye L, Kanuha D, Nishihara C

Establishes provisions relating to tropical flower and foliage; plant material distribution program; established. Requires the department of agriculture to develop and implement a program that obtains tropical plant materials from sources within the State and outside of the State; diagnostically screens the tropical plant materials to ensure the materials are free of harmful insects and diseases; propagates these disease and insect free tropical plant materials; and distributes the plant materials to Hawaii farmers. Provides that in developing the program required by this provision, the department of agriculture shall consult with tropical flower and foliage growers; and agricultural research entities. Requires the department of agriculture to adopt rules to specify the plant species and varieties that need additional regulations and establish quarantine requirements, diagnostic measures, and import requirements. Appropriation. (\$\$) -- SB0479 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to AGR then FIN

SB0489

### RELATING TO AGRICULTURAL BUILDINGS.

Introduced by: Gabbard M, Chang S, Keith-Agaran G, Misalucha B, San Buenaventura J

Amends provisions relating to agricultural buildings and structures; exemptions from building permit and building code requirements. Increases the maximum square feet area from 20,000 to 60,000 square feet for agricultural shade cloth structures, cold frames, or greenhouses that are exempt from building permit and building code requirements. -- SB0489

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Current Status: Mar-09 21 Introduction/Passed First Reading - House  
Mar-09 21 Multiple Referral to AGR then CPC

SB0493 SD2 (SSCR 788)

### RELATING TO AGRICULTURE.

Introduced by: Gabbard M, Chang S, Keohokalole J

Establishes the Hawaii agriculture and forest carbon positive incentive program. Establishes the authority the Hawaii agriculture and forest carbon positive incentive program within Hawaii green infrastructure authority to incentivize carbon sequestration activities through carbon incentives contracts that provide for compensation for eligible activities by program participants. Requires the authority to administer the program to conduct program evaluation; coordinate with the department of agriculture and the department of land and natural resources; provide owners and lessees of eligible land financial incentive payments for eligible practices over a designated period, with appropriate crediting for carbon benefits as specified through a carbon incentives contract; establish and implement protocols that provide monitoring and verification of compliance with the terms of carbon incentives contracts; make available to the public any modeling, methodology, or protocol resources developed to estimate sequestration rates of potential projects; and identify, evaluate, and distribute dedicated funds to accomplish the purposes of the program. Establishes program assistance; contract terms and compensation rates requirements. Requires the department to assist the authority in carrying out the purposes of the program as specified. Establishes reviewing committee; report, eligibility, priority of carbon positive activities; benefits, and Hawaii agriculture and forest carbon positive incentive program special fund. -- Amends provisions relating to functions, powers, and duties of the authority. Adds that requires the Hawaii green infrastructure authority to administer the Hawaii agriculture and forest carbon positive incentive program established. -- Amends provisions relating to greenhouse gas sequestration task force under the Hawaii climate change mitigation and adaptation initiative. Adds that requires the Hawaii greenhouse gas sequestration task force to identify and prioritize carbon positive activities eligible for the Hawaii agriculture and forest carbon positive incentive program established. -- Amends provisions relating to environmental response, energy, and food security tax; uses under the fuel tax law. Adds that requires \_\_\_\_ cents of the tax on each barrel to be deposited into the Hawaii agriculture and forest carbon positive incentive program special fund established. Appropriations into and out of the special fund for the program, including 1 full time equivalent (1.0 FTE) program management position. -- SB0493 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to EEP/ AGR/ then CPC then FIN

SB0496 SD2 (SSCR 878)

### RELATING TO AGRICULTURE.

Introduced by: Gabbard M, Chang S, Keith-Agaran G, Kidani M, Misalucha B, Nishihara C

Establishes an agricultural import replacement task force within the department of agriculture to identify the top 10 fruit and vegetable imports to the State that may be commercially grown by farmers in the State. Report to the legislature. -- Provides an income tax credit equal to the qualified expenses of the qualified taxpayer less any grant money received under provisions relating to agricultural development and food security special fund; establishment, up to a maximum of \_\_\_\_ dollars in any taxable year. -- SB0496 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to AGR then ECD then FIN

SB0502 SD2 (SSCR 637)

### PROPOSING AN AMENDMENT TO ARTICLE I OF THE CONSTITUTION OF THE STATE OF HAWAII TO GUARANTEE ALL INDIVIDUALS THE RIGHT TO HAVE A CLEAN AND HEALTHY ENVIRONMENT.

Introduced by: Gabbard M, Acasio L, Chang S, Misalucha B, Rhoads K, Shimabukuro M

Proposes to amend the constitution. Provides that each person has a right to a clean and healthy environment, including pure water, clean air and healthy ecosystems, and to the preservation of the natural, cultural, scenic and healthful qualities of the environment. Further provides that this provision and the rights stated herein are self executing. Further provides that the reserved rights stated herein are equivalent to other protected inherent and inalienable rights. -- SB0502 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to EEP/ WAL/ then JHA then FIN

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SB0506 SD2 (SSCR 636)

RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST WAHIAWA GENERAL HOSPITAL.

Introduced by: Dela Cruz D

Authorizes the issuance of special purpose revenue bonds, with the approval of the governor, to assist Wahiawa General Hospital, a Hawaii nonprofit corporation, for debt consolidation, debt liquidation, or both, necessary to allow its continued operation preserving the health and safety of the central Oahu community and the State. Authorizes the issuance of refunding special purpose revenue bonds to refund the special purpose revenue bonds. (\$\$) (COVID-19, COVID 19, coronavirus) -- SB0506 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to HHH then CPC then FIN

SB0508

RELATING TO EDUCATION.

Introduced by: Dela Cruz D

Establishes provisions relating to ocean safety and stewardship education. Requires the department of education to establish and administer an ocean safety and stewardship education program to be conducted at each public elementary school for students in the 4th grade. Further requires the department to consult or contract with private organizations or instructors for the purposes of this provision and that within 180 days of the effective date of this Act, the department shall implement the ocean safety and stewardship education program. -- SB0508

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to WAL then EDN then FIN

SB0509 SD2 (SSCR 787)

RELATING TO EDUCATION.

Introduced by: Dela Cruz D, Kanuha D, Keith-Agaran G, Kidani M, Kim D, Shimabukuro M

Establishes provisions relating to industry certification; awards. Requires the department education to coordinate with the university of Hawaii system and other relevant cross - sector partners, whose mission is to strengthen the education pipeline from early childhood through post secondary education to achieve greater alignment and integration of programs, to develop high value employment criteria for making industry certification awards to public high schools. Requires high value employment criteria to include occupations with high need of additional competent and skilled employees, high growth potential, and high wages. Allows high value employment criteria to also include pre existing cross sector initiatives to achieve employment in certain fields. Requires the department to consult with employers in the State to obtain critical input about competencies and skills that students need to attain in order to succeed in high value employment occupations. Requires the department to request, and the relevant cross sector partners shall provide, an annual list of occupations that meet the high value employment criteria developed pursuant to this provision and in which an industry recognized certification is required or will materially enhance a job applicant's opportunities for employment or compensation in that occupation. Requires the department to make the current annual list of occupations received from the department of labor and industrial relations available to all public high schools and on the department's website. Requires the advisory council to review and sign the industry certification proposal and selection to ensure that the students at the public high school receiving an award are aware that the certification holds value to employers based in the State. Annual report to the legislature. -- SB0509 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to ECD then EDN then FIN

SB0510 SD1 (SSCR 219)

RELATING TO HISTORIC PRESERVATION REVIEWS.

Introduced by: Dela Cruz D, English J, Keith-Agaran G, Kidani M, Misalucha B

Amends provisions relating to review of proposed projects. Allows the department of land and natural resources to delegate responsibility for review of projects pursuant to this provision, and pursuant to any administrative rules adopted thereunder, to the respective counties, provided that the department, in consultation with the office of Hawaiian affairs, has certified that the county has adopted an ordinance to govern the county's review process that is in accordance with the procedures set forth in this law and the department's applicable administrative rules; hired qualified professional staff who meet the standards established by the department to conduct the reviews; established sufficient internal organizational controls to ensure that the qualified professional staff can make independent determinations regarding the effects of projects on historic



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properties; ensured that the qualified professional staff can function in a manner that does not create a conflict of interest or an appearance of a conflict of interest; provided for appropriate public notification in a manner consistent with standards established by the department; and entered into a written agreement with the department memorializing the scope of delegation to the county; provided that the delegation of authority shall automatically be suspended or terminated if the county fails to retain its qualified professional staff or if it becomes apparent that the county does not have sufficient staffing capacity to complete the delegated reviews in a timely manner. Prohibits the department to delegate reviews to the county for projects affecting properties listed in the Hawaii register of historic places or the national register of historic places. Prohibits the department to delegate any responsibility established by historic preservation law as it relates to burials, nor shall the authority of the burial councils be diminished in any way. Allows the department to establish a program to certify 3rd party individuals and organizations authorized to review documents prior to submission of the documents to the department for review. Requires the department to certify 3rd party reviewers who satisfy specified requirements. -- SB0510 SD1

Current Status: Mar-09 21 Introduction/Passed First Reading - House  
Mar-09 21 Multiple Referral to WAL then JHA then FIN

SB0512 SD2 (SSCR 579)

RELATING TO SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM INCENTIVES.  
Introduced by: Dela Cruz D, Gabbard M, Keith-Agaran G, Keohokalole J, Kidani M, Lee C, Misalucha B, Nishihara C, Shimabukuro M

Amends provisions relating to Hawaii healthy food incentive program; rules. Requires participants in the Hawaii healthy food incentive program who are beneficiaries of the supplemental nutrition assistance program to receive a dollar for dollar match to be used exclusively for the purchase of Hawaii grown fresh fruits and vegetables, or healthy proteins that are eligible for supplemental nutrition assistance as determined by the program, at a farmers' market, farm stand, mobile market, community supported agriculture site, grocery store, or other direct food retailer that participates in the supplemental nutrition assistance program (SNAP). (COVID-19, COVID 19, coronavirus)  
-- SB0512 SD2

Current Status: Feb-23 21 Introduction/Passed First Reading - House  
Feb-23 21 Multiple Referral to AGR then HHH then FIN

SB0513 SD1 (SSCR 711)

RELATING TO THE ENFORCEMENT OF LAWS.

Introduced by: Dela Cruz D, Gabbard M, Keith-Agaran G, Kidani M, Lee C, Misalucha B, Nishihara C

Amends provisions relating to permits. Increases the permit fee for any aerial devices, display fireworks, or articles pyrotechnic from 110 dollars to 150 dollars. -- Amends provisions relating to permits to acquire. Requires that each aerial device, display firework, or article pyrotechnic having a total weight of 25 pounds or less that is imported, transferred, or sold in violation of this provision to constitute a separate violation. Makes it a class C felony. -- Requires the attorney general to establish an explosion detection technology working group to study the feasibility of purchasing and deploying explosion detection technology for the purpose of assisting police in each county having a population of more than 500,000 in locating and responding to explosions caused by the illegal use of firearms and fireworks. Report to the legislature. The explosion detection technology working group shall cease to exist on February 1, 2022 (sunset). -- Requires the department of public safety to collaborate with county enforcement agencies to develop and implement a statewide web based reporting tool for illegal fireworks that will allow data to be shared with county enforcement agencies for the purpose of assisting county enforcement agencies to accurately identify problematic geographic areas and subsequently plan targeted methods of enforcement. -- Amends provisions relating to enforcement; probable cause for arrest. Allows the sheriff division of the department of public safety to assist each county in the enforcement of this law. -- Appropriation. (\$\$)  
-- SB0513 SD1

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to CPC then JHA then FIN

SB0514 SD1 (SSCR 57)

RELATING TO THE GENERAL FUND.

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

Provides that pursuant to the requirement of Article VII, section 6, Hawaii State Constitution, provides an income tax credit of \_\_\_\_ dollars which shall be multiplied by the number of qualified exemptions and deducted from income tax liability for taxable year 2021; provides an appropriation for deposit into the other post retirement benefits

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trust fund and provides an appropriation for deposit into the emergency and budget reserve fund. (\$\$) -- SB0514 SD1

Current Status: Feb-16 21 Introduction/Passed First Reading - House  
Feb-17 21 Single Referral to FIN

SB0516 SD1 (SSCR 503)

RELATING TO EDUCATION.

Introduced by: Dela Cruz D, Keith-Agaran G, Kidani M, Lee C, Shimabukuro M

Establishes provisions relating to industry recognized credentials; data collection. Requires the State board for career and technical education to review annually the statewide data collection processes, reporting requirements, and business rules related to the student attainment of industry recognized credentials. Requires the board to ensure consistent data collection and transparent reporting across all state educational systems and agencies. Requires all state data collection processes, reporting requirements, and business rules to support the collection of data on student level, industry recognized credential attainment that may be integrated into the State's secondary, postsecondary, and longitudinal educational data systems to evaluate the equity and efficacy of state credentialing programs; and used to analyze the State's return on investment by matching data on industry recognized credential attainment with data on wages, employment, and the completion of postsecondary education. Requires all state agencies that administer an educational course or training program that leads to, provides, or otherwise aligns with the attainment of an industry recognized credential to collect and report to the board annual data on student level credential attainment. Requires all state agencies that administer an educational course or training program that leads to, provides, or otherwise aligns with the attainment of an industry recognized credential to pursue data sharing agreements with the appropriate credentialing entities. Report to the legislature and governor. -- SB0516 SD1

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to EDN then JHA then FIN

SB0518 SD2 (SSCR 312)

RELATING TO EDUCATION.

Introduced by: Dela Cruz D, Keith-Agaran G, Kidani M, Lee C, Misalucha B, Nishihara C, Shimabukuro M

Requires the department of education to establish a sexual abuse prevention education program to be implemented beginning with the 2021 - 2022 school year. Provides that implementation of the program shall include a child abuse and child sexual abuse prevention education program in public and charter schools, in prekindergarten (pre kindergarten, pre-kindergarten) through grade 12, that includes developmentally appropriate and evidence based instruction for each grade level; instruction that is culturally sensitive and adaptable for use within varying school contexts, including age, race, and special needs; a minimum of 1 hour of instruction per school year, building on skills and knowledge learned in previous years; instruction that provides students with the knowledge and tools needed to communicate incidents of sexual abuse; techniques to teach students to recognize child sexual abuse, equip them with skills to reduce their vulnerability, and encourage them to report sexual abuse; a professional training component for administrators, teachers, and other school personnel on talking to students about child sexual abuse prevention, effects of child sexual abuse on children, handling of child sexual abuse reports and disclosures, and mandated reporting; and a component that encourages parental or guardian involvement and informs parents and guardians about child sexual abuse topics, including characteristics of offenders, grooming behaviors, and methods to discuss child sexual abuse prevention with their children; child abuse and child sexual abuse response and reporting policies; capacity to be delivered by a range of personnel and professionals, including teachers, school counselors, and outside agency prevention educators; provided that the personnel and professionals shall have a thorough knowledge of child sexual abuse, including ways in which to respond appropriately to sexual abuse disclosures; an evaluation component with measurable outcomes; and Title IX of the federal Education Amendments of 1972, 20 US Code section 1621 et seq., and any other federal and state laws and policies concerning public school systems' handling of sexual violence issues, to the extent that they relate to sexual abuse prevention education. Allows the department to contract with eligible nonprofit or charitable organizations, private entities, or public entities to carry out the purposes of this Act. Requires the board of education to adopt board policies to effectuate the sexual abuse prevention education program established pursuant to this provision for public and charter schools, which the department of education shall be required to implement. Requires the department to allow charter school participation and collaboration in the development of the program. Reports to the legislature.

## SENATE BILLS WHICH PASSED THIRD READING

Appropriation. (\$\$) -- SB0518 SD2

Current Status: Feb-22 21 Introduction/Passed First Reading - House  
Feb-23 21 Multiple Referral to EDN then JHA then FIN

SB0528 SD1 (SSCR 750)

RELATING TO POLITICAL ADVERTISEMENTS.

Introduced by: Rhoads K

Amends provisions relating to advertisements. Requires any advertisement that is broadcast, televised, circulated, published, distributed, or otherwise communicated, including by electronic means, to contain a notice in a prominent location and, for any printed advertisement, including an advertisement communicated by electronic means, on odd numbered each page of the advertisement. -- SB0528 SD1

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to GVR then JHA then FIN

SB0537

RELATING TO AMERICAN SIGN LANGUAGE.

Introduced by: Rhoads K, San Buenaventura J

Establishes provisions relating to American sign language. Provides that American sign language is recognized as a fully developed, autonomous, natural language with its own distinct grammar, syntax, vocabulary, and cultural heritage. -- SB0537

Current Status: Mar-09 21 Introduction/Passed First Reading - House  
Mar-09 21 Multiple Referral to CAI then JHA then CPC

SB0538

RELATING TO THE HAWAII CIVIL RIGHTS COMMISSION.

Introduced by: Rhoads K, San Buenaventura J

Amends provisions relating to programs and activities receiving state financial assistance. Prohibits a qualified individual in the State to, by reason of the individual's disability, be excluded from the participation in, be denied the benefits of, or be subjected to discrimination by state agencies, or under any program or activity receiving state financial assistance. Provides that the term program or activity receiving state financial assistance includes a program or activity that also receives federal financial assistance. -- Amends provisions relating to complaint against unlawful discrimination. Prohibits the Hawaii civil rights commission to have jurisdiction over claims in the scope of the Individuals with Disabilities Education Act. -- SB0538

Current Status: Mar-09 21 Introduction/Passed First Reading - House  
Mar-09 21 Multiple Referral to LAT then JHA then FIN

SB0540 SD1 (SSCR 291)

RELATING TO EMERGENCY RULES.

Introduced by: Rhoads K

Amends provision relating to misdemeanor by changing it to emergency period infractions, violations, petty misdemeanors, and misdemeanors. Provides that any person violating any rule of the governor or mayor prescribed and promulgated pursuant to this law and having the force and effect of law shall, if it required to be so stated and designated in the rule, be guilty of a violation, petty misdemeanor, or misdemeanor. Allows the governor or mayor to state and designate the penalty applicable to the offense; provided that if a penalty is not stated and designated, the person shall be sentenced in accordance with the disposition convicted defendant law; provided further that if both the offense and penalty are not stated and designated in the rule, the person shall be guilty of a misdemeanor and upon conviction, the person shall be fined not more than 2,000 dollars, imprisoned not more than 1 year, or both. -- Amends provisions relating to adjudication of traffic infractions by changing it to adjudication of infractions. -- Amends provisions relating to definitions. Defines emergency period infraction to mean all occurrences of non compliance with rules proclaimed or ordered by the governor or a mayor pursuant to emergency management law, which are stated and designated in the emergency proclamation or order as being an emergency period infraction. -- Amends provisions relating to notice of traffic infraction; form; determination final unless contested by changing it to notice of infraction; form; determination final unless contested. Adds the notice of emergency period infraction. -- Amends provisions relating to court action after answer or failure to answer. Adds emergency period infraction. Provides that an electronic copy of the notice of entry of judgment or hearing shall also be sent to the email address stated on the notice of infraction. -- Amends provisions relating to powers of the district court judge sitting in the traffic division by changing it to powers of the district court judge sitting in the traffic and emergency period division. Adds notice of emergency period infraction. -- Amends provisions relating to procedure in children's cases under family court law. Allows the judge to hear and dispose of cases of violation to include emergency period rules by children. (COVID-19, COVID 19,

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coronavirus) -- SB0540 SD1

Current Status: Feb-22 21 Introduction/Passed First Reading - House  
Feb-23 21 Multiple Referral to PDP then JHA

SB0548 SD1 (SSCR 591)

### RELATING TO ELECTIONS BY MAIL.

Introduced by: Rhoads K

Amends provisions relating to elections, generally law. Amends provisions relating to definitions under elections, generally law; application to register; late registration; removal of names from register, when; reregistration; change of name, transfer on election day; changing register; correction of errors; changing register; striking names of disqualified voters; closing register; challenge by voters; grounds; procedure; appeal from ruling on challenge; or failure of clerk to act; election proclamation; voter service centers and places of deposit; changes to district boundaries; natural disasters; postponement; consolidation of districts; special elections; elections eligible to be conducted by mail; procedures for conducting elections by mail; ballot instructions; ballot return; replacement ballots; deficient return identification envelopes; electronic transmission under certain circumstances; counting of mail in ballots; validity; ballots included in recounts; certification of final tabulation; voter service centers; places of deposit; withdrawal of candidates; disqualification; death; notice; voter service center hours; 200 foot radius; time allowed voters; more or fewer ballots than recorded; certification of results of election; contests for cause; generally; contests for cause in general, special general, special, and runoff elections; who may vote by absentee ballot; voting by mail in district affected by natural disasters by changing the title to voting by mail in precinct affected by natural disasters; return and receipt of absentee ballots by changing the title to return, receipt, processing, and treatment of absentee ballots; voting by absentee voter at polls prohibited; receipt of voted ballot; paper ballot; voting; questionable ballots; number of blank and questionable ballots; record of; declaration of results; misdemeanors. Makes amendments to elections, generally laws to clarify the administration of elections by mail. Renames districts as precincts. Extends voter registration deadlines. Requires additional voter service centers on election day. Requires a minimum number of precincts in each representative district and on each inhabited island. Establishes voters with special needs advisory committees at the state and county levels to ensure equal and independent access to vote registration, casting of ballots, and all other office of elections services. Requires the department of public safety to inform individuals on parole or probation of their right to vote and provide them with information on how to register and vote. Requires the office of elections and the county clerks to make a determination, as soon as practicable, of the optimal number and placement of voter service centers. -- SB0548 SD1

Current Status: Mar-04 21 Introduction/Passed First Reading - House  
Mar-04 21 Multiple Referral to JHA then FIN

SB0550 SD1 (SSCR 704)

### RELATING TO VOTING.

Introduced by: Ihara L, Chang S, Keith-Agaran G, Misalucha B, Moriwaki S

Amends provisions relating to registration; age; place of registering; residence address; confidentiality; and duties of all state agencies; voter registration. Allows an individual who is 17 years of age but will be 18 years of age on or before the next general election to register and vote at the primary election immediately preceding that general election and in any co occurring or intervening special election. Takes effect upon ratification of an appropriate constitutional amendment. -- SB0550 SD1

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to GVR then JHA then FIN

SB0551 SD1 (SSCR 703)

### PROPOSING AN AMENDMENT TO ARTICLE II, SECTION 1, OF THE HAWAII STATE CONSTITUTION TO CHANGE THE AGE QUALIFICATION FOR VOTING IN STATE OR LOCAL ELECTIONS.

Introduced by: Ihara L, Chang S, Keith-Agaran G, Misalucha B, Moriwaki S

Requires that every citizen of the US who is 17 years of age but will attain the age of 18 years by the date of the next general election, has been a resident of this State not less than 30 days immediately preceding the next primary election and is a voter registered as provided by law, shall be qualified to vote beginning with the primary election immediately preceding the general election by which the citizen will attain the age of 18 years and any intervening or co occurring special election. -- SB0551 SD1

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to GVR then JHA then FIN

## SENATE BILLS WHICH PASSED THIRD READING

SB0560

### RELATING TO RANKED CHOICE VOTING.

Introduced by: Rhoads K

Establishes provisions relating to ranked choice voting; application; procedure. Requires any federal election not held on the date of a regularly scheduled primary or general election and any special election for a vacant seat on a county council to be conducted by ranked choice voting. Provides that for any election conducted by ranked choice voting, the election proclamation shall state that votes to be cast and tabulated using ranked choice voting and provide an explanation of ranked choice voting. -- Amends provisions relating to contents of ballot. Provides that in multimember races the ballot shall state that the voter shall not vote for more than the number of seats available or the number of candidates listed where the number of candidates is fewer than the number of seats available. -- SB0560

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to GVR then JHA then FIN

SB0562 SD1 (SSCR 47)

### RELATING TO DECEPTIVE TRADE PRACTICES.

Introduced by: Keith-Agaran G, Lee C

Establishes provisions relating to shipping charges. Provides that in the sale or purchase of any commodity to be shipped or delivered to a consumer in this State, if a separate charge for shipping or delivery is charged to a consumer, that charge shall not exceed the actual cost to ship or deliver the commodity to a consumer in this State. -- SB0562 SD1

Current Status: Mar-09 21 Introduction/Passed First Reading - House  
Mar-09 21 Multiple Referral to ECD then CPC then FIN

SB0565 SD1 (SSCR 117)

### RELATING TO ALCOHOL.

Introduced by: Keith-Agaran G, Baker R, English J, Lee C

Amends provisions relating to definitions under liquor tax and intoxicating liquor law. Redefines beer to mean any alcoholic beverage containing no less than 0.5 per cent alcohol by volume obtained by the fermentation or any infusion or decoction of malt, wholly or in part, or any substitute therefor, including grain of any kind, bran, glucose, sugar, or molasses; beer includes ale, porter, brown, stout, lager beer, small beer, strong beer, and alcoholic seltzer beverages, but does not include sake, known as Japanese rice wine, or cooler beverage. -- SB0565 SD1

Current Status: Mar-09 21 Introduction/Passed First Reading - House  
Mar-09 21 Multiple Referral to ECD then CPC

SB0566 SD1 (SSCR 597)

### RELATING TO HOMESTEAD EXEMPTIONS.

Introduced by: Keith-Agaran G

Amends provisions relating to real property exempt. Allows real property to be exempt from attachment or execution; for an interest in 1 parcel of real property in the state of Hawaii, of a fair market value not exceeding 350,000 dollars, owned by the defendant who is a person and is the person's principal residence. Requires any claim of exemption under this provision made before the effective date of this act to be deemed to be amended on the effective date of this act by increasing the exemption to the amount permitted by this section on the effective date of this act to the extent that such increase does not impair or defeat the right of any creditor who has executed upon the real property prior to the effective date of this act. -- Amends provisions relating to after sale, money equal to real property exemption protected. Provides that if the defendant, within the 6 month period, applies the proceeds to the purchase of real property, the date of the acquisition and commencement of residence for the purpose of real property exempt to be considered the date of the acquisition of interest in and commencement of residence on the real property whose sale resulted in the proceeds. (COVID-19, COVID 19, coronavirus) -- SB0566 SD1

Current Status: Mar-04 21 Introduction/Passed First Reading - House  
Mar-04 21 Multiple Referral to HSG then CPC then FIN

SB0576 SD2 (SSCR 934)

### RELATING TO USED MOTOR VEHICLE PARTS.

Introduced by: Riviere G, Fevella K, Gabbard M, Kidani M, Kim D, Lee C, Moriwaki S

Establishes provisions relating to statement required; catalytic converter. Requires every licensee, when the licensee purchases a catalytic converter within the State, to obtain a written statement signed by the seller certifying that the seller has the lawful right to sell and dispose of the catalytic converter as stated. Requires the seller to provide a copy of a receipt as stated. Requires that if a receipt is not available, the seller is to provide to the licensee a notarized declaration as stated. Requires if the seller does not provide

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a copy of the receipt or the notarized declaration, the licensee to not purchase the catalytic converter, in whole or in part, and shall report the attempted sale to the police. Requires the licensee to take a photograph or photographs of the catalytic converter offered for sale. Requires the licensee to require the seller to verify the seller's identity by presenting a valid photo identification card or license issued by a federal or state government agency authorized to issue valid identification. Requires the licensee to keep at the licensee's place of business the signed written statement, receipt or notarized declaration required, and photocopy of the identification card or license or photograph of the seller, if applicable, from the seller for a period of 2 years after the date of purchase and the statement, receipt or notarized declaration required, photographs required, and photocopy or photograph, if applicable, to be examined at any time by the director of finance, chief of police, attorney general, prosecuting attorney, or their designees. -- Establishes provisions relating to theft of catalytic converter. States that a person commits the offense of theft of catalytic converter if the person obtains a catalytic converter through any means described in provisions; or violates provisions, in regard to a catalytic converter. Establishes as a class C felony. Establishes fines. -- SB0576 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to CPC then JHA

SB0579 SD1 (SSCR 70)

RELATING TO SPECIAL PURPOSE REVENUE BONDS TO ASSIST HOUSE OF ALOHA ENTERPRISES LLC.

Introduced by: Riviere G, Fevella K, Moriwaki S

Authorizes the issuance of special purpose revenue bonds, with the approval of the governor, to assist House of Aloha Enterprises LLC, a Hawaii limited liability company, with planning, designing, constructing, and equipping facilities for the purpose of creating business in Hawaii for the manufacturing, processing, and distribution of products such as but not limited to the production of value added agricultural, advanced materials, sustainable, and fine art products. Authorizes the issuance of refunding special purpose revenue bonds to refund the special purpose revenue bonds. (\$\$) -- SB0579 SD1

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to ECD then FIN

SB0582 SD2 (SSCR 651)

RELATING TO THE ENVIRONMENT.

Introduced by: Riviere G, Chang S, Misalucha B

Amends provisions relating to water pollution. Redefines water pollutant to include plastic. -- SB0582 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to EEP then CPC then FIN

SB0589 SD2 (SSCR 785)

RELATING TO THE UNIVERSITY OF HAWAII.

Introduced by: Kim D, Dela Cruz D, Fevella K, Inouye L, Kanuha D, Keith-Agaran G, Misalucha B

Establishes provisions relating to the cancer research center of Hawaii. Establishes an organized research unit to conduct cancer research. Requires the cancer research center of Hawaii to be administered by a director to be appointed by the board of regents upon recommendation by the provost of the university of Hawaii at Manoa with the concurrence by the president of the university. Requires the cancer research center of Hawaii to be affiliated with the John A. Burns school of medicine; provided that the director of the cancer research center of Hawaii shall report to the provost of the university of Hawaii at Manoa and the dean of the school of medicine and coordinate with the president of the university. Provides that funds expended from or originating from the university of Hawaii tuition and fees special fund for the school of medicine or the cancer research center of Hawaii shall be used by the school of medicine or the cancer research center of Hawaii for educational purposes only. Provides that funds expended from or originating from the research and training revolving fund for the school of medicine or the cancer research center of Hawaii shall be used by the school of medicine or the cancer research center of Hawaii for research and research related purposes only. Requires the cancer research center of Hawaii's research agenda to focus on research, education, patient care, and community outreach and should reflect an understanding of the ethnic, cultural, and environmental characteristics of the State and the Pacific region. Allows the unit to engage in international research collaborations; undertake research studies and clinical trials; and participate in projects and programs of the National Cancer Institute. -- SB0589 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House

## SENATE BILLS WHICH PASSED THIRD READING

Mar-11 21 Multiple Referral to HHH then HET then FIN

SB0594 SD1 (SSCR 263)

### RELATING TO GENERAL EXCISE TAX.

Introduced by: Kim D, Chang S, Dela Cruz D, English J, Fevella K, Gabbard M, Inouye L, Keith-Agaran G, Kidani M, Misalucha B, Riviere G, San Buenaventura J

Amends provisions relating to monthly, quarterly, or semiannual return, computation of tax, payment. Authorizes the director of taxation to exempt from the requirements of this provision a taxpayer whose tax liability under this law does not exceed 100 dollars for the taxable year; provided that the taxpayer complies with the requirements of provisions relating to annual return, payment of tax. -- SB0594 SD1

Current Status: Feb-19 21 Introduction/Passed First Reading - House  
Feb-19 21 Multiple Referral to ECD then FIN

SB0596 SD1 (SSCR 89)

### RELATING TO THE HAWAII TOURISM AUTHORITY.

Introduced by: Kim D, Dela Cruz D, Fevella K, Inouye L, Keith-Agaran G, Misalucha B, Riviere G, Wakai G

Amends provisions relating to Hawaii tourism authority; establishment; board; president and chief executive officer. Requires members to be appointed by the governor for terms of 4 years; provided that membership on the board shall not exceed 8 consecutive years; provided further that each member shall not continue as a holdover member beyond the beginning of the next regular legislative session, following the expiration of the member's term. -- SB0596 SD1

Current Status: Mar-09 21 Introduction/Passed First Reading - House  
Mar-09 21 Multiple Referral to LAT then JHA then FIN

SB0597 SD2 (SSCR 729)

### RELATING TO CAMPAIGN FINANCE.

Introduced by: Kim D, Fevella K, Keith-Agaran G, Keohokalole J, Misalucha B, San Buenaventura J

Amends provisions relating to campaign funds only used for certain purposes. Allows campaign funds to be used by a candidate, treasurer, or candidate committee to pay for the candidate's child or vital household dependent care costs; provided that the child or vital household dependent care or costs would not have been incurred but for the candidate's participation in the candidate's own campaign activity; qualifying child or vital household dependent care costs shall be limited to costs for child or vital household dependent care services incurred from January 1 of the election year to the day after the date of the primary or general election in which the candidate appears on the ballot; and the child or vital household dependent care services shall not be provided by immediate family. Defines child to mean a person under 12 years of age and who is a biological, adopted, or foster child; a stepchild; or a legal ward of the candidate. Defines child care to mean a situation where a person or organization has agreed to assume and has been entrusted with responsibility for the supervision, development, safety, and protection of the candidate's child. Defines vital household dependent to mean a person, such as a family member, living in the candidate's household who is physically or mentally incapable of self care. -- SB0597 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to GVR then JHA then FIN

SB0599 SD1 (SSCR 148)

### RELATING TO MASSAGE THERAPISTS.

Introduced by: Baker R, Chang S, Keith-Agaran G, Misalucha B

Amends provisions relating to renewal of license; fees by changing the title to renewal of license; fees; continuing education. Allows massage therapist and massage therapy licenses to be renewed by filing an application therefor, accompanied by a renewal fee and submitting proof of compliance with the continuing education requirements established by provisions. Allows any license so forfeited to be restored within 1 year after expiration upon the filing of an application in the same manner, submitting proof of compliance with the continuing education requirements established by provisions. Requires massage therapy licenses, beginning with the renewal for the licensing biennium commencing on July 1, 2024, and every biennial renewal thereafter, each licensee is to submit proof of completing 12 hours of continuing education within the 2 year period preceding the renewal date, 2 hours of which shall include 1st aid, cardiopulmonary resuscitation, or emergency related courses. Requires board of massage therapy to adopt rules relating to the requirements and standards that continuing education programs shall meet to obtain recognition and approval from the board. Allows the board to conduct random audits of licensees to determine compliance with the continuing education requirements. -- SB0599 SD1

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Current Status: Mar-09 21 Introduction/Passed First Reading - House  
Mar-09 21 Multiple Referral to CPC then FIN

SB0601 SD1 (SSCR 106)

### RELATING TO ROOFING CONTRACTORS.

Introduced by: Baker R, Keith-Agaran G, Lee C, Misalucha B, Rhoads K

Establishes provisions relating to roofing contractors; promises to pay or rebate insurance deductible; inducement of sale of goods or services; right to rescind. Prohibits a roofing contractor to advertise or promise to pay or rebate a property insurance deductible, or any portion thereof, to induce an insured to purchase goods or services. Allows an insured who has entered into a written contract with a roofing contractor to provide goods and services to be paid from the proceeds of a property or casualty insurance policy claim to rescind the contract at any time prior to midnight on the 5th business day after the insured has been notified by the insurer that all or any part of the claim or contract is not a covered loss under the insured's property or casualty insurance policy. -- SB0601 SD1

Current Status: Mar-09 21 Introduction/Passed First Reading - House  
Mar-09 21 Multiple Referral to CPC then FIN

SB0602 SD2 (SSCR 655)

### RELATING TO PHARMACY BENEFIT MANAGERS.

Introduced by: Baker R, Chang S, Misalucha B

Amends provisions relating to department of human services law. Establishes provisions relating to pharmacy benefit managers; contracting pharmacies; reimbursements; maximum allowable cost basis; prohibition. Provides that no contract for managed care entered into pursuant to this provision, after June 30, 2020, shall contain a provision that authorizes a pharmacy benefit manager to reimburse a contracting pharmacy on a maximum allowable cost basis in accordance with provisions relating to pharmacy benefit manager; maximum allowable cost or the pharmacy benefit managers law. Further provides that any provision of a contract for managed care authorized pursuant to this provision to reimburse a contracting pharmacy for a drug on a maximum allowable cost basis in accordance with provisions relating to pharmacy benefit manager; maximum allowable cost or the pharmacy benefit managers law that was in effect on or before June 30, 2021, shall be void. -- Establishes provisions relating to pharmacy benefit manager business practices; prohibitions; independent or rural pharmacy reimbursement rate; disclosure of information to commissioner or governmental officials. Prohibits a pharmacy benefit manager to engage in unfair methods of competition pursuant to the monopolies; restraint of trade law, or unfair practices pursuant to the fair trade regulations law, in the conduct of pharmacy benefit management, as defined in provisions relating to definition under the pharmacy benefit managers law. Provides that a pharmacy benefit manager shall not reimburse a 340B pharmacy differently than any other network pharmacy or mail service pharmacy based on its status as a 340B pharmacy. Defines a 340B pharmacy to mean a pharmacy that is authorized to purchase drugs at a discount under Title 42 US Code section 256b. Provides that a pharmacy benefit manager shall not reimburse an independent or rural pharmacy an amount less than the rural rate for each prescription drug; provided that pharmacy benefit managers shall file with the commissioner a list of the rural rates for each prescription drug; provides specified conditions; Provides that a contract between a pharmacy benefit manager and a participating pharmacist or pharmacy shall not prohibit, restrict, or limit disclosure of information to the commissioner, law enforcement, or federal or state governmental officials; provides specified conditions; and a pharmacy benefit manager shall not terminate a contract or penalize a pharmacist or pharmacy due to the pharmacist or the pharmacy under specified requirements. Establishes gag clause prohibited; data calls; and annual transparency report; commissioner report to the legislature. Requires each pharmacy benefit manager registered under this law to submit transparency report containing data from the preceding calendar year to the insurance commissioner no later than September 1, 2021, and annually thereafter to include specified requirements. Requires the insurance commissioner to perform an annual examination specified requirements. Report to the legislature. -- Amends provisions relating to registration required. Adds that the registration shall not be transferable. Allows the commissioner to issue registration under this law if the commissioner is satisfied that the applicant possesses the necessary organization, background expertise, and financial integrity to supply the services sought to be offered pursuant to this law; and the commissioner to issue a registration subject to restrictions or limitations upon the authorization, including the types of services that may be supplied or the activities in which the applicant may be engaged. Changes a nonrefundable application fee of from 140 dollars to \_\_\_\_ dollars; and adds any other information the commissioner deems



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necessary or helpful to determine whether the applicant has the necessary organization, background, expertise, and financial integrity to supply the services sought to be offered pursuant to this law. -- Amends provisions relating to annual renewal requirement. Changes A renewal fee of from 140 dollars to \_\_\_\_ dollars; and failure on the part of a pharmacy benefit manager to renew its registration as provided in this provision shall result in a penalty of from 140 dollars to \_\_\_\_ dollars and may cause the registration to be revoked or suspended by the commissioner until the requirements for renewal have been met. -- Amend provisions relating to penalty. Changes fines of from 500 dollars to \_\_\_\_ dollars for each violation; and the penalty prescribed in this provision shall be in addition to any other penalties prescribed by this law. Act to be repealed on June 30, 2026 (sunset). -- SB0602 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to HHH then CPC then FIN

### SB0607 SD3 (FLOOR AMENDMENT 2)

#### RELATING TO AFFORDABLE HOUSING.

Introduced by: Baker R, Chang S, English J, Keith-Agaran G, Taniguchi B  
Amends Act 98, session laws of 2019, which has an appropriation out of the rental housing revolving fund to expedite and complete the construction of the Lealii affordable housing project in Lahaina, Maui. Repeals provisions that provide that if the project does not obtain necessary land use entitlements by April 30, 2020, the appropriated funds shall be returned to the rental housing revolving fund. -- Requires the developer of the Keawe street apartments housing project to be responsible for all associated costs of the archaeological inventory survey for the footprint of the Keawe street apartments housing project but shall not be responsible for the cost of the archaeological inventory survey for the entire Villages of Lealii master planned community. -- SB0607 SD3

Current Status: Mar-11 21 Introduction/Passed First Reading - House

### SB0610 SD1 (SSCR 397)

#### RELATING TO BOARDS AND COMMISSIONS.

Introduced by: Baker R, Chang S, Nishihara C  
Amends provisions relating to department of commerce and consumer affairs. Prohibits a public member of any board or commission listed in this provision to be engaged in the occupation that the board regulates; be associated with a member of the occupation that the board or commission regulates that results in a material conflict of interest, an appearance of impropriety, or a reasonable suspicion that the public member does not represent the public interest; or have a direct financial interest in the occupation that the board regulates. -- SB0610 SD1

Current Status: Feb-23 21 Introduction/Passed First Reading - House  
Feb-23 21 Multiple Referral to GVR then CPC then JHA

### SB0611 SD1 (SSCR 144)

#### RELATING TO BEHAVIOR ANALYSTS.

Introduced by: Baker R, Chang S, Misalucha B, Nishihara C  
Amends provisions relating to repeal dates for newly enacted professional and vocational regulatory programs. Repeals the provision that requires the behavior analysts law to be repealed on June 20, 2021 (sunset). -- SB0611 SD1

Current Status: Mar-09 21 Introduction/Passed First Reading - House  
Mar-09 21 Multiple Referral to HHH then CPC then FIN

### SB0613 SD2 (SSCR 922)

#### RELATING TO PHYSICIAN WORKFORCE ASSESSMENT.

Introduced by: Baker R  
Amends provisions relating to John A. Burns school of medicine special fund. Repeals the requirement that no less than 50 per cent of the physician workforce assessment fees deposited into the John A. Burns school of medicine special fund be used for purposes identified by the Hawaii medical education council. Repeals the monetary cap of expenditures from the John A. Burns school of medicine special fund. Authorizes the fund to provide loan repayments to physicians who commit to working in medically underserved areas of the State as part of the health care provider loan repayment program administered by the John A. Burns school of medicine; and provide scholarships to qualifying medical students to be determined by the John A. Burns school of medicine. -- SB0613 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to HHH then HET then FIN

### SB0614 SD2 (SSCR 923)

#### RELATING TO TAXATION.

Introduced by: Baker R, Chang S, English J, Keith-Agaran G, Misalucha B  
Exempts income received by an individual as unemployment compensation under Hawaii

## SENATE BILLS WHICH PASSED THIRD READING

employment security law and pandemic unemployment assistance, pursuant to the federal Coronavirus Aid, Relief, and Economic Security Act, during the period of March 1, 2020, through December 31, 2020, from state income tax. Requires the department of taxation to allow individuals to credit the state income tax that was deducted and withheld from their unemployment compensation or pandemic unemployment assistance during the period of March 1, 2020, through December 31, 2020, against their overall state income tax liability. -- (COVID-19, COVID 19, coronavirus) -- SB0614 SD2  
Current Status: Mar-11 21 Introduction/Passed First Reading - House

SB0615 SD1 (SSCR 128)

### RELATING TO RENTALS OF MOPEDS AND MOTOR SCOOTERS.

Introduced by: Baker R, Chang S, Misalucha B, Rhoads K

Amends provisions relating to motorcycle, motor scooter, etc.; protective devices by adding moped. Prohibits a person to operate a moped or motor scooter leased from a rental company on any roadway in the state unless the person wears a safety helmet provided by the rental company or wears a safety helmet that is provided by the person; provided that this subsection applies only to persons who do not possess a valid license to operate a motorcycle or an equivalent valid license issued from another state to operate a motorcycle. Requires the safety helmet to meet the specifications and requirements established by rules adopted by the director of transportation. -- Amends provisions relating to modifying moped motor; violation. Prohibits a person to rent or lease to another person any moped or motor scooter that has an aftermarket modification to the motor of the moped or motor scooter. -- SB0615 SD1

Current Status: Mar-09 21 Introduction/Passed First Reading - House  
Mar-09 21 Multiple Referral to CPC then JHA

SB0619 SD2 (SSCR 844)

### RELATING TO ADVANCED PRACTICE REGISTERED NURSES.

Introduced by: Baker R, Chang S, Misalucha B, Rhoads K, San Buenaventura J

Establishes provisions relating to definitions of terms in this chapter under penal responsibility and fitness to proceed law. Defines advanced practice registered nurse to mean an advanced practice registered nurse with prescriptive authority licensed pursuant to provisions relating to prescriptive authority for advanced practice registered nurses and who holds an accredited national certification in an advanced practice registered nurse psychiatric specialization. Defines licensed psychologist to mean an individual authorized to practice psychology under psychologists law and includes psychologists exempted from licensure by exemptions. Defines qualified advanced practice registered nurse to mean a person licensed pursuant to nurses law and qualified by the court for the specific evaluation ordered. Defines qualified physician to mean a person licensed to practice medicine under medicine and surgery law who is qualified by the court for the specific evaluation ordered. -- Amends provisions relating to examination of defendant with respect to physical or mental disease, disorder, or defect excluding fitness to proceed. Adds advanced practice registered nurse, or qualified advanced practice registered nurse. -- Amends provisions relating to effect of finding of unfitness to proceed and regained fitness to proceed. Adds advanced practice registered nurse, or qualified advanced practice registered nurse. -- Amends provisions relating to examination of defendant with respect to physical or mental disease, disorder, or defect excluding penal responsibility. Adds advanced practice registered nurse, or qualified advanced practice registered nurse. -- Amends provisions relating to access to defendant by examiners of defendant's choice. Adds advanced practice registered nurse, and qualified advanced practice registered nurse. -- Amends provisions relating to form of expert testimony regarding physical or mental disease, disorder, or defect. Adds advanced practice registered nurse, and qualified advanced practice registered nurse. -- Amends provisions relating to legal effect of acquittal on the ground of physical or mental disease, disorder, or defect excluding responsibility; commitment; conditional release; discharge; procedure for separate post acquittal hearing. Adds advanced practice registered nurse, and qualified advanced practice registered nurse. -- Amends provisions relating to conditional release; application for modification or discharge; termination of conditional release and commitment. Adds advanced practice registered nurse, and qualified advanced practice registered nurse. -- Amends provisions relating to procedure upon application for discharge, conditional release, or modification of conditions of release. Adds advanced practice registered nurse, and qualified advanced practice registered nurse. -- SB0619 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to HHH then JHA then CPC then FIN

SB0628 SD2 (SSCR 909)

### RELATING TO THE TRANSITION OF THE OAHU REGIONAL HEALTH CARE

## SENATE BILLS WHICH PASSED THIRD READING

SYSTEM FROM THE HAWAII HEALTH SYSTEMS CORPORATION INTO THE DEPARTMENT OF HEALTH.

Introduced by: Baker R

Amends provisions relating to Hawaii health systems corporation law. Decreases the 5 regional systems to 4 regional systems and repeals the Oahu regional health care system. -- Amends provisions relating to corporation board. Decreases the 5 regional chief executive officers as ex officio, nonvoting members to 4. Provides that with regard to all corporation board matters concerning the Oahu regional health care system, the director of health shall have sole decision making authority over those matters, commencing on June 30, 2021, and continuing until the transition of the Oahu regional health care system into the department of health is complete. Provides that upon completion of the transition, the corporation board shall have no legal relationship with the Oahu regional health care system or its facilities. -- Amends provisions relating to transition of Hawaii health systems regional system or health facility to a new entity. Provides that any of the regional systems or individual facilities of the Hawaii health systems corporation is hereby authorized to transition into a new legal entity in any form recognized under the laws of the State, including but not limited to a division or branch under a state executive department; provided in which case real property shall transition to the executive department. Requires the transfer of the Oahu regional health care system to the department of health to commence with the transfer of the budget and position count associated with the Oahu region as follows; on June 30, 2021, the budget of the Oahu regional health care system shall be transferred from the Hawaii health systems corporation to the department of health; on June 30, 2021, the total position count and class specifications of the Oahu region shall be transferred in their entirety to the department of health and associated with HTH \_\_\_\_\_. Provides that upon effectuation this provision, the Oahu regional board shall be placed within the department of health for the purposes of facilitating the transition of the Oahu region into the department of health as part of the working group established pursuant to this Act and to effectuate the assignment of all contracts and agreements in which the Oahu region is a party to the department of health. -- Establishes a working group of the Oahu regional health care system and department of health to develop, evaluate, and implement any additional steps necessary to complete the transition of the Oahu regional health care system into the department of health. Establishes the working group composition. Requires the working group to develop a transfer framework to govern and manage the additional steps necessary to complete the transfer of the Oahu region into the department of health. Establishes transfer framework criteria. Requires members of the working group to serve without compensation but shall be reimbursed for reasonable expenses necessary for the performance of their duties, including travel expenses. Exempts members of the working group to be subject to standards of conduct law solely because of the member's participation in the working group. Reports to the legislature. Requires the working group to be dissolved on June 30, 2023 (sunset), or upon completion of the transition of the Oahu regional health care system into the department of health, whichever is later. Requires certain transition actions to be subject to certain conditions. -- SB0628 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to HHH then LAT then FIN

SB0630 SD1 (SSCR 596)

RELATING TO CHILD SUPPORT ENFORCEMENT.

Introduced by: Keith-Agaran G, Rhoads K, San Buenaventura J

Amends provisions relating to judgments for support. Requires notwithstanding domestic judgments and decrees and any other law to the contrary, every judgment for child support, including a judgment for reimbursement or other arrears, to be enforceable until paid in full. -- SB0630 SD1

Current Status: Mar-04 21 Introduction/Passed First Reading - House  
Mar-04 21 Multiple Referral to JHA then FIN

SB0635

RELATING TO ELECTIONS.

Introduced by: Keith-Agaran G, Kim D, Lee C

Amends provisions relating to administrative fines; relief. Exempts a person who, prior to commencement of proceedings has agreed to pay the fines prescribed except a person subject to prosecution under the Hawaii penal code or criminal prosecution under the election laws. -- Amends provisions relating to criminal referral. Repeals the referral to the attorney general or county prosecutor that at any time it believes the respondent may have recklessly, knowingly, or intentionally committed a violation. -- Amends provisions relating to criminal prosecution. Provides that a person who is convicted to

## SENATE BILLS WHICH PASSED THIRD READING

be disqualified from holding elective public office for a period of 10 years instead of 4 years from the date of conviction. Repeals that prior to the commencement of proceedings under this section, has paid or agreed to pay the fines prescribed by failure to file report; filing a substantially defective or deficient report and advertisements. -- SB0635

Current Status: Mar-09 21 Introduction/Passed First Reading - House  
Mar-09 21 Multiple Referral to JHA then FIN

SB0639 SD1 (SSCR 701)

RELATING TO COURTS OF APPEAL.

Introduced by: Keith-Agaran G

Establishes provisions relating to sua sponte decisions. Prohibits the supreme court, when acting on a matter on appeal, to affirm, modify, reverse, or vacate a matter on grounds other than those raised by the parties to the proceeding, unless the parties are provided the opportunity to brief the court. -- Establishes provisions relating to sua sponte decisions. Prohibits the intermediate appellate court to affirm, modify, reverse, or vacate a matter on grounds other than those raised by the parties to the proceeding, unless the parties are provided the opportunity to brief the court. -- SB0639 SD1

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Single Referral to JHA

SB0645 SD2 (SSCR 924)

RELATING TO TAXATION.

Introduced by: Keith-Agaran G, Baker R, English J

Amends provisions relating to county surcharge on state tax. Extends the deadline to establish the surcharge. Requires each county having a population equal to or less than 500,000 that adopts a county surcharge on state tax ordinance pursuant to this provision prior to January 1, 2021, to use the surcharges received from the State for affordable and workforce housing infrastructure to provide housing for households having incomes of no more than 140 per cent of the area median income, as determined by the US Department of Housing and Urban Development; provided that a county that uses surcharge revenues for affordable housing shall not pass on related infrastructure costs to the developer of a housing project that sells or rents its housing units to households having incomes of no more than 140 per cent of the area median income; provided that each county having a population equal to or less than 500,000 that adopts a county surcharge on state tax ordinance pursuant to this section after December 31, 2020, shall use the surcharges received from the State only for the purposes described in this provision. -- SB0645 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to ECD/ HSG/ then JHA then CPC then FIN

SB0646 SD2 (SSCR 956)

RELATING TO TAXATION.

Introduced by: Keith-Agaran G, English J, Lee C

Amends provisions relating to rental motor vehicle and tour vehicle surcharge tax. Provides that in any county having a resident population of more than 125,000, but less than 195,000, the rental motor vehicle surcharge tax shall be 8 dollars a day, or any portion of a day that a rental motor vehicle is rented or leased. -- Amends provisions relating to remittances. Provides that for a county having a resident population of more than 125,000, but less than 195,000, 3 dollars for every 8 dollars collected for the use of any rental motor vehicle in that county shall be deposited into that county's subaccount within the state highway fund. -- SB0646 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to CPC then FIN

SB0651 SD1 (SSCR 925)

RELATING TO RENAMING KAHULUI AIRPORT ACCESS ROAD.

Introduced by: Keith-Agaran G, English J, Inouye L, Lee C

Provides that route 3800, known as the Kahului airport access road, on the island of Maui to be renamed the Mayor Elmer F. Cravalho Way. -- SB0651 SD1

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to TRN then JHA

SB0659 SD2 (SSCR 926)

RELATING TO LOW-INCOME HOUSING TAX CREDIT.

Introduced by: Keith-Agaran G, English J, Kidani M

Amends provisions relating to low income housing income tax credit. Allows each taxpayer subject to the tax imposed by this law, who has filed a net income tax return for a taxable year to claim a low income housing tax credit against the taxpayer's net income

## SENATE BILLS WHICH PASSED THIRD READING

tax liability. Allows a credit under this provision to be allocated by the partnership or limited liability company in any manner agreed to by the partners or members regardless of whether the individual or entity to receive the credit is deemed to be a partner or member for federal income tax purposes, so long as the individual or entity is deemed to be a partner or member pursuant to applicable state law. Allows the credit to be claimed whether or not the taxpayer is eligible to be allocated a federal low income housing tax credit pursuant to section 42 of the Internal Revenue Code. Requires all claims for a tax credit under this provision to be filed on or before the end of the 12th month following the close of the taxable year for which the credit may be claimed and shall include a copy of form 8609, or any successor form created by the Internal Revenue Service, and issued by the corporation with respect to the building; provided that with respect to the 1st year that the credit is claimed for a qualified low income housing project, if the taxpayer has not yet received the form before the time the taxpayer files the original tax return claiming the credit under this section, the taxpayer may claim the credit based upon the amount of credit set forth in the carryover allocation or section 42(m) letter, as applicable, issued to the qualified low-income housing project; and upon receipt of the form the taxpayer shall amend its tax return to include the form; and if the credit amount in the form is different than the amount of credit previously claimed, adjust the credit amount claimed on the amended return. Provides that for any qualified low income building placed in service after December 31, 2020 section 453 (with respect to the installment method), section 465 (with respect to deductions limited to amount at risk), and section 469 (with respect to passive activity losses and credits limited) of the Internal Revenue Code shall not be operative with respect to investments made in buildings and projects claiming the credit under this provision; all allocations to partners or members of their distributive shares of income, loss, and deductions under this law shall be made in accordance with the written agreement of the partners or members; the total amount of state credits allocated by the corporation for the qualified low income building shall not exceed 50 per cent of the total amount of federal credits allocated to the building for the 10 year federal credit period; and the deductions and expenses claimed by all Hawaii taxpayers on Hawaii income tax returns shall not exceed the deductions and expenses claimed by all taxpayers on federal returns; provided that this provision shall not apply to any building that ceases to be a qualified low income building. -- Amends Act 129, session laws of 2016, relating to administration of low income housing credit, by extending the repeal date to December 31, 2027 (sunset). -- SB0659 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to HSG then CPC then FIN

SB0662 SD1 (SSCR 59)

RELATING TO TAX CREDITS.

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

Establishes provisions relating to tax credits; generally. Requires any income tax credit established or renewed under the income tax law after December 31, 2021, to include either a 5 year sunset date or beginning with the 6th year of the credit, a 1/3 annual reduction in the credit amount allowed to be claimed, over a 3 year period. -- SB0662 SD1

Current Status: Feb-23 21 Introduction/Passed First Reading - House  
Feb-23 21 Multiple Referral to ECD then FIN

SB0663 SD1 (SSCR 533)

RELATING TO THE SOLEMN COVENANT OF THE STATES TO AWARD PRIZES FOR CURING DISEASES.

Introduced by: Dela Cruz D, Chang S, Misalucha B, Rhoads K

Establishes the solemn covenant of the states to award prizes for curing diseases law. Provides that the covenant of the States to award prizes for curing diseases is hereby certified and approved and the adherence of the State of Hawaii to this compact is hereby declared by the legislature of the State of Hawaii. Provides that upon the enactment of the compact by 6 states, the compacting states shall establish the solemn covenant of states commission to award prizes for curing diseases. Requires the commission to be a body corporate and politic and an instrumentality of each of the compacting states and to be solely responsible for its liabilities, except as otherwise specifically provided in the compact. Requires each compacting state to be represented by 1 member as selected by the compacting state; to determine its member's qualifications and period of service and to be responsible for any action to remove or suspend its member or to fill the member's position if it becomes vacant. Provides that nothing in the compact shall be construed to affect a compacting state's authority regarding the qualification, selection, or service of its own member. Establishes powers of the commission; meetings and voting; bylaws; rules; committees; finance; records;

## SENATE BILLS WHICH PASSED THIRD READING

compliance; venue; qualified immunity, defense, and indemnification; compacting states, effective date, and amendment; withdrawal, default, and expulsion; severability and construction; and binding effect of compact and other laws. -- Establishes provisions relating to state commissioner. Requires the governor, with the advice and consent of the senate, shall appoint the member of the commission for this State of the solemn covenant of the states to award prizes for curing diseases that is created under the provisions of Article II of the solemn covenant of the states to award prizes for curing diseases. Requires the position of commissioner to be placed within the department of health for administrative purposes. Provides that the qualifications and terms of office of the member of the commission for this State shall conform with Article II of the compact. Requires the commissioner to serve without compensation but shall be reimbursed for any actual and necessary expenses incurred in the performance of the commissioner's duties for the solemn covenant of the states to award prizes for curing diseases. Report to the legislature. -- SB0663 SD1

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to HHH then CPC then FIN

SB0664 SD1 (SSCR 725)

### RELATING TO PUBLIC SAFETY.

Introduced by: Dela Cruz D, Kim D, Misalucha B

Establishes provisions relating to public safety. Requires the department of public safety to develop the new Oahu community correctional center in accordance with the department of public safety. Allows the development to be phased to allow for the development of both the new Oahu community correctional facility and a new mental health facility. Prohibits the department of public safety to transfer the operations of the new Oahu community correctional center to a corporation as defined by Hawaii business corporation act. -- SB0664 SD1

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to CMV then JHA then FIN

SB0666 SD2 (SSCR 927)

### RELATING TO ENVIRONMENTAL PROTECTION.

Introduced by: Dela Cruz D

Establishes provisions relating to conservation workforce special fund. Establishes the fund into which shall be deposited all revenues under section 237D-\_\_\_\_; appropriations made by the legislature to the special fund; and grants and gifts made to the special fund. Allows moneys in the special fund to be expended by the department for workforce programs and services with the explicit purpose of meeting the Aloha+ Challenge natural resource management targets and the International Union for Conservation of Nature's 30 by 30 goals of increasing freshwater capacity by 100,000,000 gallons per day in comparison to the January 1, 2016, baseline; having 30 per cent of Hawaii's marine waters under active management by 2030; implementing a biosecurity plan to address priority invasive species by 2030; and increasing the percentage of threatened and endangered native species managed in Hawaii by 2030. Allows funds to also be expended to support the maintenance or restoration of beaches, parks, and trails. -- Establishes provisions relating to the green fee surcharge. Provides that beginning on January 1, 2022, there is levied and shall be assessed and collected a green fee surcharge of 20 dollars for each guest, either a visitor or resident, of a transient accommodation. Requires the revenues collected pursuant provision to be deposited quarterly into the conservation workforce special fund. Act to be repealed on June 30, 2031. (COVID-19, COVID 19, coronavirus) -- SB0666 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to EEP/ LAT/ then CPC then FIN

SB0668 SD1 (SSCR 572)

### RELATING TO AGRICULTURE.

Introduced by: Dela Cruz D

Amends provisions relating to agricultural development and food security special fund; establishment by changing the title to land, aquaculture, freshwater, or sea based food development and food security special fund; establishment. Replaces agricultural production with land, aquaculture, freshwater, or sea based food production. -- Amends provisions relating to civil penalty. Replaces agricultural production with land or sea based food production. -- Amends provisions relating to environmental response, energy, and food security tax; uses. Replaces the agricultural development and food security special fund with land, aquaculture, freshwater, or sea based food development and food security special fund. -- SB0668 SD1

Current Status: Feb-23 21 Introduction/Passed First Reading - House  
Feb-23 21 Multiple Referral to AGR then FIN

## SENATE BILLS WHICH PASSED THIRD READING

SB0670 SD1 (SSCR 515)

### RELATING TO THE EMPLOYMENT OF A MINOR.

Introduced by: Taniguchi B, Kidani M

Amends provisions relating to employment of minors under 18 years of age. Allows a minor under the age of 16 years to be employed or permitted to work in theatrical employment under circumstances and conditions prescribed by the director of labor and industrial relations by rule; provided that the employer of the minor shall procure and keep on file a valid certificate of employment; the minor shall be accompanied by a parent, guardian, or responsible adult who is designated by the parent or guardian, to supervise and advocate on behalf of the minor; when a minor who is under the age of 1 year is on set, a nurse certified in basic life support shall be hired by the employer to accompany, supervise, and advocate on behalf of the infant to ensure the employer's compliance with this provision; when a minor who has attained the age of 5 years is on set and the minor is required to attend school or by the law of the minor's home state. Provides that the work shall be performed during periods when the minor is not legally required to attend school; and when work is performed during periods when the minor is legally required to attend school but is excused by school authorities from attending, a studio teacher shall accompany, teach, and attend to the health, safety, and well being of the minor, and shall ensure the employer's compliance with this provision and applicable rules adopted by the department pursuant to this law. Prohibits a studio teacher to supervise more than 10 minors whenever 1 or more minors are on set and a variance from the work hour restrictions on allowable theatrical employment is granted by the director. Defines nurse to mean an individual who is a registered nurse or advance practice registered nurse licensed and is not the parent or guardian of the minor whom the individual is accompanying on set. Defines a studio teacher to mean an individual who is designated by the employer, holds a valid license issued by the Hawaii teacher standards board or by the equivalent teacher credentialing agency in the minor's home state, and not the parent or guardian of the minor whom the individual is accompanying on set. -- SB0670 SD1

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to LAT then CPC then JHA

SB0675 SD1 (SSCR 474)

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

Introduced by: Taniguchi B

Amends provisions relating to definitions under the Hawaii employer union health benefits trust fund. Redefines employee beneficiary to include the surviving child, if there is no surviving parent who is eligible to be an employee beneficiary, and the child is unmarried and is under the limiting age as defined by the board; or incapable of self support because of a mental or physical incapacity, which existed prior to the unmarried child's reaching the age of 19 years. -- SB0675 SD1

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to LAT then CPC then FIN

SB0676 SD1 (SSCR 260)

### RELATING TO THE MINIMUM WAGE.

Introduced by: Taniguchi B

Amends provisions relating to minimum wages. Requires an employer to pay at least 12 dollars per hour beginning January 1, 2022. -- SB0676 SD1

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to LAT then FIN

SB0678 SD1 (SSCR 475)

### RELATING TO COLLECTIVE BARGAINING.

Introduced by: Taniguchi B

Amends provisions relating to Hawaii labor relations board. Requires the representative of labor shall be a person who is appointed by the governor and whose name has been submitted to the governor to serve as the representative of labor by the exclusive representatives certified pursuant to section 89-8 (Recognition and representation; employee participation). Requires the process to determine the nominee whose name is to be submitted to the governor to be determined by a simple majority of the exclusive representatives certified pursuant to section 89-8. Requires the governor to transmit the name of the person nominated to serve as the representative of labor to the senate for advice and consent no later than 20 days after submission of the nominee's name to the governor; provided that, if the governor fails to nominate the person whose name has been submitted by a simple majority of exclusive representatives in accordance with this provision, the simple majority of exclusive representatives who recommended the person shall transmit the person's name directly to the senate for confirmation. Provides that if a representative of labor does not demonstrate the necessary ability to serve as an

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effective representative, as determined by a simple majority of exclusive representatives certified pursuant to section 89-8, then the representative shall be removed from office upon written request to the governor by a simple majority of the exclusive representatives authorized to nominate the representative of labor. Requires the written request for the removal of the representative of labor shall include an effective date for the representative of labor's removal. Requires the removal from office of a representative of labor requested pursuant this provision to be executed no later than the effective date of the removal specified in the written request. -- SB0678 SD1

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to LAT then JHA then FIN

SB0694 SD1 (SSCR 784)

RELATING TO SUSTAINABLE DEVELOPMENT GOALS.

Introduced by: English J, Dela Cruz D, Gabbard M, Ihara L, Kanuha D, Keith-Agaran G, Kidani M, Kim D, Kouchi R, Lee C, Misalucha B, Riviere G, Shimabukuro M, Wakai G  
Establishes provisions relating to sustainable development goals; no poverty; 0 hunger, good health and well being; quality education; gender equity; clean water and sanitation; affordable and clean energy; decent work and economic growth; industry innovation, and infrastructure; reduced inequities; sustainable cities and communities; responsible consumption and production; climate action; life below water; life on land; peace, justice, and strong institutions; and partnerships for the goals. -- SB0694 SD1

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to EEP then WAL then CPC then FIN

SB0696 SD1 (SSCR 197)

RELATING TO THE FESTIVAL OF PACIFIC ARTS.

Introduced by: English J, Gabbard M, Ihara L, Kanuha D, Keith-Agaran G, Kidani M, Lee C, Moriwaki S, Riviere G, Shimabukuro M, Wakai G

Amends Act 104, session laws of 2017, which establishes the temporary commission on the 13th festival of pacific arts within the department of business, economic development, and tourism, by extending the sunset date of the commission to August 31, 2025 (sunset). Allows less than a quorum of members of the temporary commission on the 13th festival of pacific arts to discuss matters relating to official board business outside of a properly noticed public meeting in the course of planning the festival, and those discussions shall be a permitted interaction under provisions relating to permitted interactions of members; provided that the commission shall hold a properly noticed public meeting at least once a month, at which time it shall report its progress in the matters discussed outside a meeting under this provision. (COVID-19, COVID 19, coronavirus) -- SB0696 SD1

Current Status: Mar-09 21 Introduction/Passed First Reading - House  
Mar-09 21 Multiple Referral to CAI then JHA then CPC then FIN

SB0697 SD1 (SSCR 757)

RELATING TO KALAUPAPA MONTH.

Introduced by: English J, Baker R, Fevella K, Keith-Agaran G, Keohokalole J, Kidani M, Misalucha B, Moriwaki S, Riviere G, San Buenaventura J, Shimabukuro M

Establishes provisions relating to Kalaupapa Month. Designates the month of January to be known as Kalaupapa Month; provided that this month is not and shall not be construed as a state holiday. -- SB0697 SD1

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to CAI then JHA then FIN

SB0700 SD2 (SSCR 838)

RELATING TO SEARCH AND RESCUE.

Introduced by: English J, Chang S, Fevella K, Keith-Agaran G, Kidani M, Misalucha B, Moriwaki S, Riviere G, San Buenaventura J

Amends provisions relating to reimbursement under the search and rescue reimbursement act. Requires a government entity to seek reimbursement for all or a portion of search or rescue expenses from all applicable persons or entities pursuant to this provision, if the need for the search or rescue was the result of the person or entity leaving a hiking trail and entering state, county, or private property that is closed to the public and marked with a sign giving reasonable notice of the closure; or entering a hiking trail that is closed to the public and marked with a sign giving reasonable notice of the closure. -- SB0700 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to WAL then JHA then FIN

SB0702 SD2 (SSCR 879)

RELATING TO EDUCATION FUNDING.

Introduced by: English J, Chang S, Dela Cruz D, Fevella K, Keith-Agaran G, Misalucha



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	<p>B, Riviere G, San Buenaventura J</p> <p>Amends provisions relating to committee on weights. Requires the committee to report to the legislature detailing any changes to the funding formula within 30 days of the posting of the committee's final report indicating the approval of its recommended change to the funding formula. -- SB0702 SD2</p> <p>Current Status: Mar-11 21 Introduction/Passed First Reading - House Mar-11 21 Multiple Referral to EDN then CPC then FIN</p>
SB0703	<p>RELATING TO SUICIDE PREVENTION TRAINING.</p> <p>Introduced by: English J, Chang S, Dela Cruz D, Fevella K, Keith-Agaran G, Misalucha B, San Buenaventura J</p> <p>Establishes provisions relating to suicide prevention; in service training. Requires the department of education to require that in service training include at least 2 hours of suicide prevention education for all teachers and principals each school year. -- SB0703</p> <p>Current Status: Mar-09 21 Introduction/Passed First Reading - House Mar-09 21 Multiple Referral to HHH then EDN then CPC then FIN</p>
SB0714 SD1 (SSCR 595)	<p>RELATING TO PUBLICITY RIGHTS.</p> <p>Introduced by: English J, Chang S, Ihara L, Keith-Agaran G, Misalucha B</p> <p>Amends provisions relating to property right in use of name, voice, signature, or likeness. Requires the right to be deemed to have existed prior to the enactment of this law, including at and after the time of death of any deceased individual or deceased personality, and shall continue to exist for a fixed period of time after death, as prescribed in provisions relating to right is exclusive for individuals and personalities. -- SB0714 SD1</p> <p>Current Status: Mar-04 21 Introduction/Passed First Reading - House Mar-04 21 Multiple Referral to ECD then CPC then JHA</p>
SB0715 SD2 (SSCR 403)	<p>RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST PUEO DEVELOPMENT, LLC.</p> <p>Introduced by: English J, Keith-Agaran G, Kidani M</p> <p>Authorizes the issuance of special purpose revenue bonds, with the approval of the governor, to assist Pueo Development, LLC, a Hawaii limited liability company, for its proposed master planned development that will include low and moderate income homes, rental housing units, elderly care units, alternative energy development, and infrastructure development, including roads and utilities. Authorizes the issuance of refunding special purpose revenue bonds to refund the special purpose revenue bonds. (\$\$) -- SB0715 SD2</p> <p>Current Status: Feb-23 21 Introduction/Passed First Reading - House Feb-23 21 Multiple Referral to JHA then FIN</p>
SB0717 SD1 (SSCR 880)	<p>RELATING TO THE HAWAIIAN HOMES COMMISSION ACT.</p> <p>Introduced by: English J, Chang S, Fevella K, Inouye L, Kanuha D, Keith-Agaran G, Keohokalole J, Misalucha B</p> <p>Requires the department of Hawaiian home lands, with the assistance of the office of enterprise technology services, to create a digital database of its applicant, beneficiary, and lessee records. Requires the database to contain relevant information on each individuals' homestead lease application status; number of applications submitted; address; number of denied leases; designated successors; and history regarding whether the individual obtained a lease as an applicant or as a successor; and other information as determined by the Hawaiian homes commission. Requires the digital database required by this Act to be completed and available for use by the department of Hawaiian home lands no later than July 1, 2022. -- SB0717 SD1</p> <p>Current Status: Mar-11 21 Introduction/Passed First Reading - House Mar-11 21 Multiple Referral to HET then JHA then FIN</p>
SB0726	<p>RELATING TO POLICING.</p> <p>Introduced by: Chang S, Misalucha B</p> <p>Establishes provisions relating to no knock warrants; prohibited. Provides all warrants shall require the serving officer or officers to declare the officer's office and business in a loud voice and wait at least 30 seconds for compliance before entry into a house, store, or other building for the purpose of serving the warrant. -- Establishes provisions relating to service of warrant; uniform requirement. Requires any officer serving a warrant issued pursuant to this law to do so in uniform; and an officer serving a warrant shall not obscure or conceal the officer's office in the process of serving the warrant. -- Amends provisions relating to entering house to arrest. Prohibits officer to enter a house to arrest an</p>

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offender without audibly declaring the officer's office and business and waiting at least 30 seconds for compliance before entry; provided that an officer shall not be required to wait if exigent circumstances exist that cause waiting to be hazardous or otherwise impracticable. -- Amends provisions relating to power of officer serving. Provides that the officer shall audibly declare the officer's office and business and wait at least 30 seconds prior to entry. -- Amends provisions relating to complaint; form of warrant. Provides that no warrant shall issue that permits any officer to enter a house, store, or other building without audibly declaring the officer's office and business and waiting at least 30 seconds for compliance before entry. -- SB0726

Current Status: Mar-09 21 Introduction/Passed First Reading - House  
Mar-09 21 Multiple Referral to JHA then CPC

SB0732 SD2 (SSCR 881)

RELATING TO THE NON-VIOLENT RESPONSE TEAM PILOT PROGRAM.

Introduced by: Chang S, Misalucha B, Rhoads K

Requires the legislative reference bureau to conduct a study examining the efficacy of the Hawaii CARES (coordinated access resource entry system) program offered by the department of health's behavioral health administration adult mental health division. Requires the study to include a summary of the responses and interventions made by the Hawaii CARES program during the past 5 years, including intervention responses to incidents related to mental health, substance abuse, and suicide threats, as well as the provision of conflict resolution and welfare checks on the island of Oahu; an examination of whether any of the responses and interventions listed in the provision involved an armed response; and a financial report for the preceding 5 fiscal years. Provides that in conducting the study, the legislative reference bureau shall seek input from the department of health, department of human services, Honolulu police department, and department of budget and finance. Reports to the legislature. -- SB0732 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to LMG then PDP then FIN

SB0742 SD1 (SSCR 833)

RELATING TO POLICING.

Introduced by: Chang S, Misalucha B, Rhoads K

Establishes provisions relating to police stops; uses of force; arrests; data collection; report to legislature. Requires the chief of each county police department to submit an annual report to the legislature of all police stops, uses of force, and arrests. -- Amends provisions relating to reports to legislature by changing its title to annual report to legislature of misconduct incidents. -- SB0742 SD1

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to JHA then FIN

SB0744 SD1 (SSCR 719)

RELATING TO CORRECTIONAL FACILITIES.

Introduced by: Chang S

Amends provisions relating to development or expansion of in state correctional facilities by changing it to development or expansion of in state correctional facilities; private correctional facilities prohibited. Repeals the development or expansion of private in state correctional facilities. Prohibits private correctional facility to be established within the State. -- SB0744 SD1

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to CMV then JHA then FIN

SB0749 SD2 (SSCR 783)

RELATING TO THE PUBLIC HOUSING AUTHORITY.

Introduced by: Chang S, Kidani M, Misalucha B, Rhoads K

Amends provisions relating to definitions under public housing authority law. Defines housing to mean any home, house, residence, building, apartment, living quarters, abode, domicile, or dwelling unit designed principally for the purpose of sheltering people. Repeals public housing definitions. -- Amends provisions relating to development of property under the Hawaii public housing authority. Repeals an experimental or demonstration housing project designed contracts. Provides that in connection with the development of any public housing dwelling units under this law, allows the authority to also develop non subsidized housing, commercial properties, and industrial properties and sell or lease other properties if it determines that the uses will be an integral part of the public housing development or a benefit to the community in which the properties are situated. -- SB0749 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to HSG then CPC then FIN

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SB0754

### RELATING TO OPERATING A VEHICLE WHILE INTOXICATED.

Introduced by: Lee C, Keith-Agaran G, Keohokalole J, Misalucha B, Rhoads K  
Amends provisions relating to use of intoxicants while operating a vehicle; provisions relating to evidence of intoxication; provisions relating to operating a vehicle under the influence of an intoxicant; provisions relating to habitually operating a vehicle under the influence of an intoxicant; provisions relating to immediate restoration of license; provisions relating to documents required to be submitted for administrative review; sworn statements. Decreases the threshold blood alcohol concentration for the offense of operating a vehicle while under the influence of an intoxicant as specified. -- SB0754  
Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to JHA then CPC

SB0755 SD1 (SSCR 87)

### RELATING TO TRANSPORTATION.

Introduced by: Lee C, Acasio L, English J, Keith-Agaran G, Keohokalole J, Kidani M, Misalucha B, Moriwaki S, Rhoads K  
Establishes provisions relating to optional environmental impact contribution. Provides that every lessor who is required to register with the director of taxation to include an option in each rental agreement for the lessee to make a voluntary contribution to the department of land and natural resources to preserve and protect the environment. Requires the option to be printed in the rental agreement and the language of the option to clearly state that the option is voluntary and does not affect the rental agreement. Requires the department of land and natural resources to develop and approve the option to be place in each rental agreement. Provides that contributions collected shall be remitted to the department of land and natural resources, which shall deposit 50 per cent into the conservation and resources enforcement special fund established; and 50 per cent into the land conservation fund contributions at the end of every fiscal year. -- Amends provisions relating to land conservation fund, and provisions relating to conservation and resources enforcement special fund; established. Requires contributions collected through rental agreements under provisions relating optional environmental impact contribution to be deposited into each fund as specified. -- SB0755 SD1  
Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to EEP then CPC then FIN

SB0756 SD2 (SSCR 726)

### RELATING TO ELECTRIC VEHICLES.

Introduced by: Lee C, Keith-Agaran G, Keohokalole J, Misalucha B, Rhoads K  
Amends provisions relating to miscellaneous by changing it to parking for electric vehicles. Establishes provisions relating to ordinances to enforce authorized. Allows each county to adopt ordinances to enforce the requirements of provisions relating to designation of parking spaces for electric vehicles; charging system, including the establishment of penalties for failure to comply with its requirements or make reasonable efforts to maintain electric vehicle charging stations in working order. -- Amends provisions relating to designation of parking spaces for electric vehicles; charging system. Requires places of public accommodation with at least 100 parking spaces available for use by the general public to have at least 5 parking spaces per 100 stalls exclusively for electric vehicles and equipped with an electric vehicle charging system located anywhere in the parking structure or lot by January 1, 2025 and at least 10 parking spaces per 100 stalls exclusively for electric vehicles and equipped with an electric vehicle charging system located anywhere in the parking structure or lot by January 1, 2030; provided that no parking space designated for electric vehicles shall displace or reduce accessible stalls required by the Americans with Disabilities Act Accessibility Guidelines. Provides that effective \_\_\_\_, each new electric vehicle charging system installed or placed in service pursuant to this provision shall be at least a level 2 charging station that is network capable. Requires reasonable efforts to be made to maintain electric vehicle charging systems in working order. -- SB0756 SD2  
Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to EEP then CPC then FIN

SB0757 SD1 (SSCR 865)

### RELATING TO SPECIAL PURPOSE REVENUE BONDS TO ASSIST LE JARDIN ACADEMY, INC.

Introduced by: Lee C, Keohokalole J  
Authorizes the issuance of special purpose revenue bonds, with the approval of the governor, to assist Le Jardin Academy, Inc., a Hawaii nonprofit corporation, in financing or refinancing the costs of planning, designing, constructing, reconstructing, renovating, acquiring, equipping, and improving educational and education related facilities for Le

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Jardin Academy, Inc. Authorizes the issuance of refunding special purpose revenue bonds to refund the special purpose revenue bonds. (\$\$) -- SB0757 SD1

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to EDN then FIN

SB0758 SD1 (SSCR 727)

RELATING TO MARIJUANA.

Introduced by: Lee C, Chang S, Gabbard M, Keith-Agaran G

Amends provisions relating to sentencing for drug offenders; expungement. Provides that upon motion from a person convicted for the possession of marijuana arising from a set of facts and circumstances that resulted in no other criminal charge, the court shall grant an expungement order pertaining to the conviction for the offense; provided that the amount of marijuana for which the person was convicted of possessing was 30 grams or less. -- Amends provisions relating to promoting a detrimental drug in the 3rd degree. Provides that promoting a detrimental drug in the 3rd degree is a petty misdemeanor; provided that possession of 30 grams or less of marijuana is a violation, punishable by a fine of 130 dollars. -- SB0758 SD1

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to HHH then JHA/ CPC/ then FIN

SB0762 SD2 (SSCR 957)

RELATING TO STATE CAPITOL FACILITIES.

Introduced by: Lee C, Acasio L, Baker R, Chang S, Fevella K, Keohokalole J, Kidani M, Kim D, Misalucha B, Rhoads K

Requires the department of accounting and general services, in consultation with the legislature and any agencies responsible for security at the state capitol and Washington Place, to develop and implement an enhanced security plan that allows for the safe management of crowds in the state capitol rotunda that may disrupt, impair, or threaten operations in the house and senate chambers; ensures safety at the state capitol by screening visitors for weapons while preserving public access; prevents unauthorized vehicular access to the current underground state capitol parking garage by moving public parking to a new location; prevents surface level unauthorized vehicular access to the state capitol and surrounding grounds while preserving the viewplanes and the historic character of the capitol district; and includes long term plans and designs for a secured underground public parking facility serving the state capitol and other agencies with an above ground mall between Beretania Street, Punchbowl Street, and Washington Place to allow additional safe space for public gatherings, rallies, and events when the state capitol and grounds must be secured; provided that this secured underground public parking facility shall replace, in 1 or more phases, the unsecured above ground parking and asbestos laden structure currently occupied by the department of health; provided further that any plans developed and implemented pursuant to this provision shall eliminate any elevated structures on site to prevent elevated lines of sight into Washington Place and the state capitol; and provided further that any plans developed and implemented pursuant to this provision shall preserve and expand the viewplanes and historic character of the capitol district. -- Amends provisions relating to state capitol; state capitol management committee; established; oversight and management; powers and duties. Requires the state capitol management committee to be co chaired by a member of the house of representatives appointed by the speaker of the house of representatives from among the members of the house of representatives appointed to the state capitol management committee, and a member of the senate appointed by the president of the senate selected from among the members of the senate appointed to the state capitol management committee. Requires the state capitol management committee to meet at times and places as specified by a call of the chairpersons or a majority of the committee. Allows the state capitol management committee to prescribe rules, which shall not be subject to administrative procedure law, for its own management and governance. Allows a majority of those present to exercise all the power and authority conferred on the committee. -- Amends provisions relating to the department of accounting and general services. Report to the legislature. -- SB0762 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to LMG then FIN

SB0764 SD1 (SSCR 114)

RELATING TO HUMAN TRAFFICKING.

Introduced by: Lee C, Acasio L, Baker R, Chang S, Fevella K, Gabbard M, Keith-Agaran G, Keohokalole J, Kim D, Misalucha B, Rhoads K, Shimabukuro M

Amends provisions relating to highway safety. Defines severe forms of trafficking in persons to mean either sex trafficking in which a commercial sex act is induced by force, fraud, or coercion, or in which the person induced to perform such act has not attained

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18 years of age; or the recruitment, harboring, transportation, provision, obtaining, patronizing, or soliciting of a person for the purpose of a commercial sex act; or the recruitment, harboring, transportation, provision, or obtaining of a person for labor or services, through the use of force, fraud, or coercion for the purpose of subjection to involuntary servitude, peonage, debt bondage, or slavery. -- Amends provisions relating to disqualification, cancellation, and downgrade. Requires the examiner of drivers to permanently disqualify any person from driving a commercial motor vehicle for life without the possibility of reinstatement, if the person uses a commercial motor vehicle in the commission of any felony involving a severe form of human trafficking in persons as defined in provision definition. -- SB0764 SD1

Current Status: Mar-09 21 Introduction/Passed First Reading - House  
Mar-09 21 Multiple Referral to CPC then JHA

SB0765 SD2 (SSCR 767)

RELATING TO OPERATING A VEHICLE UNDER THE INFLUENCE OF AN INTOXICANT.

Introduced by: Lee C, Acasio L, Baker R, Chang S, Fevella K, Gabbard M, Keith-Agaran G, Keohokalole J, Kim D, Misalucha B, Rhoads K, Shimabukuro M

Amends provisions relating to use of intoxicants while operating a vehicle. Defines highly intoxicated driver to mean a person whose measurable amount of alcohol is .15 or more grams of alcohol per 100 milliliters or cubic centimeters of the person's blood; or .15 or more grams of alcohol per 210 liters of the person's breath. -- Amends provisions relating to evidence of intoxication. In any criminal prosecution for a violation of provision or in any proceeding under provisions a highly intoxicated driver within 3 hours after the time of the alleged violation as shown by chemical analysis or other approved analytical techniques of the person's blood, breath, to be competent evidence that the person was a highly intoxicated driver at the time of the alleged violation. -- Amends provisions relating to effective date, conditions, and period of administrative revocation; criteria. Requires the respondent to keep an ignition interlock device installed and operating in all vehicles operated by the respondent during the revocation period. Requires the periods of administrative revocation, with respect to a license to operate a vehicle, that to be imposed under this provision as specified. -- Amends provisions relating to operating a vehicle under the influence of an intoxicant. Requires a person committing the offense of operating a vehicle under the influence of an intoxicant to be sentenced without possibility of probation or suspension of sentence as specified. -- Amends provisions relating to habitually operating a vehicle under the influence of an intoxicant. Provides that a person commits the offense of habitually operating a vehicle under the influence of an intoxicant as specified. Provides that habitually operating a vehicle while under the influence of an intoxicant is a class C felony. Requires for a conviction under this provision, the sentence to be as specified. Requires for any person who is convicted under this section and was a highly intoxicated driver at the time of the subject incident, the offense shall be a class B felony and the person shall be sentenced to the following as specified. Requires in addition to the foregoing, any vehicle owned and operated by the person who committed the offense to be subject to forfeiture pursuant to forfeiture law. -- SB0765 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to JHA then FIN

SB0766

RELATING TO MOTOR CARRIER PENALTIES.

Introduced by: Lee C, English J, Keith-Agaran G, Keohokalole J, Misalucha B

Amends provisions relating to unlawful operation under motor carrier law. Provides that any motor carrier or lessor, or any officer, agent, employee, or representative, who fails or refuses to comply with any provision of this law, or any rule, requirement, or order may be assessed a civil penalty for an amount to be determined by the public utility commission subject to the provisions payable to the State in a sum to include up to 5,000 dollars for each 4th or subsequent violation within 1 calendar year. -- SB0766

Current Status: Mar-09 21 Introduction/Passed First Reading - House  
Mar-09 21 Multiple Referral to CPC then FIN

SB0767 SD2 (SSCR 930)

RELATING TO CANNABIS.

Introduced by: Lee C, English J, Keith-Agaran G, Keohokalole J

Establishes the legalization of cannabis (marijuana) for personal use law. Provides that personal use of cannabis shall not be the basis for arrest, seizure, or forfeiture of assets; possession, use, display, purchase, transfer or transport cannabis, cannabis accessories or cannabis paraphernalia for personal use shall be immune from criminal prosecution; the possession, growing, processing, or transporting of not more than 6 cannabis plants,

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with 3 or fewer being mature, flowering plants, and possession of the cannabis produced by the plants on the premises where the plants are grown shall not be subject to criminal prosecution provided that the growing takes place in an enclosed and locked space and is not conducted openly or publicly, and that the plants are not made available for sale; the transfer or sale of 30 grams or less of marijuana with or without remuneration to a person who is 21 years of age or older is permitted. Provides that personal use of cannabis shall be prohibited on public highways, public sidewalks, federal property, and any location where the consumption of alcohol is prohibited. Establishes lawful operation of cannabis establishments and license requirements. Requires the department of taxation to adopt rules necessary for implementation and rules shall not require such a high investment of risk, money, time, or any other resource or asset that the operation of cannabis establishment is not worthy of being carried out in practice by a reasonably prudent business person. Establishes rules criteria. Provides that an employer is not required to permit or accommodate the use, consumption, possession, transfer, display, transportation, sale, or growing of cannabis in the workplace; or affect the ability of an employer to have policies restricting the use of cannabis by employees. Provides that the legalization of cannabis for personal use shall not be construed as a defense, exemption, or immunity from use of intoxicants while operating a vehicle law. Provides that this law shall not be construed to affect medical use of cannabis and shall not be deemed to expand the medical use of cannabis beyond the uses provided in uniform controlled substances Act. Provides that this law shall not be construed to affect the dispensing of medical cannabis and shall not be deemed to expand the dispensing of medical cannabis beyond the uses provided in the medical cannabis dispensary system law. Provides that this law shall not be construed to prohibit a person, employer, school, hospital, detention facility, corporation, or any other entity who occupies, owns, or controls a property from prohibiting or otherwise regulating the possession, consumption, use, display, transfer, distribution, sale, transportation, or growing of cannabis on or in that property. Establishes provisions relating to legalization of marijuana under offenses against public health and morals law. Exempts any act permitted under provisions relating to personal use of cannabis; provisions relating to lawful operation of cannabis establishments; license required; and any act of any person who is appropriately and currently licensed if the act requires a license under \_\_\_\_ law from arrest, prosecution, and criminal culpability. Amends provisions relating to operation of certain Internal Revenue Code provisions; sections 63 to 530. Adds any activity authorized by \_\_\_\_ law. -- Amends provisions relating to schedule I. Repeals marijuana. -- Amends provisions relating to promoting a harmful drug in the 1st degree; provisions relating to promoting a harmful drug in the 2nd degree; provisions relating to promoting a harmful drug in the 3rd degree; provisions relating to promoting a harmful drug in the 4th degree; provisions relating to promoting a detrimental drug in the 1st degree; provisions relating to promoting a detrimental drug in the 2nd degree; provisions relating to promoting a detrimental drug in the 3rd degree; provisions relating to commercial promotion of marijuana in the 1st degree; and provisions relating to commercial promotion of marijuana in the 2nd degree. Adds provision that except as otherwise provided in \_\_\_\_ law. -- SB0767 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to HHH then JHA/ CPC/ then FIN

SB0768 SD2 (SSCR 641)

RELATING TO ZERO EMISSION VEHICLES.

Introduced by: Lee C, Chang S, Gabbard M, Kanuha D, Keith-Agaran G, Keohokalole J, Kidani M, Misalucha B

Establishes provisions relating to 0 emission vehicles. Requires the begin planning of the transition to electric rental motor vehicle fleets to achieve the State's 0 emission transportation goals and avoid disruption in the rental car market as vehicle manufacturers cease production of gasoline powered vehicles. Requires a plan to ensure that electric vehicle charging infrastructure is installed at a rate and volume to support a 100 per cent, 0 emission rental motor vehicle fleet by 2035. Requires this plan to include an analysis of how airport parking structures may be able to accommodate charging station infrastructure and the financial requirements to do so. Reports to the legislature. -- SB0768 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to TRN then CPC

SB0772 SD2 (SSCR 404)

RELATING TO TRANSPORTATION.

Introduced by: Lee C, Gabbard M

Establishes provisions relating to special number plates for forest or ocean conservation, or both; authorized. Requires the director of finance to issue to any registered owner of

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a motor vehicle, who is a resident of the State and has completed the application and paid the required fees, special number plates that commemorate the importance of forest and ocean conservation, for the registered owner's motor vehicle. Requires the director of finance of the city and county of Honolulu to establish a special number plate design. Requires the director of finance of the city and county of Honolulu to consult with the directors of finance of the counties of Kauai, Maui, and Hawaii, the chiefs of police of the city and county of Honolulu, and the counties of Kauai, Maui, and Hawaii, and the chairperson of the board of land and natural resources in establishing the special number plate design. Requires the director of finance to charge a special number plate fee at least equal to the county's cost of providing the special number plate and administrative costs, if any, plus a fundraising fee. Requires the director of finance to charge the same fundraising fee established pursuant to this provision for the renewal of a special number plate. Requires the revenue generated by the fundraising fees to be deposited into the forest stewardship fund if the fundraising fee is for a special number plate issued to commemorate the importance of forest conservation; and beach restoration special fund if the fundraising fee is for a special number plate issued to commemorate the importance of ocean conservation; provided that fees deposited into the beach restoration special fund pursuant to this provision shall be used for beach and nearshore environmental cleanup. Allows the director of finance to revoke all special number plates issued pursuant to this section if the total number of registered owners of motor vehicles that obtain the special number plates is less than 150 within 3 years of issuance of the 1st special number plate. -- Amends provisions relating to special number plates. Increases fee for special number plates from 25 dollars to 100 dollars upon initial application. -- SB0772 SD2

Current Status: Feb-23 21 Introduction/Passed First Reading - House  
Feb-23 21 Multiple Referral to WAL then FIN

SB0775 SD2 (SSCR 866)

### RELATING TO THE TRANSIENT ACCOMMODATIONS TAX.

Introduced by: Lee C

Establishes provisions relating to the annual visitor report. Requires the Hawaii tourism authority and department shall determine the number of visitor arrivals in the State for each calendar year, beginning with calendar year 2020. Requires the department to publish the number in the State of Hawaii data book no later than June 30 of the following calendar year, beginning on June 30, 2021. -- Amends provisions relating to imposition and rates. Requires the tax rates levied, assessed, and collected pursuant to this provision to be 10.25 per cent for the period beginning on January 1, 2018, to December 31, 2030; provided that effective January 1 of each calendar year, beginning with calendar year 2022, until December 31, 2030, if the total number of visitor arrivals in the State, as published in the preceding year in the State of Hawaii data book pursuant to this provision, is 6,000,000 or less, the baseline tax rate shall be 6 per cent; or 7,000,000 or greater, the tax rate described in this provision shall increase or decrease by 1 per cent per 1,000,000 visitors, provided that it shall not fall below the baseline tax rate of 6 per cent; provided that the tax rate shall be applied at the time of the hotel booking. (COVID-19, COVID 19, coronavirus) -- SB0775 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to LAT then CPC then FIN

SB0784 SD1 (SSCR 398)

### RELATING TO ASSOCIATION GOVERNANCE.

Introduced by: Moriwaki S

Amends provisions relating to notice required; regular annual and special meetings under planned community associations law. Provides that if in the event a state of emergency declared pursuant to the emergency management law is in effect in the county in which the association is located that prevents members from physically gathering for an annual meeting or special meeting, the association may conduct the annual or special meeting remotely and, in a manner, consistent with provisions relating to annual and regular meetings or provisions relating to special meetings, as applicable. -- Amends provisions relating to notice required; regular annual and special meetings under condominium law. Provides that, if a state of emergency declared pursuant to emergency management law is in effect in the county in which the association is located that prevents unit owners from physically gathering for an annual or special meeting, the association may hold an electronic meeting in a manner that allows the board and any unit owner who wishes to participate in that meeting to communicate with each other. Further provides that electronic meetings and electronic or mail voting shall be authorized during any period in which a state of emergency, declared, is in effect in the county in which the association is located, regardless of what the declaration or bylaws provide. -- Amends provisions

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relating to board meetings. Repeals provision that allows a board to permit any meeting unless otherwise provided in the declaration or bylaws. -- SB0784 SD1

Current Status: Feb-23 21 Introduction/Passed First Reading - House  
Feb-23 21 Single Referral to CPC

SB0787 SD2 (SSCR 782)

### RELATING TO TAXATION.

Introduced by: Moriwaki S, Chang S, Misalucha B, Riviere G

Amends provisions relating to revenue estimates. Requires any revenue estimate provided by the department to the legislature or to any executive or administrative office of the State to be accompanied by a description of the methodology used and assumptions made in providing the estimate. Requires the revenue estimate and description to be a public record that is subject to public disclosure, inspection, and copying. -- SB0787 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to ECD then CPC then FIN

SB0788 SD2 (SSCR 867)

### RELATING TO PROCUREMENT.

Introduced by: Moriwaki S, Chang S, Fevella K, Kim D, Lee C, Misalucha B, Riviere G  
Implements certain recommendations of the procurement policy review conducted pursuant to House Resolution No. 142, Regular Session of 2016. -- Establishes provisions relating to past performance database. Requires the state procurement office to implement and administer a past performance database with regard to state contractors. -- Amends provisions relating to competitive sealed bidding. Provides that if the invitation for bids is for construction, it shall allow the bidder to clarify or correct non material or technical information required by this provision for up to 24 hours after the bid submission deadline; provided that any additions or substitutions of listed joint subcontractors shall be prohibited. Requires bids to be opened publicly in the presence of 1 or more witnesses, at the time and place designated in the invitation for bids; provided that if the bid is for construction, it shall be opened no sooner than 24 hours after the deadline for the submission of the bids. -- SB0788 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to GVR then CPC then FIN

SB0789 SD2 (SSCR 943)

### RELATING TO PROCUREMENT.

Introduced by: Moriwaki S, Chang S, Lee C, Misalucha B, Riviere G

Establishes provisions relating to special procurement. Allows contracts for goods and services to be awarded, through competition as is practicable under the circumstances, using a special procurement process approved by the chief procurement officer. Requires the special procurement process to be used only when the chief procurement officer determines in writing that it is advantageous to the State to use the special procurement process to address new or unique requirements of the State or procure new technologies or public private partnerships to achieve best value. Requires the head of a purchasing agency to prepare a procurement plan developed in accordance with this provision and rules established by the procurement policy board. Requires the procurement plan to document the process to be used and the reasons why the special procurement process is more advantageous to the State than other procurement methods. Requires the plan to be submitted to the attorney general or corporation counsel, as applicable, for review to ensure compliance with applicable laws. Requires the head of the purchasing agency or a designee to post electronically all contracts awarded under this provision. Requires awards to be posted within 7 days of the contract award and shall remain available for at least 1 year. -- SB0789 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to GVR then CPC then FIN

SB0791 SD2 (SSCR 911)

### RELATING TO VESSELS.

Introduced by: Moriwaki S, Chang S, Fevella K, Riviere G

Amends provisions relating to mooring of unauthorized vessel in state small boat harbors and offshore mooring areas by changing it to unauthorized vessels; impoundment and disposal proceedings. Requires a vessel moored without a valid use permit, moored with a use permit that has expired or been terminated or moored, anchored, or stored in waters of the State in violation of any law or rule of the department of land and natural resources is to be deemed an unauthorized vessel in violation of this provision and shall be subject to impoundment and disposal. Requires the vessel to be removed within 72 hours of the time that the notice was posted on the vessel if the vessel is in imminent danger of breaking up or poses a hazard to public health or safety. Allows an



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unauthorized vessel to be impounded by the department at the expense of the owner of the vessel. Requires all owners of unauthorized vessels that are impounded by the department to be responsible for paying impound storage fees to the department while the vessel remains impounded and until the time that the vessel is returned to the custody of a person entitled to possession. Requires impound storage fees to be equal to the rate set by the department for vessels moored without a valid permit. Establishes procedure and criteria for process of release of vessel, administrative hearing process, and payment of fines. -- Amends provisions relating to disposition of certain abandoned vessels by changing its title to abandonment of vessels. Prohibits a person to abandon any vessel in the waters of the State or upon any property, other than the property of the vessel owner, without the consent of the property owner. Requires that a vessel is to be presumed abandoned if the vessel does not have a valid registration certificate or US Coast Guard documentation and has been moored, anchored, or otherwise left in the waters of the State or in public property unattended for more than 72 hours. Makes abandonment of vessel a petty misdemeanor and establishes fine. -- Amends provisions relating to notice to owner. Establishes process for return of custody of vessel to owner. Amends provisions relating to public auction by adding disposition of abandoned vessels to title. Implements procedure for abandoned vessels. -- Repeals provisions relating to when public auction not required. -- SB0791 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to WAL then JHA then FIN

### SB0792 SD1 (FLOOR AMENDMENT 1)

#### RELATING TO TRANSPORTATION.

Introduced by: Moriwaki S, Chang S, Gabbard M, Lee C, Misalucha B, Rhoads K, Riviere G, San Buenaventura J

Amends provisions relating to penalty and provisions relating to motorcycles and mopeds, noisy mufflers; penalty under traffic law. -- Increases penalties for fines. -- SB0792 SD1

Current Status: Mar-11 21 Introduction/Passed First Reading - House

### SB0793 SD1 (SSCR 476)

#### RELATING TO THE MINIMUM WAGE.

Introduced by: Moriwaki S, Chang S, English J, Fevella K, Kanuha D, Lee C, Misalucha B, Riviere G, San Buenaventura J, Taniguchi B

Amends provisions relating to definitions under preferences. Redefines qualified community rehabilitation program by repealing the provision that a nonprofit community rehabilitation program for persons with disabilities holds a current certificate from the US Department of Labor pursuant to the Fair Labor Standards Act, Title 29 US Code section 214(c), and is certified by the state department of labor and industrial relations and applicable administrative rules relating to the employment of persons with disabilities. -- Amends provisions relating to special minimum wages for learners; apprentices; full-time students; paroled wards of Hawaii youth correctional facility; handicapped workers by changing the title to special minimum wages for learners; apprentices; full-time students; paroled wards of Hawaii youth correctional facility. Repeals provision that allows the director, by rule, to provide for the employment of individuals whose earning capacity is impaired by old age or physical or mental deficiency or injury, under special certificates issued by the director, at such wages lower than the applicable minimum wage and for such period as shall be fixed in the certificates. -- SB0793 SD1

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to LAT then FIN

### SB0795 SD2 (SSCR 705)

#### RELATING TO STATE SMALL BOAT HARBOR FEES.

Introduced by: Moriwaki S, Chang S, Dela Cruz D, Misalucha B

Amends provisions relating to permits and fees for the state small boat harbors; permit transfers. Changes the criteria for calculating the state small boat harbor fees to be collected by the division of boating and ocean recreation of the department of land and natural resources. Requires all fees established by appraisal pursuant to this provision to be set at fair market value. (COVID-19, COVID 19, coronavirus). -- SB0795 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to WAL then FIN

### SB0797 SD1 (SSCR 359)

#### RELATING TO THE OFFICE OF ENTERPRISE TECHNOLOGY SERVICES.

Introduced by: Moriwaki S, Chang S, Dela Cruz D, Keohokalole J, Misalucha B

Amends provisions relating to office of enterprise technology services; chief information officer; information technology steering committee; establishment; responsibilities. Requires the chief information officer to report directly to the governor and shall have the

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authority and responsibility to approve, or expedite the approval process of a state agency's management information system project that is budgeted at or more than 1,000,000 dollars; and projects that the chief information officer deems necessary to expedite, by coordinating and focusing appropriate state personnel and resources; and report annually to the governor and the legislature (report to the legislature) on the status and implementation of the state information technology strategic plan; provided that the report shall also include the status of all pending and completed projects over 1,000,000 dollars, and whether the projects are on time and on budget. -- SB0797 SD1

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to ECD then FIN

SB0798 SD2 (SSCR 710)

RELATING TO THE DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES.

Introduced by: Moriwaki S, Dela Cruz D, Lee C

Amends provisions relating to the department of accounting and general services. Requires the department to establish and manage motor pools; provided that beginning January 1, 2022, no new vehicles purchased for the department of accounting and general services' motor pool program shall be powered by internal combustion engines; and the comptroller may authorize an exemption from this paragraph for new motor pool vehicle purchases for which compliance with this provision is determined to be cost prohibitive or unsuitable for the vehicle's planned purpose. Report to the legislature. -- SB0798 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to EEP then CPC then FIN

SB0799 SD1 (SSCR 399)

RELATING TO CONDOMINIUMS.

Introduced by: Moriwaki S

Amends provisions definitions under provisions relating to sales to owner occupants condominium law. Redefines residential unit to include any unit in a project in which time share use is permitted. -- Amends provisions relating to announcement or advertisement; publication. Changes that requires the developer to publish an announcement or advertisement containing a statement that for a 30 day period following the initial date of sale of the condominium project from at least 50 to at least 67 per cent of the residential units being marketed to be offered only to prospective owner occupants. --- Amends provisions relating to designation of residential units. Changes that requires the developer of any project containing residential units to designate from at least 50 to at least 67 per cent of the units for sale to prospective owner occupants. -- Amends provisions relating to sale of residential units; developer requirements. Changes that requires for a 30 day period following the initial date of sale of units in a condominium project, from at least 50 to at least 67 per cent of the units being sold to be offered for sale only to prospective owner occupants. -- SB0799 SD1

Current Status: Feb-23 21 Introduction/Passed First Reading - House  
Feb-23 21 Multiple Referral to HSG then CPC

SB0804 SD1 (SSCR 868)

RELATING TO TEACHER RENTAL HOUSING.

Introduced by: Kidani M, Chang S, Fevella K, Kanuha D, Keith-Agaran G, Shimabukuro M

Amends provisions relating to housing; tenant selection. Allows the Hawaii public housing authority provide rental housing for teachers employed by the department of education and public charter schools. -- Appropriation. -- Amends provisions relating to development of property. Allows the Hawaii housing finance and development corporation in cooperation with any state or county department or agency, including the department of education and department of accounting and general services, to plan facilities and rental housing projects for teachers employed by the department of education and public charter schools. Allows the corporation to contract or sponsor with any state or county department or agency, housing authority, or person. -- Appropriation into and out of the dwelling unit revolving fund for the development of rental housing for teachers. Provides that if the department of education does not identify and approve land for the development of rental housing for teachers by December 31, 2021, the money may be expended for the dwelling unit revolving fund. -- Establishes provisions relating to teachers' housing; leasing and occupancy; rules. Requires the department of education to lease land and contract with private entities for the development, management, maintenance, or revitalization of housing for teachers employed by the department or public charter schools. Provides that if the occupancy of teacher housing units by teachers is less than 95 per cent of the total units in a project, the project owner may rent the available units to eligible non teacher tenants. (\$\$) -- SB0804 SD1

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Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to EDN then HSG then FIN

SB0805 SD2 (SSCR 657)

### RELATING TO THE PRACTICE OF BEHAVIOR ANALYSIS.

Introduced by: Kidani M, Chang S, Fevella K, Keith-Agaran G

Amends provisions relating to exemptions under the behavior analysts law. Makes the exemption from the behavior analyst licensing requirements permanent for certain teachers working in collaboration with a licensed behavior analyst or licensed psychologist. Clarifies exemptions from licensure as a behavioral analyst for general education teachers, direct support workers, special education teachers, and teacher trainees working in collaboration with or under the supervision of licensed professionals.

-- SB0805 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to HHH then CPC then FIN

SB0806

### RELATING TO PUBLIC SCHOOL LANDS.

Introduced by: Kidani M, Keith-Agaran G, Wakai G

Requires the attorney general of the State of Hawaii, on behalf of the department of education, to institute proceedings to acquire by voluntary action or by condemnation with existing improvements thereon pursuant to eminent domain law; the portion of the parcel of land owned by the Mililani Town Association identified as lot 2755-C on land court map 325, which constitutes a portion of tax map key 9-5-001:83; and the portion of the parcel of land owned by the Mililani Town Association that fronts Mililani high school and is identified as lot 5392-B on the city and county of Honolulu department of planning and permitting subdivision approval dated November 22, 2019, which constitutes a portion of tax map key 9-5-001:017. Requires the attorney general, on behalf of the department of education, to acquire or take the property described in this Act in its existing condition, and shall provide for the indemnification of the Mililani Town Association for all claims and liabilities against the Mililani Town Association that may arise concerning the physical, environmental, soil, economic, and legal conditions of the property, from the effective date of this Act until the voluntary action or the condemnation process is complete. -- SB0806

Current Status: Feb-22 21 Introduction/Passed First Reading - House  
Feb-23 21 Multiple Referral to EDN/ WAL/ then JHA then FIN

SB0807 SD2 (SSCR 313)

### RELATING TO EDUCATION.

Introduced by: Kidani M, Chang S, Keith-Agaran G

Establishes provisions relating to academic and financial plans; reporting. Requires the academic plan for each school to include under the measurable outcomes section of the plan, a clear accounting of all resources that will be allocated to address and achieve each measurable outcome; provided that the accounting shall include a breakdown of costs, funding sources for those costs, and full time employee positions, or fractions thereof, designated to achieve the measurable outcome; under the educational outcomes section of the plan, a clear description of the school's priority improvement strategies and measures to determine progress; the school's National Assessment of Educational Progress assessment scores; provided that the school participates in that assessment; and the school's year to year Strive HI scores for the 3 most recent years; provided that additional years of Strive HI scores may be included in the academic plan at the discretion of the department or principal. Report to the legislature. -- SB0807 SD2

Current Status: Feb-22 21 Introduction/Passed First Reading - House  
Feb-23 21 Multiple Referral to EDN then FIN

SB0808 SD2 (SSCR 969)

### RELATING TO THE SCHOOL FACILITIES AGENCY.

Introduced by: Kidani M, Keith-Agaran G

Amends provisions relating to school facilities agency and amends Act 72, session laws of 2020, which established the school facilities agency, by clarifying the powers and responsibilities of the school facilities agency. Transfers the total fund balance in the state educational improvement fund to the school facilities special fund by a certain date. Appropriation (\$\$). -- SB0808 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to EDN then FIN

SB0809 SD2 (SSCR 781)

### RELATING TO EDUCATION.

Introduced by: Kidani M, Keith-Agaran G

Appropriation to the department of education for 6 permanent full time equivalent (6.00

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FTE) positions and funding for the Hawaii teacher standards board, for 1 permanent full time equivalent (1.00 FTE) secretary IV position, for 2 permanent full time equivalent (2.00 FTE) office assistant III positions, for 2 permanent full time equivalent (2.00 FTE) teacher licensing specialist II positions, for 1 permanent full time equivalent (1.00 FTE) Hawaii teacher standards board executive officer position, for substitute teachers, and for other operation costs. (\$\$) -- SB0809 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to EDN then FIN

SB0810 SD1 (SSCR 442)

RELATING TO COLLECTIVE BARGAINING.

Introduced by: Kidani M, Keith-Agaran G

Amends provisions relating to appropriate bargaining units. Eliminates the superintendent of education as a voting member constituting the public employer for the purpose of negotiating a collective bargaining agreement with personnel of the department of education. -- SB0810 SD1

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to EDN then LAT then CPC then FIN

SB0811

RELATING TO THE DEPARTMENT OF EDUCATION.

Introduced by: Kidani M, Chang S, Keith-Agaran G

Requires the department of education to publish a weekly report on schools that have a student, staff member, or affiliated individual who has tested positive for coronavirus disease 2019 (COVID-19). Requires the report to include the school's name; the date the COVID-19 positive test result was reported to the school; and the date that the positively tested individual was last on the school campus. Requires the report to be published weekly commencing after July 1, 2021, on the department of education's website. (COVID-19, COVID 19, coronavirus) -- SB0811

Current Status: Mar-09 21 Introduction/Passed First Reading - House  
Mar-09 21 Multiple Referral to PDP then EDN then JHA then FIN

SB0813

RELATING TO CHARTER SCHOOLS.

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

Amends provisions relating to annual audit. Requires the authorizer to provide to each charter school it oversees a list of approved independent auditors, from which the charter school shall select 1 independent auditor to comply with this provision. -- SB0813

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to EDN then CPC then FIN

SB0814 SD1 (SSCR 323)

RELATING TO CHARTER SCHOOLS.

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

Amends provisions relating to start up and conversion charter schools; establishment. Clarifies the process for applicants to apply to open and operate a charter school. -- Amends provisions relating to appeals; charter applications, renewals, or revocations. Requires the board of education to serve as the final arbitrator of appeals authorized by this provision and the authorizer shall act in accordance with the board's decision within the timeframe stated by the board or in the absence of a timeframe, the reasonable amount of time needed to comply. Provides that if an authorizer fails to timely comply with the final decision of the board, the board may impose a penalty on the authorizer, including without limitation, fining the authorizer for every day the authorizer is not in compliance, implementing the decision and binding the authorizer to the final decision, or revoking the authorizer's charter authority consistent with provisions relating to oversight of public charter school authorizers. Provides that if the board overrules a denial or revocation by an authorizer, at the option of the charter school, another eligible authorizer may be designated as the authorizer for ongoing operations of the charter school; provided that the new authorizer accepts the charter school. -- SB0814 SD1

Current Status: Mar-09 21 Introduction/Passed First Reading - House  
Mar-09 21 Multiple Referral to EDN then FIN

SB0815 SD2 (SSCR 790)

RELATING TO EDUCATION FUNDING.

Introduced by: Kidani M, Chang S, Dela Cruz D, Inouye L, Keohokalole J, Misalucha B, San Buenaventura J

Establishes provisions relating to the public education stabilization trust fund; remittances. Requires the sum from all general excise tax revenues realized by the State that represents the difference between state appropriations to the department of education for direct funding sources for the provision of free public education from the

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preceding fiscal year and the current fiscal year, if the appropriation in the current fiscal year is less than the appropriation in the preceding fiscal year, shall be deposited to the credit of the public education stabilization trust fund. -- Establishes provisions relating to maintenance of effort under provisions affecting financial structure. Provides if state appropriations to the department for the current fiscal year are less than the preceding fiscal year, the difference between the preceding fiscal year appropriation and the current fiscal year appropriation shall be deposited to the credit of the public education stabilization trust fund to maintain the department's funding at the preceding fiscal year's level. -- Establishes the public education stabilization trust fund; established. Establishes the fund into which shall be deposited all moneys transferred pursuant to section 237-\_\_\_\_ for the provision of free public education; any other appropriations by the legislature to the trust fund; and income and capital gains earned by the trust fund. Requires the public education stabilization trust fund to be administered by the department and used to compensate for any reductions in general fund appropriations for direct school funding programs in the state budget from the preceding fiscal year to the current fiscal year subject to this provision; provided that public charter school programs shall be compensated to the same extent as public school programs. Report to the legislature. Appropriation into and out of the fund. (\$\$) (COVID-19, COVID 19, coronavirus) -- SB0815 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to EDN then FIN

SB0819 SD2 (SSCR 600)

RELATING TO THE HOSPITAL SUSTAINABILITY PROGRAM.

Introduced by: San Buenaventura J, Chang S, Inouye L, Keith-Agaran G, Misalucha B, Riviere G

Amends provisions relating to definitions under hospital sustainability program law. Defines Net benefit to mean total payments using prevailing federal medicaid assistance percentage rates made to private hospitals, less the taxes paid under this program. -- Amends provisions relating to hospital sustainability program special fund. Increase moneys in the hospital sustainability program special fund to be used exclusively to no less than from 88 per cent to 90 per cent of the revenue from the hospital sustainability fee shall be used for 1 or more of the specified requirements; and adds match federal medicaid funds, with the combined total to fund medicaid services including, supportive housing, behavioral health, vaccinations, preventive health, primary care, and home and community-based services. Changes that allow from 12 per cent to 10 per cent of the moneys in the hospital sustainability program special fund to be used by the department of human services for other departmental purposes. Requires the aggregate net benefit for private hospitals to not be less than the aggregate net benefit provided by this program for fiscal year 2021. Provides that if factors affecting the calculation of the aggregate net benefit, including medicaid membership, differ materially from the assumptions used to determine aggregate net benefit in a given fiscal year, requires the department to consult with the hospital trade association on changes to the aggregate net benefit and changes must be agreed to in writing by both parties. -- Amends provisions relating to Hospital sustainability fee. Increases the hospital sustainability fees charged to the hospital shall not in the aggregate exceed from 4 per cent to 5 and 1/2 per cent of the hospital's net patient service revenue. Increases the inpatient hospital sustainability fee, and the outpatient hospital sustainability fee from 4 per cent to 5 and 1/2 per cent. Exempts from the hospital sustainability fee on federal hospitals and public hospitals on inpatient services and outpatient care services. Allows that children's hospitals, psychiatric hospitals, and rehabilitation hospitals to be assessed hospital sustainability fees on inpatient and outpatient services at a different rate than other private hospitals. -- Amends provisions relating to hospital sustainability fee assessments. Changes that require the department to collect, and each hospital to pay, the hospital sustainability fee not later than from the 13th to the 16th day after the end of each calendar month. -- Amends provisions relating to private hospital payments through enhanced rates to medicaid managed care health plans. Provides that in accordance with title 42 Code of Federal Regulations part 438, requires the department to use revenues from the nursing facility sustainability fee and federal matching funds to enhance the capitated rates paid to medicaid managed care health plans for the period of July 1 through December 31, 2021, and calendar years 2022 and 2023, consistent with the objectives specified. -- Amends provisions relating to termination. Provides that collection of the hospital sustainability fees established to be discontinued if the department reduces funding for hospital services below the state appropriation in effect as of July 1, 2021. Amends Act 217, session Laws of 2012; by extending the sunset date to December 31, 2023. Amends Act 123, session laws of 2014 by extending the sunset

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date to June 30, 2024. Appropriation to the department of human services for the hospital sustainability program special fund. (COVID-19, COVID 19, coronavirus) (\$\$) -- SB0819 SD2

Current Status: Mar-04 21 Introduction/Passed First Reading - House  
Mar-04 21 Multiple Referral to HHH then CPC then FIN

SB0820 SD1 (SSCR 963)

RELATING TO THE NURSING FACILITY SUSTAINABILITY PROGRAM.

Introduced by: San Buenaventura J, Chang S, Inouye L, Keith-Agaran G, Misalucha B, Riviere G

Amends provisions relating to the nursing facility sustainability program. Provides that all moneys remaining in the special fund on June 30, 2024, shall be distributed to nursing facilities within 30 days in the same proportions as received from the nursing facilities. -- Amends provisions relating to nursing facility sustainability fee. Limits the nursing facility sustainability fee shall not exceed 5.5 per cent of overall net patient service revenue and shall be calculated and paid on a per resident day basis, unless the facility qualifies for an exemption. Provides that the facilities described shall pay a reduced daily fee compared to other facilities participating in the program. -- Amends provisions relating to nursing facility sustainability fee assessment. Changes that fees shall be due from within 30 days to within 60 days after the end of each month, with the initial payment due on the later of July 31, 2012, or 45 days after the required federal approvals for the assessment and any increase in health plan capitation payments have been secured from the Centers for Medicare and Medicaid Services. -- Amends provisions relating to enhanced rates to medicaid managed care health plans. Extends that requires department of human services to use revenues from the nursing facility sustainability fee and federal matching funds to enhance the capitated rates paid to medicaid managed care health plans for from state fiscal years 2019 - 2020 and 2020 - 2021, to the period of July 1 through December 31, 2021, and calendar years 2022 and 2023. -- Amends provisions relating to termination. Provides that collection of the nursing facility sustainability fee to be discontinued if the department reduces funding for nursing facility services below the state appropriation in effect on June 30, 2021. -- Amends Act 156, session laws of 2012, relating to the nursing facility sustainability program by extending the repeal date from June 30, 2021 to December 31, 2023 (sunset). -- Amends provisions relating to nursing facility sustainability fee by extending the repeal date from December 31, 2021 to June 30, 2024 (sunset). -- Amends Act 124, session laws of 2014, relating to enhanced rates to medicaid managed care health plans by extending the repeal date from December 31, 2021 to June 30, 2024. Appropriation to the department of human services for the program. (COVID-19, COVID 19, coronavirus) (\$\$) -- SB0820 SD1

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to HHH then FIN

SB0821 SD2 (SSCR 730)

RELATING TO CHILDREN.

Introduced by: San Buenaventura J, Chang S, Kim D, Shimabukuro M

Amends provisions relating to emancipation of certain minors. Changes title to emancipation of minors. Allows a minor who has reached the age of 16 to petition the family court in the circuit in which the minor resides for a determination that the minor named in the petition be emancipated. Directs the court regarding investigation of the petition, appointment of legal counsel and a guardian ad litem for the petitioner, and the findings necessary to grant the petition. Specifies the rights gained by the minor upon emancipation and authorizes the court to require the minor's parents or legal guardians to pay for any services ordered by the court. -- SB0821 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to HHH then JHA then FIN

SB0826 SD1 (SSCR 758)

RELATING TO SEX OFFENDERS.

Introduced by: Shimabukuro M, Acasio L, Baker R, Chang S, Fevella K, Gabbard M, Inouye L, Kanuha D, Kim D, Lee C, Misalucha B, Moriwaki S

Establishes provisions relating to sex offenders; residential restrictions. Prohibits any covered offender for whom registration is required to, upon release or conviction, reside, permanently or temporarily, within 2,000 feet of a covered offender's victim or the victim's immediate family members. Prohibits a victim or the victim's immediate family member's change in address to a property located within 2,000 feet of a registered address of the sex offender after the date of the offender's established residency at that address to form the basis for a finding that the sex offender is in violation of this section unless the sex offender is convicted of a new covered offense after establishing residency. Requires that

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prior to a change in address, a sex offender to obtain approval for the proposed change in address from the attorney general. Requires the attorney general to adopt rules pursuant to administrative procedure law to afford sex offenders a reasonable opportunity to obtain preapproval for a proposed change in address. -- SB0826 SD1

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Single Referral to JHA

SB0827 SD2 (SSCR 714)

### RELATING TO BREAST CANCER SCREENING.

Introduced by: Baker R, Acasio L, Chang S, Fevella K, Inouye L, Kanuha D, Kidani M, Kim D, Lee C, Misalucha B, Moriwaki S, San Buenaventura J, Shimabukuro M

Amends the accident and health or sickness insurance contracts law, benefit societies law, and the health maintenance organizations act (HMOs) by requiring coverage to include for women between the ages of 35 and 39, inclusive, an baseline mammogram; for a woman age 30 to 55, deemed by a licensed physician or clinician to have an above average risk for breast cancer, an annual mammogram; and for women of any age, any additional or supplemental imaging, such as breast magnetic resonance imaging or ultrasound, deemed medically necessary by an applicable American College of Radiology guideline. Requires that the services provided to be at least as favorable and subject to the same dollar limits, deductibles, and co payments as other radiological examinations; provided, however, that on and after January 1, 2021 providers of health care services specified under this provision to be reimbursed at rates accurately reflecting the resource costs specific to each modality, including any increased resource cost. Redefines low dose mammography to include both digital mammography and digital breast tomosynthesis; and interpreting and rendering a report by a radiologist or other physician based on the screening. -- Amends provisions relating to mammogram screening. Defines digital breast tomosynthesis mean a radiologic procedure that allows a volumetric reconstruction of the whole breast from a finite number of low dose 2 dimensional projections obtained by different x ray tube angles, creating a series of images forming a 3 dimensional representation of the breast. Redefines low dose mammography to include both digital mammography and digital breast tomosynthesis and interpreting and rendering a report by a radiologist or other physician based on the screening. -- SB0827 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to HHH then CPC then FIN

SB0828

### RELATING TO DIVORCE.

Introduced by: Shimabukuro M, Baker R, Chang S, Fevella K, Inouye L, Kanuha D, Kim D, Lee C, Misalucha B

Amends provisions relating to jurisdiction; hearing. Requires that exclusive original jurisdiction in matters of divorce, subject to provisions relating to change of venue, as to change of venue, and subject also to appeal according to law, is conferred upon the family court of the circuit in which the applicant is domiciled at the time the application is filed. -- SB0828

Current Status: Mar-09 21 Introduction/Passed First Reading - House  
Mar-09 21 Multiple Referral to JHA then FIN

SB0829 SD1 (SSCR 754)

### RELATING TO ABUSE OF FAMILY OR HOUSEHOLD MEMBERS.

Introduced by: San Buenaventura J, Acasio L, Baker R, Chang S, Inouye L, Kim D, Lee C, Misalucha B, Moriwaki S, Shimabukuro M

Amends provisions relating to abuse of family or household members; penalty. Adds that It shall be a petty misdemeanor for a person to intentionally or knowingly exercise coercive control, as defined in domestic abuse protective orders law, over a family or household member and the person shall be sentenced as provided in provisions of authorized fines and sentence of imprisonment for misdemeanor and petty misdemeanor. Allows the court, upon conviction, and sentencing of the defendant, to order that the defendant immediately be incarcerated to serve the mandatory minimum sentence imposed; provided that the defendant may be admitted to bail pending appeal pursuant to bail; bond to keep the peace law. -- SB0829 SD1

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to JHA then FIN

SB0830 SD2 (SSCR 964)

### RELATING TO EMPLOYMENT.

Introduced by: Baker R, Chang S, Fevella K, Gabbard M, Inouye L, Kanuha D, Keohokalole J, Kim D, Lee C, Misalucha B, Shimabukuro M

Requires the department of human resources development to establish a telework and

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alternative work schedules policy working group to review and make recommendations on existing and new policies and procedures relating to telework and alternative work schedules to address the caregiving responsibilities and other needs of state employees. Requires the working group to cease to exist on June 30, 2022 (sunset). Report to the legislature. Requires all state departments to adopt, implement, and update emergency telework policies in conformity with the interim guidance issued by the department of human resources development in March 2020, as amended, regarding the authorization for state employees to telework while caregiving. Requires the emergency telework policies to remain in effect until the expiration of the last proclamation related to the COVID-19 emergency by the governor, or similar proclamation; or adoption of the telework and alternative work schedule policies and procedures submitted pursuant to this provision, whichever occurs 1st. (COVID-19, COVID 19, coronavirus) -- SB0830 SD2  
Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to LAT then JHA then FIN

SB0834 SD1 (SSCR 594)

RELATING TO CHILDLIKE SEX DOLLS.  
Introduced by: Baker R, Acasio L, Gabbard M, Inouye L, Kidani M, Kim D, Shimabukuro M  
Establishes provisions relating to importation, sale, or possession of a childlike sex doll. Provides that a person commits the offense of importation, sale, or possession of a childlike sex doll if the person intentionally, knowingly, or recklessly imports or causes to be imported into the State a childlike sex doll; sells, offers to sell, distributes, or otherwise provides to another person a childlike sex doll; or possesses a childlike sex doll. Makes the importation, sale, or possession of 10 or fewer childlike sex dolls a class C felony. Makes the importation, sale, or possession of more than 10 childlike sex dolls a class B felony. Defines childlike sex doll to mean a doll, mannequin, or robot that is intended for sexual stimulation, gratification, or perversion and that has the features of, or features that resemble those of, a person below the age of puberty. -- SB0834 SD1  
Current Status: Mar-04 21 Introduction/Passed First Reading - House  
Mar-04 21 Multiple Referral to CPC then JHA

SB0838 SD1 (SSCR 419)

RELATING TO SERVICES FOR KUPUNA.  
Introduced by: Moriwaki S, Acasio L, Chang S, Ihara L, Keith-Agaran G, Kim D, Misalucha B, Nishihara C, Shimabukuro M  
Amends provisions relating to definitions under Kupuna care and caregiver support services. Redefines coach to mean an individual who to include assist care recipient and caregiver with enrollment process, including completing necessary forms, such as state and federal tax forms, privacy and confidentiality forms, criminal background checks, financial management forms, employer and employee related forms, and forms requested by the executive office on aging for enrollment. Redefines person centered support plan or support plan to mean a plan developed by a care recipient and the recipient's qualified caregiver that identifies the needs of the care recipient and allows the caregiver to remain in the workforce. Redefines qualified caregiver to mean an individual who meets requirements to include is employed at least 30 hours per week by 1 or more employers; provided that upon issuance of a proclamation by the governor declaring a state of emergency in the State, allows the executive office on aging to reduce the required hours during the emergency period. -- Amends provisions relating to kupuna caregiver program. Requires the kupuna caregivers program to be delivered through 2 distinct service options traditional service delivery or kupuna caregiver directed services, based on an support plan for each eligible care recipient and the care recipient's qualified caregiver as specified. -- SB0838 SD1  
Current Status: Mar-09 21 Introduction/Passed First Reading - House  
Mar-09 21 Multiple Referral to HHH then CPC then FIN

SB0839 SD2 (SSCR 835)

RELATING TO HEALTH.  
Introduced by: Baker R, Acasio L, Chang S, Ihara L, Keith-Agaran G, Keohokalole J, Kidani M, Moriwaki S, Nishihara C, Rhoads K, San Buenaventura J, Shimabukuro M, Wakai G  
Amends the our care, our choice Act. Defines advanced practice registered nurse to mean a registered nurse licensed to practice in this State who has met the qualifications of the nurses law and who, because of advanced education and specialized clinical training, is authorized to assess, screen, diagnose, order, utilize, or perform medical, therapeutic, preventive, or corrective measure, including prescribing medication. Redefines attending provider to include an advanced practice registered nurse licensed. Redefines consulting provider to include an advanced practice registered nurse licensed



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who is qualified by specialty or experience to diagnose and prescribe medications. Redefines counseling to include psychiatric mental health nurse practitioner, or clinical nurse specialist. Decreases an adult who has voluntarily expressed the adult's wish to die to submit a written and 2nd oral request, a minimum of from 20 to 15 days apart. Provides that if the terminally ill individual's attending provider attests that the individual will, within a reasonable medical judgment, die within 15 days after making the initial oral request, the 15 day waiting period shall be waived and the terminally ill individual may reiterate the oral request to the attending provider at any time after making the initial oral request. Changes the term physician to provider. -- SB0839 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to HHH then CPC then JHA then FIN

SB0850 SD2 (SSCR 869)

RELATING TO BROADBAND INFRASTRUCTURE FOR RURAL COMMUNITIES.

Introduced by: Kanuha D, Chang S, English J, Keith-Agaran G, Kidani M, Kim D, Misalucha B, San Buenaventura J, Wakai G

Requires the department of transportation and department of business, economic development, and tourism to jointly convene a broadband access equity task force to expand digital inclusion and adoption to achieve digital equity for residents of rural communities. Requires the department to apply for any future federal funding that becomes available to fund grants for broadband infrastructure for unserved and underserved, desolate, and historically marginalized areas. Requires the task force to consider applying for all available sources of federal funding for broadband infrastructure for unserved and underserved areas; ensuring that the CARES Act and Emergency Coronavirus Relief Act of 2020 funding previously obtained for broadband services are primarily used to fund grants for critical broadband infrastructure to meet current needs of those in unserved and underserved, rural, historically marginalized communities; and securing broadband access sites throughout unserved and underserved areas. Report to the legislature. Requires the broadband access equity task force to cease to exist on June 30, 2023 (sunset). (COVID-19, COVID 19, coronavirus) -- SB0850 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to HET then CPC then FIN

SB0855 SD1 (SSCR 584)

RELATING TO COFFEE PEST CONTROL.

Introduced by: Kanuha D

Amends Act 105, session laws of 2014, as amended by Act 152, session laws of 2015, as amended by Act 65, session laws of 2017, as amended by Act 32, session laws of 2018, as amended by Act 111, session laws of 2019, which establishes a pesticide subsidy program in the department of agriculture, by amending the repeal date of the pesticide subsidy program to June 30, 2023 (sunset). Provides that no single coffee grower shall receive subsidies that are more than 600 dollars per year for coffee berry borer control and more than 600 dollar per year for coffee leaf rust control per acre of land in coffee production. Provides that no single coffee grower shall receive subsidies that total more than 12,000 dollars per year for the period after June 30, 2021, and before July 1, 2023. Requires the department of agriculture to also establish a list of pesticides that are registered with the US Environmental Protection Agency; are licensed with the State; and are contact and systemic fungicides that, when combined, are effective against coffee leaf rust. Amends the provision that requires the pesticide subsidy program manager position to expire on June 30, 2024 (sunset). Requires the department of agriculture to submit a report to the legislature. -- SB0855 SD1

Current Status: Feb-23 21 Introduction/Passed First Reading - House  
Feb-23 21 Multiple Referral to AGR then FIN

SB0863 SD2 (SSCR 771)

RELATING TO SCHOOL IMPROVEMENTS.

Introduced by: Kanuha D

Requires the department of education to conduct an electrical assessment on all public and conversion charter schools in the State to determine whether each school's electrical capacity will allow for the installation of air conditioning units and other air purifying devices in each classroom to improve ventilation. Report to the legislature. (COVID-19, COVID 19, coronavirus) -- SB0863 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to EDN then FIN

SB0864

RELATING TO CHARTER SCHOOLS.

Introduced by: Kanuha D, Acasio L

Amends provisions relating to annual audit. Provides that at a minimum, 2 of the 3

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independent auditors selected by the authorizer shall have offices on the neighbor islands. -- SB0864

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to EDN then CPC then FIN

SB0866 SD2 (SSCR 649)

RELATING TO AFFORDABLE HOUSING.

Introduced by: Kanuha D

Amends provisions relating to housing development; exemption from statutes, ordinances, charter provisions, and rules. Requires affordable housing projects developed pursuant to this provision to be exempt from all state and county fees and exactions related to discretionary approval or ministerial permitting relating to planning, development, and improvement of land, and the construction of dwelling units thereon; provided that the exemption under this provision shall not apply to fees and costs payable to the Hawaii housing finance and development corporation; provided further that the dwelling units developed as part of a fee exempted affordable housing project shall be exclusively made available to qualified residents; who are owner or renter occupants; and who own no other real property. Act to be repealed on June 30, 2027 (sunset). (COVID-19, COVID 19, coronavirus) -- SB0866 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to HSG then JHA then FIN

SB0867 SD1 (SSCR 870)

RELATING TO AFFORDABLE HOUSING.

Introduced by: Kanuha D

Amends Act 129, session laws of 2016, relating to administration of low income housing credit by changing the repeal date to December 31, 2027 (sunset). (COVID-19, COVID 19, coronavirus) -- SB0867 SD1

Current Status: Mar-11 21 Introduction/Passed First Reading - House

SB0873 SD1 (SSCR 702)

RELATING TO CONTESTED CASES.

Introduced by: Shimabukuro M, Kanuha D, Keohokalole J, Misalucha B

Amends provisions relating to contested cases; notice; hearing; records. Allows the hearing to be held by interactive conference technology that allows interaction by the agency, any party, and counsel if retained by the party, and the notice identifies electronic contact information for each agency, party, and counsel if retained by the party. Requires a contested case hearing held by interactive conference technology to be recessed for up to 1 hour when audio communication cannot be maintained; provided that the hearing may reconvene when only audio communication is reestablished. Provides that if audio only communication is reestablished, then each speaker shall be required to state the speaker's name prior to making remarks. Requires opportunities to be afforded all parties to present evidence and argument on all issues involved; provided that, if the hearing is held by interactive conference technology that evidence can be submitted and exchanged by electronic means. -- SB0873 SD1

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to JHA then FIN

SB0891 SD2 (SSCR 589)

RELATING TO THE HAWAIIAN HOMES COMMISSION ACT.

Introduced by: Shimabukuro M, Fevella K, Keohokalole J

Establishes provisions relating to beneficiary consultations; applications; standards under the Hawaiian homes commission act, 1920, as amended. Requires a beneficiary consultation conducted pursuant to this provision to be a meaningful and timely consultation with beneficiaries and shall promote trust, partnership, and civic engagement. Requires the type of consultation conducted, whether comprehensive, place based, or ad hoc, to be appropriate to the potential impact of the relevant decision or action described in this provision. -- Amends provisions relating to department officers, staff, commission, members, compensation by changing the title to department officers, staff, commission, members, compensation; quarterly reports; inter agency council under the Hawaiian homes commission act, 1920, as amended. Requires at least 5 of the members of the Hawaiian homes commission, rather than 4, to be beneficiaries of the trust; provided that the beneficiary members shall be on the waitlist for Hawaiian home lands at the time of their appointment. Requires the department of Hawaiian home lands to distribute by email or its website a quarterly report to the beneficiaries, registered homestead associations, and the legislature. (Report to the legislature). Requires the report to identify each land disposition and lease cancellation. Allows the commission to recommend that the governor establish an inter agency council to address the purposes of this law. -- Amends provisions relating to Hawaiian home lands trust fund

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under the Hawaiian homes commission act, 1920, as amended. Requires each annual report to include a full accounting of all Act 14, special session laws of 1995, funding receipts and expenditures. -- Amends provisions relating to insurance by borrowers; acceleration of loans; lien and enforcement thereof by changing the title to insurance by borrowers; acceleration of loans; lien and enforcement thereof; loan servicing manual; requirements under the Hawaiian homes commission act, 1920, as amended. Requires the department of Hawaiian home lands to develop and implement a loan servicing manual. -- Amends provisions relating to employment of attorneys. Provides that no department of the State other than the attorney general may employ or retain any attorney, by contract or otherwise, for the purpose of representing the State or the department in any litigation, rendering legal counsel to the department, or drafting legal documents for the department; provided that the foregoing provision shall not apply to the employment or retention of attorneys by the department of Hawaiian home lands; provided that the department of Hawaiian home lands may use the services of the attorney general from time to time when the interests of the State and the department of Hawaiian home lands are aligned; and legal fees owed to independent counsel shall be paid by the State. -- Requires the legislative reference bureau to conduct a study on the potential consequences of creating a position for the director of Hawaiian home lands that is separate from the chairperson of the Hawaiian homes commission. Report to the legislature. -- SB0891 SD2

Current Status: Mar-04 21 Introduction/Passed First Reading - House  
Mar-04 21 Multiple Referral to JHA then FIN

### SB0900 SD2 (SSCR 772)

#### RELATING TO MATERNAL HEALTH.

Introduced by: Shimabukuro M, Acasio L, Chang S, Fevella K, Lee C  
Establishes provisions relating to maternal health. Establishes provisions relating to severe maternal morbidity data. Requires the department of health to collect and track data on incidents of severe maternal morbidity in the State, including the diagnosis or treatment of the following health conditions; obstetric hemorrhage; hypertension; preeclampsia; eclampsia; venous thromboembolism; sepsis; cerebrovascular accident; amniotic fluid embolism; cardiac arrest; pulmonary edema; uterine rupture; emergency hysterectomy; and blood transfusion. Requires the department to publish a public report, in accordance with this provision, containing data on all incidents of severe maternal morbidity for the previous year, disaggregated by county and by racial and ethnic identity. Requires all reported data to comply with the Health Insurance Portability and Accountability Act of 1996, P.L. 104-191. -- Establishes provisions relating to implicit bias training for perinatal facilities. Requires the department to develop and the Hawaii state commission on the status of women shall administer an evidence based implicit bias training program. Requires all health care professionals employed at a perinatal facility and engaged in direct patient care to complete implicit bias training within 60 days of the enactment of this Act or 60 days of the start of employment and an implicit bias refresher course every 2 years thereafter, or more frequently if deemed necessary by the Hawaii state commission on the status of women. -- SB0900 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to HHH then JHA then FIN

### SB0905 SD1 (SSCR 847)

#### RELATING TO THE STATE COUNCIL ON MENTAL HEALTH.

Introduced by: Fevella K, Chang S, Gabbard M  
Amends provisions relating to State council on mental health. Requires that at least \_\_\_\_ members of the council to have demonstrated knowledge of or work experience involving native Hawaiian concepts of well being, culturally grounded mental health methodologies, or traditional healing or health practices criteria. -- SB0905 SD1

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to HHH then JHA then FIN

### SB0911 SD1 (SSCR 605)

#### RELATING TO GRANTS.

Introduced by: Misalucha B, Chang S, Lee C, Wakai G  
Amends provisions relating to applications for grants. Requires each request for grants to include the following documentation; for an organization applying for a grant pursuant to provisions relating to standards for the award of grants; a copy of the organization's bylaws or policies describing the manner in which the activities or services for which a grant is awarded shall be conducted or provided; a valid certificate of vendor compliance in accordance with provisions relating to standards for the award of grants; a current tax clearance from the department of taxation; and if applicable, proof that the organization is current in the payment of real property taxes; and for a nonprofit organization applying

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for a grant pursuant to provisions relating to standards for the award of grants; a copy of the organization's exemption ruling from the Internal Revenue Service evidencing that the organization has been granted tax exempt status under section 501(c)(3) of the Internal Revenue Code; proof that the organization currently maintains its tax exempt status under section 501(c)(3) of the Internal Revenue Code; if applicable, proof of the organization's compliance with provisions relating to registration of charitable organizations; deactivation; and copies of the organization's Form 990, 990-EZ, 990-PF, or 990-N filed with the Internal Revenue Service for the organization's prior 2 taxable years. -- Amends provisions relating to standards for the award of grants. Provides that in addition, a grant shall be awarded only to an organization that is either incorporated under the laws of the State; or registered with the department of commerce and consumer affairs and in possession of a valid certificate of vendor compliance issued by the State and documenting the organization's compliance and good standing with the US Internal Revenue Service, department of taxation, department of labor and industrial relations, and department of commerce and consumer affairs; and if applicable, is current in the payment of real property taxes. Provides that further, a grant shall be awarded only to a nonprofit organization that; if applicable, complies with provisions relating to registration of charitable organizations; and has filed Form 990, 990-EZ, 990-PF, or 990-N filed with the Internal Revenue Service during the organization's prior 2 taxable years. (COVID-19, COVID 19, coronavirus) -- SB0911 SD1

Current Status: Mar-05 21 Introduction/Passed First Reading - House  
Mar-09 21 Multiple Referral to ECD then FIN

### SB0912 SD1 (SSCR 516)

#### RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM.

Introduced by: Misalucha B, Chang S, Ihara L, Inouye L, Lee C, Rhoads K, Riviere G, San Buenaventura J, Wakai G

Establishes provisions relating to forfeiture of benefits; felony convictions. Provides that if a member, former member, or retirant is convicted of a felony and the court finds that the felony is related to the employment of the member, former member, or retirant by the State or any county, the court may order, as a civil penalty, a forfeiture by the member, former member, or retirant of 1/2 of any interest; hypothetical account balance in excess of the amount representing any employee contributions made by or on behalf of the member, former member, or retirant; pension; annuity; or retirement allowance, to which the member, former member, or retirant may otherwise be entitled under this law; provided that upon the death of the member, former member, or retirant, the designated beneficiary of the member, former member, or retirant shall receive the reduced benefits to which the member, former member or retirant would be entitled under this provision; provided further that designated beneficiaries who are convicted of a felony based on the same set of circumstances as the member, former member, or retirant who were subject to civil penalty under this provision, shall not receive any benefits. -- SB0912 SD1

Current Status: Mar-09 21 Introduction/Passed First Reading - House  
Mar-09 21 Multiple Referral to LAT then JHA then FIN

### SB0913 SD2 (SSCR 970)

#### RELATING TO SUSTAINABLE ELECTRONICS MANAGEMENT.

Introduced by: Misalucha B, Chang S, San Buenaventura J, Wakai G

Establishes the electronic device and television donation act. Establishes provisions relating to covered entity responsibility. Requires a covered entity shall to identify any excess electronic device; and transfer, as a charitable contribution, the title to and possession of the excess electronic device to a covered refurbisher at no cost to the covered refurbisher. Requires the covered entity to provide its name and contact information to the covered refurbisher upon the transfer of title and possession under this provision. Requires a covered entity, prior to the transfer of an excess electronic device under this provision, to remove from the device data and any content that may be deemed inappropriate for individuals under the age of 18, according to the rules adopted by the department under this law. Allows a covered entity, prior to the transfer of an excess electronic device under this provision, to request a covered refurbisher to examine a covered electronic device or covered television that is not functioning properly and determine if it may be repaired, updated, or refurbished for use. Provides that if the covered refurbisher determines that the device or television cannot be repaired, updated, or refurbished for use, the covered entity shall recycle it in compliance with applicable law. -- Establishes provisions relating to covered refurbisher responsibility; and eligible recipients. -- Establishes department responsibility. Requires the department to maintain and update a website with current information on covered refurbishers available in the State. Requires the department to notify all covered entities of their new responsibilities. Report to the legislature. -- Establishes provisions relating to regulatory authority;

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enforcement penalties; and administrative penalties; fees. -- SB0913 SD2  
Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to GVR then HET then FIN

SB0920 SD2 (SSCR 912)

### RELATING TO STATE LIGHT DUTY VEHICLES.

Introduced by: Wakai G

Establishes provisions relating to the climate change mitigation goal. Requires it to be the goal of the State to reduce greenhouse gas emissions and build energy efficiencies, including but not limited to attaining the state clean ground transportation goal for all state fleet light duty vehicles to be 100 per cent 0 emission vehicles by December 31, 2030. -- Establishes provisions relating to the clean ground transportation goal. Requires all state fleet light duty motor vehicles to be 100 per cent 0 emission vehicles by December 31, 2030. -- Amends provisions relating to light duty motor vehicle requirements. Prohibits vehicles to be larger than necessary for the vehicle's intended functions. -- Amends provisions relating to energy efficiency and environmental standards for state facilities, motor vehicles, and transportation fuel. Provides that with regard to motor vehicles and transportation fuel, each agency shall plan and coordinate vehicle acquisition to meet the clean ground transportation goal that 100 per cent of light duty motor vehicles of each fleet shall be 0 emission vehicles by December 31, 2030. -- Amends provisions relating to state support for achieving alternate fuels standards by changing the title to state support for achieving alternate fuels standards and clean ground transportation goals. Requires the State to support the attainment of the clean ground transportation goals established by this provision. -- SB0920 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to EEP then CPC then FIN

SB0921 SD2 (SSCR 871)

### RELATING TO TAXATION.

Introduced by: Wakai G

Amends provisions relating to the motion picture, digital media, and film production income tax credit. Requires the department of taxation to file a public disclosure identifying the name of each taxpayer who received the tax credit and the total amount of tax credit received. Requires the public disclosure to be filed no later than \_\_\_\_ days after the department's processing of the return in which the credit is claimed. Prohibits the total tax credits claimed per qualified production to exceed 12,000,000 dollars. -- Amends provisions relating to disclosure of returns unlawful; penalty. Prohibits this provision to apply to the extent necessary for the department to file the public disclosure required by provisions relating to the motion picture, digital media, and film production income tax credit. (COVID-19, COVID 19, coronavirus) -- SB0921 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to ECD then FIN

SB0925 SD2 (SSCR 845)

### RELATING TO SECONDHAND DEALERS.

Introduced by: Wakai G

Amends provisions relating to definitions under pawnbrokers and secondhand dealers law. Redefines secondhand dealer to include the operation of an automated recycling kiosk. -- Amends provisions relating to minimum retention of items. Requires a secondhand dealer operating an automated recycling kiosk to retain previously owned consumer hand held electronic cellular phone devices within the county in which the devices were received or purchased for no less than 5 business days, after which the dealer shall be permitted to retain the devices at an alternate business location outside the county where received or purchased for a total period of 30 calendar days after the day on which the device was received or purchased. Provides that during this retention period, and upon request by law enforcement, a secondhand dealer operating an automated recycling kiosk shall promptly return any requested previously owned consumer hand held electronic cellular phone devices to the requesting law enforcement agency. -- SB0925 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to ECD then CPC then JHA

SB0931 SD2 (SSCR 907)

### RELATING TO RENEWABLE ENERGY.

Introduced by: Wakai G, Chang S, Gabbard M, Inouye L, Kidani M

Establishes provisions relating to elimination of fossil fuels for electricity production. Provides that beginning after December 31, 2045, prohibits the public utilities commission to approve or extend any electricity generation facility that applies or proposes to use fossil fuels to generate electricity or to store electricity into a public utility

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grid tied energy storage system resource. Provides that by December 31, 2045, electricity generation facilities shall cease the use of all fossil fuels for the generation or storage of electricity. Prohibits the commission to approve any application or proposal for public utility cost recovery for any generation or storage facilities that use fossil fuels. -- Amends provisions relating to general powers and duties. Provides that in making determinations of the reasonableness of the costs of fossil fuel electricity generation and fossil fuel powered energy storage utility system capital improvements and operations. Requires the commission to explicitly consider, quantitatively or qualitatively, the effect of the State's reliance on fossil fuels. Allows the commission to determine that short term costs or direct costs of renewable energy generation and renewable energy powered energy storage that are higher than alternatives relying more heavily on fossil fuels are reasonable, considering the impacts resulting from the use of fossil fuels. -- SB0931 SD2  
Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to EEP then CPC then FIN

SB0932 SD2 (SSCR 940)

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

Introduced by: Wakai G, Kidani M, Misalucha B

Establishes the clean energy and energy efficiency revolving loan fund. Establishes in the Hawaii green infrastructure special fund, the clean energy and energy efficiency revolving loan fund, similar to a revolving line of credit, which shall be administered by the authority. Exempts funds deposited into the clean energy and energy efficiency revolving loan fund to be under the jurisdiction of, nor be subject to approval by the Hawaii public utilities commission and shall include; any amounts, up to a total amount not to exceed 50,000,000 dollars, of moneys borrowed by the Hawaii green infrastructure authority, with the approval of the governor, from federal, county, private, or other funding sources; funds from federal, state, county, private, or other funding sources; investments from public or private investors; moneys received as repayment of loans and interest payments; provided that the repayment of loans and interest payments under this provision shall not include repayment of loans and interest collected as a result of funds advanced from proceeds of the green energy market securitization bonds; and any fees collected by the authority under this provision; provided that moneys collected as a result of the funds advanced from proceeds of the green energy market securitization bonds be kept separate from fees collected as a result of funds advanced from proceeds of the clean energy and energy efficiency revolving loan fund. Requires moneys in the clean energy and energy efficiency revolving loan fund to be used to provide low cost loans at below market rates or other authorized financial assistance to eligible public, private, and nonprofit borrowers for clean energy investments or other authorized uses or both, on terms approved by the authority. Allows moneys from the fund to be used to cover administrative and legal costs of fund management and management associated with individual loans, which include personnel, services, technical assistance, data collection and reporting, materials, equipment, and travel for the purposes of this provision. -- Amends provisions relating to financing for state government agencies. Provides that beginning with fiscal year 2021-2022, and annually thereafter, an agency shall repay a loan issued pursuant to this provision using general revenue savings that result from reduced energy costs due to financing the purchase of solar energy systems or other clean energy equipment, implementing energy efficient lighting and other energy efficiency measures, as well as operational and fuel cost savings achieved by the conversion of internal combustion vehicles to electric vehicles. -- Amends provisions relating to functions, powers, and duties of the authority. Adds green energy market securitization loan program. Report to the legislature. -- Amends provisions relating to the Hawaii green infrastructure special fund. Allows moneys in the Hawaii green infrastructure special fund to be used, subject to the approval of the public utilities commission, for making green infrastructure loans, including for installation costs for energy efficient lighting and other energy efficiency measures, to finance the option to purchase solar energy systems and other clean energy equipment under existing power purchase agreements and energy performance contracts, finance the purchase or lease of electric vehicles, and to install electric vehicle charging systems; and creating a 50,000,000 dollars sub fund, as a revolving line of credit within the Hawaii green infrastructure special fund, for any state agency to obtain financing to implement cost effective energy efficiency measures, finance the option to purchase solar energy systems and other clean energy equipment under existing power purchase agreements and energy performance contracts, finance the purchase or lease of electric vehicles, and to install electric vehicle charging systems. -- Repeals provisions relating to the building energy efficiency revolving loan fund. -- Appropriation out of the clean energy

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and energy efficiency revolving loan fund (\$\$). (COVID-19, COVID 19, coronavirus) -- SB0932 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to ECD/ EEP/ then CPC then FIN

SB0934

RELATING TO MEASUREMENT STANDARDS.

Introduced by: Wakai G, Chang S, Misalucha B, Riviere G

Amends provisions relating to measurement standard by adding exemptions. Exempts any hydrogen fuel product from this provision. Defines hydrogen fuel to mean hydrogen with a fuel index of 99 percent or higher in vapor or liquid state to be used as fuel. -- SB0934

Current Status: Mar-09 21 Introduction/Passed First Reading - House  
Mar-09 21 Multiple Referral to EEP then CPC then FIN

SB0935 SD2 (SSCR 577)

RELATING TO AEROSPACE.

Introduced by: Wakai G, Misalucha B

Establishes provisions relating to the office of aerospace development; establishment. Establishes the office of aerospace development in the Hawaii technology development corporation. Requires the director of the office of aerospace development to have experience, knowledge, and expertise in space-related activities and development; and to be nominated and appointed by the committee without regard to civil service law. -- Establishes provisions relating to the aerospace advisory committee. Establishes an aerospace advisory committee within the office of aerospace development of the Hawaii technology development corporation. Requires the purpose of the committee to be to advise and assist the legislature and state agencies in monitoring, assessing, and promoting aerospace development statewide. -- Repeals provisions relating to the office of aerospace development under the department of business, economic development, and tourism. Provides that all rights, powers, functions, and duties of the Pacific international space center for exploration systems are transferred to the office of aerospace development. -- SB0935 SD2

Current Status: Feb-23 21 Introduction/Passed First Reading - House  
Feb-23 21 Multiple Referral to ECD then FIN

SB0936 SD2 (SSCR 846)

RELATING TO PUBLIC HEALTH.

Introduced by: Wakai G, Gabbard M, Kidani M, Lee C, Misalucha B

Establishes provisions relating to seizure 1st aid; information under department of labor and industrial relations law. Requires the department of labor and industrial relations to provide employers, employees, and the general public with information with respect to rendering seizure 1st aid. Provides that the information shall be disseminated through exhibitions, broadcasts, lectures, posters, flyers, pamphlets, or any other method of disseminating information. Requires all employers to post the seizure 1st aid information provided by the department of labor and industrial relations in a prominent position in the employer's workplace. Requires the department to adopt rules in accordance with administrative procedure law to implement this provision. -- SB0936 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to LAT then CPC then FIN

SB0938 SD1 (SSCR 872)

RELATING TO TOURISM.

Introduced by: Wakai G, Chang S, Lee C, Misalucha B, Riviere G

Amends provisions relating to tourism emergency special fund. Requires moneys in the special fund to be used exclusively to provide for the development and implementation of emergency measures that directly relate to safety and security initiatives necessary to respond to any tourism emergency, including providing emergency assistance to tourists during the tourism emergency. -- SB0938 SD1

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to LAT then CPC then FIN

SB0939

RELATING TO JUNETEENTH DAY.

Introduced by: Wakai G, Chang S, Gabbard M, Misalucha B

Amends provisions relating to holidays designated. Designates June 19th as Juneteenth Day. -- SB0939

Current Status: Mar-09 21 Introduction/Passed First Reading - House  
Mar-09 21 Multiple Referral to CAI then JHA then FIN

SB0946 SD2 (SSCR 718)

RELATING TO COMMERCIAL PROPERTY RENT RELIEF.

## SENATE BILLS WHICH PASSED THIRD READING

Introduced by: Wakai G, Chang S, Inouye L, Kim D

Requires an owner of property classified as commercial, hotel and resort, or industrial under county real property tax classifications shall be eligible for a grant not to exceed 3 per cent of taxable revenue derived from the property in 2019; annualized taxable revenue for commercial tenants established and registered for business with the State before March 20, 2020, and with less than 12 months' operating history; or 3 months of full rent; whichever is less; under certain conditions. Provides that as additional sources of federal funding appropriate for the purposes of this Act become available, the grant program established by this Act shall be given priority over all other uses in the distribution of those funds. Appropriation into and out of the emergency and budget reserve fund (\$\$). (COVID-19, COVID 19, coronavirus) -- SB0946 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House

SB0947 SD2 (SSCR 773)

RELATING TO A BROADBAND AND DIGITAL EQUITY OFFICE.

Introduced by: Wakai G

Establishes the Hawaii broadband and digital equity office law. Establishes the Hawaii broadband and digital equity office; establishment; state broadband strategy coordinator; staff. Establishes the Hawaii broadband and digital equity office within the department of business, economic development, and tourism. Requires the director of business, economic development, and tourism to appoint a state broadband coordinator, who shall be exempt from civil service law, to head the office. -- Establishes provisions relating to the Hawaii broadband and digital equity office; duties. Provides that in furtherance of the State's objectives and policies for the economy, the office shall develop and implement specific strategies and plans to aggressively increase broadband affordability, penetration, and competitive availability in the State; support the efforts of both public and private entities in the State to enhance or facilitate the deployment of and access to competitively priced, advanced electronic communications services, including broadband and its products and services and internet access services of general application throughout the State; promote the landing of trans Pacific submarine cable, including the development of a shared access cable station and associated terrestrial connectivity to reduce barriers to fiber landing in Hawaii; promote, advocate, and facilitate the implementation of the findings and recommendations of the Hawaii broadband task force established by Act 2, 1st special session laws of 2007; support the findings of the community based Broadband Hui as reflected in its digital equity declaration; administer grant programs in support of broadband infrastructure, innovation, and the digital economy; actively seek out funding from public and private sources in furtherance of the office's duties pursuant to this provision; and provide a repository, aggregation point, and governance framework for broadband mapping and digital equity data from various sources, including digital literacy, telehealth, distance education, remote work, internet accessibility, and service coverage to support mapping, reporting, infrastructure deployment, and data driven policy. -- Establishes provisions relating to broadband planning and coordination; cooperation. Requires the office to seek input and the widest possible cooperation from public and private agencies and individuals to achieve the purposes of this law; work closely with and assist the counties in the promotion of coordinated state and county broadband planning; encourage every state department, county agency, and other public or private agencies and individuals involved in broadband programs to participate in the activities of the office and incorporate, to the extent feasible, the ideas and suggestions of the participants in the office's comprehensive planning goals; monitor the broadband based development efforts of other states and nations in areas such as business, education, and health; advise the department on other states' best practices involving remote work promotion and policies and strategies related to making affordable broadband services available to every Hawaii home and business; monitor broadband related activities at the federal level; encourage public private partnerships to increase the deployment and adoption of broadband services and applications; monitor regulatory and policy changes for potential impact on broadband deployment and sustainability in the State; and advise the director of business, economic development, and tourism on broadband deployment. -- SB0947 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to ECD then CPC then FIN

SB0950 SD1 (SSCR 873)

RELATING TO THE HAWAII TOURISM AUTHORITY.

Introduced by: Wakai G

Amends provisions relating to the tourism special fund. Requires moneys in the tourism special fund to be used by the authority for the purposes of this law, provided that not



## SENATE BILLS WHICH PASSED THIRD READING

more than 3.5 per cent of this amount shall be used for administrative expenses, including all governance and employment expenses, organization-wide costs, and 15,000 dollars for a protocol fund to be expended at the discretion of the president and chief executive officer. -- SB0950 SD1

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to LAT then CPC then FIN

SB0962 SD2 (SSCR 774)

RELATING TO THE NATURAL ENERGY LABORATORY OF HAWAII AUTHORITY.

Introduced by: Dela Cruz D

Transfers all rights, powers, functions, and duties of the university of Hawaii relating to the operational functions of the makai research pier located at the southeast corner of Oahu near Makapuu point to the natural energy laboratory of Hawaii authority. Authorizes the issuance of general obligation bonds for appropriation to the natural energy laboratory of Hawaii authority to repair and upgrade the makai research pier. (\$\$)

-- SB0962 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to WAL then HET then FIN

SB0969 SD2 (SSCR 829)

RELATING TO ANIMAL FUR PRODUCTS.

Introduced by: Keohokalole J, Gabbard M, Kidani M, Lee C, San Buenaventura J

Establishes the animal fur products law. Beginning July 1, 2021, makes it unlawful to manufacture fur products in the State, or import fur products into the State, for the purpose of sale. Exempts the manufacture of fur products using fur sourced exclusively from used fur products. Beginning December 1, 2021, makes it unlawful to sell, offer for sale, display for sale, trade, give, or otherwise distribute for monetary or nonmonetary consideration, a fur product in the State. Requires any person who violates this law or any rule adopted pursuant to this law shall be subject to the fines as provided in this provision. Establishes fines for 1st, 2nd, and 3rd or subsequent violations. Provides that prior to December 1, 2021, the director, the department of commerce and consumer affairs, and the department of the attorney general shall collaborate to develop and disseminate informational documents to educate and inform retail merchants and suppliers of the provisions of this law. (COVID-19, COVID 19, coronavirus) -- SB0969 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to JHA then FIN

SB0970 SD2 (SSCR 652)

RELATING TO TELEHEALTH.

Introduced by: Keohokalole J, Chang S, Kidani M, Lee C, San Buenaventura J, Shimabukuro M

Amends provisions relating to practice of telehealth. Allows a physician-patient relationship to be established via a telehealth interaction; provided that the physician has a license to practice medicine in the State. Provides that once a physician-patient relationship is established, a patient or physician licensed in this State may use telehealth for any authorized purpose, including consultation with a medical provider licensed in another state, authorized by this section or as otherwise provided by law. (COVID-19, COVID 19, coronavirus) -- SB0970 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to PDP/ HHH/ then CPC then FIN

SB0973 SD1 (SSCR 274)

RELATING TO HAWAII MONEY TRANSMITTER ACT.

Introduced by: Baker R, Misalucha B

Amends the money transmitters act by changing its title to the money transmitters modernization act. -- Amends provisions relating to the license and registration; application. Requires each application to contain for all applicants; a sample form of payment instrument or instrument upon which stored value is recorded, if applicable; and information concerning any bankruptcy or receivership proceedings affecting the licensee, key individual, person in control of a licensee, or person seeking to acquire control of a licensee. -- Amends provisions relating to changes in control of a licensee. Extends the period of a license applicant's litigation and criminal conviction history review from 5 to 10 years next date of the application. -- Amends provisions relating to examinations by changing the title to examinations and investigations. Allows the commissioner to examine or investigate a licensee or authorized delegate of a licensee as reasonably necessary or appropriate to administer and enforce this law, and rules adopted or orders issued under this law, and other applicable law including but not limited to the Bank Secrecy Act, title 31 US Code section 5311 et seq.; the Uniting and

## SENATE BILLS WHICH PASSED THIRD READING

Strengthening America by Providing Appropriate Tools Required to Intercept and Obstruct Terrorism (USA PATRIOT ACT) Act of 2001, P.L. 107-56; Electronic Fund Transfer Act, Title 15 US Code section 1693 et seq.; and the Gramm-Leach Bliley Act of 1999, P.L. 106-102. -- Amends provisions relating to powers of the commissioner. Allows the commissioner to participate in nationwide protocols for licensing cooperation and coordination among state regulators. -- SB0973 SD1

Current Status: Mar-09 21 Introduction/Passed First Reading - House  
Mar-09 21 Multiple Referral to ECD then CPC then FIN

SB0974 SD2 (SSCR 913)

RELATING TO CONSUMER PROTECTION.

Introduced by: Baker R, Misalucha B

Establishes provisions relating to small dollar installment loans. Provides for a new viable installment based small dollar loan transactions in addition to enhanced deferred deposit transactions. Specifies various consumer protection requirements for small dollar loans. Beginning January 1, 2023, requires licensure for small dollar lenders that offer small dollar loans to consumers, subject to the oversight of the division of financial institutions of the department of commerce and consumer affairs to protect against illegal lending. Specifies licensing requirements for small dollar lenders. Caps the maximum allowable loan size at 1,500 dollars, providing more flexibility for lenders and borrowers than under the current law. -- SB0974 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to CPC then FIN

SB0975 SD1 (SSCR 499)

RELATING TO PHARMACY AUDITS.

Introduced by: Baker R, Chang S, English J, Keith-Agaran G, Misalucha B

Establishes provisions relating to pharmacy audit; procedures. Establishes provisions for an audit of the records of a pharmacy related to claims submitted under a prescription drug benefit plan that is conducted by an agency or any entity that represents such agency. Establishes audit requirements. -- SB0975 SD1

Current Status: Mar-09 21 Introduction/Passed First Reading - House  
Mar-09 21 Multiple Referral to HHH then CPC then FIN

SB0976 SD2 (SSCR 965)

RELATING TO HEALTH.

Introduced by: Baker R, Keith-Agaran G, Keohokalole J

Amends provisions relating to healthcare preceptor tax credit. Redefines preceptor to mean a physician or osteopathic physician, licensed pursuant to medicine and surgery law, an advanced practice registered nurse, licensed pursuant to nurses law, or a pharmacist, licensed pursuant to pharmacists and pharmacy law, who is a resident of Hawaii and who maintains a professional practice in this State and whose specialty supports the development and training of an eligible student in primary care. Redefines volunteer based supervised clinical training rotation to mean a period of supervised clinical training to an eligible student or students that totals at least 80 hours of supervisory time annually, in which a preceptor provides personalized instruction, training, and supervision to an eligible student or students to enable the eligible student or students to obtain an eligible professional degree or training certificate; provided that, while a preceptor may be compensated for providing standard clinical services, the preceptor shall be uncompensated for the clinical training above or beyond clinical salary or reimbursements for clinical services or uncompensated from state general or tuition funds for the clinical training services. -- Amends provisions relating to preceptor credit assurance committee. Requires the preceptor credit assurance committee to develop and implement a plan for certifying health care preceptor tax credits to include itemized specialties that support the development and training of the eligible student in primary care. Adds the director of health or the director's designee to the members of the committee. -- SB0976 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Single Referral to CPC

SB0981 SD2 (SSCR 588)

RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS.

Introduced by: Shimabukuro M, Chang S

Amends provisions relating to maximum amount of public funds available to candidate. Adds that the maximum amount of public funds available to the board of trustees of the office of Hawaiian affairs shall not exceed 15 per cent of the expenditure limit. -- Amends provisions relating to minimum qualifying contribution amounts; qualifying contribution statement. Increases the aggregate limit for qualifying contributions for the office of Hawaiian affairs from 1,500 dollars to not exceed 5,000 dollars. -- Amends provisions

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relating to arrangement of names on the ballot. Requires the names of the candidates to be placed upon the ballot for their respective offices in alphabetical order except as provided in provisions relating to election of board members for the candidates to the board of trustees of the office of Hawaiian affairs. -- Amends provisions relating to election of board members. Requires the names of the candidates to be placed upon the ballot grouped by residency requirement or lack thereof; provided that within those groupings the names shall be placed in random order. -- Directs the chief election officer to establish procedures to implement the purpose of this Act. Requires these procedures to apply to the election cycle beginning on January 1, 2022. -- SB0981 SD2

Current Status: Mar-04 21 Introduction/Passed First Reading - House  
Mar-04 21 Multiple Referral to JHA then FIN

SB0987 SD2 (SSCR 775)

### RELATING TO GREENHOUSE GAS EMISSIONS.

Introduced by: Rhoads K

Establishes a sustainable aviation fuel task force within the Hawaii natural energy institute. Provides the purpose of the sustainable aviation fuel task force to be to prepare a work plan and regulatory scheme for implementing the maximum practically and technically feasible and cost effective reductions in greenhouse gas emissions from transportation sources or categories of sources of greenhouse gases to help commercial airlines serving Hawaii meet the mandate set for international commercial aviation by the International Civil Aviation Organization, specifically the Carbon Offset and Reduction Scheme for International Aviation, to reduce aviation greenhouse gas emission to 50 per cent below 2005 levels by 2050; further the development of sustainable aviation fuel as a productive industry in Hawaii, using as a foundation the results from the Hawaii Aviation and Climate Action Summit held in December 2019 and the best practices shared by the federal Aviation Administration's Aviation Sustainability Center and Commercial Aviation Alternative Fuel Initiative; facilitate communication and coordination among sustainable aviation fuel stakeholders; provide a forum for discussion and problem solving regarding potential and current barriers related to technology development, production, distribution, supply chain development, and commercialization of sustainable aviation fuel; provide recommendations to the legislature on potential legislation that will facilitate the technology development, production, distribution, and commercialization of sustainable aviation fuel; facilitate and streamline the permitting process for new facilities and the expansion of existing facilities; and provide access to low cost financing through the issuance of revenue bonds and matching funds through the Hawaii Technology Development Corporation; and evaluate the prospect of Hawaii joining the Pacific Coast Collaborative, comprising the states of California, Oregon, and Washington, and British Columbia, to harmonize local carbon fuel and greenhouse gas reduction policy and market based measures and share best practices. Requires the work plan of the task force to include consultation with state and county agencies; consultation and best practice sharing with international and national organizations and other states to identify cost effective policies and methods; harmonization of market based measures and the measures' supporting technical and quantification methods with the International Civil Aviation Organization's Carbon Offset and Reduction Scheme for International Aviation, national, and other state peer reviewed methods, and avoidance of a unique Hawaii method or standard wherever practicable; development of measures of effectiveness of varying techniques for greenhouse gas emissions reduction for commercial aviation; and development of a framework to evaluate the relative contribution of each method or project, relative to the method or project's cost, projected technical maturity between the years 2020 and 2050, and contributions toward other sustainability objectives, including skilled job creation, economic development, waste re use, invasive species removal, and landscape restoration. Report to the legislature. Requires the task force to cease to exist on June 30, 2023 (sunset). -- SB0987 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to EEP then CPC then FIN

SB0998 SD1 (SSCR 638)

### RELATING TO THE HONOLULU AUTHORITY FOR RAPID TRANSPORTATION.

Introduced by: Inouye L

Amends Act 1, special session laws of 2017, relating to government, by providing that notwithstanding any law, charter provision, or ordinance to the contrary, in any county with a population greater than 500,000, in order to ensure that appropriate use of state authorized funds to finance a locally preferred alternative for a mass transit project, the president of the senate and speaker of the house of representatives shall each appoint 2 voting, ex-officio members to the board of directors of the county's rapid transportation authority. -- SB0998 SD1

## SENATE BILLS WHICH PASSED THIRD READING

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to TRN then JHA then FIN

SB1004

### RELATING TO EDUCATION.

Introduced by: Misalucha B, Acasio L, Chang S, Fevella K, Gabbard M, Keith-Agaran G, Kim D, Riviere G, Wakai G

Provides that commencing with the 2021-2022 school year, the department of education shall require the teaching of financial literacy to be included in the existing personal/transition plan requirement for each student. -- SB1004

Current Status: Mar-09 21 Introduction/Passed First Reading - House  
Mar-09 21 Multiple Referral to EDN then CPC then FIN

SB1008 SD2 (SSCR 654)

### RELATING TO AUTONOMOUS TRANSPORTATION.

Introduced by: Lee C, Chang S, Keith-Agaran G, Keohokalole J, Misalucha B

Establishes provisions relating to autonomous transportation task force. Establishes within the department of transportation the autonomous transportation task force to prepare the State for the inevitable transition to a future in which all vehicles are autonomous. Requires the task force to examine the ongoing implications of transitioning to a future in which all vehicles are autonomous; examine the impact on public infrastructure needs in a future in which all vehicles are autonomous; make recommendations to assist with the transition as autonomous transportation becomes a growing percentage of daily commutes; and make recommendations relating to the legal and insurance coverage implications of autonomous vehicles as autonomous transportation becomes a growing percentage of daily commutes. Reports to the legislature and governor. -- SB1008 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to TRN then CPC then FIN

SB1015 SD2 (SSCR 776)

### RELATING TO THE COMPTROLLER.

Introduced by: Moriwaki S, Chang S, Fevella K, Inouye L, Kidani M, Misalucha B, Riviere G

Establishes provisions relating to office space management. Provides that for state agencies occupying facilities managed by the department of accounting and general services, the comptroller shall assess and determine office space requirements; initiate or cancel new leases upon the determination of each agency's requirements; renegotiate existing leases; authorize office space allocation; and determine infrastructure requirements to allow employees to telework. (COVID-19, COVID 19, coronavirus) -- SB1015 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to PDP then FIN

SB1018 SD2 (SSCR 601)

### RELATING TO EFFECTIVE GOVERNMENT OPERATIONS.

Introduced by: Moriwaki S, Keohokalole J

Requires the department of health to establish a 2 year reorganization pilot project to reorganize the following divisions and offices within the department of health; behavioral health services administration; environmental health administration; general administration, including the office of the director of health; and health resources administration. Provides that in reorganizing the 4 divisions, the department of health shall consult with the department of budget and finance and department of human resources development. Requires the reorganization pilot project to shift and organize the functions, positions, and funding to effectuate an organization that cost effectively and more efficiently provides needed services to the public; identify the processes to most efficiently and cost effectively restructure and realign functions, staffing, and funding to meet the needs of the community; and conduct an expedited reorganization, including consultation with the appropriate bargaining units, with the assistance of the department of human resources development, to address affected employees and maintain, to the extent possible, the employees' functions as reflected in their current positions and current salaries. Report to the legislature. Requires the reorganization pilot project to end on June 30, 2023 (sunset). (COVID-19, COVID 19, coronavirus) -- SB1018 SD2

Current Status: Mar-04 21 Introduction/Passed First Reading - House  
Mar-04 21 Multiple Referral to HHH then FIN

SB1021 SD2 (SSCR 644)

### RELATING TO BURIALS.

Introduced by: Keohokalole J, Acasio L, Lee C, Shimabukuro M

Amends provisions relating to administration; duties of health officers; final disposition

## SENATE BILLS WHICH PASSED THIRD READING

of anatomical gifts; death benefits for deceased medical or financial assistance recipients and disposition of unclaimed dead human bodies adds water cremation, alkaline hydrolysis, or natural organic reduction. -- Amends provisions relating to forfeiture of right to direct disposition; disputes; right to rely on representations; authority to direct and control disposition; recovery of reasonable expenses; immunity adds hydrolysis facility, or natural organic reduction facility. -- Amends provisions relating to the sale of plots after dedication; sale of encumbered plots prohibited unless encumbrance subordinate to dedication by adding limitation on the number of sets of cremated human remains or burials prepared consistent with traditional Hawaiian cultural customs and practices. Allows that after property is dedicated pursuant to this law, a cemetery authority to sell, transfer, and convey plots, crypts, or niches thereof provided that the plots, crypts, or niches to be described by reference to the map or plat, or amended map or plat, filed in accordance with map or plat required; unique identifier or resurvey; amended map or plat. Requires that no plot, crypt, or niche to be sold, transferred, conveyed, or otherwise disposed of, or offered for sale, transfer, conveyance, or other disposition unless the property on or in which the plot, crypt, or niche is included has been dedicated pursuant to this law, and is either free and clear of all encumbrances or there has been recorded the written consent of every encumbrancer thereof stating that the encumbrancer's encumbrance shall be subject and subordinate to the dedication of the property to cemetery purposes and the title of any plot, crypt, and niche owner and allows the interment of up to 10 sets of human remains that are cremated or prepared consistent with traditional Hawaiian burial in a single plot, crypt, or niche. -- SB1021 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to HHH then JHA then CPC

SB1023 SD2 (SSCR 777)

RELATING TO TAXATION.

Introduced by: Kim D, Fevella K

Amends provisions relating to remittances; distribution to counties. Adds that 750,000 dollars shall be allocated to provide funding for Iolani Palace and 1,500,000 shall be allocated to provide funding for the Bernice Pauahi Bishop Museum. (COVID-19, COVID 19, coronavirus) -- SB1023 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to CAI then JHA then FIN

SB1024 SD1 (SSCR 706)

RELATING TO EDUCATION.

Introduced by: Kim D, Acasio L, Gabbard M

Establishes provisions relating to certified cannabinoid medicine program; cannabinoid medicine expert. Establishes within the university of Hawaii the cannabinoid medicine program, which shall be administered by the John A. Burns school of medicine. Requires the program to include at least 1 non tenure track associate professor position that shall be filled with a medical or osteopathic doctor who is a certified cannabinoid medicine specialist, to be appointed by the director. Requires the mission of the cannabinoid medicine program to be to pursue research and education related to the authorized use of cannabis for medical purposes in the State to protect patient safety; and promote the development of the State as an international center for medical cannabis research and treatment. -- SB1024 SD1

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to HHH/ HET/ then CPC then FIN

SB1026 SD2 (SSCR 778)

RELATING TO THE ANIMAL INDUSTRY SPECIAL FUND.

Introduced by: Kouchi R (BR)

Amends provisions relating to the animal industry special fund. Requires moneys received by the board of agriculture from revenue generated from fees for diagnostic, surveillance, and other work by the animal industry division veterinary laboratory and animal disease control branch of the animal industry division to be deposited into the special fund. -- SB1026 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to AGR then FIN

SB1027 SD2 (SSCR 896)

RELATING TO HEMP.

Introduced by: Kouchi R (BR)

Amends provisions relating to industrial hemp special fund; established by changing the title to hemp special fund; established. Requires moneys deposited in this special fund to be used to fulfill the purposes of this provision and shall include any moneys appropriated by the legislature to the special fund; all revenues from the operations of

## SENATE BILLS WHICH PASSED THIRD READING

this provision including all fees and fines; and grants and gifts made to the special fund. Appropriation out of the hemp special fund (\$\$). -- SB1027 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to AGR then FIN

SB1033 SD2 (SSCR 897)

RELATING TO MAKING AN EMERGENCY APPROPRIATION TO THE STADIUM AUTHORITY.

Introduced by: Kouchi R (BR)

Appropriation to the stadium authority to be deposited into the stadium special fund for payroll and other current expenses, including current operating and maintenance expenses necessary to maintain the facility in a safe condition for the general public. (COVID-19, COVID 19, coronavirus) (\$\$) -- SB1033 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to ECD/ WAL/ then FIN

SB1034 SD1 (SSCR 753)

RELATING TO SUNSHINE LAW BOARDS.

Introduced by: Kouchi R (BR)

Establishes provisions relating to remote meeting by interactive conference technology; notice; quorum. Allows a board to hold a remote meeting by interactive conference technology. Exempts a board holding a remote meeting pursuant to this provision to be required to allow members of the public to join board members in person at nonpublic locations where board members are physically present or to identify those locations in a notice; provided that at the meeting, each board member shall state who, if anyone, is present at the nonpublic location with the member. Specifies notice requirements. Establishes requirements for the conduct of remote meetings. Requires a meeting held by interactive conference technology to be automatically recessed for up to 20 minutes to restore communication when audiovisual communication cannot be maintained with a quorum of members or with the public location identified in the board's notice pursuant to this provision or with the remote public broadcast identified in the board's notice pursuant to this provision. Allows the meeting to reconvene when either audiovisual communication is restored, or audio only communication is established after an unsuccessful attempt to restore audiovisual communication, but only if the board has provided reasonable notice to the public as to how to access the reconvened meeting after an interruption to communication. -- Amends provisions relating to meeting by interactive conference technology; notice; quorum by changing the title to in person meeting at multiple sites by interactive conference technology; notice; quorum. Allows a board to hold an in person meeting at multiple meeting sites connected by interactive conference technology; provided that the interactive conference technology used by the board allows audio or audiovisual interaction among all members of the board participating in the meeting and all members of the public attending the meeting, and the notice identifies all of the locations where participating board members will be physically present and indicates that members of the public may join board members at any of the identified locations. Allows the notice to list additional locations open for public participation but where no participating board members will be physically present, and in the event 1 of those additional locations loses its audio connection to the remote meeting, the notice shall specify whether the meeting will continue without that location or will be automatically recessed to restore communication as provided in this provision. Requires a meeting held by interactive conference technology under this provision to be automatically recessed for up to 20 minutes to restore communication when audio communication cannot be maintained with all locations where the meeting by interactive conference technology is being held, even if a quorum of the board is physically present in 1 location. Allows the meeting to reconvene when either audio or audio visual communication is restored. Provides that within 15 minutes after audio only communication is established, copies of nonconfidential visual aids, which are required by or brought to the meeting by board members or as part of a scheduled presentation, shall be made available either by posting on the internet or by other means to all meeting participants, including those participating remotely, and those agenda items for which visual aids are not available for all participants at all meeting locations shall not be acted upon at the meeting. Provides that if it is not possible to reconvene the meeting as provided in this section within 20 minutes after an interruption to communication, and the board has not provided reasonable notice to the public as to how the meeting will be continued at an alternative date and time, then the meeting shall be automatically terminated. -- Amends provisions relating to notice. Requires the notice to include the board's electronic and postal contact information for submission of testimony before the meeting; instructions on how to request an auxiliary aid or service or an accommodation

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due to a disability for all locations specified in the notice. (COVID-19, COVID 19, coronavirus) -- SB1034 SD1

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to PDP then JHA

SB1035 SD2 (SSCR 779)

### RELATING TO PROCUREMENT.

Introduced by: Kouchi R (BR)

Establishes provision relating to state procurement automation system special fund. Establishes the state procurement automation system special fund for the project management of the procurement automation system. Requires all revenues collected by the state procurement office to be deposited in the state procurement automation system special fund and shall be expended by the state procurement administrator to fund the project management of the procurement automation system to achieve the state procurement mission for digital transformation and streamlining. -- Amends provisions relating to additional duties of the administrator of the procurement office. Requires the administrator to establish procedures for final review decisions on procurement practices, policy, and compliance investigations, except that the procedures shall not apply to the protest process as set forth in provisions relating to authority to resolve protested solicitations and awards and provisions relating to administrative proceedings for review; provided that the administrator shall submit an annual report of these reviews along with final resolution of reviews and other statistical data to the procurement policy board on a quarterly basis; and assess and collect an administrative fee to cover procurement automation system costs. Appropriation (\$\$) -- SB1035 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to GVR then CPC then FIN

SB1036 SD2 (SSCR 849)

### RELATING TO PROCUREMENT.

Introduced by: Kouchi R (BR)

Amends provisions related to fair and reasonable pricing policy; cost or pricing data. Requires a procurement officer to purchase goods, services, and construction from responsible sources at fair and reasonable prices. Requires a procurement officer to make a written determination whether a price is fair and reasonable for each contracting action, including change orders and contract modifications that adjust prices. Requires the determination of the amount of the contracting action is fair and reasonable, the procurement agency to obtain the data necessary to perform a cost or price analysis to determine that the amount of the contracting action is a fair and reasonable price. -- Amends provisions relating to treatment purchase of services. Allows treatment services to be purchased in accordance with this section if the following circumstances are applicable as specified. -- Amends provisions relating to small purchases. Requires purchases of health and human services of less than 100,000 dollars are small purchases, and to be made in accordance with rules adopted by the policy board to implement this provision. -- Repeals provisions related to community council. -- SB1036 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to GVR then CPC then FIN

SB1039 SD1 (SSCR 920)

### 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; provided that the departments shall obtain the approval of the attorney general before payment of any claim may be made. (\$\$) -- SB1039 SD1

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to JHA then FIN

SB1042 SD1 (SSCR 377)

### RELATING TO COVERED OFFENDER REGISTRATION.

Introduced by: Kouchi R (BR)

Amends provisions relating to registration requirements under registration of sex offenders and other covered offenders and public access to registration information.

## SENATE BILLS WHICH PASSED THIRD READING

Requires a person who establishes or maintains a residence in this State or who remains in this State for more than 10 days or for an aggregate period exceeding 30 days in 1 calendar year, and who has not been designated as a covered offender by a court of this State but who has been designated as a covered offender, sex offender, offender against minors, repeat covered offender, sexually violent predator, or any other sexual offender designation in another state or jurisdiction and was, as a result of the designation, subjected to registration or community or public notification, or both, or would be if the person was a resident of that state or jurisdiction, without regard to whether the person otherwise meets the criteria for registration as a covered offender, to register in the manner provided in this provision. Requires a person who meets the criteria of this provision to subject to the requirements of this law for covered offenders and penalty provisions relating to failure to comply with covered offender registration requirements until the person successfully petitions the attorney general for termination of registration requirements by providing an order issued by the court that designated the person as a covered offender, sex offender, offender against minors, repeat covered offender, sexually violent predator, or any other sexual offender designation in the state or jurisdiction in which the order was issued, which states that the designation has been removed or demonstrates to the attorney general that the designation, if not imposed by a court, has been removed by operation of law or court order in the state or jurisdiction in which the designation was made, and such person does not meet the criteria for registration as a covered offender under the laws of this State; provided that if the person is not satisfied with the decision of the attorney general on the request for termination of registration requirements, the person may appeal the decision; or the court for termination of registration requirements. -- Amends provisions relating to termination of registration requirements. Allows a person who does not meet the criteria for registration as a covered offender under the laws of this state, but is subject to registration, to petition the court, in a civil proceeding, for termination of registration requirements; provided the person has maintained a clean record for the previous 10 years, excluding any time the person was in custody or civilly committed, has substantially complied with the registration requirements of this law for the previous 10 years, and was not designated a repeat covered offender in any state or jurisdiction. Requires the attorney general to represent the State; provided that the attorney general, with the prosecuting agency's consent, may designate the prosecuting agency for the county in which the person resides to represent the State. Allows the court to order this termination upon substantial evidence and more than proof by a preponderance of the evidence that the person has met the statutory requirements of eligibility to petition for termination; the person has substantially complied with registration requirements; the person is very unlikely to commit a covered offense; and registration by the person will not assist in protecting the safety of the public or any member thereof. -- Requires a denial by the court for relief pursuant to a petition under this provision to preclude the filing of another petition for 5 years from the date of the last denial. -- SB1042 SD1

Current Status: Mar-09 21 Introduction/Passed First Reading - House  
Mar-11 21 Single Re referral to JHA

SB1050 SD1 (SSCR 751)

RELATING TO CRIMINAL HISTORY RECORD CHECKS.

Introduced by: Kouchi R (BR)

Establishes provisions relating to criminal history record checks. Requires the department of the attorney general to ensure that a background investigation is completed at the appropriate level designated by the federal government for any person, including any authorized contractor, to have access to federal tax information. Requires this background investigation to include criminal history record checks. Requires information obtained pursuant to this provision to be used exclusively by the department of the attorney general for the purpose of determining whether the person is suitable for accessing federal tax information in accordance with applicable federal laws. -- Amends provisions relating to criminal history record checks. Allows criminal history record checks to be conducted by the department of the attorney general on current or prospective employees or agents of contractors who have access to federal tax information in order to comply with requirements of federal law, regulation, or procedure. -- SB1050 SD1

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Single Referral to JHA

SB1053 SD2 (SSCR 707)

RELATING TO THE HAWAII COMMUNITY-BASED ECONOMIC DEVELOPMENT TECHNICAL AND FINANCIAL ASSISTANCE PROGRAM.

Introduced by: Kouchi R (BR)



## SENATE BILLS WHICH PASSED THIRD READING

Amends provisions relating to grants; conditions and qualifications. Repeals references to community based organizations. -- SB1053 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to ECD then FIN

SB1054 SD2 (SSCR 786)

RELATING TO THE BROWNFIELDS CLEANUP REVOLVING LOAN FUND.

Introduced by: Kouchi R (BR)

Amends provisions relating to the brownfields cleanup revolving loan fund. Requires moneys in the fund to be used to provide low interest loans or other authorized financial assistance to eligible public, private, and nonprofit borrowers for brownfields site assessments, cleanup activities of contaminated sites, and site monitoring activities necessary to determine the effectiveness of a cleanup. Allows moneys in the fund to also be used to provide grants to eligible public and nonprofit entities for brownfields site assessments, cleanup activities of contaminated sites, and site monitoring activities necessary to determine the effectiveness of a cleanup. Requires all environmental site assessments and response activities and entities receiving funding to be subject to the eligibility requirements of, and conducted in accordance with, the Comprehensive Environmental Response, Compensation, and Liability Act of 1980, P.L. 96-510 (42 U.S.C. §§9601-9675), as amended. Prohibits moneys used to exceed the amounts allowed by the US Environmental Protection Agency's Brownfields Program grant guidance, as amended. Allows the department of business, economic development, and tourism to award and disburse moneys from the loan fund in the form of grants to eligible public or nonprofit entities for brownfields site assessments, cleanup and related activities, or site monitoring activities. -- SB1054 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to EEP then ECD then FIN

SB1069 SD2 (SSCR 811)

RELATING TO PUBLIC EMPLOYMENT COST ITEMS.

Introduced by: Kouchi R (BR)

Appropriation to the director of finance and chief justice for all collective bargaining cost items for collective bargaining unit 1 (nonsupervisory blue collar employees) and for salary increases and other costs adjustments for state officers and employees excluded from collective bargaining. -- Appropriation to the Hawaii health systems corporation for all collective bargaining cost items for collective bargaining unit 1 (nonsupervisory blue collar employees) and for salary increases and other cost adjustments for state officers and employees excluded from collective bargaining. (\$\$) -- SB1069 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to LAT then FIN

SB1070 SD2 (SSCR 812)

RELATING TO PUBLIC EMPLOYMENT COST ITEMS.

Introduced by: Kouchi R (BR)

Appropriation to the director of finance and chief justice for all collective bargaining cost items for collective bargaining unit 2 (supervisory blue collar employees) 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 blue collar employees) and for salary increases and other cost adjustments for state officers and employees excluded from collective bargaining. (\$\$) -- SB1070 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to LAT then FIN

SB1071 SD2 (SSCR 813)

RELATING TO PUBLIC EMPLOYMENT COST ITEMS.

Introduced by: Kouchi R (BR)

Appropriation to the director of finance and chief justice for all collective bargaining cost items for collective bargaining unit 3 (nonsupervisory white collar employees) 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 (nonsupervisory white collar employees) and for salary increases and other cost adjustments for state officers and employees excluded from collective bargaining. (\$\$) -- SB1071 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to LAT then FIN

SB1072 SD2 (SSCR 814)

RELATING TO PUBLIC EMPLOYMENT COST ITEMS.

Introduced by: Kouchi R (BR)

## SENATE BILLS WHICH PASSED THIRD READING

Appropriation to the director of finance and chief justice for all collective bargaining cost items for collective bargaining unit 4 (supervisory white collar employees) and for salary increases and other cost adjustments for state officers and employees excluded from collective bargaining. -- Appropriation to the Hawaii health systems corporation for all collective bargaining cost items for collective bargaining unit 4 (supervisory white collar employees) and for salary increases and other cost adjustments for state officers and employees excluded from collective bargaining. (\$\$) -- SB1072 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to LAT then FIN

SB1073 SD2 (SSCR 815)

RELATING TO PUBLIC EMPLOYMENT COST ITEMS.

Introduced by: Kouchi R (BR)

Appropriation to the director of finance for all collective bargaining cost items for collective bargaining unit 5 (teachers and other personnel of the department of education) and for salary increases and other cost adjustments for state officers and employees excluded from collective bargaining. (\$\$) -- SB1073 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to LAT then FIN

SB1074 SD2 (SSCR 816)

RELATING TO PUBLIC EMPLOYMENT COST ITEMS.

Introduced by: Kouchi R (BR)

Appropriation to the director of finance for all collective bargaining cost items for collective bargaining unit 6 (educational officers and other personnel of the department of education) and for salary increases and other cost adjustments for state officers and employees excluded from collective bargaining. (\$\$) -- SB1074 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to LAT then FIN

SB1075 SD2 (SSCR 817)

RELATING TO PUBLIC EMPLOYMENT COST ITEMS.

Introduced by: Kouchi R (BR)

Appropriation to the director of finance for all collective bargaining cost items for collective bargaining unit 7 (faculty of the university of Hawaii and community college system) and for salary increases and other cost adjustments for state officers and employees excluded from collective bargaining. (\$\$) -- SB1075 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to LAT then FIN

SB1076 SD2 (SSCR 818)

RELATING TO PUBLIC EMPLOYMENT COST ITEMS.

Introduced by: Kouchi R (BR)

Appropriation to the director of finance for all collective bargaining cost items for collective bargaining unit 8 (personnel of the university of Hawaii and community college system) and for salary increases and other cost adjustments for state officers and employees excluded from collective bargaining. (\$\$) -- SB1076 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to LAT then FIN

SB1077 SD2 (SSCR 819)

RELATING TO PUBLIC EMPLOYMENT COST ITEMS.

Introduced by: Kouchi R (BR)

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. (\$\$) -- SB1077 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to LAT then FIN

SB1078 SD2 (SSCR 820)

RELATING TO PUBLIC EMPLOYMENT COST ITEMS.

Introduced by: Kouchi R (BR)

Appropriation to the director of finance and chief justice for all collective bargaining cost items for collective bargaining unit 10 (institutional, health, and correctional workers) and for salary increases and other cost adjustments for 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 10

## SENATE BILLS WHICH PASSED THIRD READING

(institutional, health, and correctional workers) and for salary increases and other cost adjustments for state officers and employees excluded from collective bargaining. (\$\$)

-- SB1078 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to LAT then FIN

SB1079 SD2 (SSCR 821)

RELATING TO PUBLIC EMPLOYMENT COST ITEMS.

Introduced by: Kouchi R (BR)

Appropriation to the director of finance and chief justice for all collective bargaining cost items for collective bargaining unit 11 (firefighters) and for salary increases and other cost adjustments for state officers and employees excluded from collective bargaining.

-- Appropriation to the Hawaii health systems corporation for all collective bargaining cost items for collective bargaining unit 11 (firefighters) and for salary increases and other cost adjustments for state officers and employees excluded from collective bargaining. (\$\$) -- SB1079 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to LAT then FIN

SB1080 SD2 (SSCR 822)

RELATING TO PUBLIC EMPLOYMENT COST ITEMS.

Introduced by: Kouchi R (BR)

Appropriation to the director of finance and chief justice for all collective bargaining cost items for collective bargaining unit 13 (other professional and scientific employees) and for salary increases and other cost adjustments for state officers and employees excluded from collective bargaining. -- Appropriation to the Hawaii health systems corporation for all collective bargaining cost items for collective bargaining unit 13 (other professional and scientific employees) and for salary increases and other cost adjustments for state officers and employees excluded from collective bargaining. (\$\$)

-- SB1080 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to LAT then FIN

SB1081 SD2 (SSCR 823)

RELATING TO PUBLIC EMPLOYMENT COST ITEMS.

Introduced by: Kouchi R (BR)

Appropriation to the director of finance for all collective bargaining cost items for collective bargaining unit 14 (law enforcement officers, and ocean safety and water safety officers) and for salary increases and other cost adjustments for state officers and employees excluded from collective bargaining. (\$\$) -- SB1081 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to LAT then FIN

SB1087 SD1 (SSCR 481)

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

Introduced by: Kouchi R (BR)

Repeals provisions relating to payment of public employer contributions to the other post employment benefits trust. Act to be repealed on June 30, 2025 (sunset). (COVID-19, COVID 19, coronavirus) -- SB1087 SD1

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to LAT then FIN

SB1091 SD2 (SSCR 765)

RELATING TO STATE FUNDS.

Introduced by: Kouchi R (BR)

Appropriation out of the land conservation fund to be deposited into the general fund. -- Appropriation to the department of land and natural resources for Na Wai Eha land acquisition. Authorizes the transfer of tax exempt general obligation bond proceeds and accrued interest from the rental housing revolving fund to the dwelling unit revolving fund.

-- Appropriation out of the emergency medical services special fund to be deposited into the general fund. -- Appropriation out of the criminal forfeiture revolving fund to be deposited into the general fund. -- Appropriation out of the notaries public revolving fund to be deposited into the general fund. -- Appropriation out of the criminal records improvement revolving fund to be deposited into the general fund. -- Appropriation out of the bureau of conveyances special fund to be deposited into the general fund. -- Appropriation out of the water and land development special fund to be deposited into the general fund. -- Appropriation out of the special land and development fund to be deposited into the general fund. -- Appropriation out of the Leeward coast homeless project to be deposited into the general fund. -- Appropriation out of the state archives preservation long term access special fund to be deposited into the general fund. --

## SENATE BILLS WHICH PASSED THIRD READING

Appropriation out of the measurement standards to be deposited into the general fund. -- Appropriation out of the biosecurity program to be deposited into the general fund. -- Appropriation out of the agricultural parks special fund to be deposited into the general fund. -- Appropriation out of the agricultural development and food security to be deposited into the general fund. -- Appropriation out of the farm to school program to be deposited into the general fund. -- Appropriation out of foreign trade zone to be deposited into the general fund. -- Appropriation out of state disaster revolving fund to be deposited into the general fund. -- Appropriation out of energy security fund to be deposited into the general fund. -- Appropriation out of hydrogen investment capital special fund to be deposited into the general fund. -- Appropriation out of creative industries division to be deposited into the general fund. -- Appropriation out of compliance resolution fund - business registration to be deposited into the general fund. -- Appropriation out of unfair deceptive practices to be deposited into the general fund. -- Appropriation out of captive insurance administrative fund to be deposited into the general fund. -- Appropriation out of business registration fee to be deposited into the general fund. -- Appropriation out of public utilities commission special fund to be deposited into the general fund. -- Appropriation out of community health centers special fund to be deposited into the general fund. -- Appropriation out of drug demand reduction assessments special fund to be deposited into the general fund. -- Appropriation out of neurotrauma special fund to be deposited into the general fund. -- Appropriation out of disability and communication access board special fund to be deposited into the general fund. -- Appropriation out of dietitian licensure special fund to be deposited into the general fund. -- Appropriation out of general support for health care payments to be deposited into the general fund. -- Appropriation out of general assistance payments to be deposited into the general fund. -- Appropriation out of financial assistance for housing to be deposited into the general fund. -- Appropriation out of nursing facility sustainability program special fund to be deposited into the general fund. -- Appropriation out of reduced ignition propensity cigarette program special fund to be deposited into the general fund. -- Appropriation out of human trafficking victim services special fund to be deposited into the general fund. -- Appropriation out of ecosystem protection and restoration to be deposited into the general fund. -- Appropriation out of public land trust inventory and information system to be deposited into the general fund. -- Appropriation out of Hawaii historic preservation special fund to be deposited into the general fund. -- Appropriation out of DNA (Deoxyribonucleic Acid) registry special fund to be deposited into the general fund. -- Appropriation out of medicaid investigations recovery fund to be deposited into the general fund. -- Appropriation out of internet crimes against child special fund to be deposited into the general fund. -- Appropriation out of auto victim information and notification system special fund to be deposited into the general fund. -- Appropriation out of cigarette tax stamp administration special fund to be deposited into the general fund. -- Appropriation out of tax administration special fund to be deposited into the general fund. -- Appropriation out of center for nursing special fund to be deposited into the general fund. -- Appropriation out of grant for the bridge to hope program to be deposited into the general fund. -- Appropriation out of nurse training to be deposited into the general fund. -- Appropriation out of legislative relief for claims - uh to be deposited into the general fund. Repeals the executive budget appropriation - custodial services special fund; compliance resolution fund - appraisal management registration program special fund; electrical vehicle charging system rebate program special fund; licensure of midwives account; Hawaii public housing authority administration revolving fund; health care payments account; food production and export strategic plan account; research and development special fund; energy audits recipients share of cost account; 2019 energy systems and technology training account; Hawaii health systems corporation special fund; Hana medical center account; unemployment insurance fund; employment and training special fund; office of community services special fund; and professional student exchange program revolving fund. (\$\$) -- SB1091 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Single Referral to FIN

SB1092 SD1 (SSCR 394)

RELATING TO THE DISPOSITION OF TAXES.

Introduced by: Kouchi R (BR)

Amends provisions relating to disposition of taxes. Repeals provisions specifying that of the taxes collected each fiscal year 10 per cent or 5,100,000 dollars, whichever is less, shall be paid into the land conservation fund; and 50 per cent or 38,000,000 dollars, whichever is less, shall be paid into the rental housing revolving fund. Act to be repealed on June 30, 2023 (sunset). (COVID-19, COVID 19, coronavirus) -- SB1092 SD1

Current Status: Feb-23 21 Introduction/Passed First Reading - House

## SENATE BILLS WHICH PASSED THIRD READING

Feb-23 21 Multiple Referral to WAL then HSG then FIN

SB1096 SD1 (SSCR 612)

### RELATING TO INSURANCE.

Introduced by: Kouchi R (BR)

Establishes provisions relating to contracts between public adjuster and insured. Requires all contracts for services provided by a public adjuster to be in writing and contain specified terms. Prohibits a public adjuster contract to contain any contract term that requires the insured to authorize an insurance company to issue a check only in the name of the public adjuster; imposes collection costs or late fees; or precludes the insured from pursuing civil remedies. Prohibits a public adjuster to charge, agree to, or accept as compensation or reimbursement any payment, fee, commission, or other thing of value that is determined to be unreasonable by the commissioner. Provides that if the compensation is based on a share of the insurance settlement or proceeds, the exact percentage shall be specified in the contract. Provides that the insured has the right to rescind the contract within 3 business days after the date the contract was signed, and requires the rescission to be in writing and mailed or delivered to the public adjuster at the address in the contract within the 3 business day period. Provides that if the insured exercises the right to rescind the contract pursuant to that the insured shall have the right to rescind the contract within 3 business days after the date the contract was signed, anything of value given by the insured under the contract shall be returned to the insured within 15 business days following the receipt of the cancellation notice by the public adjuster. Provides that a compensation provisions in a public adjusting contract shall be made available to the insurance commissioner upon request. -- Establishes provisions relating to standard of conduct. -- Amends provisions relating to taxation. Change electronic payment from the automated clearing house debit or credit payment system to the National Association of Insurance Commissioners Online Premium Tax for insurance or an equivalent service approved by the insurance commissioner. Repeals the definition of automated clearing house debit or credit payment system definition. -- Amends provisions relating to surplus lines broker's reports to commissioner. Requires surplus lines to file electronically with the insurance commissioner a verified statement of all surplus lines insurance transacted during the calendar quarter. -- Amends provisions relating to tax on surplus lines. Requires each surplus lines broker to pay to the director of finance, through the insurance commissioner via the National Association of Insurance Commissioners Online Premium Tax for insurance or an equivalent service approved by the insurance commissioner, a premium tax on surplus lines insurance transacted by the broker during the calendar quarter. -- Amends provisions relating to reporting and accounting premiums to reporting and accounting for funds. Changes the term premium to funds. -- Amends provisions relating to denial, suspension, revocation of licenses. Allows the commissioner to suspend, revoke, or refuse to extend any license if the licensee has been found to have committed any unfair practice or fraud; and for any cause specified in this article by an order as specified. -- Amends provisions relating to limited license. Requires a person holding a limited license to act in good faith, abstain from deception, and practice honesty and equity in all insurance matters. -- Amends provision relating to board of governors under motor vehicles insurance law. Requires the insurance commissioner to appoint members to the board of governors. Changes the composition of the board of governors from 5 persons to 4 persons from, and members or representatives of, nationally organized insurers or their domestic insurer affiliates; and 1 person to represent insurance producers. -- Amends provisions relating to unfair methods of competition and unfair or deceptive acts or practices defined. Provides that nothing shall be construed as including within the definition of discrimination or rebates any of the practices to include a reward under a wellness program established under a health care plan that favors an individual if the wellness program meets the specified requirements. -- Amends provisions relating to registration fees and service fees of risk retention groups not chartered in this State. Requires a risk retention group to pay annually a service fee to the commissioner on or before the extension date of certificate of authority. Allows the commissioner to, upon showing of good cause, waive or modify, in whole or part, all fees in this provision by order. -- Amends provisions relating to risk retention law; provisions relating to pharmacy benefit managers law; provisions relating to mutual benefits societies law; provisions relating to the health maintenance organization Act; and provisions relating to dental insurers law. Allows the commissioner to, upon showing of good cause, waive or modify, in whole or part, all fees in this provision by order. -- SB1096 SD1

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to CPC then FIN

## SENATE BILLS WHICH PASSED THIRD READING

SB1097 SD2 (SSCR 898)

### RELATING TO NONDEPOSITORY TRUSTS.

Introduced by: Kouchi R (BR)

Establishes provisions relating to nondepository trust companies under code of financial institutions. Establishes powers and duties. Provides that unless otherwise prohibited or restricted by this provision or any other law, a nondepository trust company shall have the general powers specified in provisions relating to special powers. Prohibits a nondepository trust company to solicit, accept, or hold deposits; engage in banking business; engage in business for which a real estate broker's license is required; engage in any business for which an insurance producer license is required; or engage in any business of securities broker or dealer. Requires that a nondepository trust company to not itself perform, and instead to contract for financial advising for client investments; property management for client rental properties; or real estate brokerages for client real estate transactions. Requires a nondepository trust company to be responsible for the performance of the service providers that it engages for its clients. -- Amends provisions relating to definition. Defines total assets under management to mean the total market value of the assets that a trust company oversees, administers, or manages on behalf of its clients pursuant to its fiduciary and trust powers, including such assets for which a trust company has engaged a 3rd party services for platform investment, property management services, or real estate services. -- Amends provisions relating to Hawaii financial institutions; assessments; fees; penalty. Beginning July 1, 2021, requires nondepository trust companies to be assessed a yearly fee in accordance with specified conditions. Requires the assessments to be paid semiannually to include total assets under management reported as of the previous December 31 and June 30, respectively. -- Amends provisions relating to paid in capital and surplus. Adds nondepository trust companies. -- Amends provisions relating to definitions under code of financial institutions law. Defines nondepository to mean a type of trust company that is not authorized to accept deposits. Appropriation to the department of commerce and consumer affairs for the division of financial institutions of the department of commerce and consumer affairs to administer nondepository trusts under this Act. -- SB1097 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to CPC then FIN

SB1098 SD1 (SSCR 613)

### RELATING TO THE REGULATORY AUTHORITY OF THE INSURANCE COMMISSIONER.

Introduced by: Kouchi R (BR)

Amends provisions relating to fees under fees, taxes and deposits. Requires the insurance commissioner to collect, in advance to by changing producer's license to resident producer's license. Adds pharmacy benefit manager's registration Issuance fee of 140 dollars; limited lines portable electronics producer's license issuance of 5,000 dollars; limited lines self service storage producer's license issuance of 60 dollars. Requires that fees for services of the department of commerce and consumer affairs subsequent to the issuance of a certificate of authority to include registration. Adds 140 dollars per year for all services including renewal of registration for a pharmacy benefit manager; 2,500 dollars per year for all services including extension of the license for a regularly licensed limited lines portable electronics producer; 45 dollars per year for all services including extension of license for a regularly licensed limited lines self service storage producer. Requires annual fee for all services to be due and payable by electronic payment via the National Association of Insurance Commissioners' Online Premium Tax for insurance or an equivalent service approved by the commissioner. Requires the commissioner to notify licensees and registrants by written notice at least 30 days prior to the extension date of the license or registration. Requires that if the fee is not paid before or on the renewal date for a license or registration, the fee to be increased by a penalty in the amount of double the unpaid renewal fee. Adds that all fees and penalties are nonrefundable. -- Amends provisions relating to definition. Redefines individual to mean a natural person. -- Amends provisions relating to surplus lines broker license required; application and qualifications for license. Changes that require the surplus lines broker to pay the fee and a penalty in the amount of from 50 per cent to double the then unpaid fees within from 20 months to 12 months from the inactivation date. -- Amends provisions relating to prerequisites for license renewal. Changes that require a licensee to qualify for a license renewal from during the 24 months preceding to preceding a license renewal, complete the required number of credit hours specified in approved continuing education courses. -- Amends provisions relating to examination for license. Changes from each to prior to the issuance of the license, each applicant for license as an adjuster or independent bill reviewer to personally take and pass to the satisfaction of the insurance commissioner an examination given by the

## SENATE BILLS WHICH PASSED THIRD READING

commissioner as a test of the applicant's qualifications and competence. -- Amends provisions relating to extension of licenses. Provides that prior to the renewal or extension of a license, requires each licensee to pay the fee required in provisions relating to fees under fees taxes and deposits. Changes fee and a penalty in the amount of from 50 per cent to double the then unpaid fees within from 24 months to 12 months from the inactivation date. -- Amends provisions relating to application for license. Provides that before approving the insurance producer license application, requires the commissioner to find that the applicant has passed, within the 2 years immediately preceding the issuance of the license, the applicable examination for each line of authority for which the applicant has applied. -- Amends provisions relating to license. Changes the fee payable and a penalty in the amount of from 50 to double the then unpaid renewal fees are paid within from 24 months to 12 months from the inactivation date and the producer is in compliance with all the requirements of the insurance law. -- Amends provisions relating to prerequisites for license renewal. Changes that a licensee need not retake the producer license examination; provided that renewal requirements in this provision are met or reactivation occurs from within 2 years to within 12 months of the date of inactivation. -- Amends provisions relating to licensure under reinsurance intermediary. Prohibits a person, firm, association, or corporation to act as a reinsurance intermediary broker in this State if the reinsurance intermediary broker maintains an office either directly or as a member or employee of a firm or association, or as an officer, director, or employee of a corporation in this State, unless the reinsurance intermediary broker is a licensed producer or reinsurance intermediary in this State; or in another state, unless the reinsurance intermediary broker is a licensed producer in this State or another state having a law substantially similar to this law. Further prohibits a person, firm, association, or corporation to act as a reinsurance intermediary manager in this State unless, in the case of a reinsurer domiciled in this State, the reinsurance intermediary manager is a licensed producer in this State; or the reinsurance intermediary manager maintains an office either directly or as a member or employee of a firm or association, or as an officer, director, or employee of a corporation in this State, and is a licensed producer or reinsurance intermediary in this State. -- Amends provisions relating to license required; application under 3rd party administrators. Repeals that provide that the renewal or extension date for a license issued to a natural person shall be the 16th day of the licensee's birth month; and the renewal or extension date for a license issued to an artificial person shall be the 16th day of April for a nonresident licensee, and the 16th day of July for a resident licensee. -- Amends provisions relating to application for license and fees. Requires that the license to be renewable biennially and licensing fees to be governed by fees under provisions relating to fees under fees, taxes and deposits law. -- SB1098 SD1

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to CPC then FIN

SB1100 SD1 (SSCR 614)

### RELATING TO INSURANCE DATA SECURITY.

Introduced by: Kouchi R (BR)

Establishes the insurance data security law. Defines information security program to mean the administrative, technical, and physical safeguards that a licensee uses to access, collect, distribute, process, protect, store, use, transmit, dispose of, or otherwise handle nonpublic information. Requires each licensee to develop, implement, and maintain a comprehensive written information security program based on the licensee's risk assessment and that contains administrative, technical, and physical safeguards for the protection of nonpublic information and the licensee's information system. Establishes objectives of information security program. Requires a licensee's information security program to be designed under specified requirements and conditions. Establishes risk management; oversight by board of directors; oversight of 3rd party service provider arrangements; program adjustments; incident response plan; annual certification to the insurance commissioner; investigation of a cyber security event; notification of a cybersecurity event; notification to consumers; notice regarding cybersecurity events of 3rd party service provider; notice regarding cybersecurity events of reinsures to insurers; notice regarding cybersecurity events of producers of record; and powers of the commissioner. Requires the licensee's regulator to have the power to examine and investigate the affairs of any licensee to determine whether the licensee has been or is engaged in any conduct in violation of this law. -- Amends provisions relating to confidentiality. Allows the commissioner to share documents, materials, or other information, including the confidential and privileged documents, materials, or information, with other state, federal, and international regulatory agencies, with the National Association of Insurance Commissioners, its affiliates or subsidiaries,

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and with state, federal, and international law enforcement authorities; provided that the recipient agrees in writing to maintain the confidentiality and privileged status of the document, material, or other information; receive documents, materials, or information, including otherwise confidential and privileged documents, materials, or information, from the National Association of Insurance Commissioners, its affiliates or subsidiaries, and from regulatory and law enforcement officials of other foreign or domestic jurisdictions; provided that the commissioner and shall maintain as confidential or privileged any document, material, or information received with notice or the understanding that it is confidential or privileged under the laws of the jurisdiction that is the source of the document, material, or information; share documents, materials, or other information, with a 3rd party consultant or vendor, provided that the consultant agrees in writing to maintain the confidentiality and privileged status of the document, material, or other information; and enter into agreements governing sharing and use of information consistent with this provision. Exempts A licensee with fewer than 10 employees, including any independent contractors; a licensee subject to the Health Insurance Portability and Accountability Act of 1996 that has established and maintains an information security program pursuant to the statutes, rules, regulations, procedures, or guidelines established thereunder will be considered to have met the requirements of provisions; provided that the licensee is compliant with and submits a written statement certifying its compliance with the same; an employee, agent, representative, or designee of a licensee, who is also a licensee, and need not develop its own information security program; provided that the employee, agent, representative, or designee is covered by the information security program of the other licensee. Requires that in the event that a licensee ceases to qualify for an exception pursuant to this provision, the licensee to have 180 days to comply with this law. Establishes penalties; private cause of action; and rules. -- Amends provisions relating to Laws applicable under captive insurance companies. Add provisions relating to insurance data security law. -- SB1100 SD1

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to CPC then JHA then FIN

SB1101 SD2 (SSCR 899)

RELATING TO HURRICANE PREPAREDNESS.

Introduced by: Kouchi R (BR)

Establishes provisions relating to safe home program. Requires the insurance commissioner to develop and implement a program to encourage the installation of wind resistive devices. Allows the program to award matching or nonmatching grants to eligible applicants based upon the availability of funds. Provides that this provision does not create an entitlement for property owners or obligate the State in any way to fund the inspection or retrofitting of residential property in the State. Establishes a safe home program trust fund. Allows the commissioner to make grants authorized under this provision; provided that matching and nonmatching grants awarded from the safe home program trust fund shall not be subject to the grants law, public proceedings and records law, the Hawaii public procurement code, or purchases of health and human services. Provides that upon termination of the safe home program, any balances in the safe home program trust fund will be reverted to the general fund. Establishes the safe home program eligibility criteria for a residential property. Establishes matching and nonmatching grants; and standards for award of grants specified requirements. Annual reports to the legislature, governor, and director of commerce and consumer affairs. -- Amends provisions relating to the rules. Allows the commissioner to adopt rules as are necessary or proper to carry out the purposes of this provision. -- Amends provisions relating to establishment of trust funds. Provides that for fiscal year 2021 - 2022, requires the 1st 2 million dollars in interest to be deposited into the safe home program trust fund established pursuant to provisions relating to safe home program trust fund. -- Amends provisions relating to immunity. Adds safe home program. Appropriation to the department of commerce and consumer affairs for the safe home program trust fund; and appropriation to the department of health for the establishment and implementation of the safe home program established under this Act; and establishment of 1 temporary full time equivalent (1.0 FTE) position, within the insurance division of the department of commerce and consumer affairs to implement and administer the safe home program. -- SB1101 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to CPC then FIN

SB1102

RELATING TO MIXED MARTIAL ARTS.

Introduced by: Kouchi R (BR)

Amends provisions relating to permit required to hold each mixed martial arts event.



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Provides that to obtain a permit to conduct, hold, or give a mixed martial arts event, requires a promoter to provide to include cash made payable to each mixed martial arts contestant for the amount due the contestant or the contestant's manager, as the case may be, in accordance with the contracts approved by the director of commerce and consumer affairs. -- SB1102

Current Status: Mar-09 21 Introduction/Passed First Reading - House  
Mar-09 21 Multiple Referral to CPC then FIN

SB1103

RELATING TO THE PEER REVIEW OVERSIGHT COMMITTEE.

Introduced by: Kouchi R (BR)

Amends provisions relating to the peer review oversight committee. Requires the committee to consist of 3 individuals approved by the state board of public accountancy who hold permits to practice and who are currently in the practice of public accountancy at the partner or equivalent level. Provides that in selecting committee members, the board shall consider, among other things, the prospective member's experience with attest engagements and the peer review rating of the prospective member's firm. -- SB1103

Current Status: Mar-09 21 Introduction/Passed First Reading - House  
Mar-09 21 Multiple Referral to CPC then FIN

SB1104

RELATING TO THE CONTRACTORS RECOVERY FUND.

Introduced by: Kouchi R (BR)

Amends provisions relating to contractors recovery fund; use of fund; person injured; fees and provisions relating to maximum liability under the contractors law. Increases the monetary amount an injured homeowner may recover from the contractors recovery fund. -- SB1104

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to CPC then FIN

SB1107 SD2 (SSCR 900)

RELATING TO THE HAWAII EMERGENCY MANAGEMENT AGENCY.

Introduced by: Kouchi R (BR)

Amends provisions relating to mitigation of hazardous situations. Provides that this provision shall be applicable to additional natural hazards. -- Establishes the hazard mitigation special fund, into which shall be deposited all revenues from any recovery or reimbursement pursuant to this provision; and appropriations made by the legislature for deposit into the fund. Requires moneys in the hazard mitigation special fund shall be used for personnel costs and operating and administrative costs deemed necessary by the agency to administer this provision. -- SB1107 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to PDP then JHA then FIN

SB1109 SD2 (SSCR 578)

RELATING TO THE STATE DISASTER RECOVERY PROGRAM.

Introduced by: Kouchi R (BR)

Establishes provisions relating to the state disaster recovery coordinator; duties and powers. Requires the state disaster recovery coordinator to report to the governor, oversee the state disaster recovery program and framework, and shall establish and maintain recovery priorities and strategy on behalf of the governor; convene and provide executive level coordination for state agencies working on the state disaster recovery and reconstruction programs and alignment of funding; facilitate disaster recovery coordination and collaboration between the federal, state, and local governments, the private sector, and voluntary, faith based, and community organizations; serve as the primary contact with the federal disaster recovery coordinator of the federal emergency management agency to address recovery needs; promote a unified communications strategy with state and local partners; and develop and promulgate interagency coordination plans to drive long term recovery from disasters. Report to the legislature and governor. -- Amends provisions relating to Hawaii emergency management agency. Requires the agency to prepare a state comprehensive emergency management plan, which shall include a state disaster recovery program and framework and be integrated into and coordinated with the emergency management plans of the federal government. -- SB1109 SD2

Current Status: Feb-23 21 Introduction/Passed First Reading - House  
Feb-23 21 Multiple Referral to PDP then FIN

SB1112 SD2 (SSCR 809)

RELATING TO THE DEPARTMENT OF DEFENSE.

Introduced by: Kouchi R (BR)

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Amends provisions relating to adjutant general; appointment under militia; national guard. Prohibits a person to be eligible for appointment as adjutant general unless the person holds or has held a commission of the rank of colonel in the military grade of O6 or above federally recognized as such, or its equivalent in the army or air national guard, state defense force, or in the Army or Air Force active component of the US or a reserve component and has served as a commissioned officer in 1 or more of the Army or Air Force components for at least 10 years and has no administrative actions or items that would prevent promotion to the rank of a general officer in the military grade of O7 or O8 and federally recognized as such. -- SB1112 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to CMV then FIN

SB1116 SD2 (SSCR 901)

MAKING EMERGENCY APPROPRIATIONS TO THE DEPARTMENT OF DEFENSE RELATING TO COVID-19 EXPENDITURES.

Introduced by: Kouichi R (BR)

Appropriation to the department of defense for the transfer of contracts from the department of transportation to the department of defense relating to the safe travels Hawaii airport screening program; for use of the Hawaii tourism authority's Hawaii convention center to operate a call center for the safe travels Hawaii airport screening program; for the procurement, storage, and distribution of personal protective equipment to schools and other state agencies for statewide operations as may be needed. (COVID-19, COVID 19, coronavirus) (\$\$) -- SB1116 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to PDP then FIN

SB1117 SD2 (SSCR 902)

MAKING AN EMERGENCY APPROPRIATION TO THE OFFICE OF THE GOVERNOR RELATING TO COVID-19 EXPENDITURES.

Introduced by: Kouichi R (BR)

Appropriation to the office of the governor to be used as a contingency fund by the office of the governor to supplement the continuation of COVID-19 response related programs and activities. No moneys appropriated shall be expended unless the office of the governor establishes a task force to develop recommendations on the roles and responsibilities of the department of the attorney general and county police departments in the enforcement of emergency rules and orders issued by the governor and the counties to address the COVID-19 pandemic. Task force shall report to the legislature. Further prohibits moneys to be appropriated unless the office of the governor establishes by emergency order a statewide multi tier system to address the COVID-19 pandemic, which shall be deployed at the county level and shall include clear metrics for each tier. -- Appropriation to the department of the attorney general for enforcement of COVID-19 related emergency orders and rules. (COVID-19, COVID 19, coronavirus) (\$\$) -- SB1117 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to PDP then FIN

SB1121 SD2 (SSCR 580)

RELATING TO HOUSING.

Introduced by: Kouichi R (BR)

Exempts all gross proceeds arising from the planning, design, financing, or construction of any housing development by the department of Hawaiian home lands from general excise taxes. -- SB1121 SD2

Current Status: Feb-23 21 Introduction/Passed First Reading - House  
Feb-23 21 Multiple Referral to JHA then FIN

SB1122 SD2 (SSCR 928)

RELATING TO THE COUNTY BOARDS OF WATER SUPPLY.

Introduced by: Kouichi R (BR)

Establishes provisions relating to county boards of water supply and their obligation to the department of hawaiian home lands. Provides that prior to June 30 of each fiscal year, each board of water supply shall transmit to the department of Hawaiian home lands an accounting of all water credits held by the board for all of their respective systems. Allows the department of Hawaiian home lands by no later than September 30 of that same fiscal year request the boards to reserve a number of available and unallocated credits as specified by the department of Hawaiian home lands for its uses under section 221 of the Hawaiian Homes Commission Act 1920, as amended. Requires the boards to consider the department of Hawaiian home lands' requests when allocating available and unallocated water credits. -- Amends provisions relating to board of water supply. Requires at least 1 of the 5 members to be appointed to be a representative of

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the department of Hawaiian home lands. -- Amends provisions relating to provisions relating to appointment. Requires at least 1 of the 8 to be a representative of the department of Hawaiian home lands. -- SB1122 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to WAL then JHA then FIN

SB1123 SD2 (SSCR 732)

RELATING TO COUNTIES.

Introduced by: Kouchi R (BR)

Establishes provisions relating to infrastructure maintenance; housing development for the department of Hawaiian home lands. Requires infrastructure for any housing development for the department of Hawaiian home lands to be maintained by the county in which the housing development is located commencing 60 days after the receipt by the appropriate county council of a completed application for maintenance request; provided that certain conditions are met or allowed, including the 60 day timeline may be tolled for the time necessary to implement actions to mitigate impacts to historic properties from the infrastructure maintenance action. -- SB1123 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to HSG/ WAL/ then JHA then FIN

SB1127 SD1 (SSCR 810)

MAKING AN EMERGENCY APPROPRIATION FOR THE DEPARTMENT OF HUMAN SERVICES.

Introduced by: Kouchi R (BR)

Appropriation to the department of human services for general assistance payments. (\$\$)  
-- SB1127 SD1

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to HHH then FIN

SB1128 SD2 (SSCR 850)

RELATING TO OFFICE OF YOUTH SERVICES.

Introduced by: Kouchi R (BR)

Establishes provisions relating to office of youth services revolving fund; commercial enterprise vocational programs. Establishes the office of youth services revolving fund to be administered by the office of youth services. Requires all moneys collected from the sale of goods and services by individual vocational programs that engage in commercial enterprise, the for profit activity of providing goods and services, and appropriations made by the legislature to be deposited into the revolving fund and to be used for the purposes of vocational programs within the office, as determined by the office. Requires the administrators for each individual commercial enterprise vocational program to determine the prices at which all goods and services are sold and the prices to be as near to the prevailing market prices for similar goods and services as practicable. Allows the commercial enterprise vocational programs to market goods and services to both the public and private sectors. Requires the administrator for each individual commercial enterprise vocational program to ensure that the quality of goods and services produced is comparable to similar goods and services available from the private sector. -- Amends provisions relating to establishment; purpose. Requires the office to provide a continuum of services to include commercial enterprise vocational programs for young adults only; and other programs that encourage the development of positive self images and useful skills in youth at risk and young adults. Annual report to the legislature. -- SB1128 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to HHH then FIN

SB1132 SD2 (SSCR 734)

RELATING TO THE MEDICAID SUSTAINABILITY PROGRAM.

Introduced by: Kouchi R (BR)

Establishes the medicaid sustainability program law. Establishes a the medicaid sustainability program special fund. Requires the medicaid sustainability program special fund to be administered by the department into which shall be deposited all moneys collected under this law. Requires moneys in the medicaid sustainability program special fund to consist of all revenue received by the department from the medicaid sustainability fee; all federal medicaid funds received by the department as a result of matching expenditures made with the medicaid sustainability fee; any interest or penalties levied in conjunction with the administration of this law; and any designated appropriations, federal funds, donations, gifts, or moneys from any other sources. Requires moneys in the medicaid sustainability program special fund to be used exclusively to fund healthcare services covered under medicaid and operations to support the administration of the medicaid program. -- Establishes provisions relating to the medicaid sustainability

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fee; medicaid sustainability fee assessments; federal approval; penalties for failure to pay the medicaid sustainability fee; and special designation of medicaid sustainability program special fund. -- Amends provisions relating to transfers from special funds for central service expenses. Provides that except as provided in this provision, and notwithstanding any other law to the contrary, from time to time, the director of finance, for the purpose of defraying the prorated estimate of central service expenses of government in relation to all special funds, except the medicaid sustainability program special fund, shall deduct 5 per cent of all receipts of all other special funds, which deduction shall be transferred to the general fund of the State and become general realizations of the State. -- Amends provisions relating to provisions relating to special fund reimbursements for departmental administrative expenses. Provides that each special fund, except the medicaid sustainability program special fund, shall be responsible for its pro rata share of the administrative expenses incurred by the department responsible for the operations supported by the special fund concerned. -- Appropriation. Specific sections to be repealed on December 31, 2023 and June 30, 2024 (sunset). (COVID-19, COVID 19, coronavirus) -- SB1132 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to HHH then FIN

SB1134 SD2 (SSCR 841)

RELATING TO ADULT PROTECTIVE SERVICES.

Introduced by: Kouchi R (BR)

Amends provisions relating to right to enter. Allows any employee of the department of human services engaged in an investigation under this part, having probable cause to believe that a vulnerable adult will be subject to imminent abuse as defined in provisions relating to definitions under adult protective services before a court order for entry can be obtained, without a warrant, to enter upon the premises where the vulnerable adult may be found for the purpose of ascertaining that person's welfare. -- SB1134 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to HHH then JHA

SB1137 SD2 (SSCR 903)

RELATING TO THE SPOUSE AND CHILD ABUSE SPECIAL FUND.

Introduced by: Kouchi R (BR)

Amends provisions relating to spouse and child abuse special fund. Changes all unencumbered and unexpended moneys in excess of from 3 million dollars to 5 million dollars in the fund to lapse to the credit of the general fund. -- SB1137 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to HHH then FIN

SB1138 SD2 (SSCR 904)

RELATING TO THE OFFICE OF HEALTHCARE ASSURANCE SPECIAL FUND.

Introduced by: Kouchi R (BR)

Amends provisions relating to office of health care assurance special fund; deposits; expenditures. Provides that moneys in the special fund shall be expended by the department of health to include expend funds in excess of the approved spending ceiling for emergencies as approved by the director of health; provided that emergencies may be identified as man made or acts of God; and provided further that funds shall only be expended for purposes identified, and total funds expended shall not exceed the reasonably anticipated special fund balance as of June 30 of the expending year, less any reserve balance. Further provides a reserve balance of not less than 5,000 dollars shall be maintained as of June 30 of each fiscal year. Allows special fund expenditures approved through the state budget process to be used during any fiscal year for the activities carried out by the office of health care assurance. Repeals provisions that any amount in the special fund in excess of 387,500 dollars on June 30 of each year shall be deposited into the general fund. -- SB1138 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to HHH then FIN

SB1139 SD2 (SSCR 824)

RELATING TO THE OFFICE OF MEDICAL CANNABIS CONTROL AND REGULATION.

Introduced by: Kouchi R (BR)

Amends provisions relating to registration requirements; qualifying patients; primary caregivers. Requires the department of health to issue to the qualifying patient a registration certificate, and is authorized to establish fees by administrative rules and to charge a fee as determine by the department. -- Amends provisions relating to registration requirements; qualifying out of state patient; caregiver of a qualifying out of state patient. Requires each qualifying out of state patient to pay a fee in the amount determined by the department for each registration and renewal. Appropriation to the

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department for staff and operations of the office of medical cannabis control and regulation, including the establishment of 3 permanent full time equivalent (3.00 FTE) positions. -- SB1139 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to HHH then CPC then FIN

SB1142 SD2 (SSCR 885)

### RELATING TO SERVICES FOR KUPUNA.

Introduced by: Kouchi R (BR)

Amends provisions relating to definitions under Kupuna care and caregiver support services. Redefines coach to mean an individual who to include assist care recipient and caregiver with enrollment into programs and completing necessary forms, including but not limited to, state and federal tax forms, privacy and confidentiality forms, criminal background checks, financial management forms, employer and employee related forms, and forms requested by the executive office on aging. Redefines person centered support plan or support plan to mean a plan developed by a care recipient and the recipient's qualified caregiver that identifies the needs of the care recipient and allows the caregiver to remain in the workforce. -- Amends provisions relating to kupuna caregiver program. Requires the kupuna caregivers program to be delivered through 2 distinct service options traditional service delivery or kupuna caregiver directed services, based on an support plan for each eligible care recipient and the care recipient's qualified caregiver as specified. Provides that the allocated funds shall be issued directly to the service provider or financial management service provider upon request and receipt of an invoice for services rendered. -- SB1142 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to HHH then CPC then FIN

SB1144 SD2 (SSCR 910)

### RELATING TO MARRIAGE LICENSE FEES.

Introduced by: Kouchi R (BR)

Amends provisions relating to vital statistics improvement special fund. Adds provisions relating to marriage license; agent to grant; fee. -- Amends provisions relating to marriage license; agent to grant; fee. Changes that any agent appointed and receiving an application for a marriage license shall collect from the applicant for the license from 60 dollars to \_\_\_\_ dollars, of which the agent, except those provided, shall retain from 9 dollars to \_\_\_\_ dollars for the agent's benefit and compensation and shall remit from 51 dollars to \_\_\_\_ dollars to the director of health. Changes that upon the receipt of remittances under this subsection, the director of health shall deposit from 32 dollars to \_\_\_\_ dollars for each license issued to the credit of the general fund of the State; from 4.50 dollars to \_\_\_\_ dollars for each license issued to the credit of the spouse and child abuse special fund established; from 4.50 dollars to \_\_\_\_ dollars for each license issued to the credit of the spouse and child abuse special account established; from 10 dollars to \_\_\_\_ dollars for each license issued to the credit of the birth defects special fund established; and \_\_\_\_ dollars for each license issued to the credit of the vital statistics improvement special fund established. Changes that provides that in the case of these agents, the full amount collected from applicants shall be remitted to the director of health; and upon the receipt of remittances, requires the director of health to deposit from 41 dollars to \_\_\_\_ dollars for each license issued to the credit of the general fund of the State; from 4.50 dollars to \_\_\_\_ dollars for each license issued to the credit of the spouse and child abuse special fund established; from 4.50 dollars to \_\_\_\_ dollars for each license issued to the credit of the spouse and child abuse special account established; from 10 dollars to \_\_\_\_ dollars for each license issued to the credit of the birth defects special fund established; and \_\_\_\_ dollars for each license issued to the credit of the vital statistics improvement special fund established. -- SB1144 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to HHH then FIN

SB1147 SD2 (SSCR 938)

### RELATING TO TOBACCO PRODUCTS.

Introduced by: Kouchi R (BR)

Amends provisions relating to the cigarette tax and tobacco tax law. Establishes provisions relating to unlawful shipment of tobacco products; penalty; reports; liability for unpaid taxes. Provides that a person or entity commits the offense of unlawful shipment of tobacco products if the person or entity is engaged in the business of selling tobacco products and ships or causes to be shipped to a person or entity in this State that is not a licensee. Makes it a class C felony if the value is 10,000 dollars or more or misdemeanor if the value is less than 10,000 dollars. -- Establishes provisions relating to sale of tobacco products; flavored; nicotine free; remote retail sales. Provides that

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beginning July 1, 2021, it shall be unlawful for any retailer or any agents or employees of the retailer to sell, offer for sale, or possess with the intent to sell or offer for sale, a flavored tobacco product or e liquid; mislabel as nicotine free, or sell or market for sale as nicotine free, any e liquid product that contains nicotine; and have tobacco products, including electronic smoking devices, e liquid, and electronic smoking device accessories delivered or sold to end consumers other than through retail sales through a direct, face to face, or over the counter exchange between a licensed retailer and a consumer at a tobacco retail location. -- Amends provisions relating to definitions. Defines tobacco products to include e liquid and electronic smoking devices. -- Amends provisions relating to license; and retail tobacco permits. Increases the license fee and the retail tobacco permit fee. -- Amends provisions relating to disposition of funds. With respect to fines that are proceeds of the Hawaii tobacco prevention and control trust fund, the director of finance shall transmit the fines and forfeitures to the respective funds. -- Repeals provisions relating to electronic smoking device retailer registration unit under the attorney general law. -- Repeals provisions relating to delivery of sales under cigarette tax and tobacco tax law. -- SB1147 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to HHH then CPC then FIN

SB1149 SD2 (SSCR 828)

RELATING TO DIETITIAN LICENSURE SPECIAL FUND.

Introduced by: Kouchi R (BR)

Amends provisions relating to dietitian licensure special fund. Repeals provision that provide that not more than 30,000 dollars of the dietitian licensure special fund may be used during any fiscal year for activities associated with administering the licensure program including the costs associated with administering the licensure program; and any amount in the dietitian licensure special fund in excess of 35,000 dollars on June 30 of each fiscal year shall be deposited into the general fund. -- SB1149 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to HHH then FIN

SB1150 SD1 (SSCR 167)

RELATING TO SKILLED NURSING FACILITY LICENSING.

Introduced by: Kouchi R (BR)

Establishes provisions relating to skilled nursing facilities. Requires the director of health to adopt rules to provide for the licensing of skilled nursing facilities. Requires rules to provide that accreditation by the Joint Commission or other nationally recognized accreditation or certification organization demonstrates a skilled nursing facility's compliance with all licensing inspections required by the State. Allows the rules to exempt a skilled nursing facility from a licensing inspection on a continuing basis throughout the term of the accreditation or certification under the specified conditions. Requires rules to provide that allows the department of health to conduct inspections and investigations of exempt skilled nursing facilities regarding complaints, adverse accreditation or certification findings, or periodic validation surveys. -- SB1150 SD1

Current Status: Mar-09 21 Introduction/Passed First Reading - House  
Mar-09 21 Multiple Referral to HHH then CPC

SB1153 SD1 (SSCR 154)

MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF HEALTH FOR THE EMERGENCY MEDICAL SERVICES AND INJURY PREVENTION SYSTEM BRANCH.

Introduced by: Kouchi R (BR)

Appropriation to the department of health for payroll and other current expenses to address the budget shortfall for the state comprehensive emergency medical system. (\$\$) -- SB1153 SD1

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to HHH then FIN

SB1156 SD2 (SSCR 827)

MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF HEALTH.

Introduced by: Kouchi R (BR)

Appropriation to the department of health for implementation of the state of Hawaii COVID-19 vaccination plan. (COVID-19, COVID 19, coronavirus) (\$\$) -- SB1156 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to PDP/ HHH/ then FIN

SB1157 SD1 (SSCR 153)

MAKING EMERGENCY APPROPRIATIONS TO THE DEPARTMENT OF HEALTH RELATING TO COVID-19 EXPENDITURES.

Introduced by: Kouchi R (BR)

## SENATE BILLS WHICH PASSED THIRD READING

Appropriation to the department of health for statewide COVID-19 related medical surge staffing; for implementation and administration of vaccine and immunization plans and logistics to include warehousing and distributing vaccines and supplies, creating temporary immunization sites and clinics, communicating vaccine education, and associated operational costs. (COVID-19, COVID 19, coronavirus) (\$\$) -- SB1157 SD1

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to PDP/ HHH/ then FIN

SB1159 SD2 (SSCR 966)

RELATING TO EMPLOYMENT SECURITY.

Introduced by: Kouchi R (BR)

Appropriations to the department of labor and industrial relations to repay the federal government for its loan to the State for the purpose of paying unemployment benefit claims. -- SB1159 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to LAT/ PDP/ then FIN

SB1162 SD2 (SSCR 886)

RELATING TO FOREST STEWARDSHIP.

Introduced by: Kouchi R (BR)

Amends provisions relating to findings and purpose under forest stewardship law. Changes the terms privately owned to privately managed. -- Amends provisions relating to definition. Defines program implementation agreement to mean a written forest stewardship management contract between the board and program applicant. -- Amends provisions relating to establishment of the forest stewardship program. Establishes a forest stewardship program to be administered by the board to assist landowners of privately managed forest lands to manage, protect, and restore important watersheds, native vegetation, forest resources, forest products, fish and wildlife habitats, isolated populations of rare and endangered plants, and other lands that are not recognized as potential natural area reserves. -- Amends provisions relating to forest stewardship management plans; approved activities. Requires the board of land and natural resources and other cooperating natural resources management agencies to develop a list of approved management activities and practices that shall be eligible for cost-share assistance under the program to include management for non native forest products; provided the land was not previously cleared of native vegetation for the purpose of non native forest production. -- Amends provisions relating to qualifications and conditions. Changes payments from the forest stewardship fund shall not exceed from 50 per cent to 75 per cent of the total cost of the landowner in developing an approved management plan; and 50 per cent of the total cost of the landowner in implementing an approved management plan. Adds that to receive funds under the forest stewardship program, requires an applicant to enter into a program implementation agreement with the board, upon approval of the forest stewardship management plan by the board. Changes the terms private lands to privately managed forest lands. -- SB1162 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to WAL/ EEP/ then FIN

SB1165 SD1 (SSCR 708)

RELATING TO OCEAN RECREATION COMMERCIAL PERMITS.

Introduced by: Kouchi R (BR)

Amends provisions relating to permits and fees for state small boat harbors; permit transfers. Allows any person who owns an interest in a corporation or other business entity or is part of a controlled group possessing a valid commercial permit issued by the department of land and natural resources, to transfer any or all stock or other interest to another person without terminating the right of the corporation or business entity to retain or renew the corporation or commercial entity by the department of land and natural resources. Provides that beginning on July 1, 2021, all new commercial permits issued for any type of commercial ocean recreation activity that are not renewals of permits initially issued before July 1, 2021, to be issued by the department of land and natural resources at public auction. -- SB1165 SD1

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to WAL then FIN

SB1166 SD2 (SSCR 825)

RELATING TO RENTALS FOR PUBLIC LAND LEASES.

Introduced by: Kouchi R (BR)

Amends provisions relating to powers under the public lands, management and disposition of law. Provides that if a lease for resort, commercial, industrial, or other business or residential purposes requires a lessee to demolish existing improvements or provide basic infrastructure including drainage, sewer, water, electricity, and other

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utilities before the lessee can make productive use of the land, the board land and natural resources may approve a reduction or waiver of lease rental of up to 20 years that shall not exceed the amount of the lessee's total expenditures for demolition or provision of the infrastructure. Act to be repealed on June 30, 2026 (sunset). -- SB1166 SD2  
Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to WAL then JHA then FIN

SB1173 SD2 (SSCR 826)

### RELATING TO OCEAN STEWARDSHIP.

Introduced by: Kouchi R (BR)

Establishes the ocean stewardship law. Establishes the ocean stewardship special fund to be administered by the department of land and natural resources. Requires the fund to be used to develop and carry out marine resource conservation, restoration, enhancement, research, regulatory measures, enforcement actions, educational activities, or any other management measure intended to conserve, restore, and enhance marine resources under the jurisdiction of the State; develop and carry out restoration and compensatory mitigation measures for impacts to the marine environment, including impacts to the marine environment from federal or state permitted actions, or violations or any rule adopted; and install, maintain, and replace day use mooring buoys and other infrastructure to reduce impacts to the marine ecosystem. Establishes provisions relating to ocean stewardship fees. Allows the department to adopt rules to establish non resident user fees for the use and enjoyment of the State's ocean resources. Requires fess collected to be deposited in the special fund. -- SB1173 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to WAL then FIN

SB1179 SD2 (SSCR 576)

### RELATING TO FUNDING FOR THE DIVISION OF CONSERVATION AND RESOURCES ENFORCEMENT.

Introduced by: Kouchi R (BR)

Amends provisions relating to funding for the division of conservation and resources enforcement special fund; established. Allows permanent and temporary staff positions for the purposes of this law. -- Amends provisions relating to disposition of taxes. Provides that of the taxes collected each fiscal year includes 2 per cent or 1 million 360,000 dollars whichever is less, shall be paid into the conservation and resources enforcement special fund established pursuant to the division of conservation and resources enforcement. (COVID-19, COVID 19, coronavirus) -- SB1179 SD2

Current Status: Feb-23 21 Introduction/Passed First Reading - House  
Feb-23 21 Multiple Referral to EEP then FIN

SB1187 SD2 (SSCR 967)

### MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF PUBLIC SAFETY.

Introduced by: Kouchi R (BR)

Appropriation to the department of public safety for fiscal year 2020 - 2021 to cover the shortfall for personnel services costs. -- Appropriation to the department of public safety for fiscal year 2021 - 2022 and 2022 - 2023 to establish 9 permanent full time equivalent (9.00 FTE) positions for intake service centers (PSD 410) to meet legislative objectives for the pretrial reform initiatives. (\$\$) -- SB1187 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to CMV then FIN

SB1191 SD1 (SSCR 319)

### RELATING TO THE ELECTRONIC PRESCRIPTION ACCOUNTABILITY SYSTEM.

Introduced by: Kouchi R (BR)

Amends provisions relating to confidentiality of information; disclosure of information under uniform controlled substances act. Provides that this provision shall not prevent the disclosure, at the discretion of the administrator, of investigative information to registrants authorized to include provisions relating to advanced practice registered nurse who are registered to administer, prescribe, or dispense controlled substances and their practitioner delegate; provided that the information disclosed relates only to the registrant's own patient; authorized employees of the State of Hawaii department of human services, med QUEST division; and controlled substances prescribers, dispensers, and pharmacists of US Department of Veteran Affairs facilities within the State who submit data, as described in provisions relating to reporting of dispensation of controlled substances; electronic prescription accountability system. -- SB1191 SD1

Current Status: Mar-09 21 Introduction/Passed First Reading - House  
Mar-09 21 Multiple Referral to HHH then CPC



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SB1192 SD1 (SSCR 277)

RELATING TO THE ELECTRONIC PRESCRIPTION ACCOUNTABILITY SYSTEM.

Introduced by: Kouchi R (BR)

Amends provisions relating to reporting of dispensation of controlled substances; electronic prescription accountability system; requirements; penalty under uniform controlled substances act. Requires the designated state agency to determine those controlled substances that are purportedly being misused and abused in the State, and identify opioid antagonists that are used to reverse the effects of opioid overdoses. Provides that no identified controlled substances or pharmacist prescribed opioid antagonists may be dispensed unless information relevant to the dispensation of the substance or pharmacist prescribed opioid antagonist is reported electronically or by means indicated by the designated state agency to the central repository in accordance with rules adopted by the department of health. -- Amends provisions relating to central repository. Provides that under the system, information shall be reported in numerical format, not less than once every 7 days, on the filling of prescriptions for designated controlled substances to include the dispensing of pharmacist prescribed opioid antagonists. -- SB1192 SD1

Current Status: Mar-09 21 Introduction/Passed First Reading - House  
Mar-09 21 Multiple Referral to HHH then CPC

SB1194 SD1 (SSCR 887)

MAKING EMERGENCY APPROPRIATIONS TO THE DEPARTMENT OF PUBLIC SAFETY RELATING TO COVID-19 EXPENDITURES.

Introduced by: Kouchi R (BR)

Appropriation to the department of public safety for healthcare professional costs and inmate hospitalization expenses at non state facilities for Hawaii inmates; for providing food services; and deep cleaning, disinfecting, and sanitizing departmental offices and correctional facilities; for security costs, overtime and other payroll costs for 10.00 existing full time equivalent (10.00 FTE) deputy sheriff positions to continue security screening and protocols for the safe travels Hawaii program. (COVID-19, COVID 19, coronavirus) (\$\$) -- SB1194 SD1

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to PDP/ CMV/ then FIN

SB1196 SD2 (SSCR 888)

RELATING TO WITHHOLDING TAX.

Introduced by: Kouchi R (BR)

Amends provisions relating to statements to employees. Changes the date for the employer to file a duplicate copy of each statement to January 31 following the close of the calendar year. Provides that an employer that wilfully fails to furnish the statement to the employee by the prescribed due date; fails to file the statement with the department by the prescribed due date; or fails to electronically file the statement with the department of taxation if the employer is required to file electronically shall be subject to a penalty of 25 dollars per failure; provided that the penalty imposed under this provision shall not exceed 50 dollars per employee. -- SB1196 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to ECD then FIN

SB1198 SD2 (SSCR 971)

RELATING TO TAX ADMINISTRATION.

Introduced by: Kouchi R (BR)

Amends provisions relating to electronic filing of tax returns. Provides that if the requirements of this provision are satisfied, the department may require electronic filing of any tax return, application, report, or other document required under the provisions of title 14 administered by the department for the following taxpayers; for income tax filings required under chapter 235, only taxpayers who are subject to tax under section 235-71, 235-71.5, or 235-72; required to file partnership returns under section 235-95, provided that the partnership's gross income exceeds 250,000 dollars for the taxable year; required to file S corporation returns under section 235-128, provided that the S corporation's gross income exceeds 250,000 dollars for the taxable year; or subject to tax under section 235-51, 235-52, or 235-53, provided that the taxpayer's federal adjusted gross income, as reported on the taxpayer's Hawaii income tax return, exceeds 100,000 dollars for the taxable year. Provides that any return that is prepared by a tax return preparer, shall be filed electronically; provided that this subsection shall only apply if an electronic filing option is available and the tax return preparer reasonably expects to prepare more than 10 returns of that same tax type in the calendar year. Provides that if a return that is required to be filed electronically under this provision is not filed electronically, the tax return preparer who prepared the return and the taxpayer shall each be subject to a penalty of 50 dollars for every failure to electronically file a return,

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unless it is shown that the failure is due to reasonable cause and not due to neglect. Provides that if no tax is required to be shown on the return, the department may determine by administrative rule the penalty imposed. -- Amends provisions relating to filing and payment of taxes by electronic funds transfer. Authorizes the director of taxation is to require every person or tax return preparer subject to mandatory electronic filing and every person whose tax liability for any 1 taxable year exceeds 100,000 dollars and who files a tax return for any tax, including consolidated filers, to remit taxes by 1 of the means of electronic funds transfer approved by the department. -- Amends provisions relating to tax clearance fees. Allows the department to charge a fee of 20 dollars for each tax clearance application submitted. -- Amends provisions relating to tax clearance before procuring liquor licenses. Provides that notwithstanding any law to the contrary, the department may disclose tax information relevant to the applicant's state tax compliance to the issuing agency. -- Amends provisions relating to taxes paid pending appeal. Provides that for purposes of this provision, the interest shall be computed using the following interest rates for corporations whose overpayments are 10,000 dollars or less, 3 per cent; for corporations whose overpayments exceed 10,000 dollars, 1.5 per cent; and for all other taxpayers, 4 per cent. -- Amends provisions relating to tax administration special fund; established. Requires the moneys in the fund to be used for the following purposes, including funding information technology and related positions that are exempt from civil service law; funding the operations of the criminal investigation section, including support staff positions; and funding the operations of the administrative rules office. -- SB1198 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to ECD then FIN

SB1202 SD1 (SSCR 292)

### RELATING TO TAXATION.

Introduced by: Kouchi R (BR)

Establishes provisions relating to chapter 235 and chapter 237 applicable. Provides that all of the provisions of income tax law and general excise tax law not inconsistent with this law and that may appropriately be applied to the taxes, persons, circumstances, and situations involved in this law, including (without prejudice to the generality of the foregoing) provisions as to penalties and interest, and provisions granting administrative powers to the director of taxation, and provisions for the assessment, levy, and collection of taxes, shall be applicable to the taxes imposed by this law, and to the assessment, levy, and collection thereof. -- Amends provisions relating to distributors to register and be licensed. Provides that any license issued under this law shall not be assignable and shall be conspicuously displayed on the licensed premises of the licensee. Provides that whenever a license is defaced, destroyed, or lost, or the licensed premises are relocated, the department of taxation may issue a duplicate license to the licensee upon the payment of a fee of 50 cents. Allows the department to suspend or revoke any license issued under this law whenever the department finds that the licensee has failed to comply with this law or any rule adopted under this law, or for any other good cause. -- Amends provisions relating to retail dealers, permits; certificates. Requires any entity that operates as a distributor and also sells fuel to consumers at retail to acquire a separate retail dealer permit. Requires a retail dealer permit to be nonassignable and nontransferable from 1 entity to another entity. A retail dealer permit may be transferred from 1 business location to another business location after an application has been filed with the department of taxation requesting the transfer and approval has been obtained from the department. Requires a retail dealer permit issued under this provision to be displayed at all times in a conspicuous place at the place of business requiring the permit. Allows the department to suspend, revoke, or decline to renew any permit issued under this law whenever the department finds that the applicant has failed to comply with this law or any rule adopted under this law, or for any other good cause. -- Amends provisions relating to the liquor tax law. Redefines dealer to include a winery's license, or a small craft producer's license under the liquor law. -- Amends provisions relating to permit. Repeals the requirement that the liquor commission certify to the department of taxation information about dealers from time to time and within 48 hours after such license is issued. Allows the department to suspend, revoke, or decline to renew any permit issued under this law whenever the department finds that the applicant has failed to comply with this law or any rule adopted under this law, or for any other good cause. -- Amends provisions relating to the cigarette tax and tobacco tax laws. -- Amends provisions relating to license. Provides that any license issued under this law shall not be assignable and shall be conspicuously displayed on the licensed premises of the licensee. Provides that whenever a license is defaced, destroyed, or lost, or the licensed premises are relocated, the department may issue a duplicate license to the licensee

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upon the payment of a fee of 50 cents. Provides that good cause includes but is not limited to instances where an applicant or licensee has failed to comply with, violated, or been convicted of violating any county, state, or federal law directly pertaining to the sale, importation, acquisition, possession, stamping, distribution, transportation, or smuggling of cigarettes, counterfeit cigarettes, counterfeit tax stamps, or other tobacco products; or failed to maintain complete and accurate records when and if required to be kept. Requires the department to provide no less than 30 days notice to the applicant or licensee of a hearing afforded under this provision. -- Amends provisions relating to retail tobacco permit. Provides that good cause includes but is not limited to instances where an applicant or permittee has failed to comply with, violated, or been convicted of violating any county, state, or federal law directly pertaining to the sale, importation, acquisition, possession, stamping, distribution, transportation, or smuggling of cigarettes, counterfeit cigarettes, counterfeit tax stamps, or other tobacco products; or failed to maintain complete or accurate records when and if required to be kept. Requires the department to provide no less than 30 days notice to the applicant or permittee of a hearing afforded under this provision. -- Repeals the license taxes payable monthly under the fuel tax law. -- Repeals monthly report on distributions of cigarettes and tobacco products, and purchase of stamps under the cigarette tax and tobacco tax law. -- SB1202 SD1

Current Status: Feb-22 21 Introduction/Passed First Reading - House  
Feb-23 21 Multiple Referral to ECD then CPC then FIN

SB1203 SD1 (SSCR 587)

RELATING TO TITLE 14, HAWAII REVISED STATUTES.

Introduced by: Kouchi R (BR)

Amends title 14, Hawaii revised statutes (taxation), to make nonsubstantive changes for clarity and to delete obsolete provisions. -- SB1203 SD1

Current Status: Mar-04 21 Introduction/Passed First Reading - House  
Mar-04 21 Multiple Referral to ECD then FIN

SB1204 SD2 (SSCR 972)

RELATING TO TAX APPEALS.

Introduced by: Kouchi R (BR)

Amends provisions relating to department of taxation. Requires to be within the department of taxation a board of review and a tax appeal court. The composition of the board of review and the tax appeal court and their respective functions, duties, and powers shall be as provided in tax appeal law. -- Amends provisions relating to appointment, removal, compensation by changing title to taxation board of review; appointment, removal, compensation. Creates a taxation board of review for the State. Requires the board to consist of no more than 10 members who shall be residents of the State and shall be appointed and be removable by the governor. Requires any vacancy in the board to not impair the authority of the remaining members to exercise all the powers of the board. Allows the governor to appoint, without regard to provisions relating to selection and terms of members of boards and commissions, an acting member of the board during any member's temporary absence from the State, temporary inability to act due to recusal, or illness. Provides that an acting member, during the acting member's term of service, shall have the same powers and duties as the regular member; provided further that an acting member appointed due to a regular member's recusal shall be appointed for the case in which the recusal occurred, and the acting member's appointment shall terminate when the final decision is filed or the case is withdrawn. -- Amends provisions relating to boards of review; duties, powers, procedure before by changing title to board of review; duties, powers, procedure before. Replaces board of review for each district with single board of review. Requires at least 3 board members to be present at any meeting or proceeding of the board to constitute a quorum. Allows taxpayers and others appearing before the board to also participate via teleconference or any other cost efficient means of the board's choosing. -- SB1204 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to ECD then JHA then FIN

SB1207 SD2 (SSCR 973)

RELATING TO PROCUREMENT.

Introduced by: Kouchi R (BR)

Amends provisions relating to emergency procurements. Allows the head of a purchasing agency to obtain a good, service, or construction essential to meet an emergency by means other than specified in this law when the following conditions exist as specified. Requires the emergency procurement to be made with competition as is practicable under the circumstances. Requires the head of the purchasing agency to report to the legislature and chief procurement officer. -- SB1207 SD2

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Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to PDP/ GVR/ then CPC then FIN

SB1212 SD2 (SSCR 645)

### RELATING TO MOTOR VEHICLE REGISTRATION.

Introduced by: Kouchi R (BR)

Amends provisions relating to motor vehicle registration. Defines out of service order as a declaration by an authorized enforcement officer of a Federal, State, Canadian, Mexican, or local jurisdiction that a driver, a commercial motor vehicle, or a motor carrier operation is out of service pursuant to 49 CFR 386.72, 392.5, 392.9a, 395.13, or 396.9, or 49 USC 31106(b)(2), or compatible laws, or the North American Standard Out of Service Criteria. -- Amends provisions relating to application for registration; full faith and credit to current certificates; this part not applicable to certain equipment. Prohibits any motor carrier that has not resolved any outstanding federal operations out of service order issued by the US Secretary of Transportation to complete an initial registration of a motor carrier vehicle until all such federal operations out of service orders are resolved. -- Amends provisions relating to registration expense. Provides that if the director of finance has ascertained as of the date of the application that the registered owner has not deposited or paid bail with respect to any summons or citation issued to the registered owner for stopping, standing, or parking in violation of traffic ordinances within the county, or the registered owner of a motor carrier vehicle, has not resolved any outstanding federal operations out of service orders issued by the US Secretary of Transportation, may require, as a condition precedent to the renewal, that the registered owner deposit or pay bail with respect to all such summonses or citations or resolve all such federal operations out of service orders. Requires any certificate of registration belonging to a motor carrier to be suspended or revoked when that motor carrier has been issued any federal operations out of service orders by the US Secretary of Transportation and that certificate of registration shall remain suspended or revoked until all the federal operations out of service orders are resolved. -- SB1212 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to TRN then CPC

SB1216 SD2 (SSCR 908)

### RELATING TO COMMERCIAL DRIVER'S LICENSES.

Introduced by: Kouchi R (BR)

Amends provisions relating to commercial driver's license qualification standards. Prohibits the commercial learner's permit to be valid for a period in excess of 180 days from the date that the applicant passes the general and all required endorsement knowledge tests; or if the applicant is not required to take a knowledge test, from the date that the permit is issued. Requires beginning February 7, 2022, except for a driver holding a valid commercial learner's permit or commercial driver's license that was obtained prior to February 7, 2022, every applicant to complete the entry level river training requirements as specified in title 49 Code of Federal Regulations part 380, subpart F; and be verified with the Federal Motor Carrier Safety Administration Training Provider Registry; provided further that the applicant to complete the requirements prior to taking the skills test for a class A or class B commercial driver's license, passenger endorsement, or school bus endorsement, and prior to taking the knowledge test for a hazardous materials endorsement. -- SB1216 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to CPC then JHA

SB1220 SD1 (SSCR 439)

### RELATING TO CRIMINAL HISTORY RECORD CHECKS.

Introduced by: Kouchi R (BR)

Amends provisions relating to criminal history record checks. Allows criminal history record checks to be conducted by the university of Hawaii on current and prospective employees, and contractors and their employees, whose duties include ensuring the security of campus facilities and persons. -- SB1220 SD1

Current Status: Mar-09 21 Introduction/Passed First Reading - House  
Mar-09 21 Multiple Referral to LAT then JHA then FIN

SB1222 SD2 (SSCR 799)

### RELATING TO THE CONFERENCE CENTER REVOLVING FUND.

Introduced by: Kouchi R (BR)

Amends provisions relating to conference center revolving fund; university of Hawaii at Hilo. Changes the fund to be for conference center programs conducted by the university of Hawaii at Hilo. Authorizes the chancellor of the university at Hilo or the chancellor's designee to expend funds from the revolving fund for all costs associated with conferences, seminars, and courses provided by the conference center programs,

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including but not limited to expenses for honoraria, hotel and room rentals, food and refreshment, printing and mailing, airfare and per diem, lei, rental of audiovisual equipment, and conference supplies and materials, without regard to any competitive bidding requirements pursuant to the Hawaii public procurement code. Annual report to the legislature. -- SB1222 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to HET then FIN

SB1225 SD1 (SSCR 425)

RELATING TO THE UNIVERSITY OF HAWAII BOARD OF REGENTS INDEPENDENT AUDIT COMMITTEE.

Introduced by: Kouchi R (BR)

Amends provisions relating to independent audit committee; established; powers; duties. Requires the chair of the independent audit committee to be selected in a manner consistent with the bylaws of the board of regents. Exempts the independent audit committee from administrative procedure law and part I of public agency meetings and records law to the extent that the independent audit committee is engaging in discussions with internal or external auditors on matters that should remain confidential in accordance with nationally recognized best practices for independent audit committees, or proceedings arising from an investigation by the independent audit committee relating to potentially actionable civil or criminal conduct, whether or not the investigation is pending or outstanding. Provides that at the discretion of the chair of the independent audit committee, discussions under this provision may be held in the absence of the president of the university of Hawaii or the chief financial officer of the university. -- SB1225 SD1

Current Status: Mar-09 21 Introduction/Passed First Reading - House  
Mar-09 21 Multiple Referral to HET then JHA

SB1231 SD2 (SSCR 717)

RELATING TO STATEWIDE HEALTH PLANNING.

Introduced by: Keohokalole J

Amends provisions relating to health planning and development functions; state agency changing the title to health planning and development functions; state agency; department of health. Requires the state agency or department of health to conduct such studies and investigations as may be necessary as to the causes of health care costs including inflation. -- Amends provisions relating to state health planning and development special fund; created; deposits; expenditures; fees. Requires all unencumbered and unexpended moneys in excess of 2 million dollars remaining on balance in the special fund at the close of June 30 of each year to lapse to the credit of the general fund. -- SB1231 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to HHH then CPC then FIN

SB1234 SD1 (SSCR 142)

RELATING TO PANDEMIC RESPONSE.

Introduced by: Keohokalole J, Chang S, Misalucha B

Amends Act 9, session laws of 2020, relating to the purchase and distribution of personal protective equipment by including industrial hygiene products, and coronavirus disease 2019 tests to hospitals, childcare facilities, elderly care facilities, businesses, non profits, schools, and all state departments and attached agencies. (COVID-19, COVID 19, coronavirus) -- SB1234 SD1

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to PDP/ ECD/ then FIN

SB1237 SD2 (SSCR 914)

RELATING TO TAXATION.

Introduced by: Wakai G

Amends provisions relating to the renewable energy technologies; income tax credit. Reduces the cap amounts of the renewable energy technologies income tax credit. -- SB1237 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to EEP then CPC then FIN

SB1240 SD1 (SSCR 395)

RELATING TO TAX CONFORMITY.

Introduced by: Dela Cruz D

Requires the State to conform to those provisions of the Consolidated Appropriations Act, 2021, Public Law 116-260, relating to taxable income and deductible expenses. (COVID-19, COVID 19, coronavirus) -- SB1240 SD1

Current Status: Feb-23 21 Introduction/Passed First Reading - House

## SENATE BILLS WHICH PASSED THIRD READING

Feb-23 21 Multiple Referral to CPC then FIN

SB1242 SD2 (SSCR 889)

### RELATING TO TRAUMA-INFORMED CARE.

Introduced by: Dela Cruz D

Establishes a trauma informed care task force within the department of health. Requires the task force to develop and make recommendations for trauma informed care in the State; to create, develop, and adopt a statewide framework for trauma informed and responsive practice specified framework; identify best practices, including best practices involving native Hawaiian cultural practices, with respect to children and youth and their families, who have experienced or are at risk of experiencing trauma; provide a trauma informed care inventory and assessment of public and private agencies and departments; identify various cultural practices that build wellness and resilience in communities; convene trauma informed care practitioners so that they may share research and strategies in helping communities build wellness and resilience; seek ways in which federal funding can be used to better coordinate and to improve the response to families impacted by coronavirus disease 2019, substance use disorders, domestic violence, poverty, and other forms of trauma, including making recommendations for a government position that will interface with federal agencies to seek and leverage federal funding with county, state, and philanthropical agencies; and coordinate data collection and funding streams to support the efforts of the interagency task force. Report to the legislature. Task force to cease to exist on July 1, 2024 (sunset). -- SB1242 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to HHH then CPC then FIN

SB1243 SD2 (SSCR 735)

### RELATING TO THE PHASEOUT OF PRIVATE CORRECTIONAL FACILITIES.

Introduced by: Nishihara C, Acasio L, Chang S, Inouye L, Lee C, San Buenaventura J  
Establishes provisions relating to use of private correctional institutions; prohibited. Provides that beginning July 1, 2025, the State shall not commit, transfer, or house any inmate at a private correctional institution. Provides that this provision shall not be construed to prohibit the State from contracting with or housing an inmate at any facility providing rehabilitative, counseling, treatment, mental health, educational, or medical services to a minor who is under the jurisdiction of the family court; any facility providing evaluation or treatment services to a person who has been detained or is subject to an order of commitment by a court; any facility providing educational, vocational, medical, or other ancillary services to an inmate in the custody of, and under the direct supervision of, the State or any of its political subdivisions; a residential care facility licensed by the department of health or department of human services; any school facility used for the disciplinary detention of a pupil; any facility used for the quarantine or isolation of persons for public health reasons; or any facility used for the temporary detention of a person detained or arrested by a merchant, private investigator or guard, or other person. -- Amends provisions relating to development of out of state Hawaii correctional facilities. Provides that beginning July 1, 2022, the director of public safety shall commence reducing the number of committed felons incarcerated in private correctional institutions. Provides that beginning June 30, 2025, no inmate shall be committed or transferred to any private correctional institution. Defines private correctional institution to include any correctional institution operated under a public private partnership. -- Amends provisions relating to development of out of state Hawaii correctional facilities. Provides that the terms of any agreement negotiated pursuant to this provision shall not extend beyond June 30, 2025. -- Establishes provisions relating to construction and development of new correctional facilities; approval of Hawaii correctional system oversight commission required. Prohibits a new correctional facility to be constructed and no existing correctional facility shall be expanded in the State unless the construction or expansion is 1st approved by the Hawaii correctional system oversight commission. Provides that to facilitate the approval or disapproval of a proposed new or expanded correctional facility, as provided in this provision, the department of public safety shall submit the following information to the Hawaii correctional system oversight commission upon the commission's request the proposed maximum inmate population of the facility; any programs proposed for the facility, including reentry programs, facility educational and treatment programs, rehabilitative services, work furloughs, and parole services; and any other relevant information required by the commission, as established by rules. -- Amends provisions relating to Hawaii correctional system oversight commission. Requires the commission to consult with the department of public safety on the planning of any new or expanded correctional facility in the State, and approve or disapprove the plans before the correctional facility is constructed or expanded, as provided in this provision. (COVID-19, COVID 19, coronavirus) -- SB1243 SD2

## SENATE BILLS WHICH PASSED THIRD READING

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to CMV then JHA then FIN

SB1248 SD1 (SSCR 709)

### RELATING TO AGRICULTURAL ENTERPRISES.

Introduced by: Gabbard M, Chang S, Misalucha B

Establishes the agricultural enterprises law. Provides that upon the mutual agreement and approval by the board of agriculture and the board of land and natural resources, the department agriculture may accept from the department of land and natural resources the transfer and management of certain qualifying agricultural enterprise lands and agricultural enterprises; and upon acceptance, shall receive certain assets, including position counts, related to the management of existing encumbered and unencumbered agricultural enterprise lands, agricultural enterprises, and related facilities. Requires the department of agriculture to administer an agricultural enterprise program to manage the transferred agricultural enterprise lands and agricultural enterprises. Further requires the department of agriculture to establish criteria and rules, and subject to the approval by the board, may convert qualified and encumbered agricultural enterprise lands and agricultural enterprises to department leases or other forms of encumbrance. Establishes the agricultural enterprise special fund to administered by the department of agriculture to be used for planning, designing, constructing, operating, maintaining, managing, repairing, demolishing, and removing infrastructure or improvements on agricultural enterprise lands and for agricultural enterprises. -- SB1248 SD1

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to AGR then ECD then FIN

SB1250 SD2 (SSCR 890)

### RELATING TO EMERGENCY FOOD MANAGEMENT.

Introduced by: Gabbard M, Chang S, Fevella K, Lee C, Misalucha B, San Buenaventura J

Establishes provisions relating to the Hawaii emergency food assistance program. Provides that an established the Hawaii emergency food assistance program to be administered by the department of agriculture during a declared state of emergency to relieve food shortages experienced by residents of the State, including low income and unemployed families and individuals, by distributing food grown or produced in Hawaii to those persons. Requires the department of agriculture to make moneys available to food banks located in the State pursuant to provisions using moneys in the Hawaii emergency food assistance program special fund established pursuant to emergency management. Requires food banks that receive moneys pursuant to this provision to use the moneys to purchase, store, and transport food grown or produced in Hawaii to be distributed to recipients at no cost to the recipients. -- Amends provisions relating to Hawaii emergency food assistance program special fund. Provides an established state treasury the Hawaii emergency food assistance program special fund into which to be deposited the following as specified. Requires moneys in the special fund shall be used to provide immediate relief from food shortages during a declared state of emergency pursuant to emergency management. Prohibits moneys to be expended from the special fund unless a state of emergency has been declared pursuant to State of emergency. Prohibits moneys deposited into the special fund to lapse to the credit of the general fund. Requires expenditures from the special fund to be authorized and administered by the department of agriculture. -- SB1250 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to PDP then AGR then FIN

SB1251 SD2 (SSCR 891)

### RELATING TO THE HAWAII FARM TO SCHOOL PROGRAM.

Introduced by: Gabbard M, Chang S, Fevella K, Keith-Agaran G, Kidani M, Lee C, Misalucha B

Establishes provisions relating to the farm to school program. Requires the department of education to work with the department of agriculture to ensure that the department meets the local farm to school meal goals of 15 per cent of food served in public schools to be locally sourced by 2025, as measured by the per cent of the total food cost; and 30 per cent of food served in public schools to be locally sourced by 2030, as measured by the per cent of the total food cost, with fresh local agricultural products in accordance with the farm to school program. Report to the legislature. -- Amends provisions relating to the Hawaii farm to school program; farm to school coordinator. Requires the department of agriculture to work with the department of education to ensure that the department of education meets the local farm to school meal goals of 15 per cent of food served in public schools to comprise locally sourced products by 2025; as measured by the per cent of the total cost of food; and 30 per cent of food served in public schools to

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comprise locally sourced products by 2030, as measured by the per cent of the total cost of food. -- SB1251 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to AGR then EDN then FIN

SB1258 SD1 (SSCR 145)

RELATING TO TELEHEALTH.

Introduced by: Shimabukuro M, English J, Fevella K, Inouye L, Kidani M, Lee C, Misalucha B

Amends provisions relating to coverage for telehealth under department of human services law; the accident and health or sickness insurance contracts law; the mutual benefit societies law; and the health maintenance organization Act (hmos). Redefines telehealth by changing the terms standard telephone contacts, facsimile to facsimile. (COVID-19, COVID 19, coronavirus) -- SB1258 SD1

Current Status: Mar-09 21 Introduction/Passed First Reading - House  
Mar-09 21 Multiple Referral to HHH then CPC then FIN

SB1260 SD1 (SSCR 759)

RELATING TO CRIMINAL PRETRIAL REFORM.

Introduced by: Rhoads K

Establishes provisions relating to monetary bail; nonviolent offenders. Requires any defendant arrested and charged with a traffic offense, violation, nonviolent petty misdemeanor offense, or nonviolent misdemeanor offense to be released on the defendant's own recognizance conditioned upon the defendant's appearance in court; and any other least restrictive, non-financial condition necessary to ensure the defendant's appearance in court; and protect the public. Establishes exceptions. Provides that if any of the exceptions in this provision apply, bail may be set in a reasonable amount. Provides that if the defendant is unable to post the amount of bail, the defendant shall be entitled to a prompt hearing. Provides that if the defendant is unable to post bail in the amount of 99 dollars or less, the director of public safety shall be authorized to release the defendant. -- Amends provisions relating to bailable offenses. Redefines bail to require a rebuttable presumption that a person charged with a criminal offense, other than a serious crime, to be released or admitted to bail under the least restrictive conditions required to ensure the person's appearance and to protect the public, unless the prosecution demonstrates by clear and convincing evidence specified serious risks exist. Provides that if the prosecution demonstrates by clear and convincing evidence that 1 or more of the foregoing serious risks exists, the person shall be detained if the court finds that no condition or combination of conditions is sufficient to reasonably eliminate, reduce, or mitigate the risks presented. (COVID-19, COVID 19, coronavirus) -- SB1260 SD1

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to JHA then FIN

SB1270

RELATING TO THE WORKFORCE DEVELOPMENT COUNCIL.

Introduced by: Ihara L

Amends provisions relating to council; appointment; tenure under the Hawaii workforce development council law. Requires the council to be constituted as provided by P.L. 113-128 (29 U.S.C. 3111) of the administrator of the division of vocational rehabilitation, department of human services, as an ex officio, voting member. -- SB1270

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to LAT then JHA

SB1271 SD2 (SSCR 892)

RELATING TO EARLY LEARNING.

Introduced by: Kidani M, Chang S, Gabbard M, Keith-Agaran G, Shimabukuro M

Establishes provisions relating to Hawaii early childhood educator stipend program. Establishes the program to be administered by the executive office on early learning to address the shortage of early childhood educators who have coursework in early childhood education. Establishes eligibility for stipend consideration. Provides that immediately following completion of a certificate, degree, or license program, stipend recipients shall provide early care and education services directly to children from birth through 5 years of age for 2 consecutive years in 1 of the early learning settings including Hawaiian language medium and Hawaiian immersion settings and early learning settings at charter schools. Establishes provisions for repayment of stipends. Allows the office to enter into written contracts with collection agencies to collect delinquent repayment of stipends owed to the office. -- Amends provisions relating to the early learning special fund. Requires repayments made from the Hawaii early childhood educator stipend program to be deposited into the fund. -- Amends provisions relating to collection,



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attorney's, or commission fees; exception. Provides that this provision shall not prohibit a collection agency from collecting, or attempting to collect, from a debtor, a commission authorized under a contract with the university of Hawaii, a contract with the department of taxation, or a contract with the executive office on early learning pursuant to provisions relating to the executive office on early learning; director; general functions, duties, and powers. (COVID-19, COVID 19, coronavirus) -- SB1271 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to EDN then FIN

SB1275 SD2 (SSCR 915)

RELATING TO PUBLIC EMPLOYEES.

Introduced by: Baker R

Amends provisions relating to leave sharing program. Requires each state government branch to establish a leave sharing program to allow state employees to donate accumulated vacation leave credits to another state employee who has a serious personal illness or injury or who has a family member who has a serious personal illness or injury; provided that the chief executive of a county may establish a leave sharing program for employees of a county. Requires each state government branch, and any county that establishes a leave sharing program pursuant to provision, to develop rules governing donors, recipients, and an approval process that ensures fair treatment and freedom from coercion of employees and imposes no undue hardship on the employer's operations; provided that no state government branch or county that establishes a leave sharing program pursuant to this provision shall prohibit leave sharing between different departments or bargaining units because of administrative infeasibility. -- Amends provisions relating to leaves of absence. Allows a public employee to designate beneficiaries to the employee's unpaid vacation allowance and wages through a statement that is not verified or written. Appropriation (\$\$) -- SB1275 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to LAT then CPC then FIN

SB1285 SD2 (SSCR 974)

RELATING TO MEDICAL FACILITIES.

Introduced by: Kanuha D, Acasio L, Fevella K, Inouye L, Keith-Agaran G, Lee C, Rhoads K, Wakai G

Requires any hospital or other medical facility that serves a community including more than 500 who are recipients of benefits pursuant to the Compact of Free Association Act, or the Compact of Free Association between the US and the government of Palau, to establish and implement a program of diversity and inclusion training for all staff; and hire interpreters and community healthcare workers as necessary to effectively communicate with and provide culturally sensitive services to the community. (COVID-19, COVID 19, coronavirus) -- SB1285 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to HHH then CPC then FIN

SB1286 SD1 (SSCR 801)

MAKING AN APPROPRIATION TO THE OFFICE OF THE PROSECUTING ATTORNEY FOR HAWAII COUNTY.

Introduced by: Kanuha D

Appropriation to the office of the prosecuting attorney for Hawaii county for a subsidy for the career criminal prosecution unit, including the hiring of necessary staff. (\$\$) -- SB1286 SD1

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to JHA then CPC then FIN

SB1287

RELATING TO THE FOOD SERVICES BRANCH.

Introduced by: Kanuha D, Acasio L, Fevella K, Inouye L, Kidani M

Requires the department of education food services branch to coordinate with the principals and vice principals of each school operated by the department of education to select the meal plan offered by the US Department of Agriculture, if any, that best fits the student body and campus of the school. Prohibits the department of education food services branch to disqualify a school from application or participation in a federal program based on prior participation in any other program. (COVID-19, COVID 19, coronavirus) -- SB1287

Current Status: Mar-09 21 Introduction/Passed First Reading - House  
Mar-09 21 Multiple Referral to AGR then EDN then FIN

SB1289 SD1 (SSCR 761)

RELATING TO ELECTIONS.

Introduced by: Ihara L

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Requires the elections commission to, in consultation with the clerk of each county, perform an assessment of whether the election watcher and election observer programs are adequate and, if not, what adjustments are necessary to improve the programs. Report to the legislature. -- SB1289 SD1

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to JHA then FIN

SB1291 SD1 (SSCR 179)

RELATING TO TRANSPORTATION.

Introduced by: Inouye L

Amends provisions relating to definitions under highway safety law. Redefines motorcycle to include handlebar. -- Amends provisions relating to motorcycle, motor scooter, etc.; protective devices. Adds that exempts a safety helmet requirement for a motorcycle or motor scooter to include has a roll bar, roll cage, or full body enclosed cab. -- SB1291 SD1

Current Status: Mar-09 21 Introduction/Passed First Reading - House  
Mar-09 21 Multiple Referral to TRN then CPC

SB1297 SD1 (SSCR 916)

RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST MAUIGROWN COFFEE, INC.

Introduced by: Baker R

Amends Act 116, session laws of 2017, which authorizes the issuance of special purpose revenue bonds to assist MauiGrown Coffee, Inc., a Hawaii corporation, with the expanded operation of its coffee farm and mill in Puukolii, Maui and authorizes the issuance of refunding special purpose revenue bonds to refund the special purpose revenue bonds by extending the bond authorization lapse date (sunset). -- SB1297 SD1

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to AGR then FIN

SB1305 SD1 (SSCR 802)

RELATING TO THE DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES.

Introduced by: Moriwaki S, Chang S, Dela Cruz D, Lee C

Amends provisions relating to the department of accounting and general services. Requires the department to establish and manage motor pools and automotive support for work related employee travel, including a program whereby state employees may drive the employee's personal motor vehicle to conduct official business and be compensated for costs based on mileage; provided that the department shall encourage the use of mileage compensation with the goal of minimizing the size of motor pools. -- SB1305 SD1

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to LAT then FIN

SB1307 SD2 (SSCR 803)

RELATING TO INFORMATION TECHNOLOGY PROJECTS.

Introduced by: Moriwaki S

Establishes provisions relating to information technology modernization program management office. Establishes an information technology modernization program management office within the office of enterprise technology services. Requires the information technology modernization program management office to work collaboratively with and provide guidance and support to the major information technology projects of state executive departments and agencies and the university of Hawaii system. Requires the chief information officer to ensure that the information technology modernization program management office has the ability to act as a central resource and guide each major information technology project in implementing best practices for successful design, development, and implementation of the major information technology projects, including leadership and business engagement, staffing, technology selection, business process reengineering, procurement and contractor selection, security, data governance, organizational change management, risk management, quality assurance, testing, documentation, transition to operations, and other areas, as appropriate. (COVID-19, COVID 19, coronavirus) -- SB1307 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to HET then FIN

SB1311 SD2 (SSCR 936)

RELATING TO SUSTAINABLE SCHOOLS.

Introduced by: Lee C, Acasio L, Chang S, Dela Cruz D, Gabbard M, Keith-Agaran G, Kidani M, Misalucha B, Shimabukuro M

Amends provisions relating to sustainable schools initiative. Requires the department to establish goals of transitioning to 0 emissions vehicles for all school related

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transportation, including any contracts for transportation, by January 1, 2035; and locally sourcing 60 per cent of all animal proteins and 60 per cent of all produce purchased for meals offered in public schools, as measured by the percentage of funds spent on each annually, by January 1, 2035. Encourages the department to engage students and incorporate the sustainable schools initiative elements into curriculum, as appropriate. Report to the legislature. -- SB1311 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to EDN/ EEP/ then JHA

SB1313 SD2 (SSCR 733)

RELATING TO SPORT FISH.

Introduced by: Dela Cruz D

Provides that no later than January 1, 2022, the department of agriculture shall engage in a review of whether the northern largemouth bass should be placed on the list of conditionally approved animals that require a permit for import into the State maintained pursuant to provisions relating to animal import. Requires the division of aquatic resources of the department of land and natural resources to establish a pilot project to restock northern largemouth bass, butterfly peacock bass, or both, in the Wahiawa public fishing area in central Oahu; provided that the board of agriculture has placed northern largemouth bass on the conditionally approved list that requires a permit for import into the State maintained pursuant to provisions relating to animal import. Provides that as part of this pilot program, the division of aquatic resources shall apply to the department of agriculture for a permit to import the northern largemouth bass and butterfly peacock bass. Requires the department of land and natural resources, division of aquatic resources, department of agriculture, and all other relevant boards and divisions to work together until the permitting process and pilot project are successfully completed, subject to any applicable laws and pre existing conditions. -- SB1313 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to WAL then CPC then FIN

SB1320 SD1 (SSCR 917)

RELATING TO REGENERATIVE TOURISM.

Introduced by: Kouchi R (BR), Keohokalole J, Shimabukuro M

Provides that to achieve the visitor industry objective, it shall be the policy of this State to; form community partnerships to ensure Native Hawaiian cultural integrity; employ Hawaii residents, and commit to building their capacity, and offer career opportunities to ultimately increase the percentage of Hawaii residents in management and leadership positions in the industry; apply innovative financial policies as well as data collection and analysis mechanisms to incentivize and facilitate a shift to a regenerative visitor industry that has a smaller footprint by, for example, decreasing the impact on beaches, reefs, and ocean life; and that aims to sustain and improve the quality of life for Hawaii residents by, for example, decreasing the impacts of vacation rentals, bed and breakfast operations, and rental cars; target markets that have a high probability of alignment with the goal of cultivating a regenerative visitor industry; actively support and encourage other emerging economic sectors to reduce the dependence on tourism to support Hawaii's overall economic prosperity; minimize negative economic, environmental, and social impacts; generate greater economic benefits for Hawaii residents, enhance the well being of host communities, and improve the working conditions and access to the industry; involve Hawaii residents in decisions that affect their lives and life changes; make positive contributions to the conservation of natural and cultural heritage for the maintenance of Hawaii's diversity; provide more enjoyable experiences and a greater understanding of local cultural, social, and environmental issues for tourists through more meaningful connections with Hawaii residents; and provide access for people having disabilities and disadvantaged people that is culturally sensitive, engenders respect between tourists and hosts, and builds pride and confidence in Hawaii. -- SB1320 SD1

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to LAT then CPC then FIN

SB1323 SD2 (SSCR 804)

RELATING TO THE DEPARTMENT OF HAWAIIAN HOME LANDS.

Introduced by: Kouchi R (BR), Chang S, Fevella K, Gabbard M, Keohokalole J, Kidani M, Kim D, Lee C, Moriwaki S, San Buenaventura J

Requires the department of Hawaiian home lands to develop a strategic plan to devise and implement long term strategies and solutions to eliminate the waiting list for a home land lease based on a comprehensive assessment of needs and resources of beneficiaries who are on the waiting list for a home land lease. Requires the department of Hawaiian home lands to develop its general plan, strategic program plans, island plans, regional plans, and development plans with the primary objective of eliminating the

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department of Hawaiian home lands waitlist. Requires the plans to emphasize the department's leverage of trust resources, statutory powers, and other means of state funding and support to focus on lot development and distribution to eliminate the waitlist. Requires these plans to be based on a comprehensive assessment of the needs of the waitlist and developed with beneficiary consultation. Report to the legislature. -- SB1323 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to JHA then FIN

SB1327 SD1 (SSCR 593)

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. -- SB1327 SD1

Current Status: Mar-04 21 Introduction/Passed First Reading - House  
Mar-04 21 Single Referral to JHA

SB1329 SD2 (SSCR 851)

RELATING TO PROCUREMENT.

Introduced by: Kim D, Chang S, Inouye L, Lee C, Misalucha B, Moriwaki S, Riviere G, San Buenaventura J

Amends provisions relating to authority to resolve protested solicitations and awards. Requires the chief procurement officer or a designee to resolve any protest as expeditiously as possible. Provides that if the protest is not resolved by mutual agreement, the chief procurement officer or a designee shall issue a written decision to uphold or deny the protest within 75 calendar days of receipt of the protest; unless extenuating circumstances require additional time, which shall not exceed an additional 30 calendar days. -- SB1329 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to GVR then CPC then FIN

SB1333 SD2 (SSCR 650)

RELATING TO THE UNIFORM CONTROLLED SUBSTANCES ACT.

Introduced by: Keohokalole J, Chang S, Misalucha B

Amends provisions relating to definitions under controlled substances Act. Redefines marijuana (cannabis) to not include a drug product in finished dosage formulation that has been approved by the US Food and Drug Administration that contains cannabidiol (2-[1R-3-methyl-6R-(1-methylethenyl)-2-cyclohexen-1-yl]-5-pentyl-1,3-benzenediol) derived from cannabis and no more than 0.1 per cent (w/w) residual tetrahydrocannabinols. Amends provisions relating to schedule V. Repeals controlled substance approved cannabidiol drugs that a drug product in finished dosage formulation that has been approved by the US Food and Drug Administration that contains cannabidiol (2-[1R-3-methyl-6R-(1-methylethenyl)-2-cyclohexen-1-yl]-5-pentyl-1,3-benzenediol) derived from cannabis and no more than 0.1 per cent (w/w) residual tetrahydrocannabinols. -- Amends provisions relating to definitions of terms in this part under offenses related to drugs and intoxicating compounds. Redefines marijuana and marijuana concentrate to not include a drug product in finished dosage formulation that has been approved by the US Food and Drug Administration that contains cannabidiol (2-[1R-3-methyl-6R-(1-methylethenyl)-2-cyclohexen-1-yl]-5-pentyl-1,3-benzenediol) derived from cannabis and no more than 0.1 per cent (w/w) residual tetrahydrocannabinols. -- SB1333 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to JHA then CPC

SB1334 SD2 (SSCR 929)

RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY.

Introduced by: Keohokalole J, Chang S, Kidani M, San Buenaventura J

Establishes provisions relating to limited residential development in Kakaako; public hearing prerequisite; height limit; association fee; required disclosures and nuisance mitigation efforts. Allows the Hawaii community development authority to approve any plan or proposal for any residential development in Kakaako on any parcels identified as tax map key (1) 2-1-58-129, tax map key (1) 2-1-58-6, tax map key (1) 2-1-60-26, tax map key (1) 2-1-15-61, and tax map key (1) 2-1-15-51; provided that the authorization

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for residential development pursuant to this provision shall apply to each of these parcels regardless of if a parcel's tax map key number is amended; provided further that approval may be granted only after the applicant seeking approval conducts a public hearing held in accordance with this provision. Requires the building height limit to be 400 feet for residential development pursuant to this provision on the parcels identified by tax map key (1) 2-1-58-6 and tax map key (1) 2-1-15-61; provided that the building height limit for residential development pursuant to this provision shall apply to each of these land areas even in the event that a parcel's tax map key number is amended. Requires the office of Hawaiian affairs and any developer to provide advance written notice to potential lessees and residents of the possibility of noise, odor, and other aircraft related nuisances before entering into any lease agreement. Requires the office of Hawaiian affairs and any developer to assess and propose mitigation efforts to address possible noise, odor, and other aircraft related nuisances in any development plan or proposal.

-- Amends provisions relating to dedication for public facilities as condition to development. Exempts this provision to apply to lands identified in section 206E-\_\_\_\_(a).

-- Amends provisions relating to prohibitions. Exempts provisions in section 206E-(a).

-- SB1334 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House

Mar-11 21 Multiple Referral to WAL then HSG then JHA then FIN

SB1337 SD1 (SSCR 805)

RELATING TO HOUSING DENSITY.

Introduced by: Chang S

Establishes provisions relating to block level upzoning program. Allows the counties to adopt an ordinance establishing a block level upzoning program that allows homeowners within a block to vote to increase the housing density beyond the allowable amount authorized by county ordinance for their respective block; provided that homeowners within a block shall not have the authority to decrease the housing density for their respective block; and provided further that the block is located on land within an urban district as established by the state land use commission. -- Amends provisions relating to county zoning. Provides that neither this provision nor any other law, county ordinance, or rule shall prohibit the use of land for the block level upzoning program pursuant to this provision; provided that the land is located within an urban district as classified by the state land use commission. -- SB1337 SD1

Current Status: Mar-11 21 Introduction/Passed First Reading - House

Mar-11 21 Multiple Referral to HSG then CPC then FIN

SB1340 SD2 (SSCR 715)

RELATING TO EMERGENCY MEDICAL SERVICES.

Introduced by: Dela Cruz D

Amends provisions relating to the department of health law; and medicine and surgery law. Requires the Hawaii medical board to issue licenses to individuals qualified in emergency medical services, upon application therefor, consistent with the following levels of practice emergency medical responder; emergency medical technician; advanced emergency medical technician; or mobile intensive care technician or paramedic. Requires licensure under this provision to be a prerequisite to the practice of emergency medical services as an emergency medical responder or as an employee of an emergency ambulance service. -- SB1340 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House

Mar-11 21 Multiple Referral to HHH then CPC then FIN

SB1342 SD1 (SSCR 760)

RELATING TO ILLEGAL GAMBLING.

Introduced by: Dela Cruz D

Amends provisions relating to promoting gambling in the 1st degree. Provides that a person commits the offense of promoting gambling in the 1st degree if the person knowingly advances or profits from gambling activity by engaging in hosting activities that advance gambling activity on real property, including organizing or promoting gambling activities, receiving or entertaining others engaging in gambling, or providing services and resources to others who are engaging in gambling. -- SB1342 SD1

Current Status: Mar-11 21 Introduction/Passed First Reading - House

Mar-11 21 Multiple Referral to CPC/ JHA/ then FIN

SB1343 SD2 (SSCR 837)

RELATING TO THE HAWAIIAN HOMES COMMISSION ACT.

Introduced by: English J, Chang S, Fevella K, Gabbard M, Keith-Agaran G, Kidani M  
Amends provisions relating to leases to Hawaiians, licenses under the Hawaiian homes commission Act, 1920, as amended. Allows the department to lease to native Hawaiians the right to the use and occupancy of a tract or tracts of Hawaiian home lands for

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agricultural purposes, including farming, regardless of whether those purposes are for profit or non profit; provided that the availability of leases for these purposes shall depend on the availability of suitable tracts of land; for aquacultural purposes; provided that no lessee may lease more than 40 acres of land for these purposes; that are irrigated for pastoral purposes; provided that no lessee may lease more than 100 acres of these lands; that are other pastoral lands; provided that no lessee may lease more than 1,000 acres of these lands; or for a residential lot; provided that no lessee may lease more than 1 acre of land for this purpose. -- SB1343 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to AGR then JHA then FIN

SB1344 SD2 (SSCR 893)

RELATING TO FOOD SUSTAINABILITY.

Introduced by: English J, Keith-Agaran G

Provides that pursuant to provisions relating to objective and policies for socio cultural advancement--culture, Hawaii Revised Statutes, the department of agriculture, in coordination with the office of planning, shall prepare and periodically update the agricultural functional plan to include other agricultural economic updates, including updates on seafood sustainability that expand the State's priority on food by including wild seafood as a viable food source. -- SB1344 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to WAL then FIN

SB1350 SD1 (SSCR 762)

RELATING TO STATE GOVERNMENT.

Introduced by: Rhoads K

Amends provisions relating to publication of notice. Provides that for purposes of publishing a proposed, revised, or final reapportionment plan, public notice is permitted in a short form; provided that each short form public notice shall include specified information. -- Amends provisions relating to nomination papers; when available. Requires nomination papers to be made available from the 1st working day of \_\_\_\_ in every even numbered year; provided that in the case of a special primary or special election, nomination papers shall be made available at least 10 days prior to the close of filing. -- Amends provisions relating to duties. Provides that for purposes of legislative reapportionment, in determining the permanent resident population, a permanent resident is as defined by the US Census Bureau. -- Amends provisions relating to employment of attorneys. Prohibits this provision to apply to the employment or retention of attorneys by the reapportionment commission. Appropriation (\$\$). Specific section to be repealed on November 9, 2022 (sunset). -- SB1350 SD1

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to JHA then FIN

SB1353 SD1 (SSCR 608)

RELATING TO THE HAWAII STATE ENERGY OFFICE.

Introduced by: Wakai G, Chang S, Kanuha D, Kidani M, Misalucha B, Moriwiki S

Amends provisions relating to the Hawaii state energy office; established. Requires the purpose of the Hawaii state energy office to be to stimulate economic development by promoting energy efficiency, renewable energy, energy resilience, and clean transportation. -- Transfers certain duties relating to energy efficiency, renewable energy, energy resilience, and clean transportation related incentives, programs, and goals from the Chief Energy Officer to the Hawaii State Energy Office. -- SB1353 SD1

Current Status: Mar-05 21 Introduction/Passed First Reading - House  
Mar-09 21 Multiple Referral to EEP then FIN

SB1368 SD2 (SSCR 712)

RELATING TO AIRFIELDS.

Introduced by: Riviere G, Chang S

Establishes the Kawaihapai airfield revitalization task force, to be placed in the department of transportation to address the issues necessary to keep Kawaihapai airfield open and operating safely, including specified requirements. Requires the department and all stakeholders to work in good faith to address these and any other issues necessary to keep Kawaihapai airfield open and operating safely; provided that a plan to resolve these issues can be agreed upon by airfield stakeholders no later than June 30, 2021 (sunset). Report to the legislature. Task force to cease to be dissolve on June 30, 2022 (sunset). -- SB1368 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to TRN then CPC then FIN

SB1384

RELATING TO EDUCATION.

## SENATE BILLS WHICH PASSED THIRD READING

Introduced by: Kidani M, Chang S, Fevella K, Shimabukuro M

Amends provisions relating to the early learning board. Requires the members of the board to serve staggered terms; the representative of Hawaiian medium early learning providers shall serve a 2 year term; provided that the prohibition against serving more than 2 consecutive terms not to exceed 8 consecutive years pursuant to provisions relating to selection and terms of members of boards and commissions shall not apply to the representative of Hawaiian medium early learning providers' term limit. Act to be repealed on June 30, 2025 (sunset). -- SB1384

Current Status: Mar-09 21 Introduction/Passed First Reading - House  
Mar-09 21 Multiple Referral to EDN then FIN

SB1385 SD2 (SSCR 405)

RELATING TO EDUCATION.

Introduced by: Kidani M, Chang S, Fevella K, Inouye L, Kim D, Lee C, Misalucha B, Riviere G

Requires the department of education to develop a reorganization plan to provide students and schools with centralized transportation services. Requires the department of education to develop a plan to provide students with more locally produced food. Requires the provision of locally produced food that is purchased for school meals to increase 5 per cent annually until 2026. Report to the legislature. -- SB1385 SD2

Current Status: Feb-23 21 Introduction/Passed First Reading - House  
Feb-23 21 Multiple Referral to EDN then FIN

SB1387 SD1 (SSCR 592)

RELATING TO MICROCHIP IDENTIFICATION.

Introduced by: Kidani M, Chang S, Fevella K, Inouye L, Misalucha B, Nishihara C

Establishes provisions relating to microchip identification. Requires an owner to have a microchip implanted in the owner's dog or cat, and the owner shall register the microchip number and the owner's contact information with a microchip registration company. -- Amends provision relating to license required by changing its title to license or microchip required. Prohibits any person to own or harbor a dog the dog is licensed and has been implanted with a microchip identification as provided by this law; or a cat unless the cat has been implanted with a microchip identification as provided by this law; provided that the counties may, by ordinance, dispense with or modify the licensing requirements of this law. Exempts this law to apply to dogs or cats under the age of 3 months or dogs or cats brought into the State exclusively for the purpose of entering them in a dog or cat show or exhibition and not allowing them to run at large. -- SB1387 SD1

Current Status: Mar-04 21 Introduction/Passed First Reading - House  
Mar-04 21 Multiple Referral to AGR then CPC

SB1388 SD2 (SSCR 720)

RELATING TO THE LANDLORD-TENANT CODE.

Introduced by: Moriwaki S, Misalucha B

Amends provisions relating to landlord's remedies for failure by tenant to pay rent. Changes that allows a landlord or the landlord's agent to notify the tenant in writing that unless payment is made within a time mentioned in the notice, from not less than 5 business days to 15 calendar days after receipt the rental agreement will be terminated. Requires if the tenants action is based on the breach of a mediated agreement or other settlement agreement, the 15 calendar day notice to provide specific requirements. Exempts a notice demanding payment of rent; bring a summary proceeding for possession; an action for rent alone, or any other proceeding, action, or suit for a tenant's failure to pay rent, as specified. -- SB1388 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to HSG then CPC then FIN

SB1391 SD2 (SSCR 894)

RELATING TO PROCUREMENT.

Introduced by: Moriwaki S, Chang S, Lee C

Amends provisions relating to procurement rules. Provides that on or before December 31, 2021, the procurement policy board may adopt and, as necessary, amend rules to provide standards and procedures for the effective consideration of expected operation, maintenance, disposal, and any other directly induced costs, including the determination of which types of procurements shall require an analysis and identification of life cycle costs used in bid evaluation; the specification of methods for the determination of life cycle costs used in bid evaluation; and the specification of criteria and methods for appropriate weighing of life cycle costs in bid evaluation; and ensure that modifications to the contracts or specifications for procurements, including any value engineering provisions, do not result in net increases to the total costs, including immediate or future operating, maintenance, disposal, or any other directly induced costs associated with the

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procured goods, services, or construction to the State or counties. -- SB1391 SD2  
Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to GVR then CPC then FIN

SB1395 SD2 (SSCR 939)

### RELATING TO BOARDS AND COMMISSIONS.

Introduced by: Kim D, Chang S, Dela Cruz D, Kidani M, Misalucha B, Moriwaki S, Riviere G, Wakai G

Amends provisions relating to selection and terms of members of boards and commissions. Requires the governor to appoint individuals to fill vacancies occurring in the membership of boards and commissions within 180 days upon the expiration of a member's term. Allow any member of a board or commission whose term has expired and who is not disqualified for membership under this provision to continue in office as a holdover member until a successor is nominated and appointed; provided that a holdover member shall not hold office for a period exceeding 180 days following the expiration of the member's term of office pursuant to this provision; provided further that upon the expiration of the holdover member's term under this provision, a vacancy is created on the board or commission that shall be subject to the advice and consent of the senate as provided in this provision. Requires a vacancy occurring in the membership of any board or commission during a term to be promptly reported to the governor by the head of the department in which the board or commission is placed or administratively attached. Amends provisions relating to duties of outgoing governor. Requires it to be incumbent upon the outgoing governor to appoint individuals to fill vacancies occurring in the membership of boards and commissions within 180 days after a member's term has expired. Requires the governor to provide the governor elect with an up to date list of information on boards' and commissions' memberships, terms of service, and any pending vacancies. -- SB1395 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to GVR then JHA then FIN

SB1401 SD2 (SSCR 713)

### RELATING TO TRANSPORTATION.

Introduced by: Lee C, Chang S, Keith-Agaran G, Keohokalole J, Misalucha B

Establishes provisions relating to ground transportation infrastructure project planning, design, and implementation. Provides that when planning, designing, and implementing ground transportation infrastructure, requires the department of transportation to consider and pursue goals for each project as specified. Report to the legislature. -- Amends provisions relating to use of highway fund for bikeways. Increase eligible federal funds to be expended by the State for the establishment of bikeways. -- Amends provisions relating to complete streets. Provides that on or before December 31, 2021, and on or before December 31 of each year thereafter, requires the director of transportation to submit to the legislature a report detailing compliance with the complete streets policy and principles during the preceding fiscal year and specified reporting requirements. Provides that in adopting or amending land use ordinances, requires the counties to consider complete street policies to ensure that a context sensitive and multi modal approach is considered in ordinances; consideration is given to allow flexibility in the zoning requirements; and other factors peculiar to the community are considered when the application of this provision conflicts with the context of the particular community; or a land use ordinance conflicts with the principles of complete streets. Requires the director of transportation to provide training for the department's design, operations, and maintenance staff in complete streets policies, principles, and implementation procedures that may be applicable to the performance of their duties. Report to the legislature. -- SB1401 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to TRN then JHA then FIN

SB1402 SD2 (SSCR 585)

### RELATING TO TRANSPORTATION.

Introduced by: Lee C, Chang S, Keith-Agaran G, Keohokalole J, Misalucha B

Establishes provisions relating to ground transportation facilities. Requires the department of transportation to develop and implement a plan for the establishment of a contiguous network of motor vehicle highways connecting communities throughout each island, in which intersections with other modes of transportation to be minimized and a priority and preference for access to be given to public mass transportation; a contiguous network of bicycle and electric bicycle highways or pathways connecting communities throughout each island, in which intersections with other modes of transportation to be minimized; provided that the bicycle and electric bicycle highways and pathways to be separated and protected from vehicular traffic by physical or natural



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barriers or by meaningful distance or elevation; and a contiguous network of pedestrian highways or pathways connecting communities throughout each island, in which intersections with other modes of transportation to be minimized; provided that the pedestrian highways and pathways to be separated and protected from vehicular and bicycle traffic by physical or natural barriers, or by meaningful distance or elevation. Further requires the department within each community or communities, to coordinate with the applicable county to develop a comprehensive plan for the establishment as specified within the department or county's jurisdiction. -- Establishes provisions relating to ground transportation; project goals; reporting. Provides that when planning, designing, and implementing ground transportation infrastructure for each project, requires the department to assess and maximize total throughput of people across all modes of transportation; achieve any goals described in the complete streets policy adopted; reduce vehicle miles traveled; decrease the percentage of single occupancy vehicles in the State's mode share; provide equity for all communities and users; improve safety and achieve any goals described in the vision 0 policy adopted; reduce user cost of transportation; improve public health; reduce carbon emissions and greenhouse gasses to meet state renewable portfolio standards established and 0 emissions clean economy by 2045; reduce urban temperatures by incorporating tree canopy and foliage over hardened surfaces; and beautify public infrastructure. Annual reports to the legislature. -- Establishes provisions relating to highways, ground transportation, generally. Requires the department to provide for a safe, accessible, equitable, fully multimodal, and sustainable system of ground connections that ensures the accessibility of people and goods, improves economic vitality, public health, livability, and quality of life. -- SB1402 SD2

Current Status: Feb-23 21 Introduction/Passed First Reading - House  
Feb-23 21 Multiple Referral to TRN then FIN

SB1409 SD2 (SSCR 937)

RELATING TO TRAINING IN NATIVE HAWAIIAN RIGHTS.

Introduced by: Shimabukuro M, Chang S, Fevella K, Acasio L

Amends provisions relating to training relating to native Hawaiian and Hawaiian traditional and customary rights, natural resources and access rights, and the public trust. Requires all newly appointed or reappointed members who fail to complete the training course within the required time period to be prohibited from serving on a permitted interaction group or voting on a matter before their respective council, board, or commission until the mandatory training course is completed; and removed from their respective council, board, or commission at the end of the regular legislative session following their deadline to complete the training course, provided that members shall not be removed if they complete the mandatory training course or obtain the advice and consent of the senate to continue serving on their respective council, board, or commission by the end of the regular legislative session following their deadline to complete the training course. Allows individual votes taken by council, board, and commission members who failed to complete the mandatory training course to be challenged and subject to being nullified and voided following a contested case proceeding. Annual report to the legislature. -- SB1409 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to JHA then FIN

SB1412 SD2 HD1 (HSCR 963)

RELATING TO SPECIAL PURPOSE REVENUE BONDS FOR THE HONOKEA SURF VILLAGE.

Introduced by: Shimabukuro M, Chang S, Gabbard M

Authorizes the issuance of special purpose revenue bonds, with the approval of the governor, to assist HK Management, LLC, a Hawaii limited liability company, in financing or refinancing the costs of planning, designing, constructing, reconstructing, renovating, acquiring, equipping, and improving surf industry center facilities. Authorizes the issuance of refunding special purpose revenue bonds to refund the special purpose revenue bonds. (\$\$) -- SB1412 SD2

Current Status: Mar-11 21 Passed Second Reading House as amended (HD1)  
Mar-11 21 Referred to FIN

SB1413 SD2 (SSCR 574)

RELATING TO THE HAWAIIAN LANGUAGE.

Introduced by: Shimabukuro M, Chang S, Fevella K, Misalucha B

Amends provisions relating to official languages. Prohibits Hawaiian to be required for public acts and transactions; provided that if Hawaiian names or words are included in those documents, then provisions relating to Hawaiian language; spelling shall apply. -- Amends provisions relating to Hawaiian language; spelling. Effective January 1, 2022,

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all documents and letterheads prepared by or for state or county agencies or officials, to the extent that the documents and letterheads contain Hawaiian language names or words, shall include accurate, appropriate, and authentic Hawaiian names and words, including proper Hawaiian spelling and punctuation, including macrons and glottal stops that punctuate the name or word to which they relate; provided that any revision to conform any document or letterhead existing on or before January 1, 2022, to the requirements of this provision, may be implemented when the document or letterhead requires replacement or reprinting, or otherwise requires revision. Requires any rule, order, policy, or other act, official or otherwise, that prohibits or discourages the use of accurate, appropriate, and authentic Hawaiian names and words, as required by this section, to be void. -- Amends provisions relating to State language. Requires the Hawaiian language is the native language of Hawaii and effective January 1, 2022, shall be used on all emblems and symbols representative of the State, its departments, agencies, and political subdivisions; provided that for emblems and symbols existing prior to January 1, 2022, conformance with this section may be delayed until a replacement for the emblem or symbol otherwise is required. Requires the governor, lieutenant governor, state legislators, and heads of the principal departments shall prominently display a Hawaiian translation of the name of their respective office or department at least once on the main page of their official website and in the letterhead of their stationery. Allows the university of Hawaii Ka Haka 'Ula o Ke'elikolani or Kawaihuelani Center for Hawaiian Language to consult with each office or department prior to implementing the translation on the appropriate use of the Hawaiian language and its spelling. Requires the university of Hawaii to consult with native speakers to determine the appropriate use of the Hawaiian language and its spelling in translations. Prohibits this provision to be construed to require that the full text of legislative bills and other official documents be written in Hawaiian. -- SB1413 SD2

Current Status: Feb-23 21 Introduction/Passed First Reading - House  
Feb-23 21 Multiple Referral to CAI then JHA then FIN

### SB1421 SD2 (SSCR 806)

#### RELATING TO DUAL USE TECHNOLOGY.

Introduced by: Misalucha B, Chang S, Fevella K, Lee C, Wakai G

Establishes the dual use technology task force within the department of business, economic development and tourism. Requires the dual use technology task force to explore potential dual use technology research and development projects for technology companies; establish high growth new venture company infrastructure development for dual use technology companies; and create ideas for high income job opportunities for Hawaii's residents and graduates of Hawaii's educational institutions. Report to the legislature. Requires the dual use technology task force to be dissolved on \_\_\_\_\_. -- SB1421 SD2

Current Status: Mar-11 21 Introduction/Passed First Reading - House  
Mar-11 21 Multiple Referral to ECD/ HET/ then FIN

### SB1423 SD2 (SSCR 602)

#### RELATING TO THE STADIUM DEVELOPMENT DISTRICT.

Introduced by: Wakai G, Dela Cruz D

Amends provisions relating to stadium authority; appointment, terms. Requires that the stadium authority is to consist of 11 members who shall be appointed by the governor. Specifies the residency requirements and terms of the members. -- Amends provisions relating to the stadium authority; powers and duties. Requires the powers and duties of the stadium authority to be to repair, maintain, and operate stadium facilities and the stadium development district; engage in coordination, planning, design, and construction activities, including on-site repairs, within the stadium development district; acquire and hold title to real property; prescribe and collect rents, fees, and charges for the use or enjoyment of the stadium, facilities related to the stadium, and real property held by the stadium authority, including entering into leases, contracts, sponsorship and advertising agreements, food and beverage agreements, concession agreements, parking agreements, or other development and use agreements that may apply; provided that leases shall not exceed a term of ninety-nine years; and appoint officers, agents, and employees, prescribe their duties and qualifications, and fix their salaries, without regard to chapters 76 and 89, to manage the stadium, the stadium development district, and its contractors. -- Amends provisions relating to definition of public lands. Exempts land to which the stadium authority holds title from the definition of public lands. Provides that if the lands pursuant to this provision are no longer needed for the stadium development district or related purposes, the lands shall be returned to the public land trust administered by the department. -- Amends provisions relating to legislative approval of sale or gift of lands. Adds lands to which the stadium authority holds title. -- Establishes

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the stadium development special fund; established. Establishes the stadium development special fund, into which funds collected by the stadium authority shall be deposited, including all revenues from the stadium development district, including but not limited to agreements or actions generating revenue related to stadium operations, lease or rental of facilities or land, concessions, food and beverage, parking, sponsorship and advertising, utilities and infrastructure, and development; all gifts or grants awarded in any form from any public agency or from any other source for purposes of the stadium development district; all proceeds from revenue bonds issued for the purpose of the stadium development district; and appropriations made by the legislature to the fund. Requires moneys in the stadium development special fund to be used by the stadium authority for the payment of expenses arising from any and all use, operation, repair, maintenance, alteration, improvement, development, or any unforeseen or unplanned repairs of the stadium development district, including without limitation the development, operation, and maintenance of a new stadium; food and beverage service and parking service provided at the stadium facility; the sale of souvenirs, logo items, or other items; any future major repair, maintenance, and improvement of the stadium facility as a commercial enterprise or as a world class facility for athletic events, entertainment, or public events; and marketing the facility pursuant to sections 109-2(4) and 109-2(8); and contractual payments to developers or contractors engaged by the stadium authority for the purpose of redeveloping the site and related on and off site infrastructure that benefits the stadium district and its development guidance policies. -- Establishes provisions relating to special facilities powers; use for other developments. Allows the authority to use its powers under this provision to assist in the development of projects under the control of other public agencies. -- Amends provisions relating to stadium special fund. Allows the stadium authority to continue to encumber and expend moneys that were deposited into the stadium special fund prior to the effective date of Act \_\_\_\_\_, session laws of 2021, until the remaining balance of the stadium special fund is depleted; provided that when the stadium special fund is depleted, the stadium special fund shall be closed. -- Amends provisions relating to district; established; boundaries. Requires the stadium authority to have sole jurisdiction over the development of the stadium development district. -- Amends provisions relating to development guidance policies. Requires the following to be the development guidance policies generally governing the authority's actions in the district; development shall be in accordance with stadium district development plans or transit oriented development plans adopted by the stadium authority for the development of the district; provided that the plan or plans shall consider any county transit oriented development plan and allow for public input in the plan's preparation and updates. -- Amends provisions relating to stadium development district governance; memorandum of agreement. Requires the executive director of the Hawaii community development authority to serve directly under the stadium authority for specified matters; provided further that the Hawaii community development authority and the stadium authority shall enter into a memorandum of agreement regarding implementation responsibilities of the respective agencies. -- Amends provisions relating to transfers from special funds for central service expenses. Exempts the stadium development special fund. -- Amends provisions relating to special fund reimbursements for departmental administrative expenses. Exempts the stadium development special fund. -- Amends provisions relating to requirements of disclosure. Requires the financial disclosure statements of the stadium authority to be public records and available for inspection and duplication. -- Amends Act 268, session laws of 2019, to allow the stadium authority, as the designated expending agency for capital improvement projects authorized in this Act, to delegate to other state agencies the implementation of projects when it is determined advantageous to do so by both the stadium authority as the original expending agency and the agency to which expending authority is to be delegated. -- Amends Act 268, Session Laws of 2019, by repealing the authorization of the Hawaii community development authority, with the approval of the governor, to issue in 1 or more series revenue bonds in a total amount not to exceed 180,000,000 dollars for the Hawaii community development authority to implement the stadium development district. -- Amends Act 268, session laws of 2019, by authorizing the director of finance is to issue general obligation bonds in the sum of 180,000,000 dollars or so much thereof as may be necessary and the same sum or so much thereof as may be necessary is appropriated for fiscal year 2021-2022 to the stadium authority for the stadium development district; 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, 2024, shall lapse as of that date. -- Requires the general obligation bonds appropriated by Act 268, session laws of 2019, that have been allotted

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and encumbered prior to approval of this Act to continue to be expended by the stadium authority. -- SB1423 SD2

Current Status: Mar-04 21 Introduction/Passed First Reading - House  
Mar-04 21 Multiple Referral to WAL then CPC/ JHA/ then FIN

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HB0001 HD1 (HSCR 842)

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, 2022, including the 2021 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 of the office. -- Appropriation to be deposited into the audit revolving fund. -- Appropriation out of the fund to the auditor for the office. -- Appropriation to the legislative reference bureau for defraying expenses. -- Appropriation to the office of the ombudsman for defraying expenses. -- Appropriation to the state ethics commission for defraying expenses. -- Appropriation for accrued vacation payments and vacation transfer payments for any employee leaving the employ of the senate, house of representatives, office of the auditor, legislative reference bureau, office of the ombudsman, and state ethics commission; provided that the appropriate expending agency shall 1st make payments from the vacation payout allocation before expending funds from turnover and vacancy amounts. (\$\$) -- HB0001 HD1

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate

Mar=11 21 Single Referral to WAM

HB0011 HD1 (HSCR 346)

RELATING TO EDUCATION.

Introduced by: Kapela J, Ganaden S, Ichiyama L, Marten L, Mizuno J, Perruso A, Tam A

Amends provisions relating to statewide performance standards. Provides that the performance standards adopted by the board of education shall be culturally relevant, historically and scientifically accurate, and nondiscriminatory. -- Amends provisions relating to standards based curriculum. Provides that when developing a standards-based curriculum and implementing it in a school or complex, at the minimum, the curriculum and any related educational materials shall be historically and scientifically accurate; and be nondiscriminatory with regard to race, ethnicity, sex, gender identity or expression, sexual orientation, color, religion, ancestry, or disability. Provides that to the greatest extent possible, school complexes shall develop a standards based curriculum that includes content on the historical injustice, cultural subjugation, and discrimination faced by the indigenous people of Hawaii and other historically underrepresented populations as applicable to units of study. Report to the legislature. (COVID-19, COVID 19, coronavirus) -- HB0011 HD1

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate

Mar=11 21 Multiple Referral to EDU then WAM

HB0031

RELATING TO FIREARMS.

Introduced by: Takayama G, Kapela J, LoPresti M, Lowen N, Tam A

Amends provisions relating to storage of firearm; responsibility with respect to minors under firearms, ammunition and dangerous weapons law; and provisions relating to criminally negligent storage of a firearm under offenses against the person law. Redefines minors to mean any person under the age of from 16 to 18 years. -- HB0031

Current Status: Mar=09 21 Introduction/Passed First Reading - Senate

Mar=09 21 Multiple Referral to PSM then JDC

HB0033 HD1 (HSCR 262)

RELATING TO THE INFORMATION TECHNOLOGY STEERING COMMITTEE.

Introduced by: Takayama G, Kapela J, LoPresti M, Lowen N, McKelvey A, Mizuno J, Morikawa D, Nakashima M, Tam A, Tarnas D

Amends provisions relating to office of enterprise technology services; chief information officer; information technology steering committee; establishment; responsibilities. Requires the information technology steering committee to consist of 11 members appointed for 4 year terms, without regard to provisions relating to selection and terms of members of boards and commissions, with 3 members to be appointed by the senate president, 3 members to be appointed by the speaker of the house of representatives, 1 member to be appointed by the chief justice, 1 member to be appointed by the governor, 1 member to be appointed by the superintendent of education, and 1 member to be appointed by the president of the university of Hawaii, and may include representatives from executive branch departments, the legislature, and private

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individuals. Requires the chief information officer to serve as an ex officio member and as the chair of the committee. Requires the committee to select a vice chair from among its members. Requires each member to hold office until reappointed by its respective appointing authority at the end the member's term or until the member's successor is appointed. Requires the chief information officer to present an annual report for the office of enterprise services to the information technology steering committee for public comment prior to submitting the annual report to the governor and the legislature (report to the legislature) no later than twenty days prior to the convening of each regular session of the legislature. Requires the president of the senate and the speaker of the house of representatives to each remove 1 member they respectively appointed to the information technology steering committee, and the vacancies for which shall be filled by the superintendent of education and president of the University of Hawaii pursuant to this provision. -- HB0033 HD1

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Multiple Referral to GVO then WAM

HB0046 HD1 (HSCR 860)

RELATING TO WILDLIFE.

Introduced by: Tarnas D, Branco P, Hashimoto T, Ilagan G, Kapela J, Kitagawa L, LoPresti M, Lowen N, McKelvey A, Morikawa D, Nakamura N, Perruso A

Amends provisions relating to habitat conservation plans. Requires each habitat conservation plan to include an agreement to enter into and maintain annual service contract with a stand by and response facility available to provide emergency medical and rehabilitation services to native wildlife affected by activities undertaken within the plan area. -- HB0046 HD1

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Multiple Referral to AEN/ PSM/ then JDC/ WAM/

HB0047 HD1 (HSCR 304)

RELATING TO CONDOMINIUMS.

Introduced by: Tarnas D, Hashimoto T, Ilagan G, Johanson A, Kitagawa L, Marten L, Matayoshi S, Morikawa D, Nakamura N, Yamashita K

Amends provisions relating to annual report under the condominium laws. Requires that the developer, its successor, or assign is to be relieved from filing subsequent annual reports after filing an annual report notifying that the initial sales of all units have been completed; provided that for any development that consists of not more than 2 units in which 1 of the units is the principal place of residence of the developer, its successor, or assign; and for which the initial sale of the other unit has been completed. -- HB0047 HD1

Current Status: Mar=04 21 Introduction/Passed First Reading - Senate  
Mar=04 21 Single Referral to CPN

HB0053

RELATING TO STATE BONDS.

Introduced by: Luke S, Cullen T, Yamashita K

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. (\$\$) -- HB0053

Current Status: Mar=09 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Single Referral to WAM

HB0054 HD1 (HSCR 841)

RELATING TO THE STATE BUDGET.

Introduced by: Luke S

Appropriation to the department of budget and finance to be deposited into the emergency and budget reserve fund (\$\$). Requires Act to take effect retroactive to June 29, 2021. (COVID-19, COVID 19, coronavirus) -- HB0054 HD1

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Single Referral to WAM

HB0058 HD1 (HSCR 337)

RELATING TO STATE FUNDS.

Introduced by: Luke S, Cullen T, Yamashita K

Amends provisions relating to disposition of taxes. Provides that for the period beginning July 1, 2021, through June 30, 2023, all taxes collected under this law shall be deposited into the general fund and expended for the purposes of paying the principal and interest of general obligation bonds. -- Authorizes the issuance of general obligation bonds into the land conservation fund. Appropriation out of the fund for the purposes for which the land conservation fund is established. -- Authorizes the issuance of general obligation bonds into the rental housing revolving fund. Appropriation out of the fund for the

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purposes for which the rental housing revolving fund is established. (COVID-19, COVID 19, coronavirus) -- HB0058 HD1

Current Status: Mar=09 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Single Referral to WAM

HB0072 HD2 (HSCR 369)

### RELATING TO ELECTRIC FOOT SCOOTERS.

Introduced by: Nakamura N, Aquino H, Gates C, Hashimoto T, Holt D, Ichiyama L, Ilagan G, Johanson A, Kitagawa L, Kobayashi B, LoPresti M, Lowen N, Marten L, McKelvey A, Morikawa D, Nakashima M, Onishi R, Perruso A, Takayama G, Tam A, Wildberger T, Woodson J

Establishes provisions relating to electric foot scooters; registration. Requires an electric foot scooter to be required to be registered, and shall be subject to a permanent registration fee of 30 dollars, to be paid by the owners thereof to the director of finance.

-- Establishes provisions relating to electric foot scooters. Requires this provision to apply whenever an electric foot scooter is operated upon any highway, street, roadway, or other designated public area set aside for the use of electric foot scooters. Requires every person operating an electric foot scooter upon a roadway to be granted all of the rights and to be subject to all of the duties applicable to a driver of a vehicle under this law. Provides exceptions. Requires the counties by ordinance to regulate operations of electric foot scooters with regard to operations in or upon roadways, bikeways, bicycle paths, and sidewalks; restrictions on maximum speed; safety considerations; and insurance requirements. Prohibits a person under 15 years of age to operate an electric foot scooter on a highway, street, roadway, or any other public property in the State. Prohibits a person under 16 years of age to operate an electric foot scooter unless the person wears a safety helmet securely fastened with a chin strap. Requires the safety helmet to meet the specifications of and requirements for a bicycle helmet as set out in the provisions relating to bicycle helmets. Prohibits any person to operate an electric foot scooter that is carrying any other person, nor shall any person other than the operator ride upon an electric foot scooter. Prohibits a person operating an electric foot scooter to carry any package, bundle, or article that prevents the use of both hands in the control and operation of the electric foot scooter. Requires any electric foot scooter used from 30 minutes after sunset until 30 minutes before sunrise to meet the specifications of and requirements for lamps and other equipment on bicycles. Prohibits a person to operate an electric foot scooter at a speed other than is reasonable and prudent and having regard to the actual and potential hazards and conditions then existing; provided that no person shall operate an electric foot scooter at a speed greater than 15 miles per hour. Establishes penalties. Prohibits a person or entity that provides electric foot scooters for hire to rent or lease an electric foot scooter to any person unless each renter or lessee that is under the age of 16 wears a safety helmet while operating the electric foot scooter and each renter or lessee is provided with a copy of the electric foot scooter ordinances or rules that have been adopted by the applicable county. -- Amends provisions relating to definitions under county vehicular taxes law, highway safety law, and statewide traffic code law. Defines electric foot scooter. Redefines moped to exclude electric foot scooter. -- Amends provisions relating to blue lights prohibited for motor vehicles, motorcycles, motor scooters, bicycles, mopeds by adding electric foot scooters and mopeds. -- Amends provisions relating to driving or parking upon bikeway; parking penalty. Adds electric foot scooter. -- Amends provisions relating to obligation to pay personal injury protection benefits. Retains personal injury protection benefits for any individual sustaining injuries while using or operating an electric foot scooter. -- Amends provisions relating to definitions under the offenses against the person law. Redefines vulnerable user to include a person operating an electric foot scooter. -- HB0072 HD2

Current Status: Mar=05 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Multiple Referral to TRS/ PSM/ then JDC/ WAM/

HB0073 HD2 (HSCR 889)

### RELATING TO EMERGENCY WORKERS.

Introduced by: Nakamura N, Aquino H, Branco P, DeCoite L, Eli S, Gates C, Hashimoto T, Holt D, Ichiyama L, Ilagan G, Johanson A, Kapela J, Kitagawa L, Kobayashi B, LoPresti M, Marten L, Matayoshi S, Mizuno J, Morikawa D, Perruso A, Quinlan S, Tam A, Tarnas D, Tokioka J, Wildberger T, Woodson J

Amends provisions relating to offenses against the person. Redefines emergency worker to include Hawaii state on scene coordinator, telecommunications dispatcher, including any Hawaii state hospital telephone operator or call taker, police, fire, or emergency medical dispatcher, or any person who performs any combination of these functions; emergency dispatcher; or any other telecommunications dispatch personnel member who, while operating a 911 automated terminal, uses multiple robust lifesaving

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procedures and technologies to obtain critical information from the caller, analyzes the information given and, from specialized mapping systems, sends the appropriate and closest available emergency unit, and communicates the best course of action for the caller to take before the arrival of the field 1st responder. -- HB0073 HD2

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Multiple Referral to JDC then WAM

### HB0077 HD1 (HSCR 117)

#### RELATING TO LANDS CONTROLLED BY THE STATE.

Introduced by: Nakamura N, Har S, Hashimoto T, Holt D, Ichiyama L, Ilagan G, Kitagawa L, Lowen N, Matayoshi S, McKelvey A, Mizuno J, Morikawa D, Nakashima M, Takayama G, Tam A, Tarnas D, Todd C, Tokioka J, Wildberger T

Amends provisions relating to legislative approval of sale or gift of lands. Exempts this provision to apply to individual sales of the leased fee interest in a leasehold condominium unit or single family house lot to its lessee by the Hawaii housing finance and development corporation; provided that 1 of the corporation's predecessor agencies approved the sale of the leased fee interest to lessees of the condominium or development in which the unit or house lot is located no later than November 4, 1994; the leased fee interest in more than 50 per cent of all units in the condominium or development in which the unit or house lot is located was sold or otherwise transferred prior to July 13, 2009; the sale is to the lessee of record of the unit or house lot; and the corporation shall submit documentation to the office of Hawaiian affairs at least 3 months before the sale of a unit or house lot under this paragraph, with specified information. -- HB0077 HD1

Current Status: Mar=05 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Multiple Referral to WTL/ HOU/ then JDC/ WAM/

### HB0078 HD1 (HSCR 9)

#### RELATING TO THE UNDERGROUND CONSTRUCTION OF HIGH-VOLTAGE ELECTRIC TRANSMISSION LINES.

Introduced by: Nakamura N, Gates C, Hashimoto T, Holt D, Ichiyama L, Ilagan G, Kitagawa L, Kobayashi B, Lowen N, Matayoshi S, McKelvey A, Mizuno J, Morikawa D, Nakashima M, Perruso A, Quinlan S, Tam A, Tarnas D, Tokioka J, Wildberger T, Yamashita K

Amends provisions relating to construction of high voltage electric transmission lines; overhead or underground construction. Provides that a public utility shall not be required to seek the public utilities commission approval to place, construct, erect, or otherwise build a high voltage electric transmission system, if the electric transmission system is to be built underground; the entire additional cost due to building underground, rather than above ground, is paid by an entity as a contribution in aid of construction; and prior to commencing construction, the public utility provides a report to the public utilities commission, with a copy to the consumer advocate, describing in detail the electric transmission system and provides sufficient documentation that affirms that the additional costs of building the electric transmission system underground will be paid by an entity other than the public utility; and the public utilities commission shall have 60 days to take action on the report filed, or it shall be assumed that the public utility may proceed with the project. -- HB0078 HD1

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Multiple Referral to CPN then WAM

### HB0079 HD1 (HSCR 487)

#### RELATING TO HOUSING.

Introduced by: Nakamura N, Aquino H, DeCoite L, Gates C, Har S, Hashimoto T, Holt D, Ichiyama L, Ilagan G, Johanson A, Kapela J, Kitagawa L, Kobayashi B, LoPresti M, Lowen N, Marten L, McKelvey A, Mizuno J, Morikawa D, Nakashima M, Perruso A, Quinlan S, Takayama G, Tarnas D, Tokioka J, Wildberger T, Woodson J

Establishes provisions relating to the affordable homeownership revolving fund. Establishes the fund to be administered by the Hawaii housing finance and development corporation for the purpose of providing, in whole or in part, loans to nonprofit community development financial institutions and nonprofit housing development organizations for the development of affordable homeownership housing projects. Requires loans to be awarded to projects or units in projects that are funded by programs of the US Department of Housing and Urban Development, US Department of Agriculture Rural Development, and US Department of the Treasury community development financial institutions fund, wherein at least 50 per cent of the available units are reserved for persons and families with incomes at or below 80 per cent of the median family income and of which at least 5 per cent of the available units are for persons and families with incomes at or below 50 per cent of the median family income; and the remaining units



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are reserved for persons and families with incomes at or below 120 per cent of the median family income; and mixed income affordable for sale housing projects or units in a mixed income affordable for sale housing project wherein all of the available units are reserved for persons and families with incomes at or below 100 per cent of the median family income. Requires moneys in the fund to be used to provide loans for the development, pre development, construction, acquisition, preservation, and substantial rehabilitation of affordable for sale housing units. Allows the fund to include sums appropriated by the legislature, private contributions, proceeds from repayment of loans, interest, other returns, and moneys from other sources. Allows an amount from the fund, to be set by the corporation and authorized by the legislature, to be used for administrative expenses incurred by the corporation in administering the fund; provided that moneys in the fund shall not be used to finance day to day administrative expenses of the projects allotted moneys from the fund. Report to the legislature. Authorizes the director of finance to transfer taxable general obligation bond proceeds and accrued interest from the rental housing revolving fund to the affordable homeownership revolving fund up to the sum of \_\_\_\_ dollars for fiscal year 2022-2023. Appropriation out of the affordable homeownership revolving fund. (\$\$) -- HB0079 HD1

Current Status: Mar=05 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Multiple Referral to HOU then WAM

### HB0080 HD1 (HSCR 481)

#### RELATING TO THE LOW-INCOME HOUSING TAX CREDIT.

Introduced by: Nakamura N, Aquino H, Belatti D, DeCoite L, Gates C, Har S, Hashimoto T, Holt D, Ichiyama L, Ilagan G, Johanson A, Kitagawa L, Kobayashi B, Lowen N, Matayoshi S, McKelvey A, Mizuno J, Morikawa D, Nakashima M, Perruso A, Quinlan S, Takayama G, Tam A, Tarnas D, Wildberger T

Amends provisions relating to low income housing income tax credit. Allows each taxpayer subject to the tax imposed by this law, who has filed a net income tax return for a taxable year to claim a low income housing tax credit against the taxpayer's net income tax liability. Allows a credit under this provision to be allocated by the entity in any manner agreed to by the parties regardless of whether the individual or entity to receive the credit is deemed to be a partner or member for federal income tax purposes, so long as the individual or entity is deemed to be a partner or member pursuant to applicable state law. Allows the credit to be claimed whether or not the taxpayer is eligible to be allocated a federal low income housing tax credit pursuant to section 42 of the Internal Revenue Code. Provides that for individuals or entities that are deemed to be a partner or member of the taxpayer pursuant to applicable state law, those individuals or entities shall have been admitted to the taxpayer pursuant to applicable state law on or prior to the date of filing their respective tax return, including any amendments thereto, with respect to the year of the tax credit. Requires all claims for a tax credit under this provision to be filed on or before the end of the 12th month following the close of the taxable year for which the credit may be claimed and shall include a copy of Form 8609 issued by the corporation with respect to the building; provided that with respect to the 1st year that the credit is claimed for a qualified low income housing project, if the taxpayer has not yet received the Form 8609 prior to the time the taxpayer files its original tax return claiming the credit under this provision, the taxpayer may claim the credit based upon the amount of credit set forth in the carryover allocation or 42(m) letter, as applicable, issued to the qualified low income housing project, and upon receipt of the Form 8609, the taxpayer shall amend its tax return to include the Form 8609; and if the credit amount in the Form 8609 is different than the amount of credit previously claimed, adjust the credit amount claimed on its amended return. Provides that for any qualified low income building placed in service under this provision after December 31, 2020; section 453 (with respect to the installment method), section 465 (with respect to deductions limited to amount at risk), and section 469 (with respect to passive activity losses and credits limited) of the Internal Revenue Code shall not be operative with respect to investments made in buildings and projects claiming the credit under this provision; all allocations to partners or members of their distributive shares of income, loss, and deductions under income tax law shall be made in accordance with the written agreement of the partners or members; the total amount of state credits allocated by the corporation for the qualified low income building shall not exceed 50 per cent of the total amount of federal credits allocated to the building for the 10 year federal credit period; and the deductions and expenses claimed by all Hawaii taxpayers on Hawaii income tax returns shall not exceed the deductions and expenses claimed by all taxpayers on federal returns; provided that this provision shall not apply to any building that ceases to serve low income households in accordance with federal and state low income housing tax credit programs. -- Amends Act 129, session laws of 2016, relating to administration of

## HOUSE BILLS WHICH PASSED THIRD READING

low income housing credit, by extending the repeal date to December 31, 2027 (sunset).

-- HB0080 HD1

Current Status: Mar-11 21 Passed Third Reading House

HB0095 HD2 (HSCR 861)

RELATING TO SPECIAL LICENSE PLATES FOR NATURAL RESOURCES.

Introduced by: Tarnas D, Aquino H, Hashimoto T, Kitagawa L, LoPresti M, Lowen N, Matayoshi S, McKelvey A, Mizuno J, Morikawa D, Nakamura N, Nakashima M, Okimoto V, Perruso A, Tam A, Yamashita K

Establishes provisions relating to special number plates for state natural resources; authorized. Requires the director of finance to issue, upon request, to any registered owner of a motor vehicle, who is a resident of the State, upon completed application and payment of required fees, a special number plate that commemorates the beauty of the State's natural resources and observes the importance of preserving those resources, for the registered owner's motor vehicle. Requires the chairperson of the board of land and natural resources or the chairperson's designee to establish a special number plate design. Requires the director of finance to charge a special number plate fee at least equal to the county's cost of providing the special number plate and administrative costs, if any, plus a fundraising fee. Allows the director of finance to charge an additional fundraising fee, of the same or a different amount, for the renewal of a special number plate. Requires the revenue generated by the fundraising fees, or a portion of the revenues generated by the fundraising fees as determined by the director of finance, to be deposited into the conservation and resources enforcement special fund. Allows the director of finance to revoke all special number plates issued pursuant to this section if the total number of registered owners of motor vehicles who obtain the special number plates is less than 150 within 3 years of issuance of the 1st special number plate. -- Amends provisions relating to conservation and resources enforcement special fund; established. Requires revenues generated from section 249-\_\_\_\_\_ to be deposited into the conservation and resources enforcement special fund. -- HB0095 HD2

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate

Mar=11 21 Multiple Referral to TRS then WAM

HB0096 HD1 (HSCR 846)

RELATING TO AGRICULTURAL BUILDINGS.

Introduced by: Tarnas D, Hashimoto T, Ilagan G, Kitagawa L, Lowen N, Marten L, Matayoshi S, McKelvey A, Morikawa D, Nakashima M, Onishi R, Perruso A, Tam A, Tokioka J, Wildberger T, Yamashita K

Amends provisions relating to agricultural buildings and structures; exemptions from building permit and building code requirements. Increases the maximum square feet area from 20,000 to 60,000 square feet for agricultural shade cloth structures, cold frames, or greenhouses that are exempt from building permit and building code requirements. (COVID-19, COVID 19, coronavirus) -- HB0096 HD1

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate

Mar=11 21 Multiple Referral to AEN/ PSM/ then CPN

HB0103 HD1 (HSCR 90)

RELATING TO EMERGENCY POWERS.

Introduced by: Nishimoto S

Amends provisions relating to additional powers in an emergency. Provides that in the event of a state of emergency declared by the governor or mayor pursuant to provisions relating to State of emergency, allows the governor or mayor to exercise the following additional powers pertaining to emergency management during the emergency period to include that any suspension of law shall be no broader and for no longer than required for expeditious and efficient execution of emergency functions, and any suspension of laws shall identify the sections of laws suspended and, for each section, shall specify the emergency functions facilitated thereby, with sufficient explanation to demonstrate a rational basis for the suspension. -- Amends provisions relating to State of emergency. Requires a local state of emergency to terminate automatically 60 days after the issuance of a proclamation of a local state of emergency or by a separate proclamation of the mayor, whichever occurs 1st. Requires proclamation of a state of emergency to terminate automatically, 60 days after the issuance of the proclamation of a state of emergency; by the date that is less than 60 days as specified in the proclamation of a state of emergency; or by a separate and subsequent proclamation of the governor specifying another termination date within the 60 day period; provided that upon a request made by the governor to the legislature no less than 12 days prior to the expiration of the proclamation, allows the legislature to by concurrent resolution adopt an extension of the state of emergency to a date certain or deny any request for an extension of the state of emergency; provided further that if the legislature fails to take

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action on the governor's request by a concurrent resolution before the expiration of the state of emergency, the state of emergency shall automatically be extended for 60 days. Allows a separate proclamation by the governor for a state of emergency arising from the same emergency or disaster in which a previous emergency proclamation expired to be authorized for a period of up to 60 days upon request of the governor and adoption of a concurrent resolution by the legislature. -- HB0103 HD1

Current Status: Mar=09 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Single Referral to JDC/ WAM/

### HB0111 HD2 (HSCR 309)

#### RELATING TO RENEWABLE ENERGY.

Introduced by: Lowen N

Establishes provisions relating to elimination of fossil fuels for electricity production. Requires that after December 31, 2045, electricity generation facilities to cease the use of all fossil fuels for the generation or storage of electricity. Exempts emergency generators. Prohibits the public utilities commission to approve any application or proposal for public utility cost recovery for any generation or storage facilities that use fossil fuels. -- Amends provisions relating to general powers and duties. Provides that in making determinations of the reasonableness of the costs of fossil fuel electricity generation and fossil fuel powered energy storage utility system capital improvements and operations, requires the commission to explicitly consider, quantitatively or qualitatively, the effect of the State's reliance on fossil fuels. Allows the commission to determine that short term costs or direct costs of renewable energy generation and renewable energy powered energy storage that are higher than alternatives relying more heavily on fossil fuels are reasonable, considering the impacts resulting from the use of fossil fuels. -- HB0111 HD2

Current Status: Mar=05 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Multiple Referral to EET/ CPN/ then WAM

### HB0116 HD2 (HSCR 310)

#### RELATING TO ENERGY EFFICIENCY.

Introduced by: Lowen N, Marten L

Amends provisions relating to definitions under appliance efficiency standards. Defines portable electric spa to mean a free standing hot tub that is electrically heated. -- Amends provisions relating to rules under energy resources. Allows the chief energy officer to adopt rules to enforce the minimum efficiency standards set forth in provisions relating to appliance efficiency standards; and adopt or amend appliance efficiency standards for any products as the chief energy officer deems appropriate, including but not limited to those products listed or incorporated in this provision; provided that the chief energy officer shall set appliance efficiency standards upon a determination that increased efficiency standards would serve to promote energy or water conservation in the State and would be cost effective for consumers who newly purchase and use those products; provided further that no new or amended appliance efficiency standard may be made effective within 1 year of the effective date of any preceding new or amended appliance efficiency standard. -- Amends provisions relating to scope. Adds portable electric spas. -- Amends provisions relating to appliance efficiency standards by changing it to minimum efficiency standards. Requires minimum efficiency standards to apply to include portable electric spas to meet the requirements of the American National Standard for Portable Electric Spa Energy Efficiency (ANSI/PSP/ICC 14-2019). -- Amends provisions relating to implementation. Provides that beginning January 1, 2022, no new portable electric spa may be sold or offered for sale, lease, or rent in the State unless the efficiency of the new product meets or exceeds the efficiency standards provided in this provision. -- HB0116 HD2

Current Status: Mar=05 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Multiple Referral to EET/ CPN/ then WAM

### HB0119 HD1 (HSCR 145)

#### RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST KAUNALEWA.

Introduced by: Morikawa D

Amends Act 43, session laws of 2019, which authorizes the issuance of special purpose revenue bonds, with the approval of the governor, to assist E Ola Mau Na Leo O Kekaha, a Hawaii domestic 501(c)(3) entity. Authorizes the issuance of special purpose revenue bonds, with the approval of the governor to assist Kaunalewa, a Hawaii domestic 501(c)(3) entity, rather than E Ola Mau Na Leo O Kekaha, in acquiring, remediating, and developing the old Kekaha Sugar mill. -- HB0119 HD1

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Multiple Referral to WTL then WAM

## HOUSE BILLS WHICH PASSED THIRD READING

HB0125 HD2 (HSCR 491)

### RELATING TO THE UNIFORM EMPLOYEE AND STUDENT ONLINE PRIVACY PROTECTION ACT.

Introduced by: Takayama G

Establishes the uniform employee and student online privacy protection act. Prohibits an employer to require or coerce an employee to disclose the login information for a protected personal online account; disclose the content of the account, except that, without coercion and pursuant to a clear statement that acceptance is voluntary and not required, an employer may request an employee to add the employer to, or not remove the employer from, the set of persons to which the employee grants access to the content; alter the settings of the online account in a manner that makes the login information for, or content of the account more accessible to others; or access the account in the presence of the employer in a manner that enables the employer to observe the login information for or content of the account or turn over an unlocked personal technological device for purposes of gaining access to a protected personal online account; or take, or threaten to take, adverse action against an employee for failure to comply with an employer requirement, coercive action, or request; or an employer request to add the employer to, or not remove the employer from, the set of persons to which the employee grants access to the content of a protected personal online account. -- Prohibits an educational institution to require or coerce a student to disclose the login information for a protected personal online account; disclose the content of the account, except that, without coercion and pursuant to a clear statement that acceptance is voluntary and not required, an educational institution may request a student to add the educational institution to, or not remove the educational institution from, the set of persons to which the student grants access to the content; alter the settings of the online account in a manner that makes the login information for, or content of the account more accessible to others; or access the account in the presence of the educational institution in a manner that enables the educational institution to observe the login information for or content of the account or turn over an unlocked personal technological device for purposes of gaining access to a personal online account; or take, or threaten to take, adverse action against a student for failure to comply with an educational institution requirement, coercive action, or request; or an educational institution request to add the educational institution to, or not remove the educational institution from, the set of persons to which the student grants access to the content of a protected personal online account. -- Authorizes the attorney general to bring a civil action against an employers or educational institution. Establishes civil penalties. -- Allows an employee or student to bring civil action and obtain injunctive and other equitable relief; actual and general damages; and cost and reasonable attorney's fees. -- HB0125 HD2

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Multiple Referral to LCA/ EDU/ then JDC

HB0133 HD1 (HSCR 523)

### RELATING TO CAPITAL GAINS.

Introduced by: Sayama J, Ichiyama L, Kapela J

Amends provisions relating to income tax rates by increasing the capital gains tax threshold from 7.25 per cent to 9 per cent. -- HB0133 HD1

Current Status: Mar=05 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Single Referral to WAM

HB0136 HD1 (HSCR 316)

### RELATING TO LIQUOR LICENSES.

Introduced by: Todd C (BR)

Amends provisions relating to transfer of licenses; notice of change in officers, directors, and stockholders of corporate licenses, partners of a partnership license, and members or managers of a limited liability company license; penalty under intoxicating liquor law. Repeals a limited liability company, member of a member managed limited liability company, or manager of a manager managed limited liability company. Provides that where a license is held by a partnership, limited partnership, or limited liability partnership, the admission or withdrawal of a partner, limited partner, or partner of a limited liability partnership shall not be deemed a transfer of the license; provided that the licensee shall, within 30 days from the date of the admission or withdrawal, so notify the commission in writing, stating the name of the partner, limited partner, or partner of a limited liability partnership who has been admitted or withdrawn, and any other information as may be required by the liquor commission. Further provides that if the liquor commission finds that the partner or limited partner for whom notification is required as specified in this provision is an unfit or improper person to hold a license in the partner's or limited partner's own right pursuant to provisions relating to no license

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issued, when, it may in its discretion revoke the license or suspend the license until the unfit or improper partner or limited partner is removed or replaced by a fit and proper person. Defines management agreement to mean a written agreement under which a licensee allows a manager to manage and operate the licensee's business on behalf of the licensee. Provides that if the licensee is a corporation or limited liability company, prohibits a change in ownership of any outstanding capital stock or membership interest to be deemed a transfer of a license; provided that in the case of a change in ownership of 25 per cent or more of the voting capital stock or membership interest or in the case of change in ownership of any number of shares of the stock or membership interest that results in the transferee becoming the owner of 25 per cent or more of the outstanding voting capital stock or membership interest, requires the corporate or limited liability company licensee to, within 30 days of the date of the transfer, apply for the approval of the transfer from the commission in writing. -- Amends provisions relating to no license issued, when. Prohibits a license shall be issued to any minor or to any person who has been convicted of a felony and not pardoned, or to any other person not deemed by the commission to be a fit and proper person to have a license; provided that the commission may grant a license under this law to a corporation or limited liability company that has been convicted of a felony where the commission finds that the corporation's officers, directors, and shareholders of 25 per cent or more of outstanding stock or a limited liability company's managers and members holding 25 per cent or more of the membership interests are fit and proper persons to have a license. Provides that for publicly traded corporations and limited liability companies or corporations or limited liability companies ultimately solely owned by a publicly traded company, only the officers, directors, managers, or members designated as primary decision makers shall be considered to determine disqualification under this provision. -- HB0136 HD1

Current Status: Mar=05 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Multiple Referral to CPN then JDC/ WAM/

### HB0137 HD1 (HSCR 632)

#### RELATING TO LIQUOR.

Introduced by: Todd C (BR)

Amends provisions relating to cooperation between department and liquor commission. Repeals provision that provides the liquor commission, if the commission exercises its authority under this law, shall provide to the department the results of any examination the commission has undertaken pursuant to provisions relating to inspection and shall, upon request, furnish to the department of taxation any information in its possession relative to any person having a license issued by it, and its records shall be open to examination of the department. -- Amends provisions relating to inspection. Repeals the liquor commission. -- Amends provisions relating to jurisdiction and powers under intoxicating liquor law. Requires investigations of violations of the liquor tax law to be referred to the director of taxation to hear and determine complaints against any licensee. -- Amends provisions relating to general right of inspection. Repeals the liquor tax law. -- Amends provisions relating to no license issued, when. Repeals that prohibits a license to be issued under this law to any other person not deemed by the liquor commission to be fit and proper person to have a license. -- Amends provisions relating to application; penalty for false statements. Requires every application for a license or for the renewal of a license or for the transfer of a license to be in writing, signed and notarized by the applicant, or in the case of a corporation or unincorporated association by the proper officer or officers thereof, or if a partnership by a general partner thereof, or if a limited liability partnership by a partner thereof, or if a member managed limited liability company by a member thereof, or if a manager managed limited liability company by a manager thereof, and to be addressed to the liquor commission. -- Amends provisions relating to report by investigator. Repeals that investigator report to include whether or not in the opinion of the investigator the applicant is a fit and proper person to have a license; and any and all other matters and things, that in the judgment of the investigator pertain to or affect the matter of the application, or the issuance or the exercise of the license applied for; provided that when the license application is for premises within a county with a population of 500,000 residents or more, the report shall specify. Adds that the possible adverse effects the premises, after licensing, may have on the surrounding community if the license application is for premises within a county having a population of 500,000 residents or more. -- Amends provisions relating to entry for examination; obstructing liquor commission operations; penalty. Repeals the liquor tax law. -- HB0137 HD1

Current Status: Mar=05 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Multiple Referral to CPN then JDC/ WAM/

## HOUSE BILLS WHICH PASSED THIRD READING

HB0144 HD2 (HSCR 874)

### RELATING TO ELECTIONEERING COMMUNICATIONS.

Introduced by: Saiki S (BR)

Amends provisions relating to electioneering communications; statement of information. Requires each person who makes an expenditure for electioneering communications in an aggregate amount of more than 5,000 dollars during any calendar year to file with the campaign spending commission a statement of information within 24 hours of each disclosure date provided in this provision. Excludes candidate and candidate committees from the disclosure requirements. Redefines disclosure date to mean, for every calendar year, the 1st date during any calendar year on which an electioneering communication is publicly distributed, and the date on which any subsequent electioneering communication is publicly distributed; provided that the person making the electioneering communication has made expenditures for electioneering communications of more than 5,000 dollars in the aggregate. Classifies election advertisements sent by mail at any postal rate as electioneering communications. Repeals provision requiring a person to be treated as having made an expenditure if the person has executed a contract to make the expenditure. -- HB0144 HD2

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Single Referral to JDC

HB0149 HD1 (HSCR 302)

### RELATING TO GIFT CERTIFICATES.

Introduced by: Saiki S (BR)

Amends provisions relating to gift certificates. Redefines gift certificate or certificate by excluding a card, certificate, or other medium that is issued by a county for the purpose of loading and storing value for purposes including but not limited to paying transit fares and other county fees, or other uses as authorized by the applicable county ordinances. -- HB0149 HD1

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Multiple Referral to CPN then WAM

HB0156

### RELATING TO ANIMAL CONTROL SERVICES.

Introduced by: Saiki S (BR)

Repeals provisions relating to contract between county of Kauai and Kauai Humane Society. -- HB0156

Current Status: Mar=05 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Single Referral to JDC

HB0160 HD1 (HSCR 75)

### RELATING TO REGISTRATION OF VEHICLES.

Introduced by: Saiki S (BR)

Amends provisions relating to registration, expense under the highway safety law. Repeals additional fee of 1 dollar for U drive motor vehicle and subjects U drive motor vehicles to an additional fee of 2 dollars for each certificate of registration. -- HB0160 HD1

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Multiple Referral to TRS then JDC/ WAM/

HB0161 HD2 (HSCR 382)

### RELATING TO REGISTRATION OF VEHICLES.

Introduced by: Saiki S (BR)

Amends provisions relating to registration, expense and procedure when title of vehicle transferred; delivery of certificate mandatory under the motor vehicle regulation law. Allows the director of finance to require a registered owner of a motor vehicle to pay outstanding charges owed to the county for the towing, removal, or disposal of an abandoned or derelict vehicle registered to that owner within the county as a condition precedent to the renewal or transfer of a certificate of registration for that motor vehicle; provided that the registered owner shall not be fined if the abandoned or derelict vehicle was stolen or taken from the registered owner without permission or authorization. -- HB0161 HD2

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Multiple Referral to TRS then JDC/ WAM/

HB0169 HD1 (HSCR 762)

### RELATING TO DISORDERLY CONDUCT.

Introduced by: Saiki S (BR)

Amends provisions relating to disorderly conduct. Provides that a person commits the offense of disorderly conduct if, with intent to cause physical inconvenience or alarm by a member or members of the public, or recklessly creating a risk thereof, the person engages in any conduct with an intent to convey false or misleading information under

## HOUSE BILLS WHICH PASSED THIRD READING

circumstances in which the information may reasonably be believed; and indicates that an activity has taken, is taking, or will take place that could result in death, bodily injury, or property damage, through the use of a firearm or by widely dangerous means. Allows a person who was under the age of 18 at the time of the offense and has been convicted of a 1st time offense under this provision may apply to the court for an expungement order upon attaining the age of 18 or 3 years after the conviction, whichever is later; provided that the person has fulfilled the terms of the sentence imposed by the court and has had no subsequent convictions under this provision. -- HB0169 HD1

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Single Referral to JDC

HB0170 HD1 (HSCR 763)

RELATING TO THEFT IN THE SECOND DEGREE.

Introduced by: Saiki S (BR)

Amends provisions relating to theft in the 2nd degree. Provides that a person commits the offense of theft in the 2nd degree if the person commits theft of property commonly used to store items of monetary value, including but not limited to any purse, handbag, or wallet. -- HB0170 HD1

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Single Referral to JDC

HB0171 HD1 (HSCR 755)

RELATING TO PROPERTY CRIMES.

Introduced by: Saiki S (BR)

Amends provisions relating to. Requires any dealer, or any agent, employee, or representative of a dealer who intentionally, knowingly, or recklessly violates any of the provisions of sections 486M-2 (Record of transactions), 486M-3 (Transactions of minors prohibited), or 486M-4 (Minimum retention of items), or who refuses to allow the inspection provided for in section 486M-5 (Inspections), and any person who offers or records information that is required under section 486M-2 that the person knows or has reason to know is false, to be guilty of a misdemeanor. -- HB0171 HD1

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Multiple Referral to CPN then JDC

HB0172 HD1 (HSCR 765)

RELATING TO OFFENSES AGAINST PROPERTY RIGHTS.

Introduced by: Saiki S (BR)

Establishes provisions relating to the unauthorized control of a propelled vehicle in the 2nd degree. Provides that a person commits the offense of unauthorized control of a propelled vehicle in the 2nd degree if the person recklessly or negligently exerts unauthorized control over another's propelled vehicle by operating the propelled vehicle without the owner's consent or by changing the identity of the propelled vehicle without the owner's consent. Makes it a misdemeanor. -- Amends provisions relating to unauthorized control of propelled vehicle by changing the title to unauthorized control of a propelled vehicle in the 1st degree. Provides that a person commits the offense of unauthorized control of a propelled vehicle in the 1st degree if the person intentionally or knowingly exerts unauthorized control over another's propelled vehicle by operating the propelled vehicle without the owner's consent or by changing the identity of the propelled vehicle without the owner's consent. Makes it a class C felony. -- HB0172 HD1

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Single Referral to JDC

HB0175 HD1 (HSCR 753)

RELATING TO SEX TRAFFICKING.

Introduced by: Saiki S (BR)

Amends provisions relating to sex trafficking. Provides that a person commits the offense of sex trafficking if the person knowingly uses coercion. -- HB0175 HD1

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Multiple Referral to HMS then JDC

HB0177 HD1 (HSCR 766)

RELATING TO SEXUAL ASSAULT.

Introduced by: Saiki S (BR)

Amends provisions relating to sexual assault in the 1st degree. Provides that a person commits the offense of sexual assault in the 1st degree if the person knowingly subjects to sexual penetration a person who is mentally defective; provided that there shall be a rebuttable presumption that the victim was mentally defective. -- Amends provisions relating to sexual assault in the 3rd degree. Provides that a person commits the offense of sexual assault in the 3rd degree if the person knowingly subjects to sexual contact a person who is mentally defective, or causes such a person to have sexual contact with

## HOUSE BILLS WHICH PASSED THIRD READING

the actor; provided that there shall be a rebuttable presumption that the victim was mentally defective. -- HB0177 HD1

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Single Referral to JDC

HB0181 HD1 (HSCR 372)

RELATING TO THE DEFINITION OF PROPERTY.

Introduced by: Saiki S (BR)

Amends provisions relating to definition of terms under offenses against property rights. Redefines property to include property that is stored in an electronic medium and is retrievable in a perceivable form. -- HB0181 HD1

Current Status: Mar=05 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Single Referral to JDC

HB0185 HD1 (HSCR 897)

RELATING TO THE JUDICIARY.

Introduced by: Saiki S (BR)

Judiciary appropriations Act of 2021 (judiciary budget). Appropriations to the judiciary for the 2021 - 2023 fiscal biennium. (\$\$) -- HB0185 HD1

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Multiple Referral to JDC then WAM

HB0189

RELATING TO DESIGNATING SUBSTITUTE JUDGES ON THE INTERMEDIATE COURT OF APPEALS.

Introduced by: Saiki S (BR)

Amends provisions relating to panels; substitute judge. Provides that in case of vacancy or of the number of available intermediate appellate judges is insufficient to make up a panel because of disqualification, the chief justice of the supreme court shall designate circuit judges, retired intermediate appellate judges, or retired supreme court justices to temporarily fill the vacancy or the need to make up a panel. -- HB0189

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Multiple Referral to JDC then WAM

HB0199 HD1 (HSCR 759)

RELATING TO ELECTION PROCLAMATIONS.

Introduced by: Saiki S (BR)

Amends provisions relating to proclamation. Requires the proclamation to contain a statement of the purposes for which the election is to be held, and a designation of the offices and the terms thereof for which candidates are to be nominated or elected. -- Amends provisions relating to election proclamation; voter service centers and places of deposit; changes to district boundaries. Requires the clerk to issue a proclamation listing all voter service centers and places of deposit, including the days each voter service center and place of deposit is open and the hours of operations and location of each voter service center and place of deposit, as may have been determined by the clerk as of the proclamation date. -- HB0199 HD1

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Single Referral to JDC

HB0204

RELATING TO THE BUDGET OF THE OFFICE OF HAWAIIAN AFFAIRS.

Introduced by: Saiki S (BR)

Office of Hawaiian Affairs Appropriations Act of 2021 (OHA budget). Appropriations to the office of Hawaiian affairs for the 2021 - 2023 fiscal biennium. (\$\$) -- HB0204

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Multiple Referral to HWN then WAM

HB0221 HD1 (HSCR 743)

RELATING TO CONDOMINIUMS.

Introduced by: Yamane R

Amends provisions relating to association meetings; voting; proxies under the condominium law. Requires no managing agent, resident manager, or their employees, or the association's employees, to solicit any proxies from any unit owner of the association nor shall the managing agent or resident manager cast any proxy vote at any association meeting except for the purpose of establishing a quorum. -- HB0221 HD1

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Single Referral to CPN

HB0223 HD1 (HSCR 290)

RELATING TO MASSAGE THERAPISTS.

Introduced by: Yamane R, Johanson A

Amends provisions relating to renewal of license; fees by changing it to renewal of



## HOUSE BILLS WHICH PASSED THIRD READING

license; fees; continuing education. Allows massage therapist and massage therapy licenses to be renewed by filing an application therefor, accompanied by a renewal fee and submitting documentation of continuing education compliance, as provided in this provision. Requires massage therapy licenses, beginning with the renewal for the licensing biennium commencing on July 1, 2022, and every biennial renewal thereafter, each licensee is to submit proof of completing 12 hours of continuing education within the 2 year period preceding the renewal date, 2 hours of which to include 1st aid, cardiopulmonary resuscitation, or emergency related courses. Requires board of massage therapy to adopt rules relating to the requirements and standards that continuing education programs shall meet to obtain recognition and approval from the board. Allows the board to conduct random audits of licensees to determine compliance with the continuing education requirements. -- HB0223 HD1

Current Status: Mar=04 21 Introduction/Passed First Reading - Senate  
Mar=04 21 Single Referral to CPN

### HB0224 HD1 (HSCR 48)

RELATING TO THE STATE HEALTH PLANNING AND DEVELOPMENT AGENCY.

Introduced by: Yamane R

Amends provisions relating to state health planning and development special fund; created; deposits; expenditures; fees. Changes that established within the state treasury, to be administered by from the state health planning and development agency to \_\_\_\_\_, the state health planning and development special fund into which shall be deposited all moneys collected under this law. Requires all unencumbered and unexpended moneys in excess of 2 million dollars remaining on balance in the special fund at the close of June 30 of each year to lapse to the credit of the general fund. -- Amends provisions relating to request for reconsideration. Adds that requires a request for a public hearing and a fee of \_\_\_\_\_ dollars to be received within 10 working days of the state agency decision. -- Amends provisions relating to certificates of need, penalties. Add that allows any person who violates or fails to act in compliance with an approved certificate of need granted by the state agency to be subject to an administrative penalty not to exceed \_\_\_\_\_ dollars for each 7th day period or fraction thereof that the violation continues. -- Amends provisions relating to exemptions from certificate of need requirements. Provides that nothing in this part or rules with respect to the requirement for certificates of need applies to include psychiatric services; special treatment facilities; and chronic renal dialysis services. Appropriation to the department of health for fiscal year 2022 - 2023 for the hiring of \_\_\_\_\_ full time equivalent (\_\_\_\_.0 FTE) permanent positions within the state health planning and development agency, including \_\_\_\_\_ full time equivalent (\_\_\_\_.0 FTE) investigators. Requires the \_\_\_\_\_ position within the state health planning and development agency previously funded by general funds to be funded from the health planning and development special fund. Appropriation to the department of health for fiscal year 2022 - 2023 to fund the \_\_\_\_\_ position within the state health planning and development agency. (\$\$) -- HB0224 HD1

Current Status: Mar=04 21 Introduction/Passed First Reading - Senate  
Mar=04 21 Multiple Referral to HTH then WAM

### HB0225 HD2 (HSCR 586)

RELATING TO BULLYING.

Introduced by: LoPresti M, Aquino H, Ichiyama L, Kapela J, Lowen N, Perruso A, Tokioka J, Wildberger T

Establishes provisions relating to bullying prevention and response action plan. Requires the board of education to develop a plan to inform school students, employees and volunteers, and department of education employees or volunteers of policies and procedures for prevention of and education regarding bullying, harassment, and retaliation; reporting to the department, board, or law enforcement agencies and parents; investigation of alleged bullying or harassment; preservation and documentation of evidence; mediation or other dispute resolution; referral to outside resources; and appeal process. Annual report to the legislature. Repeals Act 214, session laws of 2011. -- HB0225 HD2

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Multiple Referral to EDU then WAM

### HB0237 HD2 (HSCR 850)

RELATING TO INVASIVE SPECIES.

Introduced by: Hashem M, Branco P, Eli S, Kapela J, Lowen N, Morikawa D, Nakashima M, Onishi R, Tarnas D, Todd C

Appropriation to the department of agriculture to mitigate and control the 2 lined spittlebug, including reducing the 2 lined spittlebug population by using insecticides, integrating weed management measures in affected rangelands, and reseeding pastures

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damaged by infestations. Report to the legislature. (\$\$) -- HB0237 HD2

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate

Mar=11 21 Multiple Referral to AEN/ WTL/ then WAM

HB0243 HD1 (HSCR 426)

### RELATING TO SEA LEVEL RISE ADAPTATION.

Introduced by: Tarnas D, Aquino H, Belatti D, Branco P, Hashimoto T, Ichiyama L, Ilagan G, Johanson A, Kapela J, Kitagawa L, LoPresti M, Lowen N, Marten L, Matayoshi S, McKelvey A, Mizuno J, Morikawa D, Nakamura N, Nakashima M, Okimoto V, Perruso A, Takayama G, Tam A, Tokioka J, Wildberger T, Woodson J, Yamane R, Yamashita K Establishes provisions relating to sea level rise; responsibilities. Requires each state department to identify existing and planned facilities, including critical infrastructure, that are vulnerable to sea level rise, flooding impacts, and natural hazards, utilizing the latest projections and map data endorsed by the Hawaii climate change mitigation and adaptation commission and State of Hawaii hazard mitigation plan; assess a range of options for mitigation impacts of sea level rise to existing and planned facilities, including flood proofing in place and relocation of facilities, especially in locations where conservation of beaches and coastal environments is desired; provided that the departments shall take sea level rise, flooding, and disaster resilience into account in their planning and investment decisions; identify and consider risk from climate change; and employ full life cycle cost accounting to evaluate and compare facilities investments and alternatives. Requires each department to establish staff level points of contact with relevant expertise to build internal capacity and work with Hawaii climate change mitigation and adaptation commission staff to improve interagency coordination for sea level rise adaptation, flooding, and resilience. Report to the legislature and governor. -- Amends provisions relating to functions of statewide concern. Adds the functions to which are declared to be state functions are planning and implementing considerations, policies, and practices related to disaster resilience and climate adaptation, including sea level rise. -- HB0243 HD1

Current Status: Mar=05 21 Introduction/Passed First Reading - Senate

Mar=09 21 Multiple Referral to WTL/ AEN/ then WAM

HB0244 HD1 (HSCR 391)

### RELATING TO LAND RECORDATION.

Introduced by: Tarnas D, Branco P, Hashimoto T, Holt D, Ichiyama L, Ilagan G, Johanson A, Kitagawa L, Matayoshi S, Matsumoto L, Morikawa D, Nakamura N, Nakashima M, Perruso A, Todd C, Yamane R

Amends provisions relating to deregistration of registered land other than fee time share interests. Requires rather than allows the registered owner of the fee interest in registered land to submit the following to the assistant registrar a written request to deregister the registered land, proof of title insurance in the amount of the value of the land to be deregistered and a written waiver of all claims against the State relating to the title to the land arising after the date of deregistration; and a plan of the parcel or parcels sought to be deregistered that includes a map and description prepared by a licensed professional surveyor in accordance with provisions relating to filing of; data on plans; monuments; metes and bounds descriptions, provisions relating to description; lot subdivisions, and provisions relating to plans on tracing cloth; size; scale. Requires the assistant registrar to transmit the notation of the recordation and cancellation of the certificate of title to the registrar of the land court and state land surveyor. -- Amends provisions relating to entry record. Requires the registrar to make and keep in such form and manner as is prescribed by the board of land and natural resources a permanent record of the receipt to include every plan of the parcel or parcels of land deregistered pursuant to provisions relating to deregistration of registered land other than fee time share interests. -- Amends provisions relating to filing of; data on plans; monuments; metes and bounds descriptions. Requires every plan to contain to include if the land is deregistered pursuant to provisions relating to deregistration of land court registration law an application or consolidation number; a map number; a lot number; and the document numbers of the canceled certificate of title. -- Amends provisions relating to description; lot subdivisions. Changes that requires a file plan to be written upon the plan, or printed or typewritten on unruled good quality white paper from 13 inches to 11 inches long by 8 1/2 inches wide and shall be filed in duplicate with the file plan. Provides that if the land sought to be registered as a file plan is being deregistered pursuant to provisions relating to deregistration of land court registration law, requires the metes and bounds description to be dated and signed by the licensed professional surveyor making the file plan, or under whose supervision the file plan was made. Prohibits any lands being deregistered pursuant to provisions relating to deregistration of land court registration law, to be subdivide or consolidate when registering as a file plan, and only contiguous parcels shall

## HOUSE BILLS WHICH PASSED THIRD READING

be shown on the same plan. -- HB0244 HD1

Current Status: Mar=05 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Multiple Referral to WTL then JDC

HB0247

### RELATING TO AGRICULTURAL LANDS.

Introduced by: Tarnas D, Branco P, Hashimoto T, Holt D, Ichiyama L, Ilagan G, LoPresti M, Lowen N, Marten L, Matayoshi S, Matsumoto L, McKelvey A, Morikawa D, Nakamura N, Nakashima M, Okimoto V, Perruso A, Quinlan S, Todd C, Wildberger T, Yamashita K

Amends provisions relating to permissible uses within the agricultural districts. Redefines farm dwelling to mean a single family dwelling located on and accessory to a farm, including clusters of single family farm dwellings permitted within agricultural parks developed by the State, or where agricultural activity provides income of no less than 10,000 dollars a year to the family occupying the dwelling; provided that agricultural activity income shall be determined by any state general excise tax return filing or agricultural dedication for the parcel or lot of record approved by the county in which the dwelling and agricultural activity are located. Provides that any violation of the provision that allow agricultural lands to be subdivided and leased for the agricultural uses or activities permitted under specified conditions shall be subject to county enforcement authority and fines pursuant to provisions relating to county zoning under general provisions law and enforcement and penalty for violation under land use commission law. -- Amends provisions relating to application for registration under the condominiums law. Requires the verified statement to include the applicant's assessment and county comments regarding the availability of supportive infrastructure, any potential impact on governmental plans and resources, sensitive environmental resources, and any other requirements pursuant to county ordinances and rules. Requires the developer's public report to include the verified statement in addition to the information required by provisions relating to developer's public report. -- HB0247

Current Status: Mar=05 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Multiple Referral to AEN/ WTL/ then CPN

HB0248 HD1 (HSCR 760)

### RELATING TO PERSONAL RELATIONSHIPS.

Introduced by: Ichiyama L

Amends provisions relating to by whom solemnized by changing the title to by whom solemnized; fee. Allows a license to solemnize marriages to be issued to, and the marriage rite may be performed and solemnized by any civil celebrant, upon presentation to the person or society solemnizing the marriage of a license to marry, as prescribed by this law. Allows the person or society solemnizing the marriage to receive the price stipulated by the parties or the gratification tendered. Requires every person or society licensed to solemnize marriages under this provision to pay a 40 dollar fee for each marriage ceremony performed within the State. Defines civil celebrant to mean a member of a secular or non religious organization who is authorized by the organization to solemnize marriages. -- Amends provisions relating to solemnization; license to perform; refusal to join persons in a civil union by changing the title to solemnization; license to perform; refusal to join persons in a civil union; fee. Allows any civil celebrant to solemnize a civil union. Requires every person or society licensed to solemnize civil unions under this provision to pay a 40 dollar fee for each civil union solemnization performed within the State. -- HB0248 HD1

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Single Referral to JDC

HB0250 HD2 (HSCR 868)

### RELATING TO SEXUAL ASSAULT.

Introduced by: Ichiyama L

Amends provisions relating to sexual assault in the 2nd degree. Provides that as a law enforcement officer as defined in provisions relating to definitions of terms in this chapter, under offenses against public administration law to include a person who is stopped by a law enforcement officer; or a person who is being accompanied by a law enforcement officer for official purposes. Provides that the person knowingly subjects to sexual penetration another person who is mentally incapacitated or physically helpless and the person, while employed shall not be construed to prohibit practitioners licensed under medicine and surgery law or naturopathic medicine from performing any act within their respective practices law. -- Amends provisions relating to sexual assault in the 3rd degree. Provides that as a law enforcement officer as defined in provisions relating to definitions of terms in this chapter, under offenses against public administration law knowingly subjects sexual contact or causes to have sexual contact. Adds a person who

## HOUSE BILLS WHICH PASSED THIRD READING

is stopped by a law enforcement officer; or a person who is being accompanied by a law enforcement officer for official purposes; provided that this paragraph shall not be construed to prohibit a law enforcement officer from performing a lawful search pursuant to a warrant or an exception to the warrant clause. -- HB0250 HD2

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Single Referral to JDC

HB0264 HD1 (HSCR 292)

RELATING TO TRANSPORTATION NETWORK COMPANIES.

Introduced by: Johanson A

Amends Act 236, session laws of 2016, which establishes the transportation network companies law, by repealing the sunset date. -- HB0264 HD1

Current Status: Mar=05 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Multiple Referral to TRS then CPN

HB0273 HD1 (HSCR 91)

RELATING TO LICENSE RENEWALS.

Introduced by: Saiki S

Amends provisions relating to license renewals; procedures and requirements. Allows the state director of transportation to enact emergency rules pursuant to procedure for adoption, amendment, or repeal of rules to provide for license renewals by mail or online. -- HB0273 HD1

Current Status: Mar=09 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Multiple Referral to TRS then WAM

HB0282 HD1 (HSCR 607)

RELATING TO MINORS.

Introduced by: Tam A, Branco P, Hashimoto T, Ichiyama L, Ilagan G, Kapela J, LoPresti M, Marten L, Onishi R, Perruso A, Takayama G, Wildberger T

Amends provisions relating to consent to no cost emergency shelter and related services under department of human services law. Provides that the provider is coordinating with child welfare services. -- HB0282 HD1

Current Status: Mar=09 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Multiple Referral to HMS then JDC

HB0286 HD1 (HSCR 205)

RELATING TO REAL ESTATE INVESTMENT TRUSTS.

Introduced by: Tam A, Ganaden S, Ichiyama L, Kapela J, McKelvey A, Mizuno J, Takayama G, Wildberger T

Amends provisions relating to tax on corporations; rates; credit of shareholder of regulated investment company. Provides that notwithstanding the foregoing, for taxable years beginning after December 31, 2020, the department may require a real estate investment trust subject to this law to notify the department of taxation, in the manner prescribed by the department, of its operation as a real estate investment trust in the State no later than 90 days from the 1st day of operation in the State; provided that for real estate investment trusts operating in the State as of July 1, 2021, the department shall be notified no later than October 31, 2021; properly designate on its tax return that it is a real estate investment trust as required by the department; complete its tax return in the specific manner required by the department, including following line by line instructions; and submit a copy of the federal return covering the same period with each Hawaii return. Allows any real estate investment trust that fails to comply with these requirements to be assessed a penalty of 50 dollars per day. -- HB0286 HD1

Current Status: Mar=05 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Multiple Referral to CPN then WAM

HB0290 HD2 (HSCR 913)

RELATING TO VEHICLE WEIGHT TAXES.

Introduced by: Tam A, Kapela J, Marten L, Wildberger T

Amends Act 141, session laws of 2008, relating to armed services. Act to be repealed on June 30, 2023 (sunset). -- HB0290 HD2

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Multiple Referral to PSM then WAM

HB0296 HD1 (HSCR 241)

RELATING TO LEAF BLOWERS.

Introduced by: Tam A

Amends provisions relating to leaf blowers; restrictions. Provides that in the Waikiki special improvement districts, it shall be unlawful for any person to operate a leaf blower within a residential zone or within 100 feet of a residence except between the hours of 9:00 a.m. and 5:00 p.m. on any day except Sunday or a state or federal holiday, and between the hours of 10:00 a.m. and 5:00 p.m. on Sunday or any state or federal holiday;

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provided that commercial and hotel operators shall be permitted to operate a leaf blower on their premises at least 100 feet away from a residential zone or residence between the hours of 8:00 a.m. and 6:00 p.m. on any day except Sunday or a state or federal holiday, and between the hours of 9:00 a.m. and 6:00 p.m. on Sunday or any state or federal holiday; provided further that any leaf blower used within the permitted times shall not emit more than 80 decibels of noise. (COVID-19, COVID 19, coronavirus) -- HB0296 HD1

Current Status: Mar=09 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Multiple Referral to HTH then JDC/ WAM/

### HB0302 HD1 (HSCR 228)

#### RELATING TO ADVANCED PRACTICE REGISTERED NURSES.

Introduced by: Johanson A, Kitagawa L, Luke S, Yamane R

Amends provisions relating to definitions under income tax law. Redefines person totally disable to include the disability to be certified to by a an advanced practice registered nurse licensed. -- Amends provisions relating to definitions under advance mental health care directives law. Defines advanced practice registered nurse to mean a person licensed as an advanced practice registered nurse pursuant to nurses law and who holds an accredited national certification in an advanced practice registered nurse psychiatric specialization. Changes the term physician to provider. Redefines primary provider to include advanced practice registered nurse. -- Amends provisions relating to presumption of capacity; determination of lack of capacity; recovery of capacity. Adds advanced practice registered nurse. -- Amends provisions relating to optional form. Adds advanced practice registered nurse. -- HB0302 HD1

Current Status: Mar=04 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Multiple Re referral to HTH then CPN

### HB0305 HD1 (HSCR 744)

#### RELATING TO CONDOMINIUMS.

Introduced by: Johanson A, Belatti D, Ichiyama L, Kitagawa L, Nishimoto S, Saiki S, Tam A

Amends provisions relating to upkeep of condominium; disposition of unclaimed possessions. Requires that if the identity and address of the owner are known, no sale, storage, donation, or other disposal to occur until 60 days after the board notifies the owner in writing; and if the identity or address of the owner is unknown, allows the board to proceed directly to sell, store, donate, or otherwise dispose of the personality. Requires that the proceeds of any sale or disposition of personality to immediately become the property of the association. -- HB0305 HD1

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Multiple Referral to CPN then JDC

### HB0306 HD1 (HSCR 130)

#### RELATING TO HEALTH.

Introduced by: Johanson A, Kitagawa L

Amends provisions relating to healthcare preceptor tax credit. Redefines preceptor to mean a physician or osteopathic physician, licensed pursuant to medicine and surgery law, an advanced practice registered nurse, licensed pursuant to nurses law, or a pharmacist, licensed pursuant to pharmacists and pharmacy law, who is a resident of Hawaii and who maintains a professional practice in this State and whose specialty supports the development and training of an eligible student in primary care. Redefines volunteer based supervised clinical training rotation to mean a period of supervised clinical training to an eligible student or students that totals at least 80 hours of supervisory time annually, in which a preceptor provides personalized instruction, training, and supervision to an eligible student or students to enable the eligible student or students to obtain an eligible professional degree or training certificate; provided that, while a preceptor may be compensated for providing standard clinical services, the preceptor shall be uncompensated for the clinical training above or beyond clinical salary or reimbursements for clinical services or uncompensated from state general or tuition funds for the clinical training services. -- Amends provisions relating to preceptor credit assurance committee. Requires the preceptor credit assurance committee to develop and implement a plan for certifying health care preceptor tax credits to include itemized specialties that support the development and training of the eligible student in primary care. Adds the director of health, or the director's designee to the members of the committee. -- HB0306 HD1

Current Status: Mar=04 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Multiple Re referral to HTH then WAM/ CPN/

### HB0310 HD2 (HSCR 588)

#### RELATING TO HEALTH.

## HOUSE BILLS WHICH PASSED THIRD READING

Introduced by: Yamane R, Matayoshi S

Amends provisions relating to definitions under the mental health, mental illness, drug addiction, and alcoholism law. Redefines imminently dangerous to self or others to mean that, without intervention, the person will likely become dangerous to self or dangerous to others within the next 90 days. -- Amends provisions relating to emergency examination and hospitalization. Provides that a patient who is seen in an emergency department or hospitalized on an emergency basis pursuant to this provision, diagnosed with a serious mental illness or severe substance use disorder, and found to be lacking decisional capacity by a psychiatrist, or by an advanced practice registered nurse having prescriptive authority and who holds an accredited national certification in an advanced practice registered nurse psychiatric specialization, may be involuntarily treated for up to 30 days, including through the use of long term injectable psychotropics, or until a psychiatrist, or an advanced practice registered nurse having prescriptive authority and who holds an accredited national certification in an advanced practice registered nurse psychiatric specialization, determines that the patient has regained decisional capacity, whichever occurs 1st; and shall be assessed to determine whether a surrogate or a guardian is needed to make appropriate health care decisions for the patient. -- Amends provisions relating to criteria for issuance of court or administrative order for treatment over the patient's objection. Repeals provision that for the purposes of this provision, imminently dangerous to self or others means that, without intervention, the person will likely become dangerous to self or dangerous to others within the next 45 days. -- HB0310 HD2

Current Status: Mar=09 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Multiple Referral to HTH/ HMS/ then JDC/ WAM/

HB0311 HD1 (HSCR 413)

RELATING TO THE NURSING FACILITY SUSTAINABILITY PROGRAM.

Introduced by: Yamane R, Belatti D, Gates C, Ichiyama L, Johanson A, Kobayashi B, Mizuno J, Morikawa D, Takayama G

Amends provisions relating to the nursing facility sustainability program and the nursing facility sustainability program special fund by extending the sunset date. -- Amends provisions relating to nursing facility sustainability fee. Requires that the medicaid nursing facilities or facilities with high patient volume to pay reduced daily fee compared to other facilities participating in the nursing facility sustainability program. -- Amends provisions relating to nursing facility sustainability fee assessment. Changes that provide that the fee shall be due from within 30 days to within 60 days after the end of each month, with the initial payment due on the later of July 31, 2012, or 45 days after the required federal approvals for the assessment and any increase in health plan capitation payments have been secured from the Centers for Medicare and Medicaid Services. -- Amends Act 156, session laws of 2012, relating to the nursing facility sustainability program by extending the repeal date from June 30, 2021 to December 31, 2023 (sunset). Amends Act 124, session laws of 2014, relating to the nursing facility sustainability program and the nursing facility sustainability program special fund by extending the sunset date from December 31, 2021 to June 30, 2024 (sunset). Appropriation. (COVID-19, COVID 19, coronavirus) (\$\$) -- HB0311 HD1

Current Status: Mar=04 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Multiple Re referral to HMS/ HTH/ then WAM/ CPN/

HB0313 HD2 (HSCR 269)

RELATING TO PHYSICIAN WORKFORCE ASSESSMENT.

Introduced by: Yamane R

Amends provisions relating to John A. Burns school of medicine special fund. Repeals the requirement that no less than 50 per cent of the physician workforce assessment fees deposited into the John A. Burns school of medicine special fund be used for purposes identified by the Hawaii medical education council. Repeals the monetary cap of expenditures from the John A. Burns school of medicine special fund. Authorizes the fund to provide loan repayment to physicians who commit to working in medically underserved areas of the State as part of the Hawaii rural health care provider loan repayment program administered by the John A. Burns school of medicine; and provide scholarships to qualifying medical students to be determined by the John A. Burns school of medicine. -- HB0313 HD2

Current Status: Mar=05 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Multiple Referral to HRE then WAM/ JDC/

HB0321 HD1 (HSCR 116)

RELATING TO TRANSIENT ACCOMMODATIONS TAX.

Introduced by: Onishi R, Cullen T, Sayama J, Takayama G

Amends provisions relating to other post employment benefits trust; special land and

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development fund; reimbursable general obligation bonds for conservation easement and other real property; Turtle Bay conservation easement special fund; state parks special fund; establishment of Hawaii statewide trail and access program; remittances; distribution to counties by changing the title to remittances. Repeals the allocation of excess transient accommodations tax to the Turtle Bay conservation easement special fund, for development and implementation of initiatives to take advantage of expanded visa programs and increased travel opportunities for international visitors to Hawaii, for the operation of a Hawaiian center and the museum of Hawaiian music and dance, to the tourism special fund for a safety and security budget, to the counties, and to the special land and development fund. Makes the allocations to the convention center enterprise special fund and tourism special fund unspecified amounts. (COVID-19, COVID 19, coronavirus) -- HB0321 HD1

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Multiple Referral to EET then WAM

HB0325 HD1 (HSCR 317)

RELATING TO PUBLIC EMPLOYMENT COST ITEMS.

Introduced by: Onishi R

Appropriation to the director of finance and chief justice for all collective bargaining cost items for collective bargaining unit 1 (nonsupervisory blue collar employees) and for salary increases and other costs adjustments for state officers and employees excluded from collective bargaining. -- Appropriation to the Hawaii health systems corporation for all collective bargaining cost items for collective bargaining unit 1 (nonsupervisory blue collar employees) and for salary increases and other cost adjustments for state officers and employees excluded from collective bargaining. (\$\$) -- HB0325 HD1

Current Status: Mar=05 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Multiple Referral to LCA then WAM

HB0326 HD1 (HSCR 326)

RELATING TO PUBLIC EMPLOYMENT COST ITEMS.

Introduced by: Onishi R

Appropriation to the director of finance and chief justice for all collective bargaining cost items for collective bargaining unit 10 (institutional, health, and correctional workers) and for salary increases and other cost adjustments for 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 10 (institutional, health, and correctional workers) and for salary increases and other cost adjustments for state officers and employees excluded from collective bargaining. (\$\$) -- HB0326 HD1

Current Status: Mar=05 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Multiple Referral to LCA then WAM

HB0327 HD2 (HSCR 377)

RELATING TO GREENHOUSE GAS EMISSIONS.

Introduced by: Marten L, Kapela J, Kobayashi B, LoPresti M, Perruso A, Tam A, Wildberger T

Establishes a sustainable aviation fuel task force within the department of business, economic development, and tourism's Hawaii state energy office for administrative purposes. Provides the purpose of the sustainable aviation fuel task force is to prepare a work plan and regulatory scheme for implementing the maximum practically and technically feasible and cost effective reductions in greenhouse gas emissions from transportation sources or categories of sources of greenhouse gases to help commercial airlines serving Hawaii meet the mandate set for international commercial aviation by the International Civil Aviation Organization, specifically the Carbon Offset and Reduction Scheme for International Aviation, to reduce aviation greenhouse gas emission to 50 per cent below 2005 levels by 2050; further the development of sustainable aviation fuel as a productive industry in Hawaii, using as a foundation the results from the Hawaii Aviation and Climate Action Summit held in December 2019 and the best practices shared by the federal Aviation Administration's Aviation Sustainability Center and Commercial Aviation Alternative Fuel Initiative; facilitate communication and coordination among sustainable aviation fuel stakeholders; provide a forum for discussion and problem solving regarding potential and current barriers related to technology development, production, distribution, supply chain development, and commercialization of sustainable aviation fuel; provide recommendations to the legislature on potential legislation that will facilitate the technology development, production, distribution, and commercialization of sustainable aviation fuel; facilitate and streamline the permitting process for new facilities and the expansion of existing facilities; and provide access to low cost financing through the issuance of revenue bonds and matching funds through the Hawaii technology

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development corporation; and evaluate the prospect of Hawaii joining the Pacific Coast Collaborative of the states of California, Oregon, and Washington, and British Columbia to harmonize local carbon fuel and greenhouse gas reduction policy and market based measures and share best practices. Requires the Hawaii state energy office to designate task force members that represent sectors involved in sustainable aviation fuel research, development, production, and utilization. Requires the work plan of the task force to include consultation with state and county agencies consultation and best practice sharing with international and national organizations and other states to identify cost effective policies and methods; harmonization of market based measures and their supporting technical and quantification methods with the International Civil Aviation Organization's Carbon Offset and Reduction Scheme for International Aviation, national, and other state peer reviewed methods and avoidance of a unique Hawaii method or standard wherever practicable; development of measures of effectiveness of varying techniques for greenhouse gas emissions reduction for commercial aviation; and framework to evaluate the relative contribution of each method or project, relative to its cost, projected technical maturity between the years 2020 and 2050, and contributions toward other sustainability objectives such as skilled job creation, economic development, waste re use, invasive species removal, and landscape restoration. Report to the legislature. Requires the task force to cease to exist on June 30, 2024 (sunset).

-- HB0327 HD2

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Multiple Referral to TRS/ EET/ then WAM

### HB0328 HD2 (HSCR 484)

#### RELATING TO ENERGY EFFICIENCY.

Introduced by: Marten L, Branco P, Ichiyama L, Kapela J, Kitagawa L, LoPresti M, Lowen N, McKelvey A, Mizuno J, Morikawa D, Nakashima M, Perruso A, Tarnas D, Wildberger T

Establishes provisions relating to Installation of energy efficient technologies. Provides that no person shall be prevented by any covenant, declaration, bylaws, restriction, deed, lease, term, provision, condition, codicil, contract, or similar binding agreement, however worded, from installing the energy efficient technologies on any single family residential dwelling or townhouse that the person owns. Provides that any provision in any lease, instrument, or contract contrary to the intent of this provision shall be void and unenforceable. Requires every private entity to review, and if necessary modify, its rules by December 31, 2022, to allow for the placement of energy efficient technologies. Requires rules to facilitate the placement of energy efficient technologies and prohibit increase cost of installation, maintenance, and removal of the technologies. Establishes specified conditions and requirements for the placement of energy efficient technologies, installation, maintenance, and removal of the technologies. -- HB0328 HD2

Current Status: Mar=09 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Multiple Referral to EET/ HOU/ then WAM

### HB0331 HD1 (HSCR 101)

#### RELATING TO THE STATE PLAN.

Introduced by: Marten L, Kapela J, Kitagawa L, Kobayashi B, LoPresti M, Lowen N, Perruso A, Tam A, Tarnas D, Wildberger T

Establishes provisions relating to objectives and policies for facility systems, infrastructure, and transit projects; green infrastructure. Requires planning for state facility systems, infrastructure, and transit projects with regard to green infrastructure to be directed toward the achievement of the following sustainability design objectives; minimizing stormwater runoff and replenishing the water table; reducing the urban heat island effect; encouraging the removal of pollutants from the air; and encouraging the removal, sequestration, and storage of greenhouse gas emissions. Requires planning for state facility systems, infrastructure, and transit projects to incorporate the achievement of the following quality of experience design objectives; creating a visual and sound barrier to enhance the quality of life in the surrounding community; incorporating as much live foliage, trees, green infrastructure, and open green space as possible; finishing exterior exposed appurtenances and concrete surfaces not covered in foliage or green infrastructure with a standardized paint scheme to protect against weathering, blending appropriately with Hawaii's natural environment, enhancing a Hawaii sense of place, and providing for a better quality of experience. Provides that to achieve these objectives, it shall be the priority of the State to design all new state facilities, infrastructure, and transit upgrades to include best practices for tree planting and other green infrastructure; make provisions for maintaining trees in accordance with standards set by the Accredited Standards Committee of the Tree Care Industry Association; select species matched to site conditions to maximize tree health; select



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species for larger size at maturity where possible to maximize environmental benefits; select varied native species for biodiversity to increase resilience; and promote traffic safety with placement of foliage and trees consistent with Federal Highway Administration guidance, outside of clear zones. -- Amends provisions relating to objective and policies for the physical environment--scenic, natural beauty, and historic resources. Adds promote the increase of outdoor public green spaces; connect outdoor public green spaces with existing trails; and promote the increase of urban tree canopy. -- Amends provisions relating to population growth and land resources priority guidelines by changing the title to population growth, land resources, and green infrastructure priority guidelines. Provides priority guidelines to promote the use of green infrastructure in state facility systems, infrastructure, and transit projects; design all new state facilities, infrastructure, and transit upgrades to include best practices for tree planting and other green infrastructure; make provisions for maintaining trees in accordance with standards set by the Accredited Standards Committee of the Tree Care Industry Association; select tree species matched to site conditions to maximize tree health; select tree and vegetation species for larger size at maturity where possible to maximize environmental benefits; select varied native tree and vegetation species for biodiversity to increase resilience; and promote traffic safety with placement of foliage and trees consistent with Federal Highway Administration guidance, outside of clear zones. -- Requires the office of planning, in partnership with the greenhouse gas sequestration task force, to submit a report to the legislature. -- HB0331 HD1

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Multiple Referral to EET/ WTL/ then WAM

HB0333 HD3 (HSCR 854)

RELATING TO PEER-TO-PEER CAR-SHARING.

Introduced by: Aquino H

Establishes the peer to peer car sharing law. Establishes provisions relating to insurance coverage during car sharing period. Establishes notification of implications of lien; exclusion in motor vehicle insurance policies; recordkeeping; use of vehicle in care sharing; exemption; vicarious liability; contribution against indemnification; insurable interest; required disclosures and notices; driver's license verification and data retention; responsibility for equipment; motor vehicle safety recalls; and relations to other laws. -- Establishes provisions relating to peer to peer care sharing surcharge tax. Provides that there is levied, assessed, and collected each month a peer to peer car sharing tax of \_\_\_\_ dollars per day, or any portion of a day, that a shared vehicle is shared pursuant to a car sharing program agreement. Further provides that notwithstanding any law to the contrary, neither the tax levied for rental motor vehicles rented or leased by rental motor vehicle lessors, nor the tax provided for on carsharing organizations shall be applicable to peer to peer car sharing. -- HB0333 HD3

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Multiple Referral to TRS then JDC/ WAM/

HB0334 HD1 (HSCR 750)

RELATING TO OPERATING A VEHICLE UNDER THE INFLUENCE OF AN INTOXICANT.

Introduced by: Aquino H (BR)

Establishes provisions relating to state drug and alcohol toxicology testing laboratory special fund; established. Provides that there is established in the state treasury a state drug and alcohol toxicology testing laboratory special fund, into which shall be deposited all fines collected for violations committed in the offense of operating a vehicle under the influence of an intoxicant, moneys appropriated by the legislature to the fund, other grants and gifts made to the fund, and any income and interest earned on the balance of the fund. Requires moneys in the state drug and alcohol toxicology testing laboratory special fund to be administered and expended by the department of health to support a state drug and alcohol toxicology testing laboratory. -- Amends provisions relating to state highway fund. Allows moneys in the state highway fund to be expended for the cost of establishing a state drug and alcohol toxicology testing laboratory that is intended to support the prosecution of offenses relating to operation of a motor vehicle while under the influence of an intoxicant. Establishes penalties and fines. Requires fines to be deposited into the state drug and alcohol toxicology testing laboratory special fund. Report to the legislature. -- HB0334 HD1

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Multiple Referral to HTH then JDC/ WAM/

HB0337 HD1 (HSCR 560)

RELATING TO CONSTITUTIONAL AMENDMENTS.

Introduced by: Saiki S

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Amends provisions relating to constitutional amendments, proposed; attorney general statement. Requires the language and meaning of a constitutional amendment and a constitutional ratification question to be as simple, concise, and direct to the extent practicable. Requires the attorney general, in consultation with the legislative reference bureau, to prepare a statement in English and Hawaiian for each proposed constitutional amendment in language that is simple, concise, and direct to the extent practicable and that indicates the purpose, limitations, and effects of the proposed amendment. -- Amends provisions relating to jurisdiction and powers; filing under the courts of appeal law. Requires the supreme court to have jurisdiction and powers to issue, upon a written request by the president of the senate, the speaker of the house of representatives, or both, a written opinion of the justices of the supreme court, or a majority thereof, stating whether a proposed amendment to the Hawaii State Constitution and the corresponding constitutional ratification question is simple, concise, and direct to the extent practicable, as required by provisions relating to constitutional amendments, proposed; provided that within 48 hours of receipt of a written request for a written opinion pursuant to this provision, the supreme court shall render and deliver a written opinion to the requester or requesters; any written opinion that invalidates the constitutional ratification question corresponding to a proposed amendment to the Hawaii State Constitution shall include a detailed and specific explanation of the reasons for the invalidation of the constitutional ratification question; and any decision established in a written opinion rendered pursuant to this provision shall not be appealable. -- HB0337 HD1

Current Status: Mar=09 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Single Referral to JDC/ WAM/

HB0338 HD1 (HSCR 749)

RELATING TO THE JUDICIARY.

Introduced by: Saiki S

Amends provisions relating to disqualification of judge; relationship, pecuniary interest, previous judgment, bias or prejudice by adding; or justice. Allows a party to any action or proceeding being heard in any appellate court in the State to file a motion for a hearing on possible conflict of interest when the party believes that any judge or justice before whom the pending action or proceeding is to be tried or heard may have a disqualifying conflict of interest resulting in a personal bias or prejudice either against the party or in favor of any opposite party to the suit. Requires the motion to state the facts and reasons for the belief that bias or prejudice exists and shall be filed before the hearing of the action or proceeding, or good cause shall be shown for the failure to file the motion within that time. Prohibits a party to be entitled in any case to file more than 1 motion for a hearing on possible conflict of interest against a particular judge or justice; and no motion shall be filed unless accompanied by a certificate of counsel of record that the motion is made in good faith. Requires the remaining judges or justices on the panel or court hearing the action or proceeding to hear and rule on the motion for hearing on possible conflict of interest. Requires the judge or justice who is the subject of the motion to be disqualified from hearing or ruling on the motion, but shall have the opportunity to file a response to the motion; or recuse himself by filing with the clerk of the court for which the judge or justice presides a certificate that the judge or justice is unable for any reason to preside with absolute impartiality in the pending action or proceeding. -- HB0338 HD1

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Single Referral to JDC

HB0339 HD1 (HSCR 414)

RELATING TO THE FAMILY COURT.

Introduced by: Saiki S

Amends provisions relating to appeal under family courts law. Changes intermediate appellate court to supreme court. -- HB0339 HD1

Current Status: Mar=09 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Single Referral to JDC

HB0340

PROPOSING AN AMENDMENT TO THE CONSTITUTION OF THE STATE OF HAWAII TO REQUIRE THE JUDICIAL SELECTION COMMISSION TO BE GUIDED BY PRINCIPLES OF MERIT IN THE SELECTION OF JUDICIAL NOMINATIONS AND THE RETENTION OF JUDGES AND JUSTICES.

Introduced by: Saiki S

Proposes to amend the constitution. Establishes merit principles. Requires the judicial selection commission to be guided by principles of merit in the selection of judicial nominations and the retention of judges and justices. -- HB0340

Current Status: Mar=09 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Single Referral to JDC/ WAM/

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HB0345 HD2 (HSCR 589)

### RELATING TO ASSISTED COMMUNITY TREATMENT.

Introduced by: Saiki S

Establishes provisions relating to appointment of guardian ad litem under mental health, mental illness, drug addiction and alcoholism law. Requires the family court, upon receipt of a petition filed to appoint a guardian ad litem to represent the best interests of the subject throughout the pendency of the proceedings. -- Amends provisions relating to notice. Adds that requires notice of the hearing to be served on the guardian ad litem appointed for the subject of the petition; and served on the attorney for the subject of the petition, if applicable. Provides that the notice requirement shall include a notice that the subject of the petition has been assigned a guardian ad litem to represent the best interests of the subject throughout the proceeding; and the name and contact information of the guardian ad litem appointed for the subject of the petition. -- Amends provisions relating to hearing and petition. Provides that the subject of the petition is not required to be present at the hearing; provided that the subject has been served with the petition and the appointed guardian ad litem is present to represent the best interests of the subject through the proceedings. Repeals that provides notwithstanding the counsel and other services for indigent criminal defendants law to the contrary, the public defender or other court appointed counsel shall represent the subject upon filing of the petition. -- Amends provisions relating to petition for additional period treatment under mental health, mental illness, drug addiction and alcoholism law; and provisions relating to hearing for discharge under family law. Adds a guardian ad litem be appointed. -- HB0345 HD2

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Multiple Referral to HMS/ HTH/ then JDC/ WAM/

HB0352 HD1 (HSCR 301)

### RELATING TO SECONDHAND DEALERS.

Introduced by: Saiki S

Amends provisions relating to definitions under pawnbrokers and secondhand dealers law. Redefines secondhand dealer to include the operation of an automated recycling kiosk. -- Amends provisions relating to minimum retention of items. Allows a secondhand dealer operating an automated recycling kiosk to retain articles received or purchased at a business location outside the county where received or purchased for a period of 30 calendar days. Provides that during this retention period, and upon request by law enforcement, a secondhand dealer operating an automated recycling kiosk shall promptly provide any requested articles to the requesting law enforcement agency. -- HB0352 HD1

Current Status: Mar=05 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Multiple Referral to CPN then JDC

HB0356 HD1 (HSCR 62)

### RELATING TO THE JUDICIAL COUNCIL.

Introduced by: Saiki S

Amends provisions relating to the judicial council. Requires the meetings of the judicial council to be open to the public; provided that deliberations for the selection of nominees for the campaign spending commission and state ethics commission shall be closed to the public. -- HB0356 HD1

Current Status: Feb=16 21 Introduction/Passed First Reading - Senate  
Feb=16 21 Single Referral to JDC

HB0357 HD1 (HSCR 515)

### RELATING TO STATUTE OF LIMITATIONS.

Introduced by: Saiki S

Establishes provision relating to 2 years; inverse condemnation. Requires all actions for a regulatory taking against the State, including a claim brought under article I, section 20, of the state constitution, to be commenced within 2 years after the cause of action accrued, and not after. -- HB0357 HD1

Current Status: Mar=09 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Multiple Referral to JDC then WAM

HB0381 HD2 (HSCR 898)

### RELATING TO FAIR HOUSING REASONABLE ACCOMMODATIONS.

Introduced by: Saiki S

Amends provisions relating to discrimination in real property transactions law. Defines assistance animal to mean an animal that is needed to perform disability related work, services or tasks for the benefit of a person with a disability, or is needed to provide emotional support that alleviates 1 or more identified symptoms or effects of a person's disability. Provides that assistance animals may include but are not limited to service animals, therapy animals, comfort animals, or emotional support animals and may have formal training or may be untrained, and may include species other than dogs. -- Amends

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provisions relating to discriminatory practices. Allows the use of an assistance animal, reasonable restrictions to be imposed provided further that if the disability related need for an assistance animal is not readily apparent, an owner or other person engaging in the real estate transaction may request that a person claiming a disability provide verification to establish the disability related need for a specific assistance animal as a reasonable accommodation. Requires the verification to establish the disability related need for a specific assistance animal as a reasonable accommodation. Allows the verification to include provisions as specified. Requires the possession of a vest or other distinguishing animal garment, tag, or registration documents that are commonly purchased online and purporting to identify an animal as a service animal or assistance animal shall not constitute valid verification. -- HB0381 HD2

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Multiple Referral to HMS then JDC

HB0389 HD1 (HSCR 107)

RELATING TO POST-SECONDARY EDUCATION.

Introduced by: LoPresti M, Johanson A, Matayoshi S, McKelvey A, Mizuno J, Perruso A, Wildberger T

Establishes provisions relating to disclosures. Requires any for profit private college or university or seminary or religious institution or any unaccredited institution that are authorized in the State to disclose in all catalogs, promotional materials, electronic media, signage, and contracts for instruction, the fact that the institution is a for profit business. -- HB0389 HD1

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Multiple Referral to HRE then CPN/ WAM/

HB0391 HD3 (HSCR 872)

RELATING TO THE RESIDENTIAL LANDLORD-TENANT CODE.

Introduced by: Ohno T

Establishes provisions relating to early termination of tenancy; servicemember tenants. Provides that a servicemember tenant may terminate a rental agreement of a term of 1 year or less without penalty or fees if the servicemember tenant receives military orders requiring the servicemember tenant to vacate civilian housing and move into on post government quarters; and failure to move into on post government quarters will result in a forfeiture of the servicemember tenant's basic allowance for housing; provided that the servicemember tenant submits at least 30 days written notice to the landlord. Provides that when the tenancy is from month to month if the servicemember receives military orders requiring the servicemember tenant to vacate civilian housing and move into on post government quarters; and failure to move into on post government quarters will result in a forfeiture of the servicemember tenant's basic allowance for housing; provided that the servicemember tenant submits at least 15 days written notice to the landlord. Provides that in the event a servicemember tenant dies during active duty, an adult member of the servicemember tenant's family may terminate a rental agreement of a term of 1 year or less, or a rental agreement with a month to month tenancy, without penalty or fees for early termination or liability for future rent if the family member provides at least 15 days written notice to the landlord. Requires the notice to be accompanied by a copy of the servicemember tenant's death certificate and a copy of official military orders showing the servicemember tenant was on active duty; or a written verification signed by the servicemember tenant's commanding officer. Provides that if the servicemember tenant is solely liable on the rental agreement, the rental agreement to terminate on the early termination date described in provisions, and the servicemember tenant or servicemember tenant's estate or family member, as applicable, shall be liable for rent owed through the early termination date plus any previous obligations outstanding as of that date. Requires the amount due from the servicemember tenant to be paid to the landlord on or before the early termination date. Requires if there are multiple tenants who are parties to the rental agreement, the release of 1 or more servicemember tenants under this provision to not terminate the rental agreement with respect to the other non terminating tenants; provided that the other non terminating tenants demonstrate an ability to pay the rent under the rental agreement, as determined by the landlord. Allows if the other non terminating tenants fail to demonstrate an ability to pay the rent, the landlord to terminate the rental agreement by giving notice of early termination to the other non terminating tenants at least 14 days before the early termination date specified in the notice; provided that the landlord shall not assess any penalty or fees for the early termination. Requires the amount due from the other non terminating tenants to be paid to the landlord on or before the early termination date. Prohibits the landlord to not be required to refund security deposits under provisions or prepaid rent until the rental agreement terminates with respect to all

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tenants and the dwelling unit is surrendered to the landlord; or early termination is effected pursuant to this provision, in which case each terminating tenant shall receive a prorated share of any security deposit or prepaid rent from the landlord upon termination of the rental agreement; provided that the percentage of any security deposit to be returned shall be determined by the parties in writing; provided further that if there is no determination made by the parties regarding the percentage share of the security deposit, the landlord shall be permitted to refund the security deposit in equal shares to each tenant on the rental agreement. Requires if a servicemember tenant or an adult member of the servicemember tenant's family submits notice of early termination in compliance with this provision, the landlord to return a prorated share of all security deposits recoverable by the terminating servicemember tenant or the terminating servicemember tenant's family member under provisions and prepaid rent recoverable by the terminating servicemember tenant or the terminating servicemember tenant or the terminating servicemember tenant's family member following the servicemember tenant's or family member's surrender of the dwelling unit, except as otherwise provided in this provision, provided that the landlord may withhold a prorated amount of the security deposit for payment of damages that the landlord has suffered by reason of the terminating servicemember tenant's noncompliance with tenant to maintain dwelling unit; and not assess any fee or penalty against the terminating servicemember tenant or the terminating servicemember tenant's family member for exercising any right granted under this provision. Prohibits this provision to not affect a servicemember tenant's liability for delinquent, unpaid rent, or other amounts owed to the landlord before the rental agreement was terminated by the servicemember tenant or servicemember tenant's family member under this provision. Requires nothing in this provision to be construed to infringe upon or affect in any way the rights a servicemember tenant may have under the federal Servicemembers Civil Relief Act, P.L. 108-189, or civil relief for state military forces law. Prohibits this provision to apply if the military orders are a result of disciplinary action or court order. -- HB0391 HD3

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Multiple Referral to PSM/ CPN/ then JDC

HB0416 HD2 (HSCR 852)

RELATING TO SECTION 711-1109, HAWAII REVISED STATUTES.

Introduced by: Nishimoto S

Amends provisions relating to cruelty to animals in the 2nd degree. Provides that a person commits the offense of cruelty to animals in the 2nd degree if the person intentionally, knowingly, or recklessly uses a trolley, trolley with swivels, pulley, cable, running line, or trolley lacking swivels at each end that is designed to attach a dog to 2 stationary objects in a configuration that endangers the dog, including preventing the dog from obtaining necessary sustenance; provided that no dog; under the age of 6 months shall be tethered or restrained unless the dog is engaged in an activity supervised by its owner or an agent of its owner; shall be tethered or restrained by a tow or log chain; and shall be tethered or restrained by means of a choke collar, pinch collar, or prong collar unless the dog is engaged in an activity supervised by its owner or an agent of its owner. Provides that cruelty to animals in the 2nd degree is a misdemeanor, except that if the offense involves 10 or more pet animals in any 1 instance, then cruelty to animals in the 2nd degree is a class C felony. Provides that in addition to any penalty authorized for a person convicted of an offense under this provision, the court may order attendance at educational classes concerning animal abuse prevention. -- HB0416 HD2

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Multiple Referral to AEN then JDC

HB0424 HD1 (HSCR 250)

RELATING TO PROCUREMENT OF CONTRACTS FOR VEHICLE RENTAL.

Introduced by: Wildberger T, Ganaden S, Mizuno J

Amends provisions relating to energy efficiency and environmental standards for state facilities, motor vehicles, and transportation fuel. Provides that with regard to motor vehicles and transportation fuel, each agency shall adopt a preference for the rental of electric vehicles or hybrid vehicles; provided that all agencies, when renting a vehicle on behalf of a state employee in the discharge of official government business, shall rent a vehicle of 1 of the following types, listed in order of preference; electric vehicle; or hybrid vehicle; provided further that the vehicle is available and suitable for the specific travel requirements; the agency may rent a conventional vehicle only if an electric vehicle or hybrid vehicle is not suitable; or neither an electric vehicle nor a hybrid vehicle is available; an agency shall exercise the policy preference for rental of an electric vehicle or hybrid vehicle notwithstanding that there may be a higher cost associated with renting an electric vehicle or hybrid vehicle; provided that the cost premium is consistent with any

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budgetary constraints and not contradicted by an existing state contract with the rental business entity from which the vehicle is rented; and to the extent practicable, all agencies shall rent a vehicle pursuant to this provision from a rental contractor. -- HB0424 HD1

Current Status: Mar=09 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Multiple Re referral to GVO/ CPN/ then WAM

HB0433 HD1 (HSCR 66)

### RELATING TO CLIMATE CHANGE MITIGATION.

Introduced by: Johanson A, Lowen N, Luke S, Tarnas D

Establishes provisions relating to climate change mitigation impact fee. Requires, beginning July 1, 2022, every rental motor vehicle customer to pay to the department of land and natural resources a climate change mitigation impact fee for renting, leasing, or utilizing a rental motor vehicle. Requires the climate change mitigation impact fee to be assessed to each rental motor vehicle customer at a charge of \_\_\_\_ dollars per day, or any portion of a day, that the rental motor vehicle is rented or leased by the rental motor vehicle customer. Requires all fees collected to be deposited to the credit of the general fund; provided that beginning July 1, 2024, all fees collected shall be deposited to the credit of the climate change mitigation special fund. Requires the department of land and natural resources to establish rules to administrative procedure law necessary for the collection of climate change mitigation impact fees. -- Establishes provisions relating to climate change mitigation special fund. Provides that there is established in the state treasury a special fund to be known as the climate change mitigation special fund into which to be deposited, beginning July 1, 2024; all fees collected to climate change mitigation impact fee; appropriations made by the legislature for deposit into the special fund; and donations and contributions made by private individuals or organizations for deposit into the special fund. (\$\$) -- HB0433 HD1

Current Status: Mar=05 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Multiple Referral to AEN/ WTL/ TRS/ then WAM

HB0434 HD1 (HSCR 277)

### RELATING TO AIRCRAFT.

Introduced by: Johanson A, Aquino H, Luke S

Establishes provisions relating to non commercial aircraft landing fee. Establishes that requires a non commercial aircraft landing fee to be imposed on all non commercial aircraft that engage in the carriage of persons between a point outside the State to a point within the State. Requires fee to be set at a rate of \_\_\_\_ dollars per passenger on the aircraft at the time of landing. Exempts aircraft operating primarily in interstate or foreign commerce; aircraft owned or operated by the US; aircraft in transit through the State; and aircraft operated by any scheduled airline carrier that is a lessee of the State under an airport airline lease at the Daniel K. Inouye International Airport and that is commonly referred to as signatory airline. Requires all proceeds from non commercial aircraft landing fees to be deposited into the airport revenue fund. -- Establishes provisions relating to non commercial aircraft storage fee. Establishes and requires an annual non commercial aircraft storage fee that to be imposed on an operator or owner of a non commercial aircraft who stores the aircraft at an airport owned or controlled by the department of transportation. Requires fee to be \_\_\_\_ dollars per aircraft. Exempts aircraft operating primarily in interstate or foreign commerce; aircraft owned or operated by the US; aircraft in transit through the State; and aircraft operated by any scheduled airline carrier that is a lessee of the State under an airport airline lease at the Daniel K. Inouye International Airport and that is commonly referred to as signatory airline. Requires all proceeds from non commercial storage fees to be deposited into the airport revenue fund. -- Amends provisions relating to disposition of airport revenue fund under aeronautics law. Adds that exempts all proceeds from the non commercial aircraft landing fee; and all proceeds from the non-commercial aircraft storage fee. -- Amends provisions relating to operation and use privileges. Add that allows the department to fix and regulate non commercial aircraft landing fees, and storage fee. -- HB0434 HD1

Current Status: Mar=09 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Multiple Referral to TRS then WAM

HB0443 HD1 (HSCR 458)

### RELATING TO SCHOOL FOOD PROGRAMS.

Introduced by: Perruso A, Har S, Ichiyama L, Kapela J, Kitagawa L, LoPresti M, Lowen N, Marten L, Tarnas D

Requires the department of education to conduct a comprehensive cost analysis of the department's food services and student meal programs. Requires the cost analysis to identify strengths and weaknesses within the department of education's food services and student meal programs, including but not limited to the cost of increasing the use of

## HOUSE BILLS WHICH PASSED THIRD READING

locally grown agricultural products in food services and student meal programs; reducing reliance on imported agricultural products and other food imports for food services and student meal programs; empowering complex area and school level administrators with greater authority in purchasing and decision making over food services; and instituting new data and food service delivery systems necessary for decentralizing the governance of food services and student meal programs. Provides that in conducting the cost analysis, the department of education shall employ a triple bottom line approach that evaluates the social, environmental, and financial costs and benefits of activities related to food services and student meal programs. Report to the legislature. Requires the department of education to invite a representative from the cost analysis team to brief the members of the legislature once the written report is finalized. -- HB0443 HD1

Current Status: Mar=09 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Multiple Referral to EDU/ AEN/ then WAM

HB0445 HD1 (HSCR 380)

RELATING TO INCREASING THE ESTATE TAX.

Introduced by: Perruso A, Ichiyama L, Kapela J, LoPresti M, Marten L

Amends provisions relating to applicable exclusion amounts. Requires an exclusion from a Hawaii taxable estate to be allowed to the estate of every decedent against the tax imposed by provisions relating to tax imposed; credit for tax paid other state. Provides that for the purpose of this provision, the applicable exclusion amount is \_\_\_\_ dollars, and as further adjusted pursuant to this provision. Requires this Act to apply to decedents dying or taxable transfers occurring after December 31, 2020. -- HB0445 HD1

Current Status: Mar=05 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Single Referral to WAM

HB0446 HD3 (HSCR 885)

RELATING TO MOTOR VEHICLES.

Introduced by: Sayama J, Hashimoto T, Holt D, Ichiyama L, Ilagan G, Johanson A, Kitagawa L, Kong S, LoPresti M, Marten L, Nakashima M, Tam A, Tokioka J, Wildberger T, Yamashita K

Establishes provisions relating to theft of catalytic converter. Provides that a person commits the offense of theft of catalytic converter if the person commits theft of a catalytic converter. Makes it a class C felony. -- Amends provisions relating to records to be kept. Prohibits that if the seller does not provide a copy of the information required by the provision, the licensee to purchase the wrecked, salvaged, or rebuilt motor vehicle, or used motor vehicle part or accessory and shall report the attempted sale to the police. Establishes penalties. -- HB0446 HD3

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Multiple Referral to CPN then JDC/ WAM/

HB0458 HD1 (HSCR 751)

RELATING TO DRIVER'S LICENSES.

Introduced by: Aquino H

Amends provisions relating to expiration of licenses. Requires the license to expire on the 1st birthday of the licensee occurring no less than 4 years after the date of the issuance if, at the time, the licensee to include 24 years of age or younger; or 72 years of age or older but younger than 18 years of age; the license shall expire on the 1st birthday of the licensee occurring no less than 2 years after the date of the issuance of the license if, at that time, the licensee is 80 years of age or older; and. -- HB0458 HD1

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Multiple Referral to TRS then JDC

HB0459 HD2 (HSCR 881)

RELATING TO COMMERCIAL DRIVER'S LICENSE DISQUALIFICATION FOR SEVERE FORMS OF TRAFFICKING IN PERSONS.

Introduced by: Aquino H (BR)

Amends provisions relating to disqualification, cancellation, and downgrade. Requires the examiner of drivers to disqualify any person from driving a commercial motor vehicle for life if the person uses a motor vehicle in the commission of any felony involving the manufacturing, distributing, or dispensing of a controlled substance, or possession with intent to manufacture, distribute, or dispense a controlled substance; or uses a commercial motor vehicle in the commission of any felony involving a severe form of trafficking in persons. -- HB0459 HD2

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Multiple Referral to CPN then JDC

HB0465 HD1 (HSCR 20)

RELATING TO COLLECTIVE BARGAINING.

Introduced by: Onishi R

## HOUSE BILLS WHICH PASSED THIRD READING

Amends provisions relating to Hawaii labor relations board. Requires the representative of labor shall be a person who is appointed by the governor and whose name has been submitted to the governor to serve as the representative of labor by the exclusive representatives certified pursuant to section 89-8 (Recognition and representation; employee participation). Requires the process to determine the nominee whose name is to be submitted to the governor to be determined by a simple majority of the exclusive representatives certified pursuant to section 89-8. Requires the governor to transmit the name of the person nominated to serve as the representative of labor to the senate for advice and consent no later than 20 days after submission of the nominee's name to the governor; provided that, if the governor fails to nominate the person whose name has been submitted by a simple majority of exclusive representatives in accordance with this provision, the simple majority of exclusive representatives who recommended the person shall transmit the person's name directly to the senate for confirmation. Limits the appointment of a member of a board or commission to 2 terms or 8 consecutive years. Provides that if the representative of labor does not demonstrate the necessary ability to serve as an effective representative, as determined by a simple majority of exclusive representatives certified pursuant to section 89-8, then the representative shall be removed from office upon written request to the governor by a simple majority of the exclusive representatives authorized to nominate the representative of labor. Requires the written request for the removal of the representative of labor shall include an effective date for the representative of labor's removal. Requires the removal from office of a representative of labor requested pursuant this provision to be executed not later than the effective date of the removal specified in the written request. -- HB0465 HD1

Current Status: Mar=05 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Multiple Referral to LCA then JDC

HB0467 HD1 (HSCR 35)

### RELATING TO PUBLIC LANDS.

Introduced by: Onishi R, Ilagan G, Morikawa D, Nakashima M, Tarnas D, Todd C  
Establishes provisions relating to public lands redevelopment. Allows the legislature to designate redevelopment districts by law for any area of public lands classified as commercial and industrial; hotel, apartment, and motel; or resort use, if the legislature determines that there is a need for planning, development, or redevelopment because the buildings and infrastructures in the area are dilapidated or have deteriorated due to age or obsolescence. Requires a planning committee for the designated district to be established and placed in the department of land and natural resources upon the designation of a redevelopment district. Requires the committee to be dissolved upon the completion of the redevelopment project. Requires the committee to prepare a redevelopment plan for the designated district, including district development policies, the district improvement program, necessary public facilities, and the development guidelines and rules for the designated district. Report to the legislature and governor. -- Establishes provisions for the establishment of a separate revolving fund for each redevelopment district. -- Designates the public lands on the Waiakea peninsula on the island of Hawaii as the Waiakea peninsula redevelopment district. Establishes a Waiakea peninsula redevelopment district planning committee. -- Establishes the Waiakea peninsula redevelopment district revolving fund. -- Amends provisions relating to power under the public lands, management and disposition of law. Allows the board of land and natural resources to approve a reduction or waiver of lease rental up to 20 years that shall not exceed the amount of the lessee's total expenditures for demolition or provision of such infrastructure; provided further that if a lease for resort, commercial, industrial, other business, or residential purposes requires a lessee to demolish existing improvements or provide basic infrastructure, including drainage, sewer, water, electricity, and other utilities before it can make productive use of the land. -- Establishes provisions relating to development of public lands in a redevelopment area. Allows a local redevelopment agency with the prior approval of the council of the applicable county, approval of the governor, and authorization of the legislature by concurrent resolution, to negotiate a development agreement with a developer for commercial, business, or hotel or resort uses on public lands within a redevelopment area according to a redevelopment plan adopted by the local redevelopment agency. -- Establishes provisions relating to redevelopment project. Exempts redevelopment project from general excise tax and use tax. -- HB0467 HD1

Current Status: Mar=05 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Multiple Referral to WTL then WAM/ JDC/

HB0468 HD1 (HSCR 409)

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

Introduced by: Onishi R



## HOUSE BILLS WHICH PASSED THIRD READING

Amends provisions relating to health benefits plan supplemental to medicare. Requires the State, through the department of budget and finance, and the counties, through their respective departments of finance, to pay to the Hawaii employer union health benefits trust fund a contribution equal to an amount not less than the medicare part B premium, for each of the following who are enrolled in the medicare part B medical insurance plan; an employee beneficiary who is a retired employee; a spouse of an employee beneficiary hired prior to July 1, 2021, while the employee beneficiary is living; and an employee beneficiary's spouse, after the death of the employee beneficiary, if the spouse qualifies as an employee beneficiary. -- HB0468 HD1

Current Status: Mar=05 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Multiple Referral to LCA then WAM

HB0469 HD1 (HSCR 539)

RELATING TO THE TRANSFER OF NON-AGRICULTURAL PARK LANDS.

Introduced by: Onishi R, Hashem M, Matayoshi S, Morikawa D, Tarnas D, Todd C  
Amends provisions relating to transfer and management of non agricultural park lands and related facilities to the department of agriculture. Provides that prior to offering a lease, the department shall inquire with the department of land and natural resources regarding any easements required by the department of land and natural resources on the lands subject to the lease. Requires the transfer of non agricultural park lands to be done pursuant to this provision. Provides that no later than January 1, 2022, the department shall transmit to the department of land and natural resources a list of lands that it has identified as being disputed lands. Requires the department of land and natural resources to review the list. Provides that in the event that the department and department of land and natural resources disagree regarding the disputed lands, the board of land and natural resources shall establish a 3rd party advisory committee prior to any disposition or transfer of the disputed lands. Requires the 3rd party advisory committee established in this provision to review the disputed lands proposed for disposition or transfer and determine whether any of the lands requested are suitable for food production for local consumption and export; contain important natural resources, including remnant native forests, important watersheds, or native or endangered plants and wildlife; adjoin or are near forest reserves or are former forest lands and, as a result, have the potential for reforestation; are important for providing access to other public lands for management; traditional gathering; and public recreation, including hunting and trails; or could be used now or in the future for other public or priority purposes, such as public schools; institutions of higher education; affordable housing; renewable energy projects; or other income producing opportunities or possibilities, such as commercial, hotel, mixed use, or industrial use that could generate revenues for the State. Requires the 3rd party advisory committee to determine whether the department or the department of land and natural resources is the appropriate managing agency for the parcel of land. Requires the board and board of land and natural resources to review and consider the findings of the 3rd party advisory committee prior to approving any disposition or transfer of disputed lands. Provides if the department and the department of land and natural resources are unable to reach a mutual agreement regarding the disposition or transfer of disputed lands, the disputed lands, and the leases or revocable permits encumbering them, shall remain under the jurisdiction and management of the department of land and natural resources until such time as a mutual agreement can be reached regarding their disposition. Provides that for lands for which the department and department of land and natural resources reach a mutual agreement regarding their disposition, such lands shall be transferred to the department. Provides that beginning with the 2026-2027 fiscal year, and no less than every 5th fiscal year thereafter, the department and department of land and natural resources shall undertake the process set forth in this provision. -- HB0469 HD1

Current Status: Mar=05 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Multiple Referral to WTL/ AEN/ then JDC

HB0471 HD1 (HSCR 312)

RELATING TO BEHAVIOR ANALYSTS.

Introduced by: Yamane R, Aquino H, Cullen T  
Amends provisions relating to repeal dates for newly enacted professional and vocational regulatory programs. Repeals the provision that requires the behavior analysts law to be repealed on June 30, 2021 (sunset). -- HB0471 HD1

Current Status: Mar=05 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Multiple Referral to HTH then CPN

HB0474 HD2 (HSCR 902)

RELATING TO THE HOSPITAL SUSTAINABILITY PROGRAM.

Introduced by: Yamane R, Aquino H, Belatti D, Gates C, Ichiyama L, Johanson A,

## HOUSE BILLS WHICH PASSED THIRD READING

Kobayashi B, Mizuno J, Morikawa D, Nishimoto S

Amends provisions relating to definitions under hospital sustainability program law. Defines Net benefit to mean total payments, as described in provisions relating to hospital sustainability program special fund using prevailing federal medicaid assistance percentage rates made to private hospitals, less the taxes paid under this program. -- Amends provisions relating to hospital sustainability program special fund. Increase moneys in the hospital sustainability program special fund to be used exclusively to no less than from 88 per cent to 90 per cent of the revenue from the hospital sustainability fee shall be used for 1 or more of the specified requirements; and adds match federal medicaid funds, with the combined total to fund medicaid services that include, but are not limited to, supportive housing, behavioral health, vaccinations, preventive health, primary care, and home and community based services. Changes that allow from 12 per cent to 10 per cent of the moneys in the hospital sustainability program special fund to be used by the department of human services for other departmental purposes. Requires the aggregate net benefit for private hospitals to not be less than the aggregate net benefit provided by this program for fiscal year 2020-2021. Provides that if factors affecting the calculation of the aggregate net benefit, such as medicaid membership, differ materially from the assumptions used to determine aggregate net benefit in a given fiscal year, requires the department to consult with the hospital trade association on changes to the aggregate net benefit and changes must be agreed to in writing by both parties. -- Amends provisions relating to Hospital sustainability fee. Increases the hospital sustainability fees charged to the hospital shall not in the aggregate exceed from 4 per cent to 5 and 1/2 per cent of the hospital's net patient service revenue. Increases the inpatient hospital sustainability fee, and the outpatient hospital sustainability fee from 4 per cent to 5 and 1/2 per cent. Exempts from the hospital sustainability fee on outpatient care services federal hospitals and public hospitals; provided that children's hospitals, psychiatric hospitals, and rehabilitation hospitals may be taxed on inpatient and outpatient services at a different rate than other private hospitals. -- Amends provisions relating to hospital sustainability fee assessments. Changes that require the department to collect, and each hospital to pay, the hospital sustainability fee not later than from the 13th to the 16th day after the end of each calendar month. -- Amends provisions relating to private hospital payments through enhanced rates to medicaid managed care health plans. Provides that in accordance with title 42 Code of Federal Regulations part 438, requires the department to use revenues from the nursing facility sustainability fee and federal matching funds to enhance the capitated rates paid to medicaid managed care health plans for the period of July 1 through December 31, 2021, and calendar years 2022 and 2023, consistent with the objectives specified. -- Amends provisions relating to termination. Requires any remaining moneys in the hospital sustainability program special fund to be distributed that requires money in the special fund to be used exclusively under specified requirements. Amends Act 217, session Laws of 2012; by extending the sunset date to December 31, 2023. Amends Act 123, session laws of 2014 by extending the sunset date to June 30, 2024. Appropriation to the department of human services for the hospital sustainability program special fund. (COVID-19, COVID 19, coronavirus) (\$\$) -- HB0474 HD2

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Multiple Referral to HMS/ HTH/ then WAM

HB0476 HD3 (HSCR 903)

RELATING TO TAXATION.

Introduced by: Yamane R, Aquino H, Cullen T, Johanson A

Establishes provisions relating to taxation of modified risk tobacco products. Requires every wholesaler, in addition to any other taxes provided by law, to pay for the privilege of conducting business and other activities in the State an excise tax equal to 50 per cent of the otherwise applicable tax under provisions relating to taxes under the cigarette tax and tobacco law for each modified risk tobacco product sold, used, or possessed by a wholesaler, or if not sold then at the same rate upon the use by the wholesaler. Defines modified risk tobacco product to mean any product for which a modified risk tobacco product order has been issued by the Secretary of the US Department of Health and Human Services pursuant to title 21 US Code section 387k(g). -- Amends provisions relating to amounts not taxable. Exempts this law to apply to the amounts of taxes on e liquid cartridges, and open system e liquid imposed by the cigarette tax and tobacco tax law on wholesalers or dealers holding licenses under that law and selling the products at wholesale. -- Amends provisions relating to general excise tax law; use tax law; and cigarette tax and tobacco tax law by changing its title to cigarette tax, tobacco tax, and e liquid tax law. Establishes taxation of e liquids used in electronic smoking devices. Requires wholesalers and dealers to be licensed. Requires retailers of tobacco and e

## HOUSE BILLS WHICH PASSED THIRD READING

liquids to obtain permits. -- HB0476 HD3

Current Status: Mar-11 21 Passed Third Reading House as amended (HD3)

HB0477 HD2 (HSCR 624)

RELATING TO CANNABIS.

Introduced by: Yamane R, Johanson A

Amends provisions relating to medical use of cannabis; conditions of use. Redefines transport to include dispensaries as permitted; provided that so long as federal law prohibits transportation of medical cannabis over a body of water, a selling dispensary may only transport up to 3,000 grams of cannabis (marijuana) or manufactured cannabis products to a purchasing dispensary located on the same island as the selling dispensary. Amends provisions relating to authorized sources of medical cannabis. Provides that after December 31, 2021, a qualifying patient shall obtain medical cannabis or manufactured cannabis products by cultivating cannabis in an amount that does not exceed an adequate supply for the qualifying patient; provided that each location used to cultivate cannabis shall be used by no more than 2 qualifying patients; and provided further that the department, or law enforcement upon the request of the department, may make administrative inspections of registered grow sites to verify compliance with the requirements of this law pursuant to authority under this law. Further provides that no primary caregiver shall be authorized to cultivate cannabis for any qualifying patient after December 31, 2021. -- Amends provisions relating to definitions under medical cannabis dispensary system. Redefines medical cannabis dispensary or dispensary to mean a person licensed by the State to own, operate, or subcontract up to \_\_\_\_ production centers and up to \_\_\_\_ retail dispensing locations. -- Amends provisions relating to medical cannabis dispensaries; authorized; licensure. Changes that allow up from 2 to \_\_\_\_ production center to be allowed under each dispensary license and a dispensary licensee to establish up to from 2 to \_\_\_\_ retail dispensing locations under the licensee's dispensary license. -- Amends provisions relating to dispensary operations. Allows the department of health to permit a dispensary to purchase cannabis and manufactured cannabis products from another dispensary in a manner prescribed by the department by rules adopted pursuant to this law. -- Amends provisions relating to medical cannabis dispensary rules. Requires the department to establish standards with respect to security requirements for the transportation of cannabis between dispensaries as permitted by to include provisions relating to dispensary operations. -- Amends provisions relating to manufacturing of medical cannabis products. Requires the department of health to establish health, safety, manufacturing, and product stability standards regarding the manufacture of manufactured cannabis products. -- HB0477 HD2

Current Status: Mar=05 21 Introduction/Passed First Reading - Senate

Mar=09 21 Multiple Referral to HTH/ CPN/ then JDC

HB0485 HD1 (HSCR 202)

RELATING TO TAXATION.

Introduced by: Yamashita K, DeCoite L, Hashimoto T, Ichiyama L, Ilagan G, Kitagawa L, McKelvey A, Nakamura N, Woodson J

Amends provisions relating to rental motor vehicle and tour vehicle surcharge tax. Increases the tax from 5 dollars a day to \_\_\_\_ dollars a day. -- HB0485 HD1

Current Status: Mar=09 21 Introduction/Passed First Reading - Senate

Mar=09 21 Multiple Referral to TRS then WAM

HB0486 HD2 (HSCR 855)

RELATING TO TRANSPORTATION.

Introduced by: Yamashita K, Hashimoto T, McKelvey A, Nakamura N, Onishi R, Tarnas D, Woodson J

Establishes provisions relating to maintenance or repair of disputed public streets, roads, or highways; quitclaim. Requires that whenever ownership of a public streets, roads, or highway remains in dispute between the State and the county, any action by a government agency to maintain or repair a public street, road, or highway shall not be used to establish the agency's ownership of, or jurisdiction over, the public street, road, or highway and the agency shall not be deemed to have assumed ownership of, or jurisdiction over, the public street, road, or highway solely because of action to maintain or repair a public street, road, or highway. Provides that if a county requests or requires title to a disputed public street, road, or highway, the State to transfer by quitclaim any interest it has in the public street, road, or highway to the county. -- Amends provisions relating to traffic regulation; repair and maintenance; public right to use public streets, roads, or highways whose ownership is in dispute. Provides that if a county requests or requires title to a disputed public street, road, or highway, the State may transfer by quitclaim any interest it has in the public street, road, or highway to the county. -- HB0486 HD2

## HOUSE BILLS WHICH PASSED THIRD READING

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Multiple Referral to TRS then JDC

HB0490 HD2 (HSCR 900)

### RELATING TO CRIMES AGAINST SENIORS.

Introduced by: Hashimoto T, Branco P, DeCoite L, Eli S, Hashem M, Holt D, Ilagan G, Kapela J, Kitagawa L, Marten L, Matayoshi S, Mizuno J, Morikawa D, Nishimoto S, Perruso A, Takayama G, Tam A, Tarnas D, Todd C, Yamane R, Yamashita K

Amends provisions relating to assault in the 1st degree and provisions relating to assault in the 2nd degree. Provides that a person commits the offense of assault in the 1st degree if the person intentionally or knowingly causes substantial bodily injury to a person who is 60 years of age or older, and the age of the injured person is known or reasonably should be known to the person causing the injury. -- Amends provisions relating to unauthorized entry in a dwelling in the 1st degree. Provides that a person commits the offense of unauthorized entry in a dwelling in the 1st degree if the person intentionally or knowingly enters unlawfully into a dwelling and another person was, at the time of the entry, lawfully present in the dwelling who was 60 years of age or older, and the age of the person lawfully present in the dwelling was known or reasonably should have been known to the person who unlawfully entered. -- Amends provisions relating to theft in the 1st degree. Provides that a person commits the offense of theft in the 1st degree if the person commits theft of property from the person of another who is 60 years of age or older; and the age of the property owner is known or reasonably should be known to the person who commits theft; or of property or services, the value of which exceeds 750 dollars, from a person who is 60 years of age or older, and the age of the property owner is known or reasonably should be known to the person who commits theft. -- Amends provisions in the 2nd degree. Provides that a person commits the offense of theft in the 2nd degree if the person commits theft of property or services, the value of which exceeds 250 dollars from a person who is 60 years of age or older, and the age of the property owner is known or reasonably should be known to the person who commits theft. -- Amends provisions relating to forgery in the 1st degree. Provides that a person commits the offense of forgery in the 1st degree if all or part of a deed, will, codicil, contract, assignment, commercial instrument, or other instrument which does or may evidence, create, transfer, terminate, or otherwise affect a legal right, interest, obligation, or status, and the purported maker or drawer of the written instrument or forged instrument is a person who is 60 years of age or older; and the age of the purported maker or drawer of the written instrument or forged instrument is known or reasonably should be known to the person who falsely makes, completes, endorses, or alters the instrument; utters the forged instrument; or fraudulently encodes the magnetic ink character recognition numbers of the instrument. -- Amends provisions relating to forgery in the 2nd degree. Provides that a person commits the offense of forgery in the 2nd if with intent to defraud falsely makes, completes, endorses, or alters a written instrument, or utters a forged instrument and the purported maker or drawer of the written instrument or forged instrument is a person who is 60 years of age or older; and the age of purported maker or drawer of the written instrument or forged instrument is known or reasonably should be known to the person who falsely makes, completes, endorses, or alters a written instrument; or utters a forged instrument. -- HB0490 HD2

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Single Referral to JDC

HB0497 HD1 (HSCR 333)

### RELATING TO COUNTY ZONING ORDINANCES.

Introduced by: Tarnas D, Belatti D, Branco P, Hashimoto T, Ichiyama L, Ilagan G, Lowen N, Matayoshi S, Mizuno J, Morikawa D, Nakamura N, Nakashima M, Onishi R, Quinlan S, Todd C, Yamane R, Yamashita K

Amends provisions relating to county zoning. Prohibits a county zoning ordinance or county rule to require the developer of a development with more than 1 residential unit to obtain the approval of any state agency unless that approval is expressly required under state law. Requires any county zoning ordinance or county rule in conflict with this subsection to be void with respect to any such development. (COVID-19, COVID 19, coronavirus) -- HB0497 HD1

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Multiple Referral to WTL then JDC/ WAM/

HB0498 HD1 (HSCR 393)

### RELATING TO AQUATIC RESOURCES.

Introduced by: Tarnas D, Belatti D, Branco P, Hashimoto T, Holt D, Ichiyama L, Ilagan G, Lowen N, Marten L, Matayoshi S, Matsumoto L, McKelvey A, Morikawa D, Nakamura N, Nakashima M, Takayama G, Tam A, Todd C, Wildberger T

## HOUSE BILLS WHICH PASSED THIRD READING

Amends provisions relating to aquatic mitigation bank by changing its title to aquatic mitigation banking and aquatic in lieu fee mitigation. Allows the department of land and natural resources to establish and operate aquatic mitigation banks and aquatic in lieu fee mitigation programs for the purpose of restoring, creating, enhancing, or preserving aquatic habitats or resources as compensatory mitigation where a person is required to provide compensatory mitigation either prospectively, and the use of banked mitigation or aquatic in lieu fee mitigation is approved by the agency requiring mitigation; or for past damages to aquatic habitats or resources. -- HB0498 HD1

Current Status: Mar=05 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Multiple Referral to WTL then JDC/ WAM/

### HB0499 HD2 (HSCR 374)

#### RELATING TO LEASE EXTENSIONS ON PUBLIC LAND.

Introduced by: Tarnas D, Branco P, Hashimoto T, Holt D, Ichiyama L, Ilagan G, Matayoshi S, Mizuno J, Morikawa D, Nakamura N, Nakashima M, Tam A, Todd C, Yamane R, Yamashita K

Establishes provisions relating to commercial, industrial, resort, mixed use, or government leases; extension of term. Allows the board of land and natural resources to extend the rental period of a lease of public lands for commercial use, industrial use, resort use, mixed use, or government use upon the board's approval of a development agreement proposed by the lessee or by the lessee and developer to make substantial improvements to the existing improvements. Requires the lessee or the lessee and developer to submit to the board the plans and specifications for the total development proposed prior to entering into a development agreement. Requires the board to review the plans and specifications and determine whether the development proposed in the development agreement is of sufficient worth and value to justify the extension of the lease; the estimated period of time to complete the improvements and expected date of completion of the improvements; and the minimum revised annual rent based on the fair market value of the lands to be developed, as determined by an appraiser for the board and, if deemed appropriate by an appraiser, the appropriate percentage of rent where gross receipts exceed a specified amount. Prohibits a lease extension to be approved until the board and the lessee or the lessee and developer mutually agree to the terms and conditions of the development agreement. Prohibits construction to commence until the lessee or the lessee and developer have filed with the board a sufficient bond conditioned upon the full and faithful performance of all the terms and conditions of the development agreement. Requires that any extension of a lease to be based upon the substantial improvements to be made and shall be for a period no longer than 40 years. Prohibits a lease to be assignable or transferable throughout the 1st 10 years of the extended term, except by devise, bequest, or intestate succession. Provides that the prohibition on assignments and transfer of leases includes a prohibition on conveyances of leases and a prohibition on the sale or change in ownership, by more than 20 per cent, of a lessee that is a company or entity. Allows the lease to be subleased, subject to approval by the board during subsequent periods of the extended term of the lease. Prohibits a lease to be assignable to a sublessee. Requires the applicant for a lease extension to pay all costs and expenses incurred by the department in connection with the processing, analyzing, or negotiating any lease extension request, lease document, or development agreement. -- HB0499 HD2

Current Status: Mar=05 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Multiple Referral to WTL then WAM

### HB0502 HD2 (HSCR 434)

#### RELATING TO RURAL DISTRICTS.

Introduced by: Hashimoto T, Ilagan G, McKelvey A, Nakamura N, Wildberger T

Amends provisions relating to districting and classification of lands. Requires the land use commission to set standards for determining the boundaries of each district, provided that in the establishment of boundaries for rural districts, areas of land composed primarily of small farms mixed with very low density residential lots, which may be shown by a minimum density of not more than 1 house per 1/4 acre and a minimum lot size of not less than 1/2 acre shall be included, except as herein provided. Requires rural districts to include activities or uses as characterized by low density residential lots of not more than 1 dwelling house per 1/4 acre, except as provided by county ordinance and provided that any such dwelling house shall be consistent with the county general plan and community development plans, in areas where city like concentration of people, structures, streets, and urban level of services are absent, and where small farms are intermixed with low density residential lots except that within a subdivision the commission for good cause may allow 1 lot of less than 1/2 acre, but not less than 1/4 acre, or an equivalent residential density, within a rural subdivision and permit the

## HOUSE BILLS WHICH PASSED THIRD READING

construction of 1 dwelling on such lot; provided that all other dwellings in the subdivision shall have a minimum lot size of 1/2 acre or 21,780 square feet. -- Amends provisions relating to zoning. Requires the minimum lot size for any low density residential use shall be 1/2 acre and there shall be but 1 dwelling house per 1/4 acre; provided that any such dwelling house shall be consistent with the county general plan and community development plan, except as provided for in provisions relating to districting and classification of lands. -- HB0502 HD2

Current Status: Mar=09 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Multiple Referral to WTL then JDC

### HB0507 HD1 (HSCR 144)

#### RELATING TO MEDIA.

Introduced by: Cullen T, Luke S, Quinlan S

Establishes provisions relating to iconic location royalties. Requires the department of business, economic development, and tourism to fix the payment of royalties to the State for the filming of scenic shots of iconic locations in the State that are subsequently featured in media for production purposes; provided that state and county productions shall be exempt from this provision. -- HB0507 HD1

Current Status: Mar=05 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Multiple Referral to EET then WAM

### HB0508 HD1 (HSCR 378)

#### RELATING TO FIREWORKS.

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

Amends provisions relating to penalty under fireworks law. Requires that any person violating permissible uses of consumer fireworks and permissible uses of display fireworks, articles pyrotechnic, and aerial devices to be fined not more than 4,000 dollars for each violation. Requires that when the violation involves aerial devices that are set off, ignited, or otherwise caused to explode outside of the hours permitted by permissible uses of display fireworks, articles pyrotechnic, and aerial devices, the fine to be at least 1,000 dollars and no more than 4,000 dollars. -- HB0508 HD1

Current Status: Mar=05 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Multiple Referral to PSM then JDC/ WAM/

### HB0510 HD1 (HSCR 270)

#### RELATING TO TAXATION.

Introduced by: Cullen T

Amends provisions relating to review for 2024 and every 5th year thereafter under the auditor law. Adds vehicle registration. -- Amends provisions relating to the refundable food/excise tax credit by adding vehicle registration tax credit to title. Allows individual taxpayers who claim a refundable food/excise tax credit under this provision greater than 0 dollars may also claim a refundable vehicle registration fee tax credit of 25 dollars; provided that the taxpayer paid the annual state vehicle registration fee during the taxable year for at least 1 vehicle. Allows married taxpayers filing joint returns to claim a credit of 50 dollars; provided that the taxpayers paid the annual state vehicle registration fee for at least 2 vehicles during the taxable year. -- HB0510 HD1

Current Status: Mar=09 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Single Referral to WAM

### HB0513

#### RELATING TO THE STATE CAPITOL MANAGEMENT COMMITTEE.

Introduced by: Cullen T

Repeals provisions relating to state capitol; state capitol management committee; established; oversight and management; powers and duties. -- HB0513

Current Status: Mar=05 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Multiple Referral to GVO then JDC

### HB0514 HD1 (HSCR 459)

#### RELATING TO ON-SITE EARLY CHILDHOOD FACILITIES.

Introduced by: Cullen T

Provides an income tax credit equal to 25 per cent of the taxpayers qualified costs paid or incurred by the employer in connection with a qualified on site group child center. Establishes 1 full time (1.0 FTE) on site group child care center coordinator position in the executive office on early learning to assist with licensure and accreditation requirements, work with providers, and ensure appropriate facility design of on site group child care centers established by employers in the State. Appropriation. (\$\$) (COVID-19, COVID 19, coronavirus) -- HB0514 HD1

Current Status: Mar=05 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Single Referral to WAM

## HOUSE BILLS WHICH PASSED THIRD READING

HB0515 HD1 (HSCR 158)

RELATING TO THE DEPARTMENT OF EDUCATION.

Introduced by: Cullen T

Requires the auditor to conduct an audit of the department of education's school food services branch to determine the current baseline of how much local produce is being purchased and served to students that the branch is responsible for through mapping where produce used by the school food services branch is being purchased and if the produce is locally sourced. Report to the legislature. -- HB0515 HD1

Current Status: Mar=05 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Multiple Re referral to EDU/ GVO/ then WAM

HB0516 HD1 (HSCR 102)

RELATING TO SUSTAINABLE ELECTRONICS MANAGEMENT.

Introduced by: Cullen T

Establishes the electronic device and television donation act. Establishes provisions relating to covered entity responsibility. Requires a covered entity to identify any excess electronic device; and transfer, as a charitable contribution, the title to and possession of the excess electronic device to a covered refurbisher at no cost to the covered refurbisher; provided that the covered entity shall provide its name and contact information to the covered refurbisher upon the transfer of title and possession under this provision. Requires a covered entity to, prior to the transfer of an excess electronic device under this provision, remove data and any content that may be deemed inappropriate for persons under the age of 18 from the device according to rules adopted by the department under this law. Allows a covered entity to, prior to the transfer of an excess electronic device under this section, request a covered refurbisher to examine a covered electronic device or covered television that is not functioning properly and determine if it may be repaired, updated, or refurbished for use. Provides that if the covered refurbisher determines that the covered electronic device or covered television cannot be repaired, updated, or refurbished for use, the covered entity shall recycle it in compliance with applicable law. -- Establishes provisions relating to covered refurbisher responsibility; and eligible recipients. -- Establishes department responsibility. Requires the department to maintain and update a website with current information on covered refurbishers available in the State and notify all covered entities of their new responsibilities as required by this law. Report to the legislature. -- Establishes provisions relating to enforcement; penalties; and administrative penalties; fees; and rules. -- HB0516 HD1

Current Status: Mar=04 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Multiple Re referral to GVO/ CPN/ then JDC/ WAM/

HB0525 HD2 (HSCR 485)

RELATING TO TEACHER HOUSING.

Introduced by: Matayoshi S, Hashimoto T, Ichiyama L, Johanson A, Kitagawa L, Mizuno J, Nakashima M, Tarnas D

Amends provisions relating to teachers' housing program; administration. Allows the department of education to construct a teacher housing facility on any campus of a public school. Requires each housing unit of a teacher housing facility that is located on a school campus and constructed or acquired after June 30, 2020, to be rented only to a public school teacher with less than 6 years of public school teaching experience in the State, or teaching in a rural or hard to staff location; at an affordable costs, with priority given to public school teachers who are employed full time at the school in which the housing unit is located. -- Amends provisions relating to teachers' housing revolving fund. Allows the fund to be used for a teacher housing facility on a public school campus. -- HB0525 HD2

Current Status: Mar=05 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Multiple Referral to EDU/ HOU/ then WAM

HB0526 HD1 (HSCR 103)

RELATING TO PROCUREMENT.

Introduced by: Matayoshi S, Hashimoto T, Ichiyama L, Johanson A, Kitagawa L, Tarnas D

Amends provisions relating to competitive sealed bidding. Provides that criteria that will affect the bid price and be considered in evaluation for award shall be as objectively measurable as possible, such as discounts, transportation costs, total or life cycle costs, and the bidder's past performance on state contracts of similar scope, including but not limited to notices of deficiencies and failure to complete a procurement contract. -- Amends provisions relating to competitive sealed proposals. Requires the award to be made to the responsible offeror whose proposal is determined in writing to be the most advantageous, taking into consideration price and the evaluation factors set forth in the request for proposals, which shall include the offeror's past performance on state

## HOUSE BILLS WHICH PASSED THIRD READING

contracts of similar scope, including but not limited to notices of deficiencies and failure to complete a procurement contract. Provides that no criteria may be used in the evaluation that are not set forth in the request for proposals. -- Amends provisions relating to sole source procurement. Allows a contract to be awarded for goods, services, or construction without competition when the head of a purchasing agency determines in writing that there is only 1 source for the required good, service, or construction, the determination is reviewed and approved by the chief procurement officer, the written determination is posted in the manner described in rules adopted by the policy board, a review of past performance has been conducted, and no objection is outstanding. Requires the written determination, any objection, past performance evaluations relied upon, and a written summary of the disposition of any objection to be included in the contract file. -- Amends provisions relating to responsibility of offerors. Provides that for the purpose of making a responsibility determination, the procurement officer shall possess or obtain available information sufficient to be satisfied that a prospective offeror meets the applicable standards. Requires the procurement officer to consider past performance of the offeror as it applies to a responsibility determination for the current solicitation. -- Appropriation. (\$\$) -- HB0526 HD1

Current Status: Mar=05 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Multiple Referral to GVO then WAM

### HB0529 HD1 (HSCR 890)

#### RELATING TO RESIDENTIAL REAL PROPERTY.

Introduced by: Matayoshi S, Kitagawa L

Establishes provisions relating to authority to enter private property; imminent threat; zoning violation. Provides that notwithstanding provisions relating to nuisances; sanitary regulations law, an officer of a county police department or county planning or permitting agency may enter privately owned residential real property, without the consent or cooperation of the owner or occupant of the real property, for the purpose of investigating any condition on the premises that the officer reasonably believes may pose an imminent threat of illness, disease, or injury; or to health or safety; or constitute a violation of any county zoning ordinance, rule, or regulation; applies to residentially zoned real property; and if not enforced, may pose an imminent threat to health or safety, in the judgment of the officer of the county planning or permitting agency. Provides that upon confirmation that the condition specified in this provision exists, the applicable county police department or county planning or permitting agency shall arrest, or issue a citation or notice of violation to, each responsible party, as appropriate; provided that if the applicable county planning or permitting agency issues a notice of violation to the owner of the real property under this subsection, the owner of the real property shall remediate the condition that gave rise to issuance of the notice of violation, to the agency's satisfaction and within the agency's specified time frame. Requires the results of an investigation conducted by a county police department under this provision and involving a potential violation of a county zoning ordinance described in this provision to be promptly forwarded to the applicable county planning or permitting agency for review. Requires the applicable county planning or permitting agency shall take further action if appropriate. Allows the applicable county police department or county planning or permitting agency to request assistance from the department of health for any health related condition on the real property that is beyond the expertise of the county police department or county planning or permitting agency. -- Establishes provisions relating to penalties for unaddressed zoning violations. Requires an owner of real property who fails to remediate all conditions that gave rise to issuance of the notice of violation, to the agency's satisfaction and within the agency's specified time frame, to be assessed by the agency a fine of not less than 1,000 dollars for each day the violation persists; and if within 90 days of receiving notice the owner of real property fails to pay in full the assessed fine specified in this provision; and commence and diligently conduct remediation of all conditions that gave rise to issuance of the notice of violation, to the agency's satisfaction, then the applicable county planning or permitting agency shall commence foreclosure proceedings on the real property without delay. (COVID-19, COVID 19, coronavirus) -- HB0529 HD1

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Multiple Referral to PSM then JDC/ WAM/

### HB0531 HD2 (HSCR 552)

#### RELATING TO AGRICULTURAL LANDS.

Introduced by: Matayoshi S, Belatti D, Hashimoto T, Kitagawa L, Quinlan S, Tarnas D  
Establishes provisions relating to purchases of produce; option to lease state agricultural land; specifications. Requires a purchasing agency to include an option for the contractor supplying the produce to lease state agricultural land as provided in this provision.



## HOUSE BILLS WHICH PASSED THIRD READING

Requires a purchasing agency to provide the college of tropical agriculture and human resources of the university of Hawaii with information on the amount and type of produce being purchased or expected to be purchased under the procurement. Requires the college of tropical agriculture and human resources to assess the information provided and, using data provided to the college under provisions, identify available state agricultural land that may be leased to the contractor to grow the produce; provided that the land identified shall be of sufficient area and quality to grow the produce purchased under the contract; and to the extent practicable, the land identified shall be contiguous to allow the contractor to take advantage of economies of scale and to minimize the amount of infrastructure required to grow the produce. Requires the college of tropical agriculture and human resources shall transmit to the purchasing agency and the department of agriculture a recommendation made to provisions. Requires the department of agriculture, upon receipt of the recommendation, to determine lease terms for the identified state agricultural land. Requires after the purchasing agency has awarded the contract, the contractor to which the contract was awarded to inform the department of agriculture whether it intends to lease the state agricultural land. Requires the department of agriculture to furnish the college of tropical agriculture and human resources with any information. -- HB0531 HD2

Current Status: Mar=09 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Multiple Referral to AEN/ HRE/ WTL/ then WAM

### HB0541 HD1 (HSCR 47)

#### RELATING TO HEALTH.

Introduced by: Yamane R

Establishes provisions relating to state payor committee. Requires that there is established the state payor committee. Requires the director of health or the director of health's designee and the director of human services or the director of human services' designee to serve as the administrative heads of the state payor committee. Requires the payor committee to have oversight of the coordination of the purchase of services and to be responsible for monitoring all information gathered and creating a purchase of service framework that aligns all purchase of service contracts to behavioral health and substance abuse services. -- Establishes provisions relating to behavioral health and substance abuse services. Requires all executive state agencies or programs that purchase social services related to behavioral health or substance abuse to coordinate with the state payor committee as part of their planning activities for any purchase of services under this law. Requires the agencies and programs to consider the recommendations and payor framework of performance metrics and evaluation standards developed by the state payor committee when planning for the purchasing of these services with state resources. Requires all executive state agencies or programs that purchase behavioral health or substance abuse services to seek to align reimbursement rates where applicable and in coordination with the state payor committee across all contracts entered into. Requires all community or private organizations that purchase services to disclose the source of any other federal, state, or county level funding the organizations receive for purposes of performing these services. Requires beginning July 1, 2021, purchase of service contracts for behavioral health or substance abuse services using state resources that are initiated, renewed, or continued to be reported to the state payor committee. -- HB0541 HD1

Current Status: Mar=09 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Multiple Referral to HTH/ HMS/ then WAM

### HB0542 HD1 (HSCR 848)

#### RELATING TO THE UNIFORM CONTROLLED SUBSTANCES ACT.

Introduced by: Yamane R

Amends provisions relating to schedule V. Repeals controlled substance approved cannabidiol drugs that a drug product in finished dosage formulation that has been approved by the US Food and Drug Administration that contains cannabidiol (2-[1R-3-methyl-6R-(1-methylethenyl)-2-cyclohexen-1-yl]-5-pentyl-1,3-benzenediol) derived from cannabis and no more than 0.1 per cent (w/w) residual tetrahydrocannabinols. -- HB0542 HD1

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Multiple Referral to HTH/ PSM/ then JDC

### HB0546 HD2 (HSCR 867)

#### RELATING TO EDUCATION.

Introduced by: Ilagan G, DeCoite L, Hashimoto T, Holt D, Ichiyama L, Johanson A, Kapela J, Kitagawa L, Lowen N, Marten L, McKelvey A, Mizuno J, Morikawa D, Nakamura N, Nishimoto S, Ohno T, Okimoto V, Quinlan S, Takayama G, Tokioka J, Yamane R

## HOUSE BILLS WHICH PASSED THIRD READING

Amends provisions relating to early learning board. Repeals a representative of Hawaiian medium early learning providers as a voting member of the early learning board. Requires the board to invite the chief executive officer of Aha Punana Leo, or a designee, to serve as a voting member of the board. Exempts the chief executive officer of Aha Punana Leo, or a designee, to serve staggered terms. Repeals a representative of Hawaiian medium early learning to serve a 2 year term. Act to be repealed on June 30, 2031 (sunset). -- HB0546 HD2

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Multiple Referral to EDU then JDC

### HB0550 HD2 (HSCR 508)

#### RELATING TO ENERGY EFFICIENCY.

Introduced by: Lowen N, DeCoite L, Ganaden S, Hashem M, Hashimoto T, Ichiyama L, Ilagan G, Johanson A, Kapela J, Kitagawa L, LoPresti M, Marten L, Matsumoto L, McKelvey A, Mizuno J, Morikawa D, Ohno T, Perruso A, Quinlan S, Takayama G, Tarnas D, Wildberger T

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, 2023, 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, 2025, for all other state facilities; provided that the simple payback period shall not exceed the performance period of the contract; provided further that nothing in this subsection shall prohibit facilities from implementing energy efficiency measures sooner than indicated. 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. -- Establishes provisions relating to reduction of electricity consumption of state facilities. Provides that it shall be the goal of the State to achieve at least a 25 per cent reduction in electricity consumption of state facilities, using 2005 as the baseline year. -- 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; including for maintenance 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, 2022, 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. -- HB0550 HD2

Current Status: Mar=05 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Multiple Referral to EET then WAM

### HB0552 HD1 (HSCR 246)

#### RELATING TO THE ENVIRONMENT.

Introduced by: Lowen N, Branco P, DeCoite L, Ganaden S, Hashem M, Ichiyama L, Ilagan G, Johanson A, Kapela J, Kitagawa L, LoPresti M, Marten L, McKelvey A, Mizuno J, Nakashima M, Ohno T, Perruso A, Takayama G, Tarnas D, Wildberger T

Establishes provisions relating to other motor vehicle requirements. Requires the procurement policy for all agencies purchasing or leasing medium and heavy duty motor vehicles to be to seek vehicles that reduce dependence on petroleum based fuels that meet the needs of the agency, where feasible and cost effective. Requires that priorities for selecting vehicles for lease or purchase to be as follows; electric or plug in hybrid electric vehicles and fuel cell electric vehicles; other alternative fuel vehicles; hybrid electric vehicles; and vehicles that are identified by the US Environmental Protection Agency in its annual Fuel Economy Leaders report as being among the top performers for fuel economy in their class. Prohibits vehicles to be larger than necessary for their intended functions. -- Establishes provisions relating to climate change mitigation. Requires the goal of the State to reduce emissions that cause climate change and build energy efficiencies across all sectors, including decarbonizing the transportation sector. Establishes a clean ground transportation goal of 100 per cent of light duty vehicles powered by renewable energy sources for state owned vehicles by December 31, 2035. -- Amends provisions relating to clean ground transportation goal. Requires the department of transportation, in collaboration with the Hawaii state energy office, shall develop strategies to transition all light duty motor vehicles in the State to meet the clean

## HOUSE BILLS WHICH PASSED THIRD READING

ground transportation goal established pursuant to this provision. -- Amends provisions relating to light duty motor vehicle requirements. Requires the procurement policy for all agencies purchasing or leasing light duty motor vehicles shall be to meet the following clean ground transportation goals 30 per cent of light duty motor vehicles of each fleet shall be powered by renewable sources by December 31, 2025; 60 per cent of light duty motor vehicles of each fleet shall be powered by renewable sources by December 31, 2030; and 100 per cent of light duty motor vehicles of each fleet shall be powered by renewable sources by December 31, 2035. Prohibits vehicles to be larger than necessary for their intended functions. -- Amends provisions relating to state support for achieving alternate fuels standards by amending the title to add and clean ground transportation goals. Requires the State to support the attainment of the clean ground transportation goals. -- Establishes provisions relating to construction projects, roadway materials; carbon footprint reduction. Provides that when purchasing building materials for the construction of new roads, state and county agencies shall purchase building materials for the project that reduce the carbon footprint of the project, where the purchase of such building materials is feasible and cost-effective. (COVID-19, COVID 19, coronavirus) -- HB0552 HD1

Current Status: Mar=05 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Multiple Referral to EET/ TRS/ then WAM

HB0553 HD2 (HSCR 856)

RELATING TO THE PROTECTION OF SHARKS.

Introduced by: Lowen N, Branco P, DeCoite L, Ganaden S, Hashem M, Hashimoto T, Ichiyama L, Ilagan G, Kapela J, LoPresti M, Marten L, Matayoshi S, McKelvey A, Mizuno J, Nakashima M, Ohno T, Perruso A, Takayama G, Wildberger T

Establishes provisions relating to sharks, mano, prohibitions; exceptions; penalties and fines. Prohibits a person to knowingly capture, take, possess, abuse, or entangle any shark, whether alive or dead, or kill any shark, within state marine waters. Makes it a misdemeanor and establishes a fines schedule. Establishes exemptions. -- HB0553 HD2

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Multiple Referral to AEN/ WTL/ then JDC

HB0554 HD2 (HSCR 845)

RELATING TO REAL PROPERTY TRANSACTIONS.

Introduced by: Tarnas D, Belatti D, Branco P, DeCoite L, Ganaden S, Hashem M, Hashimoto T, Holt D, Ichiyama L, Ilagan G, Johanson A, Kapela J, Kitagawa L, LoPresti M, Lowen N, Marten L, Matayoshi S, McKelvey A, Mizuno J, Morikawa D, Nakamura N, Nakashima M, Ohno T, Okimoto V, Onishi R, Perruso A, Quinlan S, Takayama G, Todd C, Tokioka J, Wildberger T, Woodson J, Yamashita K

Amends provisions relating to notification required; ambiguity under mandatory seller disclosures in real estate transactions law. Provides that when residential real property lies within the boundaries of a special flood hazard area as officially designated on flood maps promulgated by the National Flood Insurance Program of the Federal Emergency Management Agency for the purposes of determining eligibility for emergency flood insurance programs; and within the sea level rise exposure area as designated by the Hawaii climate change mitigation and adaptation commission or its successor subject to the availability of maps that designate the 5 areas by tax map key (zone, section, parcel), the seller shall include the material fact information in the disclosure statement provided to the buyer subject to this law. Requires each county to provide, where available, maps of its jurisdiction detailing the 5 designated areas specified in this provision. Requires the maps to identify the properties situated within the 5 designated areas by tax map key number (zone, section, parcel) and to be of a size sufficient to provide information necessary to serve the purposes of this provision. -- HB0554 HD2

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Multiple Referral to WTL then CPN

HB0558 HD2 (HSCR 920)

RELATING TO CLEAN ENERGY FINANCING.

Introduced by: Lowen N, Hashem M, Ilagan G, Marten L, Matayoshi S, Perruso A, Tarnas D, Todd C

Establishes provisions relating to clean energy and energy efficiency revolving loan fund. Requires the clean energy and energy efficiency revolving loan fund, to be administered by the Hawaii green infrastructure authority. Prohibits funds deposited into the clean energy and energy efficiency revolving loan fund to be under the jurisdiction of, nor be subject to approval by, the public utilities commission and shall include provisions as specified. Requires moneys in the clean energy and energy efficiency revolving loan fund to be used to provide low cost loans at below market rates or other authorized financial assistance to eligible public, private, and nonprofit borrowers for clean energy

## HOUSE BILLS WHICH PASSED THIRD READING

investments or other authorized uses, or both, on terms approved by the authority. Allows moneys from the fund to be used to cover administrative and legal costs of fund management and management associated with individual loans, including personnel, services, technical assistance, data collection and reporting, materials, equipment, and travel for the purposes of this provision. Requires appropriations or authorizations from the clean energy and energy efficiency revolving loan fund to be expended by the authority. Allows the authority to contract with other public or private entities for the provision of all or a portion of the services necessary for the administration and implementation of the loan fund program. Allows the authority to set fees and adopt rules pursuant to administrative procedure law under this provision. Requires all interest earned on the loans, deposits, or investments of the moneys in the clean energy and energy efficiency revolving loan fund to become part of the fund. Allows the authority to establish subaccounts within the clean energy and energy efficiency revolving loan fund as necessary. -- Amends provisions relating to financing for state government agencies. Allows any state agency to apply for financing, subject to availability under the revolving line of credit for fiscal year 2021-2022, and annually thereafter, from the green infrastructure loan program pursuant to the Hawaii green infrastructure special fund, upon terms and conditions as are agreed to between the department or agency and the Hawaii green infrastructure authority; provided that the loans shall be issued at an interest rate of 3.5 per cent a year; provided further that the loans shall not adversely affect the sustainability of the sub fund or Hawaii green infrastructure special fund such that the replenishment of funds requires a higher interest rate in other financing agreements or an appropriation from the general fund. Requires that beginning with fiscal year 2021-2022, and annually thereafter, an agency shall repay a loan issued pursuant to provisions using general revenue savings that result from reduced energy costs due to financing the purchase of solar photovoltaic systems or other clean energy equipment, implementing energy efficient lighting and other energy efficiency measures, as well as operational and fuel cost savings achieved by the conversion of internal combustion vehicles to electric vehicles. -- Amends provisions relating to functions, powers, and duties of the authority. Allows the green energy market securitization loan program, to effectuate provisions as specified. Requires the authority to submit to the public utilities commission an annual plan for the green energy market securitization loan program. -- Amends provisions relating to Hawaii green infrastructure special fund. Provides that making green infrastructure loans, including for installation costs for energy efficient lighting and other energy efficiency measures to finance the option to purchase solar photovoltaic systems and other clean energy equipment under existing power purchase agreements and energy performance contracts, finance the purchase or lease of electric vehicles, and install electric vehicle charging systems; creating 50 million dollar sub fund, as a revolving line of credit within the Hawaii green infrastructure special fund, for any state agency to obtain financing to implement cost effective energy efficiency measures, finance the option to purchase solar photovoltaic systems and other clean energy equipment under existing power purchase agreements and energy performance contracts, finance the purchase or lease of electric vehicles, and install electric vehicle charging systems. Repeals provisions relating to the building energy efficiency revolving loan fund. Appropriation (\$\$) (COVID-19, COVID 19, coronavirus) -- HB0558 HD2

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Multiple Re referral to EET then WAM

HB0561 HD2 (HSCR 509)

RELATING TO ENERGY.

Introduced by: Lowen N

Amends provisions relating to general powers and duties under public utilities commission. Requires the commission to explicitly consider, quantitatively or qualitatively, the effect of the State's reliance on fossil fuels on price volatility, export of funds for fuel imports, fuel supply reliability risk, and greenhouse gas emissions in making determinations of the reasonableness of the costs directly pertaining to electric or gas utility system capital improvements and operations; and determine whether specified analysis is necessary for proceedings involving water, wastewater, or telecommunications providers on an individual basis. Provides that the analysis described in this provision shall not be required for an electric or gas utility's routine system replacements, such as overhead line determinations, or determinations that do not pertain to capital improvements or operations, such as financing requests. -- Amends provisions relating to performance incentive and penalty mechanisms. Provides that the economic incentives and cost recovery mechanisms described in provisions relating to general powers and duties. -- HB0561 HD2

Current Status: Mar=05 21 Introduction/Passed First Reading - Senate

## HOUSE BILLS WHICH PASSED THIRD READING

Mar=09 21 Multiple Referral to EET then CPN

HB0566 HD1 (HSCR 764)

### RELATING TO ABUSE OF FAMILY OR HOUSEHOLD MEMBERS.

Introduced by: Ichiyama L, Belatti D, Branco P, DeCoite L, Eli S, Hashimoto T, Kapela J, Kitagawa L, Lowen N, Marten L, Matayoshi S, Matsumoto L, Mizuno J, Morikawa D, Nakamura N, Nishimoto S, Perruso A, Takumi R, Tam A, Tarnas D, Todd C, Wildberger T, Yamashita K

Amends provisions relating to abuse of family or household members; penalty. Adds that It shall be a petty misdemeanor for a person to intentionally or knowingly exercise coercive control, as defined in domestic abuse protective orders law, over a family or household member. -- HB0566 HD1

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Single Referral to JDC

HB0570 HD2 (HSCR 390)

### RELATING TO SEXUAL ABUSE OF MINORS.

Introduced by: Ichiyama L, Gates C, Hashem M, Hashimoto T, Kapela J, Kitagawa L, Lowen N, McKelvey A, Mizuno J, Nakashima M, Onishi R, Takayama G, Tam A, Yamane R, Yamashita K

Amends provisions relating to civil action arising from sexual offenses; application; certificate of merit by changing the title to civil action arising from sexual offenses; application; certificate of merit; disclosure of information; trauma informed response. Provides that no action for recovery of damages based on physical, psychological, or other injury or condition suffered by a victim when the victim was a minor, arising from the sexual abuse of the victim by any person when the victim was a minor, shall be commenced against the person who committed the act of sexual abuse more than 50 years after the 18th birthday of the victim; or 5 years after the date the victim discovers or reasonably should have discovered that psychological injury or illness occurring after the victim's 18th birthday was caused by the sexual abuse, whichever occurs later. Provides that for a period of 12 years after April 24, 2012, a victim of child sexual abuse who resided in the State at the time of the abuse may file an otherwise time barred claim in a circuit court of this State against the person who committed the act of sexual abuse if the victim is barred from filing a claim against the victim's abuser due to the expiration of the applicable civil statute of limitations that was in effect before April 24, 2012. Allows a victim to recover up to treble damages, unless prohibited by another law, if the victim proves that the victim's sexual abuse was the result of the legal entity's reckless disregard of evidence relating to a prior incident of sexual abuse of a minor. Provides that with respect to a legal entity against whom a claim is brought pursuant to this provision, a plaintiff may request, and a court may order, the personnel of the legal entity to undergo training on trauma informed response to allegations of sexual abuse. -- HB0570 HD2

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Single Referral to JDC/ WAM/

HB0571 HD2 (HSCR 879)

### RELATING TO CHILDLIKE SEX DOLLS.

Introduced by: Ichiyama L, Hashimoto T, Holt D, Ilagan G, Kapela J, Kitagawa L, Marten L, Mizuno J, Nakamura N, Nakashima M, Perruso A, Tam A, Tarnas D, Yamashita K

Establishes provisions relating to importation, sale, or possession of a childlike sex doll. Provides that a person commits the offense of importation, sale, or possession of a childlike sex doll if the person intentionally, knowingly, or recklessly imports or causes to be imported into the State a childlike sex doll; sells, offers to sell, distributes, or otherwise provides to another person a childlike sex doll; or possesses a childlike sex doll. Makes the importation, sale, or possession of 5 or fewer childlike sex dolls a class C felony. Makes the importation, sale, or possession of more than 5 childlike sex dolls a class B felony. Defines childlike sex doll to mean a doll, mannequin, or robot that is intended for sexual stimulation or gratification and that has the features of, or features that resemble those of, a person below the age of 18 years. -- HB0571 HD2

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Single Referral to JDC

HB0572 HD1 (HSCR 214)

### RELATING TO THE HAWAII EMERGENCY MANAGEMENT AGENCY.

Introduced by: Ichiyama L, Eli S

Amends provisions relating to the Hawaii emergency management agency. Provides that there is established the Hawaii emergency management agency to be administratively attached to the department of defense. Requires there to be an administrator of emergency management who shall be appointed, and may be removed, by the governor,

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and who shall have at least 3 years of experience leading emergency management efforts at the local, state, or federal level. Prohibits the appointment to be subject to the advice and consent of the senate. Reports to the governor. -- HB0572 HD1

Current Status: Mar=09 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Multiple Referral to PSM then WAM

HB0573 HD1 (HSCR 480)

### RELATING TO FEDERAL FUNDS.

Introduced by: Ichiyama L

Establishes provisions relating to state of emergency; federal relief funds; joint legislative budget committee. Provides that if the legislature is not in session when the governor has called a state of emergency pursuant to this law; and the US Congress has passed a financial relief package providing the State with an amount greater than \_\_\_\_ dollars due to an emergency, then the joint legislative budget committee shall convene within 14 days after the financial relief package becomes law to prepare a recommendation for the legislature on how to appropriate federal funds received pursuant to this provision. Provides that within 30 days after the financial relief package becomes law, the legislature may convene in a special session in accordance with the state constitution to act on the recommendations of the joint legislative budget committee pursuant to this provision. Provides that if the legislature does not convene in a special session, the governor may utilize emergency powers necessary to expend federal funds; provided that the governor shall submit a request to the legislature during the next regular or special session to appropriate any unexpended federal funds; provided further that the governor shall submit a report to the legislature of all funds expended and encumbered utilizing the emergency powers, within 30 days of such use. -- Appropriation out of the funds received by the state of Hawaii from the \_\_\_\_ Act to be used for COVID-19 response conducted pursuant to Public Law \_\_\_\_ and associated guidance issued by appropriate federal agencies; provided that public education, jails, and hospitals to be provided by the county by direct allocation, if any; and county requests for service from the National Guard to be provided by the county at 25 per cent of the costs. (COVID-19, COVID 19, coronavirus) (\$\$) -- HB0573 HD1

Current Status: Mar=09 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Multiple Referral to GVO/ PSM/ then WAM/ JDC/

HB0576 HD3 (HSCR 910)

### RELATING TO HEALTH CARE.

Introduced by: Ichiyama L, Belatti D, Marten L, Morikawa D, Nakamura N

Establishes provisions relating to advanced practice registered nurses; abortions by medication or aspiration; penalties; refusal to perform. Allows an advanced practice registered nurse to provide medication or aspiration abortion care in the 1st trimester of pregnancy, so long as the advanced practice registered nurse has prescriptive authority; practices within the advanced practice registered nurse's practice specialty; has a valid, unencumbered license obtained in accordance with this law; and the aspiration abortion is performed in a hospital licensed by the department of health or operated by the federal government or an agency thereof, or in a clinic or advance practice registered nurse's office. Requires any person who knowingly violates this provision to be fined no more than 1,000 dollars or imprisoned no more than 5 years, or both. Provides that nothing in this provision shall require any hospital or any person to participate in an abortion, nor shall any hospital or any person be liable for a refusal. (COVID-19, COVID 19, coronavirus) -- HB0576 HD3

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Single Re referral to HTH/ CPN/

HB0598 HD2 (HSCR 634)

### RELATING TO TOBACCO PRODUCTS.

Introduced by: Johanson A, Kitagawa L

Amends provisions relating to the cigarette tax and tobacco tax law. Establishes provisions relating to unlawful shipment of tobacco products; penalty; reports; liability for unpaid taxes. Provides that a person or entity commits the offense of unlawful shipment of tobacco products if the person or entity is engaged in the business of selling tobacco products and ships or causes to be shipped to a person or entity in this State that is not a licensee. Makes it a class C felony if the value is 10,000 dollars or more or misdemeanor if the value is less than 10,000 dollars. -- Increases the wholesaler or dealer license fee and the retail tobacco permit fee. -- Amends provisions relating to disposition of revenues. Provides that of the moneys collected under the tax imposed pursuant to the cigarette tax and tobacco tax law; on July 1, 2020, and every July 1 thereafter, 750,000 dollars shall be deposited to the credit of the Hawaii tobacco prevention and control trust fund established to support health education and prevention

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programs concerning the risks and danger of the use of electronic smoking devices for youth. Repeals provisions relating to electronic smoking device retailer registration unit. Repeals provisions relating to delivery of sales. -- HB0598 HD2

Current Status: Mar=09 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Multiple Referral to HTH then WAM/ JDC/

HB0599 HD1 (HSCR 745)

### RELATING TO ASSOCIATION GOVERNANCE.

Introduced by: Johanson A, Kitagawa L, Saiki S

Establishes provisions relating to notice required; regular annual and special meetings. Provides that notwithstanding anything to the contrary in the association documents, that allows the association to conduct an annual, regular, or special meeting remotely in a manner consistent under provisions relating to annual and regular meetings or under provisions relating to special meetings, as applicable. -- Amends provisions relating to association meetings. Provides that notwithstanding anything to the contrary in the association's declaration or bylaws or in this provision, electronic meetings and electronic, machine, or mail voting shall be authorized as specified. (COVID-19, COVID 19, coronavirus) -- HB0599 HD1

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Single Referral to CPN

HB0601 HD2 (HSCR 516)

### RELATING TO THE TRAFFIC CODE.

Introduced by: Nakamura N, Belatti D, Eli S, Gates C, Hashimoto T, Holt D, Ichiyama L, Ilagan G, Kitagawa L, LoPresti M, Lowen N, Marten L, Matayoshi S, McKelvey A, Mizuno J, Morikawa D, Nakashima M, Perruso A, Quinlan S, Sayama J, Tarnas D, Todd C, Wildberger T, Woodson J, Yamashita K

Amends provisions relating to summons or citation. Requires there shall be provided for use by authorized police officers, or county employees designated by the county chiefs of police, a form of summons or citation for use in citing violators of those traffic laws that do not mandate the physical arrest of violators. -- Amends provisions relating to summons or citation on illegally parked vehicle. Provides that whenever any motor vehicle without a driver is found parked or stopped in violation of any of the restrictions contained in the state traffic laws, the officer or designated county employee finding the vehicle to take its registration number and may take any other information displayed on the vehicle that to identify its registered owner and conspicuously to affix to the vehicle a citation, for the registered owner of record to answer. -- HB0601 HD2

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Multiple Referral to PSM then JDC/ WAM/

HB0606 HD1 (HSCR 449)

### AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS FOR AFFORDABLE HOUSING.

Introduced by: Nakamura N., Branco P, Gates C, Har S, Holt D, Ichiyama L, Ilagan G, Johanson A, Kapela J, Kitagawa L, Kobayashi B, Kobayashi D, Lowen N, Marten L, Matayoshi S, McKelvey A, Mizuno J, Morikawa D, Perruso A, Quinlan S, Takayama G, Tam A, Tarnas D, Todd C

Authorizes the issuance of general obligation bonds to be deposited into the dwelling unit revolving fund; and into the rental housing revolving fund. (\$\$) -- HB0606 HD1

Current Status: Mar=05 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Multiple Referral to HOU then WAM

HB0608 HD2 (HSCR 866)

### RELATING TO THE BOARD OF EDUCATION.

Introduced by: Woodson J, Aquino H, Gates C, Hashimoto T, Holt D, Ichiyama L, Ilagan G, Kapela J, Kitagawa L, LoPresti M, Lowen N, Matayoshi S, McKelvey A, Morikawa D, Perruso A, Takayama G, Tam A, Tarnas D, Yamane R

Amends provisions relating to board of education; community meetings by changing meetings to forums. Requires the board to hold no less than 6 community forums annually with at least 1 community forum in each county. -- Requires the board of education to include an open forum at the end of its meeting agenda to afford all interested persons an opportunity to present oral testimony on any matter not on the agenda; provided that the testimony is related to matters over which the board of education has supervision, control, jurisdiction, or advisory power. Report to the legislature. -- HB0608 HD2

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Multiple Referral to EDU then JDC

HB0613 HD2 (HSCR 478)

### RELATING TO EDUCATION.

## HOUSE BILLS WHICH PASSED THIRD READING

Introduced by: Woodson J

Appropriation out of elementary and secondary school emergency relief fund moneys received by the state from the Coronavirus Aids Relief, and Economic Security (CARES) Act and Coronavirus Response and Relief Supplemental (CRRS) Appropriations Act for fiscal year 2020 - 2021, 2021 - 2022, and 2022 - 2023 to the department of education to offset any budget reductions that have been identified or proposed by the department and the governor that would result in the reduction of personnel who are subject to a collective bargaining agreement, and who are employed at the school level, including any budget reduction that results in a layoff, furlough, or pay reduction. (COVID-19, COVID 19, coronavirus) (\$\$) -- HB0613 HD2

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Multiple Referral to EDU/ LCA/ then WAM

HB0627 HD1 (HSCR 495)

RELATING TO SPECIAL LICENSE PLATES.

Introduced by: Gates C, Belatti D, Cullen T, Holt D, Ichiyama L, Ilagan G, Kitagawa L, Lowen N, McKelvey A, Mizuno J, Nakamura N, Quinlan S, Tarnas D, Todd C, Yamane R, Yamashita K

Establishes special number plates; Polynesian Voyaging Society authorized. Requires the director of finance to issue to any registered owner of a motor vehicle, who is a resident of the State, upon completed application and payment of required fees, a special number plate for the registered owner's motor vehicle commemorating the Polynesian Voyaging Society. Requires the director of finance of the city and county of Honolulu, in consultation with the directors of finance of the counties of Kauai, Maui, and Hawaii; chiefs of police of the city and county of Honolulu and the counties of Kauai, Maui, and Hawaii; and the board of directors of the Polynesian Voyaging Society, to establish a special number plate. Requires that each special number plate be securely fastened to the motor vehicle in lieu of the uniform state number plate. Requires the director of finance to charge a special number plate fee at least equal to the county's cost of providing the special number plate and administrative costs, if any, plus a fundraising fee to be determined by the director of finance in consultation with the board of directors of the Polynesian Voyaging Society. The fundraising fee shall be in addition to any other state or county fees collected for a motor vehicle registration or license plate. Requires the revenue generated by the fundraising fees, or a portion of the revenue generated by the fundraising fees as determined by the director of finance, to be deposited in the name of the Polynesian Voyaging Society in a separate account. Allows the director of finance to revoke all special number plates issued if the total number of registered owners of motor vehicles that obtain the special number plates is less than 150 within 3 years of issuance of the 1st special number plate. -- HB0627 HD1

Current Status: Mar=04 21 Introduction/Passed First Reading - Senate  
Mar=04 21 Multiple Referral to TRS then WAM

HB0631 HD1 (HSCR 891)

RELATING TO FINANCIAL HARDSHIP.

Introduced by: Gates C, Branco P, Ganaden S, Hashem M, Holt D, Ilagan G, Mizuno J, Morikawa D, Tarnas D

Amends provisions relating to penalty under motor vehicle driver licensing. Requires any person subject to a fine under this provision and who fails to timely pay the fine to be given an opportunity to petition the court to demonstrate that the person's nonpayment or inability to pay is not wilful. Requires if the person petitions the court, the court to make an individualized assessment of the person's ability to pay based upon the totality of the circumstances, including the person's disposable income, financial obligations, and liquid assets. Allows if the court determines that the person's nonpayment or inability to pay is not wilful, the court to enter an order that allows additional time for payment; reduces the amount of each installment; revokes the fee or fine, or unpaid portion thereof, in whole or in part; or converts any outstanding fine to community service. -- Amends provisions relating to monetary assessments. Requires the court to consider a person's financial circumstances, if disclosed, in determining the monetary assessment. Allows upon request of a person claiming inability to pay a monetary assessment, the court to grant an extension of the period in which the monetary assessment shall be paid or may impose community service in lieu thereof. Allows any point before full payment of a monetary assessment, any person who suffers a change in financial circumstances to request a hearing to modify the monetary assessment or to request community service in lieu thereof. -- Amends provisions relating to penalties under motor vehicle insurance law. Requires any person subject to a fine under this section and who fails to timely pay the fine to be given an opportunity to petition the court to demonstrate that the person's nonpayment or inability to pay is not wilful. Requires if the person petitions the court, the



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court to make an individualized assessment of the person's ability to pay based on the totality of the circumstances, including but not limited to the person's disposable income, financial obligations, and liquid assets. Allows if court determines that the person's nonpayment or inability to pay is not wilful, the court to enter an order that allows additional time for payment; reduces the amount of each installment; revokes the fee or fine, or unpaid portion thereof, in whole or in part; or converts any outstanding fine to community service. -- HB0631 HD1

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Multiple Referral to JDC then WAM

HB0662 HD1 (HSCR 892)

### RELATING TO FIREARM OWNERSHIP.

Introduced by: Nakashima M

Amends provisions relating to ownership or possession prohibited, when; penalty. Provides that no person under indictment for, waived indictment for, bound to the circuit court, convicted or having committed a felony, crime of violence, an illegal sale of any drug to own, possess, or control any firearm or ammunition therefor; provided that unless otherwise prohibited by this provision, a person who has been convicted of a misdemeanor crime of violence, except for a misdemeanor crime of domestic violence; or an illegal sale of any drug, 10 years after the date the person was sentenced for the offense, may petition the circuit court in the county in which the person resides for a hearing to determine competency to own, possess, or control a hunting firearm for the purposes of target shooting or game hunting; provided that the person has not been subsequently convicted of any offense. Requires the petitioner to have the right to secure an independent medical or psychological evaluation and present evidence in a hearing under this provision. Upon a finding of competency, requires the court to order the petitioner to complete an approved hunter education course as authorized under provisions relating to the hunter education program before authorizing the petitioner to own, possess, or control a hunting firearm. -- HB0662 HD1

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Multiple Referral to PSM then JDC/ WAM/

HB0663 HD1 (HSCR 597)

### RELATING TO THE GAME MANAGEMENT ADVISORY COMMISSION.

Introduced by: Nakashima M, Ilagan G, Onishi R

Amends provisions relating to games management advisory commission. Provides that each member, other than the chairperson of the board, to be appointed by the governor from a list of 9 names submitted by the president of the senate and a list of 9 names submitted by the speaker of the house of representatives in the manner of selection and terms of members of boards and commissions, shall be a hunter licensed in the State under this law. -- HB0663 HD1

Current Status: Mar=09 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Multiple Referral to WTL then JDC

HB0670 HD1 (HSCR 22)

### RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM.

Introduced by: Nakashima M

Establishes provisions relating to forfeiture of benefits; felony convictions. Provides that if a member, former member, or retirant is convicted of a felony and the court finds that, by a preponderance of the evidence, the felony is related to the employment of the member, former member, or retirant by the State or any county, the court may decree a civil penalty of forfeiture by the member, former member, or retirant of all or a portion of any interest; hypothetical account balance in excess of the amount representing any employee contributions made by or on behalf of the member, former member, or retirant; pension; annuity; or retirement allowance, to which the member, former member, or retirant may otherwise be entitled under this law; provided that upon the death of the member, former member, or retirant, the designated beneficiary of the member, former member, or retirant may receive benefits to which the beneficiary would otherwise be entitled under this law; provided further that the designated beneficiary was not also convicted of a felony based on the same set of circumstances as the member, former member, or retirant penalized under this provision. -- HB0670 HD1

Current Status: Mar=05 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Multiple Referral to LCA then JDC/ WAM/

HB0671 HD2 (HSCR 873)

### RELATING TO THE CODE OF ETHICS.

Introduced by: Nakashima M

Amends provisions relating to restrictions on post employment. Prohibits any former legislator, within 12 months after termination of the former legislator's employment, to

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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; 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; the administrator of the office of Hawaiian affairs; chief information officer; executive director of the agribusiness development corporation; executive director of the campaign spending commission; executive director of the Hawaii community development authority; executive director of the Hawaii housing finance and development corporation; president and chief executive officer of the Hawaii tourism authority; 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 executive director, director, or administrator of each 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 action 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. -- HB0671 HD2

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Single Referral to JDC

HB0674

### RELATING TO ELECTIONEERING COMMUNICATIONS.

Introduced by: Nakashima M, Luke S

Amends provisions relating to electioneering communications; statement of information.

Changes this provision to only apply to noncandidate committees. -- HB0674

Current Status: Mar=09 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Single Referral to JDC

HB0683 HD2 (HSCR 936)

### RELATING TO SUSTAINABLE AVIATION FUEL.

Introduced by: Nakashima M, Johanson A, Mizuno J, Morikawa D, Saiki S

Establishes provisions relating to sustainable aviation fuel program. Establishes the program through which the Hawaii technology development corporation may provide matching grants to any small business in the State that is developing products related to sustainable aviation fuel or greenhouse gas reduction from commercial aviation operations and requires assistance for business planning; technology development; engineering; or research. Provides that in reviewing grant applications pursuant to this provision, the development corporation shall analyze each application to determine whether the item to be undertaken will be economically viable and beneficial to the State. Provides that for the purposes of the program, product development activities eligible for matching funds grants shall reduce commercial aviation greenhouse gas emissions through sustainable aviation fuel production; airborne operations fuel efficiency; ground support equipment fuel replacement; ground support equipment fuel efficiency; or airport operations support to reduce overall jet fuel consumption. Requires the Hawaii jet fuel baseline carbon intensity shall be set at 89 grams of carbon dioxide equivalent per megajoule, in line with the benchmark established by the International Civil Aviation Organization. Allows this carbon intensity to be revised from time to time by the upon recommendation from the Hawaii state energy office based upon future revisions to the US Department of Energy's Greenhouse Gases, Regulated Emissions, and Energy Use in Transportation full life cycle model; provided that carbon intensity shall be measured in the units of grams of carbon dioxide equivalent per megajoule. -- HB0683 HD2

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Multiple Referral to TRS/ EET/ then WAM

HB0686 HD2 (HSCR 878)

### RELATING TO CRITICAL ELECTRICAL INFRASTRUCTURE.

Introduced by: Nakashima M, Belatti D, Ichiyama L, Johanson A, Lowen N, Luke S, Mizuno J, Nishimoto S, Onishi R, Saiki S, Tarnas D, Yamashita K

Establishes provisions relating to burglary in the 2nd degree. Provides that a person commits the offense of burglary in the 2nd degree if the person intentionally enters or

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remains unlawfully in building with intent to commit therein a crime against a person or against property rights; or on a critical electrical infrastructure, which is fenced or enclosed in a manner designed to exclude intruders with posted warning signs stating, Private Property Critical Electrical Infrastructure No Trespassing, and the person recklessly disregards a substantial and unjustifiable risk that the property is a critical electrical infrastructure, with intent to commit therein a crime against a person or against property rights. Provides that burglary in the 2nd degree is a class C felony. -- HB0686 HD2

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Single Referral to JDC

HB0702 HD2 (HSCR 462)

RELATING TO FARM TO SCHOOL PROCUREMENT.

Introduced by: Perruso A, Belatti D, Ganaden S, Har S, Ichiyama L, Kapela J, LoPresti M, Lowen N, Marten L, Matayoshi S, Nakashima M, Tam A, Tarnas D, Woodson J  
Establishes provisions relating to food program; procurement; geographic preference; exemption. Requires the department of education to adopt rules for the procurement of goods and services related to the administration of food programs at public schools that incorporate a geographic preference for unprocessed locally grown and locally raised agricultural products. Requires the rules adopted pursuant to this provision to be in accordance with federal guidance on geographic preference pursuant to the final rule published on April 22, 2011, 76 Federal Register 22603, et seq. Requires the rules adopted pursuant to this provision to also incorporate requirements for maintaining internal policies and procedures for the timely and efficient procurement of goods and services, including post-award contract management and oversight procedures, that are consistent with the goals of public accountability and public procurement practices; posting the specific information on the department's website; prohibiting contracts involving cost plus percentage of cost pricing calculations; considering quality, delivery, best value, sustainability, nutritional value, and past performance when determining the most advantageous proposal; prohibiting artificial division or parceling that would avoid competitive bidding or competitive proposals; and implementing a dispute resolution process for procurement award and post-award contract actions. -- HB0702 HD2

Current Status: Mar=09 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Multiple Referral to EDU/ AEN/ then WAM

HB0706 HD1 (HSCR 343)

RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST WAHIAWA GENERAL HOSPITAL.

Introduced by: Perruso A

Authorizes the issuance of special purpose revenue bonds, with the approval of the governor, to assist Wahiawa General Hospital, a Hawaii corporation, for debt consolidation, debt liquidation, or both, necessary to allow its continued operation preserving the health and safety of the central Oahu community and the State. Authorizes the issuance of refunding special purpose revenue bonds to refund the special purpose revenue bonds. (\$\$) -- HB0706 HD1

Current Status: Mar=05 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Multiple Referral to HTH then WAM

HB0712 HD1 (HSCR 318)

RELATING TO PUBLIC EMPLOYMENT COST ITEMS.

Introduced by: Onishi R

Appropriation to the director of finance and the chief justice for all collective bargaining cost items for collective bargaining unit 2 (supervisory blue collar employees). -- Appropriation to the director of finance for salary increases and other cost adjustments for state officers and employees excluded from collective bargaining. -- Appropriation to the Hawaii health systems corporation for collective bargaining unit 2 (supervisory blue collar employees). -- Appropriation to the director of finance and chief justice for the Hawaii employer union health benefits trust fund costs for collective bargaining unit 2 (supervisory blue collar employees) and for state officers and employees excluded from collective bargaining. -- Appropriation to the Hawaii health systems corporation for the Hawaii employer union health benefits trust fund costs for collective bargaining unit 2 (supervisory blue collar employees) and for state officers and employees excluded from collective bargaining. (\$\$) -- HB0712 HD1

Current Status: Mar=05 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Multiple Referral to LCA then WAM

HB0713 HD1 (HSCR 319)

RELATING TO PUBLIC EMPLOYMENT COST ITEMS.

Introduced by: Onishi R

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Appropriation to the director of finance and the chief justice for all collective bargaining cost items for collective bargaining unit 3 (nonsupervisory white collar employees) 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 the collective bargaining cost items for collective bargaining unit 3 (nonsupervisory white collar employees) and for salary increases and other cost adjustments for state officers and employees excluded from collective bargaining. -- Appropriation to the director of finance and the chief justice for the Hawaii employer union health benefits trust fund costs for collective bargaining unit 3 (nonsupervisory white collar employees) and for state officers and employees excluded from collective bargaining. -- Appropriation to the Hawaii health systems corporation for collective bargaining unit 3 (nonsupervisory white collar employees) and for state officers and employees excluded from collective bargaining. (\$\$) -- HB0713 HD1

Current Status: Mar=05 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Multiple Referral to LCA then WAM

HB0714 HD1 (HSCR 320)

### RELATING TO PUBLIC EMPLOYMENT COST ITEMS.

Introduced by: Onishi R

Appropriation to the director of finance and chief justice for all collective bargaining cost items for collective bargaining unit 4 (supervisory white collar employees). -- Appropriation to the director of finance for salary increases and other cost adjustments for state officers and employees excluded from collective bargaining. -- Appropriation to the Hawaii health systems corporation for the collective bargaining cost items for collective bargaining unit 4 (supervisory white collar employees). -- Appropriation to the director of finance and chief justice for Hawaii employer union health benefits trust fund costs for collective bargaining unit 4 (supervisory white collar employees) and for state officers and employees excluded from collective bargaining. -- Appropriation to the Hawaii health systems corporation for Hawaii employer union health benefits trust fund costs for collective bargaining unit 4 (supervisory white collar employees) and for state officers and employees excluded from collective bargaining. (\$\$) -- HB0714 HD1

Current Status: Mar=05 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Multiple Referral to LCA then WAM

HB0715 HD1 (HSCR 322)

### RELATING TO PUBLIC EMPLOYMENT COST ITEMS.

Introduced by: Onishi R

Appropriation to the director of finance for all collective bargaining cost items for collective bargaining unit 6 (educational officers and other personnel of the department of education) and for salary increases and other cost adjustments for state officers and employees excluded from collective bargaining. -- Appropriation to the director of finance for the Hawaii employer union health benefits trust fund costs for collective bargaining unit 6 (educational officers and other personnel of the department of education) and for state officers and employees excluded from collective bargaining. (\$\$) -- HB0715 HD1

Current Status: Mar=05 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Multiple Referral to LCA then WAM

HB0716 HD1 (HSCR 324)

### RELATING TO PUBLIC EMPLOYMENT COST ITEMS.

Introduced by: Onishi R

Appropriation to the director of finance for all collective bargaining cost items for collective bargaining unit 8 (personnel of the university of Hawaii and community college system) and for salary increases and other cost adjustments for state officers and employees excluded from collective bargaining. -- Appropriation to the director of finance for the Hawaii employer union health benefits trust fund costs for collective bargaining unit 8 (personnel of the university of Hawaii and community college system) and for state officers and employees excluded from collective bargaining. (\$\$) -- HB0716 HD1

Current Status: Mar=05 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Multiple Referral to LCA then WAM

HB0718 HD1 (HSCR 133)

### RELATING TO HEALTH.

Introduced by: Nishimoto S, Belatti D, Holt D, Ilagan G, LoPresti M, Quinlan S, Takayama G, Yamane R

Establishes provisions relating to fair share health care disclosure; report. Requires the department of human services to compile data regarding employers having employees who receive public assistance, including benefits under the state medicaid program and other health care related services or benefits administered by the department, by reviewing employment information submitted to the department by recipients. Requires

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the department to submit an annual report to the legislature identifying the 50 employers having the highest number of employees who were recipients during the previous fiscal year. Further requires that for each of the 50 employers, the report shall also include the employer's address; number of full time and part time employees during the previous fiscal year; number of recipients employed by the employer during the previous fiscal year; number of recipients who were a spouse or dependent of an employee; cost to the State of providing public assistance to the employees, spouses of employees, and dependents of employees, if available; and number of employees who were also recipients and were eligible to receive employer provided health benefits in excess of the minimum requirements established by the prepaid health care act. Requires the department of labor and industrial relations to assist the department in complying and sharing employment data. -- HB0718 HD1

Current Status: Mar=09 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Multiple Referral to HMS/ LCA/ then JDC/ WAM/

HB0722 HD2 (HSCR 591)

### RELATING TO HUMAN TRAFFICKING.

Introduced by: Ichiyama L, Eli S, Holt D, Ilagan G, Kapela J, Kitagawa L, LoPresti M, Lowen N, Marten L, Matayoshi S, Mizuno J, Nakamura N, Nakashima M, Onishi R, Tam A, Tarnas D, Wildberger T, Yamane R

Establishes provisions relating to human trafficking program. Requires the department of the attorney general to develop and implement a program to prevent and to assist victims of human trafficking. Requires the program to assess the current needs of the State's anti trafficking response and develop a statewide strategy to prevent human trafficking; and develop a plan to provide increased support and assistance to victims of human trafficking and victims of the commercial sexual exploitation of children; implement statewide strategies to address offender accountability through law enforcement efforts, prosecutions, and crime prevention efforts; promote public awareness of human trafficking and the commercial sexual exploitation of children; the availability of services for victims of human trafficking; and the availability of state and national hotlines for victims and witnesses; produce and maintain information materials, including a website, on the prevention of human trafficking and the commercial sexual exploitation of children and on the availability of public resources for victims and witnesses; develop and provide comprehensive training on how to prevent, identify, and address human trafficking and the commercial sexual exploitation of children; and apply for and monitor federal funding for anti trafficking efforts. Report to the legislature. -- Amends provisions relating to children's justice program; establishment, purpose. Requires the purpose of the program to include; to develop, achieve, and maintain interagency and interprofessional cooperation and coordination in the investigation and case management of child sex abuse, serious physical child abuse, and child trafficking cases, including cases involving the commercial sexual exploitation of children; reduce to the absolute minimum the number of interviews of child sex abuse and child trafficking victims so as to minimize revictimization of the child; coordinate the therapeutic and treatment program for child sex abuse and child trafficking victims and their families; provide for a multidisciplinary team and case management approach that is focused 1st, on the alleged or suspected child sex abuse or child trafficking victim's needs and conditions; 2nd, on the family members who are supportive of the child and whose interests are consistent with the best interests of the child; and 3rd, on law enforcement and prosecutorial needs; provide for the training and continuing education of skilled professional interviewers of child sex abuse and child trafficking victims; and serve as the focus of information and referral for child sex abuse and child trafficking programs. -- HB0722 HD2

Current Status: Mar=05 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Multiple Referral to HMS then JDC/ WAM/

HB0723 HD1 (HSCR 127)

### RELATING TO PANDEMIC RESPONSE.

Introduced by: Ichiyama L

Amends Act 9, session laws of 2020, relating to the purchase and distribution of personal protective equipment by including industrial hygiene products to hospitals, childcare facilities, elderly care facilities, businesses, non profits, schools, and all state departments and attached agencies. (COVID-19, COVID 19, coronavirus) -- HB0723 HD1

Current Status: Mar=09 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Multiple Referral to HTH then WAM

HB0728 HD1 (HSCR 344)

### RELATING TO STATEWIDE HEALTH PLANNING.

## HOUSE BILLS WHICH PASSED THIRD READING

	<p>Introduced by: Yamane R</p> <p>Amends provisions relating to office of language access; established under office of language access law. Requires the executive director of the office of language access to administer a statewide language access resource center that may accept any federal grant in aid or other federal allotment of money or private money for the purposes of administering the statewide language access resource center. Allows rather than requires staff to consist of 1 full time (1.0 FTE) project coordinator, 3 full time (3.0 FTE) program specialists, and 1 full time (1.0 FTE) clerk. -- HB0728 HD1</p> <p>Current Status: Mar=11 21 Introduction/Passed First Reading - Senate Mar=11 21 Multiple Referral to HTH/ HMS/ then WAM</p>
HB0741 HD2 (HSCR 875)	<p>RELATING TO ETHICS.</p> <p>Introduced by: Nakashima M</p> <p>Amends provisions relating to manner of filing; public records. Requires all statements required by this law to be filed with the state ethics commission to be permanently preserved by the state ethics commission; and shall constitute part of the public records of the state ethics commission. -- HB0741 HD2</p> <p>Current Status: Mar=11 21 Introduction/Passed First Reading - Senate Mar=11 21 Single Referral to JDC</p>
HB0753 HD1 (HSCR 87)	<p>RELATING TO SCHOOL IMPACT FEES.</p> <p>Introduced by: Holt D, Hashimoto T, Nakamura N, Quinlan S, Takayama G, Todd C</p> <p>Amends provisions relating to applicability and exemptions. Exempts any form of housing developed by the department of Hawaiian home lands for use by beneficiaries of the Hawaiian Homes Commission Act, 1920, as amended, from school impact fees. -- HB0753 HD1</p> <p>Current Status: Mar=11 21 Introduction/Passed First Reading - Senate Mar=11 21 Multiple Referral to EDU/ HWN/ then WAM</p>
HB0756 HD2 (HSCR 851)	<p>RELATING TO THE BOARD OF AGRICULTURE.</p> <p>Introduced by: Holt D, Eli S, Hashimoto T, Nakamura N, Nakashima M, Okimoto V, Quinlan S, Tarnas D, Todd C</p> <p>Amends provisions relating to department of agriculture. Requires the board of agriculture to consist of 10 members, including 4 at large; provided that 1 of the at large members shall be the chairperson of the Hawaiian homes commission. Act to be repealed on June 30, 2024 (sunset). -- HB0756 HD2</p> <p>Current Status: Mar=11 21 Introduction/Passed First Reading - Senate Mar=11 21 Multiple Referral to AEN/ HWN/ then JDC</p>
HB0760 HD1 (HSCR 499)	<p>RELATING TO THE STATE FOUNDATION ON CULTURE AND THE ARTS.</p> <p>Introduced by: Branco P, Matayoshi S, Morikawa D, Tarnas D</p> <p>Amends provisions relating to works of art special fund. Requires the works of art special fund to be used solely for costs related to the acquisition of works of art, including any consultant or staff services required to carry out the art in public places and relocatable works of art programs; site modifications, public display, and interpretive work necessary for the exhibition, performance, and recording of works of art; upkeep services, including maintenance, repair, and restoration of works of art and works of performing arts; and storing and transporting works of art. Requires the comptroller and the state foundation on culture and the arts, in consultation with the affected agency or department, to be responsible for the selection of; commissioning of artists for; reviewing of the design, content, execution, performance, recording and placement of; and acceptance of the works of art. -- HB0760 HD1</p> <p>Current Status: Mar=04 21 Introduction/Passed First Reading - Senate Mar=04 21 Multiple Referral to LCA then WAM</p>
HB0765 HD1 (HSCR 125)	<p>RELATING TO MOBILE EMERGENCY MANAGEMENT SERVICES.</p> <p>Introduced by: Cullen T, Ichiyama L, Luke S</p> <p>Appropriation to the Hawaii emergency management agency to acquire mobile communications, water, and power service capabilities that can be deployed to each county as needed. (\$\$) -- HB0765 HD1</p> <p>Current Status: Mar=09 21 Introduction/Passed First Reading - Senate Mar=09 21 Multiple Referral to PSM then WAM</p>
HB0766 HD1 (HSCR 113)	<p>RELATING TO THE DEPARTMENT OF TRANSPORTATION.</p> <p>Introduced by: Cullen T, Aquino H, Yamane R</p>

## HOUSE BILLS WHICH PASSED THIRD READING

Amends provisions relating to authority to assess impact fees under highways law. Provides that notwithstanding this provision and provisions relating to authority to impose impact fees; enactment of ordinances required under impact fees, allows the department to assess, impose, levy, and collect impact fees for capital costs relating to the development of state highway improvements when the department determines that a privately owned roadway that connects to a state highway that is commonly used by the public is a substantial danger to the public health and safety. Provides that once the department makes the determination that a privately owned roadway pursuant to this provision is substantially dangerous to the public, the department may require the private roadway owner to address the issue causing the road to be substantially dangerous to the public. Provides that prior to the assessment, imposition, levy, collection, or transfer to the department of impact fees pursuant to this provision, requires the director to approve a needs assessment study that to identify the kinds of state highway improvements for which the fees shall be imposed by the county pursuant to provisions relating to impact Fees of the general provisions law. -- HB0766 HD1

Current Status: Mar=09 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Multiple Referral to TRS then JDC/ WAM/

HB0767 HD2 (HSCR 463)

### RELATING TO THE FARM TO SCHOOL PROGRAM.

Introduced by: Cullen T, Hashem M, Luke S, Perruso A

Establishes provisions relating to Hawaii farm to school program; farm to school coordinator. Establishes within the department a Hawaii farm to school program. Requires the farm to school program to improve student health; develop an educated agricultural workforce; enrich the local food system through the support and increase of local food procurement for the State's public schools and other institutions; accelerate garden and farm-based education for the State's public school students; and expand the relationships between public schools and agricultural communities. Requires the Hawaii farm to school program to be headed by a farm to school coordinator who shall work in collaboration with the appropriate stakeholders to address the issues of supply, demand, procurement, and consumption of Hawaii-grown foods in state facilities, primarily education facilities, and take reasonable steps to incorporate more agriculture and nutrition education in schools. -- Establishes provisions relating to farm to school meals. Requires the department to meet the local farm to school meal goal that 30 per cent of food served in public schools consist of locally sourced products by 2030. Report to the legislature. -- Repeals provisions relating to the Hawaii farm to school program; farm to school coordinator. -- HB0767 HD2

Current Status: Mar=04 21 Introduction/Passed First Reading - Senate  
Mar=04 21 Multiple Referral to EDU/ AEN/ then WAM

HB0770 HD1 (HSCR 553)

### RELATING TO HEALTH.

Introduced by: Mizuno J, Ichiyama L, Ilagan G, Johanson A, Kapela J, Kitagawa L, Matsumoto L, McKelvey A, Morikawa D, Perruso A, Tokioka J, Wildberger T

Establishes a task force to review the State's food security and food safety practices. Requires the task force to review and recommend specific actions to ensure that Hawaii's food imports, including meat, produce, and all dairy products, are sourced, transported, stored, and distributed to retailers, restaurants, institutions, schools, or any other designated place of sale to the public, in compliance with the federal Food Safety Modernization Act, including strict adherence to proper temperatures and handling at every control point from source to designated place of sale. Provides that in order to ensure Hawaii's food security and food safety, the task force shall also develop specific recommendations to ensure that all foods and brands imported into Hawaii do not mislead or confuse the public through name, pictures, artwork, or statements in packaging or by advertising that imply the imported food's origin is from Hawaii or has the same freshness or qualities as food that is locally grown or produced. Report to the legislature. Task force to dissolved on June 30, 2022 (sunset). -- HB0770 HD1

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Multiple Referral to AEN then CPN/ WAM/

HB0774 HD1 (HSCR 429)

### RELATING TO DEVELOPMENT DISTRICTS.

Introduced by: Yamashita K, Hashimoto T, Tarnas D, Woodson J

Establishes provisions relating to Pulehunui Community Development District. Defines authority to mean the Pulehunui community development authority. Defines district to mean the Pulehunui community development district established by this provision. Establishes provisions relating to the Pulehunui community development authority; powers; members; voting and quorum. Establishes a Pulehunui community development

## HOUSE BILLS WHICH PASSED THIRD READING

authority, which shall be a body corporate and a public instrumentality of the State for the purposes of this provision. Requires the authority to be placed within the Hawaii community development authority for administrative purposes. Requires the jurisdiction of the authority to include development within the Pulehunui community development district. Requires all development within the district to require a permit from the authority. Provides that except as otherwise provided by law, the authority may make and execute contracts and all other instruments necessary or convenient for planning and developing the Pulehunui community development district. Establishes membership of authority. Requires all members except the director of finance or the director's designee and the adjutant general or the adjutant general's designee to serve as voting members and shall be considered in determining quorum and majority. Requires the director of finance or the director's designee and the adjutant general or the adjutant general's designee to participate in these matters as ex officio, nonvoting members and shall not be considered in determining quorum and majority. Requires 6 voting members of the authority to constitute a quorum to do business, and any action taken by the authority shall be validated by a majority of the quorum. Requires members of the authority to annually elect the chairperson and vice chairperson from among its members. Requires members of the authority to serve without compensation but shall be reimbursed for expenses, including travel expenses, necessary for the performance of their duties. -- Establishes provisions relating to district; established; boundaries. -- Established provisions relating to development policies. Requires the following development policies to govern the authority's actions in the district; allows the authority to engage in planning, designing, and construction activities within and outside the district; provided that activities outside the district shall be those the authority deems necessary to carry out the development of the district established in this part, including infrastructure development, area-wide drainage improvements, roadway realignment and improvements, business and industrial relocation, and other related activities. Allows the authority to undertake studies or coordinating activities in conjunction with the county or appropriate state agencies and may address facility systems, the need for industrial relocation, and other issues; requires archaeological, historical, and cultural sites to be preserved and protected; requires endangered species of flora and fauna to be preserved to the extent required by law; requires land use and development activities within the district to be coordinated with and, to the extent possible, complement existing county and state policies, plans, and programs affecting the district; and requires public facilities within the district to be planned, located, and developed to support the development policies established by this provision and any rules adopted pursuant to this law. -- Establishes provisions relating to financial aid from and contracts with the federal government. Allows the authority to borrow money or accept grants from the federal government for or in aid of any development project the authority is authorized to undertake pursuant to this provision; issue bonds or other evidence of indebtedness and pledge revenues and other assets as security for indebtedness incurred pursuant to this provision; repay any indebtedness incurred pursuant to this provision, including any interest thereon; procure insurance or loan guarantees from the federal government for the payment of any debts or parts thereof secured by mortgages made or held by the authority; comply with any conditions required by the federal government in any contract for federal assistance; and execute contracts with the federal government. Provides that it is the purpose and intent of this provision to authorize the authority to do all things necessary to secure the cooperation of and financial aid from the federal government for any planning, design, construction, maintenance, and development that the authority is authorized to undertake pursuant to this provision. -- Establishes provisions relating to development district governance; memorandum of agreement; annual comprehensive report (annual report to the legislature). -- Amends provisions relating to Hawaii community development authority; established. Requires the authority to be organized and shall exercise jurisdiction as follows; for matters affecting the Pulehunui community district, membership for determining quorum, majority, and voting authority shall be as provided under this provision. -- HB0774 HD1

Current Status: Mar=05 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Multiple Referral to EET/ WTL/ then WAM

HB0775

RELATING TO RENAMING KAHULUI AIRPORT ACCESS ROAD.

Introduced by: Yamashita K, DeCoite L, Hashimoto T, McKelvey A, Woodson J  
Requires provisions relating to Kahului Airport Access Road. Requests route 3800, known as the Kahului Airport Access Road, on the island of Maui to be renamed the Mayor Elmer F. Cravalho Way. -- HB0775

Current Status: Mar=09 21 Introduction/Passed First Reading - Senate



## HOUSE BILLS WHICH PASSED THIRD READING

Mar=09 21 Multiple Referral to TRS then WAM

HB0776 HD1 (HSCR 893)

RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST PUEO DEVELOPMENT, LLC.

Introduced by: Yamashita K, DeCoite L, Hashimoto T, McKelvey A, Woodson J  
Authorizes the issuance of special purpose revenue bonds, with the approval of the governor, to assist Pueo Development, LLC, a Hawaii limited liability company, for its proposed master planned development that will include low and moderate income homes, rental housing units, elderly care units, alternative energy development, agricultural development; and infrastructure development, including roads and utilities. Authorizes the issuance of refunding special purpose revenue bonds to refund the special purpose revenue bonds. (\$\$) -- HB0776 HD1

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Multiple Referral to HWN then WAM

HB0777 HD1 (HSCR 498)

RELATING TO WORKS OF ART SPECIAL FUND.

Introduced by: Yamashita K

Amends provisions relating to works of art special fund. Requires the works of art special fund to be used solely for the following purposes, including funding for the State of Hawaii Museum of Natural and Cultural History and State of Hawaii Museum of Monarchy. Act to be repealed on June 30, 2022 (sunset). -- HB0777 HD1

Current Status: Mar=04 21 Introduction/Passed First Reading - Senate  
Mar=04 21 Multiple Referral to LCA then WAM

HB0784

RELATING TO TRESPASS.

Introduced by: Ohno T, Cullen T, Ganaden S, Gates C, Hashimoto T, Holt D, Ichiyama L, Kitagawa L, LoPresti M, Lowen N, Marten L, Matayoshi S, McKelvey A, Morikawa D, Nakashima M, Onishi R, Perruso A, Quinlan S, Takayama G, Tarnas D, Wildberger T  
Establishes provisions relating to enforcement of trespass laws on public land. Provides that when trespass involves public land, all law enforcement officers shall enforce the trespass laws without regard to whether the land is owned by the State or by a county. -- HB0784

Current Status: Mar=09 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Multiple Referral to WTL/ PSM/ then JDC

HB0803 HD1 (HSCR 355)

RELATING TO ELECTRIC VEHICLES.

Introduced by: Lowen N, Hashem M, Ichiyama L, Ilagan G, Johanson A, LoPresti M, Marten L, Matayoshi S, Matsumoto L, McKelvey A, Morikawa D, Nakashima M, Perruso A, Tarnas D, Todd C, Wildberger T

Amends provisions relating to miscellaneous by changing it to parking for electric vehicles. Establishes provisions relating to ordinances to enforce authorized. Allows each county to adopt ordinances to enforce the requirements of provisions relating to designation of parking spaces for electric vehicles; charging system, including the establishment of penalties for failure to comply with its requirements or maintain electric vehicle charging stations in working order. -- Amends provisions relating to designation of parking spaces for electric vehicles; charging system. Provides that effective January 1, 2022, each new electric vehicle charging system installed or placed in service pursuant to this provision shall be at least a level 2 charging station that is network capable; and be maintain in working order. -- HB0803 HD1

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Multiple Referral to TRS then WAM

HB0812 HD1 (HSCR 465)

RELATING TO TRAUMA-INFORMED EDUCATION.

Introduced by: Kitagawa L, Cullen T, Eli S, Ganaden S, Hashimoto T, Ilagan G, Kapela J, Marten L, Matayoshi S, Ohno T, Perruso A, Quinlan S

Requires the department of education to establish a 3 year pilot program for the development and implementation of a trauma-informed education program in the Castle, Kailua, and Kalaheo complex areas based on the Nanakuli-Waianae complex area trauma-informed education program. Requires the goal of the pilot program to be to replicate the results of the Nanakuli-Waianae complex area trauma-informed education program throughout all schools in the Castle, Kailua, and Kalaheo complex areas, including elementary, intermediate, and high schools, and pre-kindergarten programs that are part of the elementary school. The pilot program shall terminate on June 30, 2024 (sunset). Report to the legislature. Appropriation (\$\$(COVID-19, COVID 19, coronavirus) -- HB0812 HD1

## HOUSE BILLS WHICH PASSED THIRD READING

Current Status: Mar=09 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Multiple Referral to EDU/ HTH/ then WAM

HB0817 HD2 (HSCR 504)

### RELATING TO AGRICULTURE.

Introduced by: Matayoshi S, Branco P, Hashem M, Hashimoto T, Holt D, Kapela J, LoPresti M, Lowen N, Marten L, McDermott B, McKelvey A, Perruso A, Tarnas D, Todd C

Establishes provisions relating to contracts for produce; percentage to be grown within the State. Requires each principal department of the State that purchases produce to ensure that a certain percentage of the produce purchased by that department is locally grown produce. Report to the legislature. -- HB0817 HD2

Current Status: Mar=04 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Multiple Re referral to AEN then WAM/ JDC/

HB0818 HD1 (HSCR 761)

### RELATING TO CRIMINAL TRESPASS ONTO STATE LANDS.

Introduced by: Matayoshi S, Branco P, Eli S, Hashimoto T, Kitagawa L, Marten L, McKelvey A, Morikawa D, Nakashima M, Tarnas D, Todd C

Amends provisions relating to criminal trespass in the 2nd degree. Allows the facts and circumstances to be considered in establishing the offense of criminal trespass in the 2nd degree to include but not be limited to photographs, video recordings, or other recordings that show the commission of the offense and can be authenticated by 1 or more witnesses. -- Amends provisions relating to criminal trespass onto state lands. Allows the facts and circumstances to be considered in establishing the offense of criminal trespass onto state lands to include but not be limited to photographs, video recordings, or other recordings that show the commission of the offense and can be authenticated by 1 or more witnesses. -- HB0818 HD1

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Single Referral to JDC

HB0821 HD2 (HSCR 561)

### RELATING TO HISTORIC PRESERVATION.

Introduced by: Tarnas D, Belatti D, Branco P, DeCoite L, Har S, Hashimoto T, Holt D, Ilagan G, McKelvey A, Morikawa D, Nakamura N, Nakashima M, Tam A, Wildberger T

Amends provisions relating to review of proposed projects. Allows the department of land and natural resources to delegate responsibility for review of projects pursuant to this provision, and pursuant to any administrative rules adopted thereunder, to the respective counties; provided that the department, in consultation with the office of Hawaiian affairs, has certified that the county has adopted an ordinance to govern the county's review process that is consistent with the requirements of this provision and with any administrative rules adopted pursuant to this provision; hired qualified professional staff who meet standards established by the department to conduct the reviews; established sufficient internal organizational controls to ensure that the qualified professional staff can make independent determinations regarding the effects of projects on historic properties; ensured that the qualified professional staff can function in a manner that does not create a conflict of interest or the appearance of a conflict of interest; provided for appropriate public notification in a manner consistent with standards established by the department; and entered into a written agreement, in consultation with the office of Hawaiian affairs, with the department memorializing the scope of delegation to the county; provided that the delegation of authority shall automatically be suspended or terminated if the county fails to retain its qualified professional staff or if it becomes apparent that the county does not have sufficient staffing capacity to complete the delegated reviews in a timely manner. Prohibits the department to delegate reviews or comments to the county for projects affecting properties listed in the Hawaii register of historic places or the national register of historic places, and shall not delegate any of the responsibilities established by provisions relating to prehistoric and historic burial sites; island burial councils; creation; appointment; composition; duties; and inadvertent discovery of burial sites as it related to burial, nor shall the authority of the island burial councils be diminished in any way. Allows the department to establish a program to certify 3rd party individuals and organizations authorized to review documents before submission of the documents to the department for review. -- HB0821 HD2

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Multiple Referral to WTL/ HWN/ then JDC/ WAM/

HB0824 HD2 (HSCR 506)

### RELATING TO INTOXICATING LIQUOR.

Introduced by: Johanson A

Establishes provisions relating to reporting of shipments by carriers. Requires any

## HOUSE BILLS WHICH PASSED THIRD READING

express carrier company, common or contract carrier to prepare and file a monthly report with the liquor commission or liquor control adjudication board of each county in which the delivery is made. Exempts water carriers as defined and regulated by the Surface Transportation Board of the US, or other person that transports liquor from outside the State for delivery in the State to any person, and those having a class 1 manufacturer license or class 3 wholesale dealer license. Establishes reporting requirements for any express carrier company, common or contract carrier, or other person that transports liquor from outside the State for delivery in the State to any person. Allows any county liquor commission or adjudication board to provide reports received to any other department or agency. Provides that upon written request of a county liquor commission or adjudication board, requires the information or records supporting the report to be filed with the requesting liquor commission or adjudication board within 30 days and any records containing information relating to reports to be preserved for 3 years. -- HB0824 HD2

Current Status: Mar=09 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Multiple Referral to CPN then WAM

### HB0825 HD2 (HSCR 574)

#### RELATING TO EMERGENCY POWERS.

Introduced by: Johanson A, Ichiyama L

Amends provisions relating to emergency management powers, in general under emergency management law. Allows the governor to exercise the powers pertaining to emergency management to include assume control, use, or operate any state facility as may be necessary to carry out this law, at no cost or requirement of compensation. (COVID-19, COVID 19, coronavirus) -- HB0825 HD2

Current Status: Mar=09 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Multiple Referral to HTH then JDC/ WAM/

### HB0826 HD2 (HSCR 636)

#### RELATING TO ELECTRONIC SMOKING DEVICES.

Introduced by: Johanson A, Belatti D, Branco P, Cullen T, Eli S, Kitagawa L, Lowen N, Matayoshi S, Mizuno J, Morikawa D, Nakashima M, Onishi R, Perruso A, Saiki S, Tarnas D, Yamane R

Amends provisions relating to the tobacco enforcement special fund. Adds the attorney general law. -- Amends provisions relating to the electronic smoking device retailer registration unit by changing the title to electronic smoking device retailer registration and enforcement unit. -- Amends provisions relating to policy by adding enforcement and compliance. -- Amends provisions relating to inspection by changing the title to inspection and enforcement; special fund. Requires the unit to enforce compliance of any electronic smoking device with the Federal Food, Drug, and Cosmetic Act, as amended by the Family Smoking Prevention and Tobacco Control Act and its regulations, and shall have all powers necessary for the enforcement of compliance, including but not limited to inspection warrants, search warrants, warning letters, seizure and disposal, injunction, and criminal prosecution and fines, in addition to any other administrative or judicial remedy provided by law. Establishes the electronic smoking device retailer registration and enforcement unit special fund to be administered by the department of the attorney general and into which shall be deposited all moneys collected for violations of electronic smoking device compliance. Requires moneys in the special fund to be used to support a portion of the operating expenses of the unit. -- Amends provisions relating to tobacco products and electronic smoking devices; persons under 21 years of age. Amends the fine amount for persons under 21 years of age who purchase or possess tobacco products or electronic smoking devices. -- Appropriation to the department of the attorney general to establish and hire \_\_\_\_ full time equivalent (\_\_\_\_.0 FTE) permanent positions and related equipment within the department of the attorney general for the purposes of this Act. (\$\$) -- HB0826 HD2

Current Status: Mar=05 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Multiple Referral to HTH then WAM/ JDC/

### HB0834 HD1 (HSCR 428)

#### RELATING TO A BLACK CINDER CONE QUARRY SITE SURVEY.

Introduced by: Ilagan G, Aquino H, Cullen T, Hashem M, Hashimoto T, Holt D, Ichiyama L, Johanson A, Kitagawa L, Kobayashi B, McKelvey A, Mizuno J, Nakamura N, Nishimoto S, Ohno T, Quinlan S, Takayama G, Tam A, Tarnas D, Todd C, Woodson J, Yamane R

Requires the department of land and natural resources, in collaboration with the county of Hawaii to conduct site surveys on the island of Hawaii to identify the most suitable locations for new black cinder cone quarries. Report to the legislature. Appropriation. (\$\$) -- HB0834 HD1

## HOUSE BILLS WHICH PASSED THIRD READING

Current Status: Mar=05 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Multiple Referral to WTL then WAM

HB0835 HD2 (HSCR 871)

RELATING TO THE NATIONAL GUARD YOUTH CHALLENGE ACADEMY.

Introduced by: Ilagan G, Aquino H, Cullen T, Gates C, Hashem M, Hashimoto T, Holt D, Ichiyama L, Johanson A, Kitagawa L, Kobayashi B, McKelvey A, Mizuno J, Nakamura N, Nishimoto S, Ohno T, Quinlan S, Takayama G, Tam A, Tarnas D, Todd C, Woodson J, Yamane R

Appropriation to support the ongoing operations of the Hawaii national guard youth challenge program. (\$\$) -- HB0835 HD2

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Multiple Referral to PSM then WAM

HB0862 HD2 (HSCR 937)

RELATING TO STATE GOVERNMENT.

Introduced by: Marten L, Tam A, Wildberger T

Establishes provisions relating to the Pacific international space center for exploration systems. Transfers administration of the Pacific international space center for exploration systems from the department of business, economic development, and tourism to the University of Hawaii at Hilo. -- Repeals the office of aerospace development, aerospace advisory committee, and the Hawaii unmanned aerial systems test site advisory board. -- HB0862 HD2

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Multiple Referral to EET/ HRE/ then WAM

HB0863 HD2 (HSCR 863)

RELATING TO FORESTRY.

Introduced by: Marten L, DeCoite L, Ichiyama L, Kapela J, LoPresti M, Lowen N, Mizuno J, Morikawa D, Nakamura N, Tam A, Tarnas D, Ward G

Authorizes the issuance of general obligation bonds for appropriation to the department of land and natural resources for the forest stewardship program to build and expand facilities of the state tree nurseries to expand their capacity to provide clean planting materials. (\$\$) -- HB0863 HD2

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Multiple Referral to WTL then WAM

HB0869 HD1 (HSCR 608)

RELATING TO SPECIAL PURPOSE REVENUE BONDS TO ASSIST LUANA KAI A LIFE PLAN COMMUNITY.

Introduced by: Nakamura N, Hashimoto T, Holt D, Matayoshi S, McKelvey A, Mizuno J, Morikawa D, Quinlan S, Todd C, Wildberger T

Authorizes the issuance of special purpose revenue bonds, with the approval of the governor, to assist Luana Kai A Life Plan Community, a Hawaii nonprofit corporation in the development and operation of a continuing care retirement community. Authorizes the issuance of refunding special purpose revenue bonds to refund the special purpose revenue bonds. (\$\$) -- HB0869 HD1

Current Status: Mar=05 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Multiple Referral to HOU then WAM

HB0871 HD1 (HSCR 367)

RELATING TO AGRICULTURAL ENTERPRISES.

Introduced by: Saiki S (BR)

Establishes the agricultural enterprises law. Provides that upon the mutual agreement and approval by the board of agriculture and the board of land and natural resources the department of agriculture may accept from the department of land and natural resources the transfer and management of certain qualifying agricultural enterprise lands and agricultural enterprises and certain assets, including position counts, related to the management of existing encumbered and unencumbered agricultural enterprise lands and agricultural enterprises and related facilities shall be transferred to the department of agriculture. Requires the department of agriculture to administer an agricultural enterprise program to manage the transferred agricultural enterprise lands and agricultural enterprises. Further requires the department of agriculture to establish criteria and rules, and subject to the approval by the board, may convert qualified and encumbered agricultural enterprise lands and agricultural enterprises to department leases or other forms of encumbrance. Establishes the agricultural enterprise special fund to be administered by the department of agriculture to be used for planning, designing, constructing, operating, maintaining, managing, repairing, demolishing, and removing infrastructure or improvements on agricultural enterprise lands and for agricultural enterprises. -- HB0871 HD1

## HOUSE BILLS WHICH PASSED THIRD READING

Current Status: Mar=04 21 Introduction/Passed First Reading - Senate  
Mar=04 21 Multiple Referral to AEN then WAM

HB0882 HD1 (HSCR 602)

### RELATING TO PROCUREMENT.

Introduced by: Saiki S (BR)

Establishes provisions relating to fair and reasonable pricing policy; cost or pricing data. Requires the purchasing agency to make a written determination that the amount of the contracting action is fair and reasonable. Requires the purchasing agency to obtain the data necessary to perform a cost or price analysis to determine that the amount of the contracting action is a fair and reasonable price. -- Amends provisions relating to creation and membership of the procurement policy board. Requires the policy board to consist of 6 members. -- Amends provisions relating to treatment purchase of service. Provides that treatment services may be purchased in accordance with this provision if the following circumstances are applicable the need for treatment services is unanticipated and arises from time to time; the required services are for a 1 time purchase for not more than 100,000 dollars and no longer than 1 year; the services are industry standard services and are generally accepted practices by the industry or profession; and the award of a contract is based on demonstrated competence and qualification for the type of service required and at fair and reasonable prices. Requires head of the purchasing agency, or a designee, to, at a minimum, publish a notice describing the types of treatment services that may be needed throughout the fiscal year on an as needed basis and invite providers engaged in providing these treatment services to submit current statements of qualification and expressions of interest to the purchasing agency. Requires the head of the purchasing agency to form an initial review committee for each profession. Requires providers to immediately inform the head of the purchasing agency of any changes in information furnished that would disqualify the provider from being considered for a contract award. Requires the head of the purchasing agency or a designee, to negotiate a contract, including a rate of compensation that is fair and reasonable, established in writing, and based upon the estimated value, scope, nature, and complexity of the treatment services to be rendered, or use the rate established by the head of the purchasing agency, if any. Requires contracts for treatment services in excess of 100,000 dollars or that last for more than 1 year to utilize an applicable method of procurement. -- Amends provisions relating to small purchases. Purchases of health and human services of less than 100,000 dollars are small purchases, and shall be made in accordance with rules adopted by the policy board to implement these provisions. -- Repeals provisions relating to community council. -- HB0882 HD1

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Multiple Referral to HTH/ HMS/ then JDC/ WAM/

HB0884 HD2 (HSCR 894)

### RELATING TO THE OFFICE OF INFORMATION PRACTICES.

Introduced by: Saiki S (BR)

Amends provisions relating to the powers and duties of the office of information practices. Requires the director of the office of information practices to, upon request, review and either rule or provide written guidance on an agency denial of access to information or records, or an agency's granting of access; and take action to oversee compliance with part I of public agency meetings and records law by all state and county boards including receiving and resolving complaints, either by determining whether a violation occurred or providing written guidance. -- HB0884 HD2

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Multiple Referral to JDC then WAM

HB0887 HD1 (HSCR 756)

### RELATING TO CRIME.

Introduced by: Saiki S (BR)

Establishes provisions relating to commercial sexual exploitation. Provides that a person commits the offense of commercial sexual exploitation if the person provides, agrees to provide, or offers to provide a fee or anything of value to another to engage in sexual conduct. Establishes penalties. Makes conforming amendments to offenses against public health and morals law. -- Amends provisions relating to time limitation under preliminary provisions law. Allows a prosecution for sex trafficking to be commenced at any time. -- Amends provisions relating to prostitution. Provides that a person commits the offense of prostitution if the person engages in, or agrees or offers to engage in, sexual conduct with another person in return for a fee or anything of value; exempts this provision to apply any member of a police department, a sheriff, or a law enforcement officer acting in the course and scope of duties during undercover operations. Requires under no circumstances sexual penetration or sadomasochistic abuse be considered to

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fall within the course and scope of duties. -- Amends provisions relating to advancing prostitution; profiting from prostitution; definition of terms. Clarifies terms advances prostitution and profits from prostitution. -- Amends provisions relating to sex trafficking. Adds coercion to offense of sex trafficking. -- Amends provisions relating to solicitation of a minor for prostitution by changing title to commercial sexual exploitation of a minor. Provides that a person 18 years of age or older commits the offense of commercial sexual exploitation of a minor if the person intentionally, knowingly, or recklessly provides anything of value to a minor or 3rd person as compensation for having engaged in sexual conduct with a minor; agrees to provide or offers to provide anything of value to a minor or 3rd person for the purpose of engaging in sexual conduct with a minor; or solicits, offers to engage in, or requests to engage in sexual conduct with a minor in return for anything of value. Increases penalty. -- HB0887 HD1

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Multiple Referral to HMS then JDC

HB0888 HD1 (HSCR 747)

### RELATING TO COVERED OFFENDER REGISTRATION.

Introduced by: Saiki S (BR)

Amends provisions relating to registration requirements under registration of sex offenders and other covered offenders and public access to registration information. Requires a person who establishes or maintains a residence in this State or who remains in this State for more than 10 days or for an aggregate period exceeding 30 days in 1 calendar year, and who has not been designated as a covered offender by a court of this State but who has been designated as a covered offender, sex offender, offender against minors, repeat covered offender, sexually violent predator, or any other sexual offender designation in another state or jurisdiction and was, as a result of the designation, subjected to registration or community or public notification, or both, or would be if the person was a resident of that state or jurisdiction, without regard to whether the person otherwise meets the criteria for registration as a covered offender, to register in the manner provided in this provision. Requires a person who meets the criteria of this provision to subject to the requirements of this law for covered offenders and penalty provisions relating to failure to comply with covered offender registration requirements until the person successfully petitions the attorney general for termination of registration requirements by providing an order issued by the court that designated the person as a covered offender, sex offender, offender against minors, repeat covered offender, sexually violent predator, or any other sexual offender designation in the state or jurisdiction in which the order was issued, which states that the designation has been removed or demonstrates to the attorney general that the designation, if not imposed by a court, has been removed by operation of law or court order in the state or jurisdiction in which the designation was made, and the person does not meet the criteria for registration as a covered offender under the laws of this State. Provides that if the person is not satisfied with the decision of the attorney general on the request for termination of registration requirements, the person may appeal the decision; or the court for termination of registration requirements. -- Amends provisions relating to termination of registration requirements. Allows a person who does not meet the criteria for registration as a covered offender under the laws of this State, but is subject to registration, to petition the court, in a civil proceeding, for termination of registration requirements; provided that person has maintained a clean record for the previous 10 years, excluding any time the person was in custody or civilly committed; has substantially complied with the registration requirements of this law for the previous 10 years; and was not designated a repeat covered offender in any state or jurisdiction. Requires the attorney general to represent the State; provided that the attorney general, with the prosecuting agency's consent, may designate the prosecuting agency for the county in which the person resides to represent the State. Allows the court to order this termination upon substantial evidence and more than proof by a preponderance of the evidence that the person has met the statutory requirements of eligibility to petition for termination; the person has substantially complied with registration requirements; the person is very unlikely to commit a covered offense; and registration by the person will not assist in protecting the safety of the public or any member thereof. -- Requires a denial by the court for relief pursuant to a petition under this provision to preclude the filing of another petition for 5 years from the date of the last denial. -- HB0888 HD1

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Multiple Referral to PSM then JDC

HB0891 HD2 (HSCR 882)

### RELATING TO ELECTRIC GUNS.

Introduced by: Saiki S (BR)

## HOUSE BILLS WHICH PASSED THIRD READING

Establishes provisions relating to restrictions on use, offer for sale, distribution, and transfer of electric guns and cartridges. Prohibits any person to knowingly or recklessly use an electric gun for any purpose except self defense; defense of another person; or protection of property of the person or of another person. Prohibits any person to knowingly sell, offer to sell, distribute, or otherwise transfer an electric gun or cartridge without a license. Provides that it is an affirmative defense to prosecution pursuant to this provision that the person is more than 21 years of age and is an employee of a licensee acting within the scope of the person's employment. Prohibits a licensee or employee of a licensee to knowingly sell, offer to sell, distribute, or otherwise transfer an electric gun or cartridge at a place other than the licensee's designated place of business. Prohibits any person to knowingly sell, offer for sell, distribute, or otherwise transfer an electric gun or cartridge to a person less than 21 years of age. Prohibits any person, other than a licensee, a law enforcement agency, or the army or air national guard, to knowingly or recklessly purchase, obtain, or otherwise receive an electric gun or cartridge from a person who does not have a license. Requires any person violating this provision to be guilty of a misdemeanor. -- Establishes provisions relating to license to sell, offer to sell, distribute, or otherwise transfer electric guns or cartridges; fee; sale offer for sale, distribution, or transfer of electric guns or cartridges; disposal of electric gun or cartridge; ownership or possession prohibited; exemptions; storage of electric gun; responsibility with respect to minors; carrying or use of electric gun in the commission of a separate misdemeanor; carrying or use of electric gun in the commission of a separate felony. -- Repeals provisions relating to restriction on possession, sale, gift, or delivery of electric guns. -- HB0891 HD2

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Multiple Referral to PSM then JDC

HB0895

RELATING TO CREDIT FOR TIME OF DETENTION PRIOR TO SENTENCE.

Introduced by: Saiki S (BR)

Amends provisions relating to credit for time of detention prior to sentence; credit for imprisonment under earlier sentence for same crime. Provides that notwithstanding this provision and any other law provides that, when a defendant is convicted for a crime committed while serving a sentence of imprisonment on a separate unrelated felony conviction, and the defendant was detained prior to conviction for the subsequent offense while serving the term of imprisonment for the separate unrelated felony conviction, the defendant shall not get credit for the period of detention served for the subsequent offense. -- HB0895

Current Status: Mar=09 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Single Referral to JDC

HB0902 HD1 (HSCR 177)

RELATING TO PUBLIC LANDS.

Introduced by: Saiki S (BR)

Amends provisions relating to definition of public lands. Redefines public lands to exempt lands that are set aside by the governor to the Hawaii housing finance and development corporation, lands leased to the Hawaii housing finance and development corporation by any department or agency of the State, or land to which the Hawaii housing finance and development corporation in its corporate capacity holds title. -- Amends provisions relating to legislative approval of sale or gift of lands. Adds land set aside by the governor to the Hawaii housing finance and development corporation, lands leased to the Hawaii housing finance and development corporation by any department or agency of the State, or land to which the Hawaii housing finance and development corporation in its corporate capacity holds title. -- Amends provisions relating to acquisition, use, and disposition of property. Requires any lands leased or set aside to the corporation by any department or agency of the State that are no longer needed for housing, finance, or development pursuant to this law to be returned to the department or agency of the State that leased or approved the set aside of the lands to the corporation. -- HB0902 HD1

Current Status: Mar=09 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Multiple Referral to WTL/ HOU/ then WAM

HB0907 HD1 (HSCR 263)

RELATING TO HOUSING.

Introduced by: Saiki S (BR)

Repeals provisions relating to the downpayment loan assistance program and homebuyers' club program under the Hawaii housing finance and development program. -- HB0907 HD1

Current Status: Mar=05 21 Introduction/Passed First Reading - Senate

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Mar=09 21 Multiple Referral to HOU then JDC/ WAM/

HB0919 HD1 (HSCR 321)

RELATING TO PUBLIC EMPLOYMENT COST ITEMS.

Introduced by: Saiki S (BR)

Appropriation to the director of finance for all collective bargaining cost items for collective bargaining unit 5 (teachers and other personnel of the department of education) and for salary increases and other cost adjustments for state officers and employees excluded from collective bargaining. (\$\$) -- HB0919 HD1

Current Status: Mar=05 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Multiple Referral to LCA then WAM

HB0921 HD1 (HSCR 323)

RELATING TO PUBLIC EMPLOYMENT COST ITEMS.

Introduced by: Saiki S (BR)

Appropriation to the director of finance for all collective bargaining cost items for collective bargaining unit 7 (faculty of the university of Hawaii and community college system) and for salary increases and other cost adjustments for state officers and employees excluded from collective bargaining. (\$\$) -- HB0921 HD1

Current Status: Mar=05 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Multiple Referral to LCA then WAM

HB0925 HD1 (HSCR 327)

RELATING TO PUBLIC EMPLOYMENT COST ITEMS.

Introduced by: Saiki S (BR)

Appropriation to the director of finance and chief justice for all collective bargaining cost items for collective bargaining unit 11 (firefighters) and for salary increases and other cost adjustments for state officers and employees excluded from collective bargaining. -- Appropriation to the Hawaii health systems corporation for all collective bargaining cost items for collective bargaining unit 11 (firefighters) and for salary increases and other cost adjustments for state officers and employees excluded from collective bargaining. (\$\$) -- HB0925 HD1

Current Status: Mar=05 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Multiple Referral to LCA then WAM

HB0929 HD1 (HSCR 388)

RELATING TO QUALIFIED DOMESTIC RELATIONS ORDERS.

Introduced by: Saiki S (BR)

Amends provisions relating to distribution of property in a divorce action. Defines benefit the member or former member with vested benefit status is expected to receive to mean the benefit the member or former member with vested benefit status is expected to receive without regard to any Hawaii domestic relations order. Defines benefit the retirant is receiving to mean the benefit the retirant is receiving without regard to any Hawaii domestic relations order. Adds domestic relations order. Requires the employees' retirement system to review a domestic relations order or proposed domestic relations order for compliance with the requirements imposed by this provision. Allows the notification to also be provided to the member, former member with vested benefit status, retirant, or alternate payee. Provides that the system's notification is advisory, and shall not constitute a determination that a proposed domestic relations order is or is not a Hawaii domestic relations order. Provides that if a member or former member with vested benefit status terminates membership in the system by withdrawal of contributions or hypothetical account balance, the system shall pay all or a portion of the amount withdrawn to any alternate payee as directed by a Hawaii domestic relations order. Provides that if after terminating membership in the system by withdrawal of contributions or hypothetical account balance, the former member or former member with vested benefit status later becomes a member of the system again, the system shall pay to an alternate payee no portion of any benefits that result from the former member or former member with vested benefit status later becoming a member of the system again, even if those benefits result in part from reinstatement of service credit initially credited during the marriage. Provides that payments made to alternate payees according to the terms of Hawaii domestic relations orders are payments received by the retirant for purposes of provisions relating to election of retirement allowance option and the benefit that the retirant received for purposes of provisions relating to election of retirement allowance option. Requires the priority of Hawaii domestic relations orders to be determined by the order in which the certified copies of domestic relations orders are received by the system for qualification as a Hawaii domestic relations order, and not by the order in which domestic relations orders are determined to be Hawaii domestic relations orders, the order in which the domestic relations orders are entered by the court, the date the complaint for divorce is filed, the date upon which an order of divorce is entered, or the



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date of marriage. Provides that the qualification of a domestic relations order as a Hawaii domestic relations order supersedes and terminates the qualification of any prior Hawaii domestic relations order between the same alternate payee and member, former member with vested benefit status, or retirant. -- HB0929 HD1

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Multiple Referral to LCA then JDC/ WAM/

HB0930 HD1 (HSCR 331)

### RELATING TO EMPLOYEES' RETIREMENT SYSTEM INVESTMENTS.

Introduced by: Saiki S (BR)

Amends provisions relating to records. Provides that in response to any public records request pursuant to the uniform information practices Act (modified) or other law, the following documents relating to alternative investments, are categorically exempt from disclosure under the uniform information practices Act (modified); private placement memoranda; fund agreements and related documents, including, without limitation, subscription agreements, management agreements, side letters, guarantees, credit facility agreements, participation agreements and trust documents; confidential presentations or recommendations made to the system; due diligence memoranda and other due diligence materials, including due diligence questionnaires; documents containing information on any portfolio company, real property, or any other assets held by the alternative investment vehicle; financial statements and other documents containing financial information of a fund, or its general partner or manager, whether audited or unaudited, including but not limited to statements or information related to income statements; balance sheets; cash flows; capital accounts; investment rate of returns to include Internal Rate of Returns and Time Weighted rate of returns; cash or in kind distributions; carried interests; management and other fees; and return multiples; confidential correspondence between an alternative investment vehicle or its general partner, manager, advisor, or limited partner advisory committee, and the system; capital call and distribution notices; limited partner advisory committee and limited partner meeting notices, minutes and materials, including without limitation any materials distributed at such meetings; investment management agreements; and placement agent disclosures and similar documents. Provides that the foregoing categorical exemptions from the uniform information practices Act (modified) are in addition to any other records that may be exempt from disclosure as information or records related to the management or investing of the funds of the system, the release of which would create a likelihood of substantial competitive harm to the system or the provider of the information, or impair the ability of the system to obtain investment opportunities or similar information in the future, or information or records that are otherwise exempt from disclosure pursuant to the uniform information practices Act (modified) or other law. -- HB0930 HD1

Current Status: Mar=09 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Multiple Referral to LCA then WAM/ JDC/

HB0931 HD1 (HSCR 407)

### RELATING TO EMPLOYEES' RETIREMENT SYSTEM BENEFITS.

Introduced by: Saiki S (BR)

Amends provisions relating to service connected disability retirement. Requires the member or applicant initiating the proceeding to have the burden of proof, including the burden of producing evidence as well as the burden of persuasion. Requires the degree or quantum of proof to be a preponderance of the evidence. Requires the member or applicant to have the responsibility of furnishing all medical evidence available or that can be made available to the member or applicant pertaining to the member's death or disability. Provides that any determination of the disability compensation division of the department of labor and industrial relations, labor and industrial relations appeals board, and the Social Security Administration relating to the same incapacity for which the applicant or member is claiming a disability or death benefit may be taken into consideration; provided that the determination shall not be binding upon the medical board. Allows the medical board to or to not, at its discretion, subject the member to a physical examination in arriving at its certifications and findings on all matters referred to it; provided further that the burden of proof shall not be shifted to the medical board, and the member or applicant has the burden of proof. -- Amends provisions relating to petition for contested case hearing regarding disability retirement or accidental death benefits; attorney's fees and costs; and provisions relating to service connected disability retirement. Provides that permanent incapacity that is primarily caused by the natural deterioration, degeneration, or progression of a pre existing condition is not the natural and proximate result of an accident occurring while in the actual performance of duty in the position, appointment, or office upon which the employee's membership is based, at a definite and exact time and place. Provides that permanent incapacity that is primarily

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caused by the natural deterioration, degeneration, or progression of a pre existing condition is not the cumulative result of some occupational hazard of the position, appointment, or office upon which the employee's membership is based, unless the pre existing condition itself was caused by the occupational hazard. Provides that in the case of an application for service connected disability retirement, where there is evidence that the member claiming permanent incapacity had a pre existing condition, the member shall have the burden of proving by a preponderance of the evidence that the member's permanent incapacity was not primarily caused by the pre existing condition. -- Amends provisions relating to applications for accidental death benefits; approval by the system. Provides that death that is primarily caused by the natural deterioration, degeneration, or progression of a pre existing condition is not the natural and proximate result of an accident occurring while in the actual performance of duty in the position, appointment, or office upon which the employee's membership is based, at a definite and exact time and place. Provides that death that is primarily caused by the natural deterioration, degeneration, or progression of a pre existing condition is not the cumulative result of some occupational hazard of the position, appointment, or office upon which the employee's membership is based, unless the pre existing condition itself was caused by the occupational hazard. Provides that in the case of an application for accidental death benefits, where there is evidence that the member had a pre existing condition, the applicant shall have the burden of proving by a preponderance of the evidence that the member's death was not primarily caused by the pre existing condition. -- HB0931 HD1

Current Status: Mar=09 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Multiple Referral to LCA then WAM/ JDC/

HB0940 HD2 (HSCR 880)

RELATING TO SECURITIES.

Introduced by: Saiki S (BR)

Establishes provisions relating to protection of elders and vulnerable adults from financial exploitation. Provides that if a qualified person reasonably believes that financial exploitation of an elder or vulnerable adult may have occurred, may have been attempted, or is being attempted, the qualified person shall promptly notify the commissioner of securities. Requires a qualified person who, in good faith and exercising reasonable care, makes a disclosure of information pursuant to this provision to be immune from administrative or civil liability that might otherwise arise from the disclosure or for any failure to notify the commissioner of the disclosure. Establishes provisions relating to 3rd party disclosures; and immunity for 3rd party disclosures. -- Establishes provisions relating to delaying disbursements or transactions. Authorizes the delay of disbursements and transactions in situations of suspected financial exploitation. -- Establishes provisions relating to immunity for delaying disbursements or transactions; records; and multiple duties to report. -- HB0940 HD2

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Multiple Referral to CPN then JDC

HB0941 HD1 (HSCR 297)

RELATING TO THE USE OF ELECTRONIC FILING BY THE PUBLIC UTILITIES COMMISSION.

Introduced by: Saiki S (BR)

Amends provisions relating to annual report and register of orders under public utilities commission. Requires electronic copies of the annual reports to the legislature and the governor. -- Amends provisions relating to electronic copies of documents. Repeals that require electronic documents to be submitted on a clearly marked compact disk and to be in portable document format saved in separate files corresponding to the original paper document submission; provided that electronic documents submitted under confidential seal to be submitted on a separate compact disk, clearly marked as confidential and indicating the appropriate docket number and subject. -- Amends provisions relating to certificates of public convenience and necessity. Requires application for certificates to be made in to include on paper or electronically. -- Amends provisions relating to commission may institute proceedings to enforce law. Repeals that provide any public utility or any person is violating or neglecting to comply with regulation. Adds that requires the public utilities commission to inform the public utility or the person to correct deficiency to include on paper or electronically. Allows any person served with a citation to include submit on paper or electronically. -- Amends provisions relating to performance incentive and penalty mechanisms. Requires the commission to include on paper or electronic report to the legislature. Requires every public utility to file with the commission a verified to include paper or electronic copy of any unwritten contract or agreement. Repeals that require electronic documents to be submitted on a clearly marked compact disk and to be in portable document format saved in separate files

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corresponding to the original paper document submission; provided that electronic documents submitted under confidential seal to be submitted on a separate compact disk, clearly marked as confidential and indicating the appropriate docket number and subject. -- Amends provision relating to reports and decisions of commission. Requires all reports entered of record, to include paper or an electronic comp to be furnished to parties of record in the proceeding. Amends provisions relating to permits for contract carriers by motor vehicle under motor carrier law. Requires applications for permits to be made to include paper or electronically to the public utilities commission. -- Amends provisions relating to hearing. Allows complaints to be made to include on paper or electronically. Amends provisions relating to electronic copies of documents under Hawaii water carrier Act. Repeals that require electronic documents to be submitted on a clearly marked compact disk and to be in portable document format saved in separate files corresponding to the original paper document submission; provided that electronic documents submitted under confidential seal to be submitted on a separate compact disk, clearly marked as confidential and indicating the appropriate docket number and subject. -- Amends provisions relating to unlawful operation. Repeals that provide any water carrier, or any officer, agent, employee or representative thereof, who shall fail or refuse to comply with regulation. Requires a penalty to become due and payable when the person incurring it receives a notice or any person served with a citation to include on paper or electronically. -- HB0941 HD1

Current Status: Mar=04 21 Introduction/Passed First Reading - Senate  
Mar=04 21 Multiple Referral to CPN then WAM

### HB0943 HD1 (HSCR 370)

#### RELATING TO NONDEPOSITORY TRUSTS.

Introduced by: Saiki S (BR)

Establishes provisions relating to nondepository trust companies under code of financial institutions law. Establishes powers and duties. Provides that unless otherwise prohibited or restricted by this provision or any other law, a nondepository trust company shall have the general powers specified in provisions relating to special powers. Prohibits a nondepository trust company to solicit, accept, or hold deposits; engage in banking business; engage in business for which a real estate broker's license is required; engage in any business for which an insurance producer license is required; or engage in any business of securities broker or dealer. Requires that a nondepository trust company to not itself perform, and instead to contract for financial advisors for client investments; property management for client rental properties; or real estate brokerages for client real estate transactions for its clients, if needed. Requires a nondepository trust company to be responsible for the performance of the service providers that it engages for its clients. -- Amends provisions relating to Hawaii financial institutions; assessments; fees; penalty. Beginning July 1, 2021, requires nondepository trust companies to be assessed a yearly fee in accordance with specified conditions. Requires the assessments to be paid semiannually to include total assets under management reported as of the previous December 31 and June 30, respectively. Defines total assets under management to mean the total market value of the assets that a trust company oversees, administers, or manages on behalf of its clients pursuant to its fiduciary and trust powers, including such assets for which a trust company has engaged a 3rd party platform investment, property management services, or real estate services. -- Amends provisions relating to paid in capital and surplus. Adds nondepository trust companies. -- Amends provisions relating to definitions under code of financial institutions law. Defines nondepository trust company to mean a trust company that is not authorized to accept deposits. -- HB0943 HD1

Current Status: Mar=04 21 Introduction/Passed First Reading - Senate  
Mar=04 21 Multiple Referral to CPN then WAM

### HB0947 HD2 (HSCR 886)

#### RELATING TO HURRICANE PREPAREDNESS.

Introduced by: Saiki S (BR)

Establishes provisions relating to safe home program. Requires the insurance commissioner to develop and implement a program to encourage the installation of wind resistive devices. Allows the program to award matching or nonmatching grants to eligible applicants based upon the availability of funds. Provides that this provision does not create an entitlement for property owners or obligate the State in any way to fund the inspection or retrofitting of residential property in the State. Establishes a safe home program trust fund. Allows the commissioner to make grants authorized under this provision; provided that matching and nonmatching grants awarded from the safe home program trust fund shall not be subject to the grants law, public proceedings and records law, the Hawaii public procurement code, or purchases of health and human services.

## HOUSE BILLS WHICH PASSED THIRD READING

Provides that upon termination of the safe home program, any balances in the safe home program trust fund will be reverted to the general fund. Establishes the safe home program eligibility criteria for a residential property. Establishes matching and nonmatching grants; and standards for award of grants specified requirements. Annual reports to the legislature, governor, and director of commerce and consumer affairs. -- Amends provisions relating to the rules. Allows the commissioner to adopt rules as are necessary or proper to carry out the purposes of this provision. -- Amends provisions relating to establishment of trust funds. Provides that for fiscal year 2021 - 2022, requires the 1st \_\_\_\_ in interest to be deposited into the safe home program trust fund established pursuant to provisions relating to safe home program trust fund. -- Amends provisions relating to immunity. Adds the safe home program. Appropriation. (\$\$) -- HB0947 HD2

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Multiple Referral to CPN/ PSM/ then WAM

HB0954 HD1 (HSCR 473)

RELATING TO THE HAWAII EMERGENCY MANAGEMENT AGENCY.

Introduced by: Saiki S (BR)

Amends provisions relating to civil service and exemptions. Exempts in the Hawaii emergency management agency, the executive officer, public information officer, civil defense administrative officer, branch chiefs, and emergency operations center state warning point personnel from civil service law. -- HB0954 HD1

Current Status: Mar=09 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Multiple Referral to PSM/ LCA/ then WAM/ JDC/

HB0961 HD1 (HSCR 746)

RELATING TO MILITARY DEPENDENTS.

Introduced by: Saiki S (BR)

Amends provisions relating to citizenship and residence; exceptions. Exempts bona fide military servicemembers' dependents from the requirement to become residents if they are in the State by virtue of the military servicemembers' orders. -- Amends provisions relating to licensure by endorsement or licensure by reciprocity; initial acceptance by affidavit; temporary license; military spouse. Requires that a person who is married to an active duty member of the armed forces of the US shall be approved for licensure if the person is accompanying the member to an official permanent change of station to a military installation located in this State; either holds a license in another jurisdiction of the US in a specified career; or the licensing authority for the disciplines has determined that the licensure requirements of the other jurisdiction are equivalent to or exceed those established by the licensing authority of this State. Provides that a person who is licensed pursuant to this provision shall be subject to the laws regulating the person's practice in this State and shall be subject to the jurisdiction of the licensing authority of this State. -- HB0961 HD1

Current Status: Mar=11 21 Passed Third Reading House

HB0975 HD1 (HSCR 609)

RELATING TO REPORTS OF CHILD ABUSE.

Introduced by: Saiki S (BR)

Amends provisions relating to immunity from liability under child abuse law. Provides that anyone participating in good faith in the making of a report pursuant to this law shall have immunity from any liability, civil or criminal, that might be otherwise incurred or imposed by or as a result of the making of such report, including persons who otherwise provide information or assistance, including medical evaluations or consultation, in connection with a report, investigation, or legal intervention pursuant to a good faith report of child abuse or neglect. (COVID-19, COVID 19, coronavirus) -- HB0975 HD1

Current Status: Mar=05 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Multiple Referral to HMS then JDC

HB0980 HD1 (HSCR 451)

RELATING TO ADULT PROTECTIVE SERVICES.

Introduced by: Saiki S (BR)

Amends provisions relating to right to enter. Allows any employee of the department of human services engaged in an investigation under this part, having probable cause to believe that a vulnerable adult will be subject to imminent abuse as defined in provisions relating to definitions under adult protective services before a court order for entry can be obtained, without a warrant, to enter upon the premises where the vulnerable adult may be found for the purpose of ascertaining that person's welfare. -- HB0980 HD1

Current Status: Mar=05 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Multiple Referral to HMS then JDC

## HOUSE BILLS WHICH PASSED THIRD READING

HB0986 HD1 (HSCR 417)

### RELATING TO NEWBORN HEARING SCREENING.

Introduced by: Saiki S (BR)

Amends provisions relating to health law. Defines hearing screening to mean objective procedures to detect possible hearing loss and determine the need for diagnostic audiologic evaluation and medical evaluation. Repeals hearing impaired infant; management; and screening definition. Provides that it shall be the duty and responsibility of the department of health to establish, implement, and evaluate a statewide system for hearing screening and diagnostic audiologic evaluation to identify infants who are deaf or hard of hearing, and for the referral to and enrollment in early intervention services; and establish standards and guidelines for hearing screening, identification, diagnosis, intervention, and monitoring of infants who are deaf or hard of hearing, or have been identified with a risk indicator for developing delayed onset or progressive hearing loss, or both; and develop a plan in conjunction with the department of education to involve the parents or guardians in any medical and educational follow up for infants who are deaf or hard of hearing, or who have been identified with a risk indicator for developing delayed onset or progressive hearing loss, or both. -- Amends provisions relating to screening for hearing impairment by changing it to hearing screening, diagnostic audiologic evaluation, and intervention. Requires all newborn infants to receive a hearing screening to allow early identification and intervention to maximize social, emotional, and language outcomes for children who are deaf or hard of hearing. Requires birthing facilities to report newborn hearing screening results to the department. Requires audiologists and physicians specialized in hearing function who perform diagnostic audiologic evaluations of infants to report diagnostic audiologic evaluation results of those infants who do not pass the hearing screening test or are diagnosed as deaf or hard of hearing up to the age of 3 years to the department. -- Amends provisions relating to rules. Requires the department in reporting of hearing screening results; reporting of diagnostic audiologic evaluation results; intervention for infants who have been identified as deaf or hard of hearing; informing parents about the purpose of hearing screening diagnostic audiologic evaluation, and intervention; and maintaining the confidentiality of affected families. -- HB0986 HD1

Current Status: Mar=09 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Multiple Referral to HTH then JDC/ WAM/

HB0987 HD1 (HSCR 418)

### RELATING TO HEARING AND VISION PROGRAM.

Introduced by: Saiki S (BR)

Amends provisions relating to systematic hearing and vision program by changing it to hearing and vision program. Requires the program to increase the early identification of hearing or vision loss in children, by establishing consistent protocols for hearing and vision screening and follow up, screener training, and data collection for quality improvement. Requires the department of health to set recommended standards for protocol for evidence based hearing and vision screening, including ages or grades for screening; screening tools, instruments, and passing and referral criteria for screening that are based on national guidelines and best practices; and referrals, tracking of referrals, and follow up of children who do not pass screening; training, certification, and qualifications of personnel who conduct hearing and vision screening, other than those who are licensed health care professionals acting within their legal scope of practice; and data collection and reporting on hearing and vision screening, referral, and follow up. Provides that within available resources, the program shall include consultation with and education of students, parents, and health and education personnel about hearing and vision screening, treatment, and services. -- HB0987 HD1

Current Status: Mar=09 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Multiple Referral to HTH then JDC/ WAM/

HB0991 HD2 (HSCR 899)

### RELATING TO THE DISCLOSURE OF VITAL STATISTICS RECORDS.

Introduced by: Saiki S (BR)

Amends provisions relating to disclosure of records under the state public health statistics Act. Requires that persons or agencies to be considered to have direct and tangible interest in a public health statistics record to include a person or agency who needs vital statistics records for a public health purpose, as reviewed by the department of health's institutional review committee and approved by the director of health; and A government law enforcement agency with jurisdiction in the State that needs vital statistics records for a law enforcement purpose. Provides that research purposes under this provision shall limited to those that have been reviewed by the department of health's institutional review committee and approved by the department's institutional review committee and the director of health. -- Repeals provisions relating to sharing of vital

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statistics records with the department of health program employees for approved research purposes. -- HB0991 HD2

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Multiple Referral to HTH then JDC

HB1004 HD1 (HSCR 368)

RELATING TO THE BOILER AND ELEVATOR SAFETY LAW.

Introduced by: Saiki S (BR)

Amends provisions relating to definitions under the boiler and elevator safety law. Defines pressure retaining item to mean a boiler, pressure vessel, or pressure system. -- Amends provisions relating to powers and duties. Replaces the terms boilers, pressure systems to pressure retaining items. -- Amends provisions relating to fees. Requires rather than allows the director of labor and industrial relations to prescribe reasonable fees to be charged for inspection, examination, other services rendered and for permits, certificates, or licenses, the issuance of which are required by this law or by any rules of the department adopted pursuant to this law. Adds replaces the terms boilers, pressure system to pressure retaining item. Provides that inspections by the department of any pressure retaining item, amusement ride, and elevator and kindred equipment for which a permit or certificate is required for its installation, repair, alteration, operation, or use, and which is required to be inspected by this law or by any rules of the department. Repeals schedule a boiler and pressure system fees. -- Amends provisions relating to safety inspection by qualified inspectors. Replaces the terms boilers and pressure systems to pressure retaining items. Adds that requires all safety inspections to include amusement rides and the premises appurtenant to be performed by qualified deputy elevator inspectors of the department. -- HB1004 HD1

Current Status: Mar=04 21 Introduction/Passed First Reading - Senate  
Mar=04 21 Multiple Referral to CPN then WAM/ JDC/

HB1008 HD1 (HSCR 452)

RELATING TO FOREST STEWARDSHIP.

Introduced by: Saiki S (BR)

Amends provisions relating to findings and purpose under forest stewardship law. Changes the terms privately owned to privately managed. -- Amends provisions relating to definition. Defines program implementation agreement to mean a written forest stewardship management contract between the board and program applicant. -- Amends provisions relating to establishment of the forest stewardship program. Establishes a forest stewardship program to be administered by the board to assist landowners of privately managed forest to manage, protect, and restore important watersheds, native vegetation, forest resources, forest products, fish and wildlife habitats, isolated populations of rare and endangered plants, and other lands that are not recognized as potential natural area reserves. -- Amends provisions relating to forest stewardship management plans; approved activities. Requires the board of land and natural resources and other cooperating natural resources management agencies to develop a list of approved management activities and practices that shall be eligible for cost-share assistance under the program to include management for non native forest products; provided the land was not previously cleared of native vegetation for the purpose of non native forest production. -- Amends provisions relating to qualifications and conditions. Changes payments from the forest stewardship fund shall not exceed from 50 per cent to 75 per cent of the total cost of the landowner in developing an approved management plan; and 50 per cent of the total cost of the landowner in implementing an approved management plan. Adds that to receive funds under the forest stewardship program, requires an applicant to enter into a program implementation agreement with the board, upon approval of the forest stewardship management plan by the board. Changes the terms private lands to privately managed forest lands. -- HB1008 HD1

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Multiple Referral to WTL then WAM

HB1009 HD1 (HSCR 392)

RELATING TO CERTAIN PENALTIES FOR VIOLATIONS OF SUBTITLE 4 OF TITLE 12, HAWAII REVISED STATUTES.

Introduced by: Saiki S (BR)

Amends provisions relating to general administrative penalties by changing it to general penalties. Allows the board of land and natural resources or its authorized representative to any rule adopted or permit issued a fine of an amount up to 10,000 dollars or 3 times the market value at the time and place of the violation, as determined by the board, for each tree or tree products, including koa, whichever is greater, per violation of provisions relating to Timber trespass in forest reserves to be levied for each destroyed, damaged, or harvested tree, or portion thereof, larger than 6 inches in diameter at ground level

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along with any costs associated with restoration or replacement of habitat and damages to public land or natural resources, or any combination thereof. Requires that any person who violates any rule adopted by the department of land and natural resources under this law regulating vehicular parking or traffic movement to have committed a traffic infraction as set forth in the adjudication of traffic infractions law. Establishes fines. Provides that the State shall be precluded from pursuing further civil legal action to recover administrative fines, fees, and costs, including attorney's fees and costs, or monetary assessments against that person fined. -- Amends provisions relating to criminal penalties. Unless otherwise specified, any person who violates a provision of this part or a rule adopted pursuant to this part shall be guilty of a petty misdemeanor. Exempts authorized employees of the department acting within the scope of employment to be subject to the penalty provided for in this provision. Provides that a person convicted of violating a provision of this part or a rule adopted pursuant to this part to be sentenced, without the possibility of suspension of sentence to a mandatory fine of not less than 100 dollars, or imprisonment of not more than 30 days, or both, for a 1st offense, or any offense not preceded within a 5 year period by a conviction for a prior offense; a mandatory fine of not less than 500 dollars, or by imprisonment of not more than 30 days, or both, for an offense that occurs within 5 years of a conviction for a prior offense; and a mandatory fine of 1,000 dollars, or imprisonment of not more than 30 days, or both, for an offense that occurs within 5 years of 2 or more convictions for prior offenses. -- Repeals provisions relating to general penalty. -- HB1009 HD1

Current Status: Mar=09 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Multiple Referral to WTL then JDC/ WAM/

### HB1010 HD1 (HSCR 752)

#### RELATING TO BOATING REPORTS.

Introduced by: Saiki S (BR)

Amends provisions relating to police reports by changing the title to boating reports. Requires the fire chief of each county and the ocean safety director of each county to transmit to the department a copy of every report submitted by subordinate employees that relate to boating accidents or the theft, loss, or recovery of vessels required to be registered and numbered. Requires all reports to be submitted pursuant to this provision to be unredacted; provided that medical information may be redacted. -- HB1010 HD1

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Multiple Referral to WTL then JDC

### HB1012 HD1 (HSCR 83)

#### RELATING TO RENTALS FOR PUBLIC LAND LEASES.

Introduced by: Saiki S (BR)

Amends provisions relating to powers under the public lands, management and disposition of law. Allows the board of land and natural resources to approve a reduction or waiver of lease rental up to 20 years that shall not exceed the amount of the lessee's total expenditures for demolition or provision of such infrastructure if the lease rental at the beginning of the lease on any lease of public land to be used for any agricultural or pastoral use, or for resort, commercial, industrial, or other business use where the land being leased requires substantial improvements to be placed thereon; provided that such reduction or waiver shall not exceed 2 years for land to be used for any agricultural or pastoral use, or exceed 1 year for land to be used for resort, commercial, industrial, or other business use; provided further that, if a lease for resort, commercial, industrial, other business or residential purposes requires a lessee to demolish existing improvements or provide basic infrastructure including drainage, sewer, water, electricity, and other utilities before it can make productive use of the land. Act to be repealed on June 30, 2026 (sunset). -- HB1012 HD1

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Multiple Referral to WTL then WAM

### HB1016 HD1 (HSCR 84)

#### RELATING TO THE TAKING OF MARINE LIFE.

Introduced by: Saiki S (BR)

Amends provisions relating to commercial marine license by changing it to commercial marine license and commercial marine vessel license. Provides that a valid commercial marine vessel license shall satisfy the commercial marine license requirement for all persons taking marine life for commercial purposes aboard a validly licensed vessel. Allows any vessel used for or engaged in the taking of marine life for commercial purposes to obtain a commercial marine vessel license. Adds that allow the department of land and natural resources to include fees for commercial marine vessel licenses. -- HB1016 HD1

Current Status: Mar=05 21 Introduction/Passed First Reading - Senate

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Mar=09 21 Multiple Referral to WTL then JDC/ WAM/

HB1017 HD1 (HSCR 859)

### RELATING TO CRUSTACEANS.

Introduced by: Saiki S (BR)

Repeals provisions relating to female ula (spiny lobsters), Kona crabs, and Samoan crabs; taking or killing prohibited. -- HB1017 HD1

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Multiple Referral to WTL then JDC

HB1018 HD2 (HSCR 575)

### RELATING TO LAY NETS.

Introduced by: Saiki S (BR)

Amends provisions relating to rules. Allows the rules to include permits for the use and possession of lay nets, including reasonable permit fees and provisions for revocation, suspension, and withholding of permits for noncompliance with lay net rules. Requires prescriptions and limits on the kind and amount of bait that may be used in taking aquatic life, and the conditions for entry into areas for taking aquatic life. -- HB1018 HD2

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Multiple Referral to WTL then JDC/ WAM/

HB1019 HD2 (HSCR 862)

### RELATING TO OCEAN STEWARDSHIP.

Introduced by: Saiki S (BR)

Establishes the ocean stewardship law. Establishes the ocean stewardship special fund to be administered by the department of land and natural resources. Requires the fund to be used to develop and carry out marine resource conservation, restoration, enhancement, research, regulatory measures, enforcement actions, educational activities, or any other management measure intended to conserve, restore, and enhance marine resources under the jurisdiction of the State; develop and carry out restoration and compensatory mitigation measures for impacts to the marine environment, including impacts to the marine environment from federal or state permitted actions, or violations or any rule adopted; and install, maintain, and replace day use mooring buoys and other infrastructure to reduce impacts to the marine ecosystem. Establishes provisions relating to ocean stewardship fees. Allows the department to adopt rules to establish non resident user fees for the use and enjoyment of the State's ocean resources. Requires fess collected to be deposited in the special fund. -- HB1019 HD2

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Multiple Referral to WTL then WAM

HB1020 HD1 (HSCR 86)

### RELATING TO ADAPTIVE NATURAL RESOURCE MANAGEMENT.

Introduced by: Saiki S (BR)

Amends provisions relating to rules under wildlife law. Repeals requires the department of land and natural resources to adopt, amend, and repeal rules concerning size limits, bag limits, open and closed seasons, and specifications of hunting gear which may be used or possessed. Adds that allows rules in to vary from county to county to specify certain days of the week or certain hours of the day in designating open and closed hunting seasons. Provides that notwithstanding any law to the contrary, allows the board to adopt, amend, or repeal any rule pertaining to bag limits, size limits, open or closed hunting seasons, or gear restrictions by formal board action at a publicly noticed meeting, provided that the board finds that the timely adoption, amendment, or repeal of the rule is necessary to implement effective and adaptive management measures in response to rapidly changing resource conditions; requires notice of the rule making to be given at least once statewide at least 30 days in advance of the public meeting; include a statement of the topic of the proposed rule to be adopted, amended, or repealed or a general description of the subjects involved; include a statement that a copy of the proposed rule to be adopted, the proposed rule amendment, or the rule proposed to be repealed will be mailed to any interested person who requests a copy and pays the required fees for the copy and the postage, if any, together with a description of where and how the requests may be made; include a statement of when, where, and during what times the proposed rule to be adopted, the proposed rule amendment, or the rule proposed to be repealed may be reviewed; include the date, time, and place where the public meeting will be held and where interested persons may be heard on the proposed rule adoption, amendment, or repeal; and be mailed to all persons who have made a timely written request of the board for advance notice of its rule making proceedings. Requires the adoption, amendment, or repeal of the rule to be effective for an initial period of not longer than 2 years, subject to renewal by the board for up to 1 year at a



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time. Requires the department to post the final adopted, amended, or repealed rule on its website for the duration of time the rule is in effect. Provide that any person who violates any rule established by such action of the board shall be subject to administrative penalties. Amends provisions relating to rules under aquatic resources law. Provides that notwithstanding any law to the contrary, allows the board to adopt, amend, or repeal any rule pertaining to bag limits, size limits, open or closed fishing seasons, or gear restrictions by formal board action at a publicly noticed meeting, provided that the board finds that the timely adoption, amendment, or repeal of the rule is necessary to implement effective and adaptive management measures in response to rapidly changing resource conditions; requires notice of the rulemaking to be given at least once statewide at least 30 days in advance of the public meeting; include a statement of the topic of the proposed rule to be adopted, amended, or repealed or a general description of the subjects involved; include a statement that a copy of the proposed rule to be adopted, the proposed rule amendment, or the rule proposed to be repealed will be mailed to any interested person who requests a copy and pays the required fees for the copy and the postage, if any, together with a description of where and how the requests may be made; include a statement of when, where, and during what times the proposed rule to be adopted, the proposed rule amendment, or the rule proposed to be repealed may be reviewed; include the date, time, and place where the public meeting will be held and where interested persons may be heard on the proposed rule adoption, amendment, or repeal; and be mailed to all persons who have made a timely written request of the board for advance notice of its rule making proceedings; and requires the adoption, amendment, or repeal of the rule to be effective for an initial period of not longer than 2 years, subject to renewal by the board for up to 1 year at a time. Requires the department to post the final adopted, amended, or repealed rule on its website for the duration of time the rule is in effect. Requires that any such rule established by such action of the board pursuant to this provision to have the force and effect of law; and any person who violates any rule established by such action of the board to be subject to administrative penalties. -- HB1020 HD1

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Multiple Referral to WTL then JDC/ WAM/

### HB1021 HD1 (HSCR 857)

#### RELATING TO THE INTERSTATE WILDLIFE VIOLATOR COMPACT.

Introduced by: Saiki S (BR)

Amends provisions relating to interstate wildlife violator compact. Allows the department of land and natural resources to enter into the interstate wildlife violator compact or similar agreement, whether in the form of a memorandum of understanding, written agreement, or mutual aid compact, with an appropriate state, federal, or foreign entity for mutual assistance in the enforcement of hunting, fishing, and other wildlife laws, rules, or regulations in their respective jurisdictions. Requires employees administering or enforcing the terms or conditions of the agreement, to be immune from civil liability for damages, entitled to legal representation for defense of legal actions in which they are a named party or of claims in which they are implicated; and entitled to indemnification for any damages arising from legal actions or claims resulting therefrom. Allows the department to adopt rules pursuant to administrative procedure law. -- HB1021 HD1

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Multiple Referral to WTL then JDC

### HB1022 HD1 (HSCR 422)

#### RELATING TO THE TAKING OF NATURAL RESOURCES.

Introduced by: Saiki S (BR)

Establishes provisions relating to exhibit upon demand; inspection under conservation and resources enforcement program law. Authorizes any conservation and resources enforcement officer of the department of land and natural resources upon whom the board of land and natural resources has conferred police powers to, in the performance of the officer's official duties, stop and temporarily detain any person whom the officer or agent reasonably believes is, or recently has been, engaged in fishing or hunting. Provides that during this brief detention, the officer upon lawful demand, shall be permitted to inspect any license, permit, stamp, tag, or other documentation required, to determine whether the person is in compliance with any provision of title 12 and any rules adopted regulating hunting or aquatic life and conservation of wildlife or aquatic resource. Establishes fine for violations. -- HB1022 HD1

Current Status: Mar=05 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Multiple Referral to WTL then JDC

### HB1023 HD1 (HSCR 88)

#### RELATING TO A NONRESIDENT RECREATIONAL MARINE FISHING LICENSE.

## HOUSE BILLS WHICH PASSED THIRD READING

Introduced by: Saiki S (BR)

Establishes provisions relating to nonresident recreational marine fishing license; application; fees; restrictions. Provides that it is unlawful for any nonresident of the State of Hawaii to fish for, take, or catch any marine life for noncommercial or recreational purposes without 1st obtaining a nonresident recreational marine fishing license, except children below 15 years of age and members of the armed forces of the US on active duty in the State and their spouse and minor children. Requires the department of land and natural resources to adopt rules necessary for the purposes of this provision. Allows nonresident recreational marine fishing licenses to be issued by agents of the department upon written application in such form as to be prescribed by the department together with payment of a fee. Establishes fees. Allows fees established by this provision to be increased by the department not more frequently than once every 5 years, at the rate of the consumer price index change from July 2021, compounded annually, rounded to the nearest dollar. Provides that it shall be illegal to sell or offer for sale any marine life taken under a nonresident recreational marine fishing license, provided that marine life taken by nonresident licensees on board of natural resources a charter fishing vessel owned or operated by a person with a valid commercial marine license. Requires any person violating this provision or any rule adopted to be subject to administrative penalties. -- HB1023 HD1

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Multiple Referral to WTL then WAM

HB1027 HD2 (HSCR 942)

RELATING TO MARINE LIFE CONSERVATION DISTRICTS.

Introduced by: Saiki S (BR)

Establishes provisions relating to marine life conservation district special fund. Establishes the marine life conservation district special fund, which to be administered by the department of land and natural resources. Establishes specified fund resources to be deposited into the special fund as specified. Requires fees and any other moneys collected from or in connection with the Hanauma bay marine life conservation district shall only be used for the benefit of the Hanauma bay marine life conservation district. Requires the special fund to be used to fulfill the purposes of this law as specified. Requires the fund to be held separate and apart from all other moneys, funds, and accounts in the department of land and natural resources. Requires any balance remaining in the fund at the end of any fiscal year to be carried forward in the fund for the next fiscal year. Requires the proceeds of the marine life conservation district special fund to not be used as security for, or pledged to the payment of principal or interest on, any bonds or instruments of indebtedness. -- Amends provisions related to permits, changing the title to permits and user fees. Allows the department of land and natural resources to adopt rules pursuant to administrative procedure law to establish fees or require permits for entry into the boundaries of any marine life conservation district established under this law. -- HB1027 HD2

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Multiple Referral to WTL then WAM

HB1028

RELATING TO THE KOKE'E STATE PARK ADVISORY COUNCIL.

Introduced by: Saiki S (BR)

Repeals provisions relating to the Kokee state park advisory council. (COVID-19, COVID 19, coronavirus). -- HB1028

Current Status: Mar=05 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Multiple Referral to WTL then JDC

HB1029

RELATING TO LIVING PARK PLANNING COUNCILS.

Introduced by: Saiki S (BR)

Repeals Act 15, special sessions laws of 2009, relating to public lands. (COVID-19, COVID 19, coronavirus) -- HB1029

Current Status: Mar=09 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Multiple Referral to WTL then JDC

HB1030 HD2 (HSCR 858)

RELATING TO THE AQUATIC LIFE AND WILDLIFE ADVISORY COMMITTEES.

Introduced by: Saiki S (BR)

Amends provisions relating to definition under the general provisions relating to aquatic resources and wildlife law. Repeals committee definition. -- Amends provisions relating to animal species advisory commission. Changes the commission composition from 13 members to 9 members. Repeals the chairperson of each aquatic life and wildlife advisory committee. Requires 3 members of the department designated by the

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chairperson of the department of land and natural resources, and of not less than 1 each from the professional fields of aquatic life, wildlife, and conservation and resources enforcement, to serve as members of the commission. -- Repeals provisions relating to aquatic life and wildlife advisory committees. -- HB1030 HD2

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Multiple Referral to WTL then JDC

HB1031

RELATING TO THE HAWAII HISTORIC PLACES REVIEW BOARD.

Introduced by: Saiki S (BR)

Amends provisions relating to the Hawaii historic places review board; creation; powers; appointments; composition. Requires the board to consist of 7 members to be appointed and removed by the governor. -- HB1031

Current Status: Mar=05 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Multiple Referral to WTL then JDC

HB1032 HD1 (HSCR 748)

RELATING TO THE UNIFORM CONTROLLED SUBSTANCES ACT.

Introduced by: Saiki S (BR)

Amends provisions relating to schedule I under narcotics law. Adds opiates to include Ocfentanil [N-(2-fluorophenyl)-2-methoxy-N-(1-phenethylpiperidin-4-yl)acetamide]; Cyclopropyl fentanyl (N-(1-phenethylpiperidin-4-yl)-N-phenylcyclopropanecarboxamide; Methoxyacetyl fentanyl (2-methoxy-N-(1-phenethylpiperidin-4-yl)-N-phenylacetamide); Ortho-fluorofentanyl (N-(2-fluorophenyl)-N-(1-phenethylpiperidin-4-yl)propionamide) (Other name: 2-fluorofentanyl); and Para-fluorobutyryl fentanyl (N-(4-fluorophenyl)-N-(1-phenethylpiperidin-4-yl)butyramide). Adds depressants to include Etizolam (including its optical, positional, and geometric isomers, salts, and salts of isomers, where possible); or Flualprazolam (including its optical, positional, and geometric isomers, salts, and salts of isomers, where possible). Adds cannabinoids to include Methyl (1-(4-fluorobenzyl)-1H-indazole-3-carbonyl)-L-valinate, and geometric isomers, salts, and salts of isomers (Other names: FUB-AMB, Methyl 2-(1-(4-fluorobenzyl)-1H-indazole-3-carboxamido)-3-methylbutanoate, MMB-FUBINACA, AMB-FUBINACA). -- Amends provisions relating to schedule II. Adds immediate precursor to include N-phenyl-N-(piperidin-4-yl)propionamide (norfentanyl). -- Amends provisions relating to Schedule IV. Adds depressants to include Brexanolone. Adds stimulants to include Solriamfetol. -- Amends provisions relating to schedule V. Repeals approved cannabidiol drug. -- HB1032 HD1

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Multiple Referral to HTH then JDC

HB1036 HD1 (HSCR 757)

A BILL FOR AN ACT RELATING TO PUBLIC SAFETY.

Introduced by: Saiki S (BR)

Establishes provisions relating to service of process; list under public safety law. Requires the director of public safety to maintain a list of independent civil process servers to process orders to show cause pursuant to circuit courts law, district courts law and small claims, district court law; garnishment pursuant to garnishments law; writs of replevin and attachment pursuant to civil actions and proceedings, generally law; writs of possession pursuant to land court registration law and landlord and tenant law; orders for examination pursuant to judgement law; and writs of attachment or execution pursuant to attachment and execution law. Allows any independent civil process server to submit the server's name to the director to be placed on the list; prohibits that a person to be placed on the list if the person under specified conditions or requirements. Exempts the department of public safety, the State, and the agencies, officers, and employees of the department or the State to be responsible or liable for the actions of any independent civil process servers on the list. Prohibits placement of a person's name on the list shall not make the person a law enforcement officer, sheriff or deputy sheriff, or an employee or agent of the State. Amends provisions relating to writ of possession, service, time limit for registration under the land court registration law. Adds sheriff, deputy sheriff, police officer, or independent civil process server from the department of public safety's list. -- Amends provisions relating to order to show cause under the circuit court law; and under the district court law. Repeals person authorized by the rules of court order to show cause. Adds police officer, or independent civil process server from the department of public safety's list to order show cause. Amends provisions relating to district court costs under cost and fees law. Adds fee for independent civil process server from the department of public safety's list. -- Amends provisions relating to fees of sheriff, serving or levying officer, or other person authorized by the rules of court in circuit court, intermediate appellate court, or supreme court by

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changing it to fees of sheriff, deputy sheriff, police officer, serving or levying officer, or independent civil process server. Repeals other persons authorized by the rules of court where service of process is to be made upon an island other than that upon which is situated the court ordering the process. Provides that as far as practicable, requires in order to minimize the mileage fees for the service, the sheriff or chief of police of the serving police officers, or independent civil process server from the department of public safety's list to cause the process to be transmitted to the sheriff, deputy sheriff, the chief of police, a police officer, or an independent civil process server upon the island of service to make the service upon receipt of the process; and the service to be valid, notwithstanding that the process may not be addressed to the individual actually making the service or to the individual's superior. Amends provisions relating to order to show cause under small claims, district courts. Repeal other person authorized by the rules of court order to show cause. Adds police officer, or independent civil process server from the department of public safety's list order to show cause. Amends provisions relating to interpleader; application for order by sheriff or other person authorized by the rules of court by changing it to interpleader; application for order by sheriff, deputy sheriff, police officer, or independent civil process server under civil actions and proceedings, generally law. Add police officers, or independent civil process servers from the department of public safety's list. -- Amends provisions relating to sale of property seized on execution, when. Add police officers, or independent civil process servers from the department of public safety's list. -- Amends provisions relating to return. Adds independent civil process servers from the department of public safety's list. -- Amends provisions relating to in case of attachment, etc., of real property. Provides that in all cases of attachment, sequestration, or injunction of real property, adds the sheriff, deputy sheriff, police officer, or independent civil process server from the department of public safety's list. Amends provisions relating to general provisions under attachment and execution law. Requires the department of public safety, the State, and the agencies, officers, and employees of the department of public safety or the State shall not be responsible or liable for the actions of any independent civil process server on the list maintained by the department of public safety. Redefines police officer to mean the director of public safety or the director's duly authorized representative, any chief of police or subordinate police officer, or an independent civil process server on the list maintained by the department of public safety. Adds documents that a summons directed to the sheriff, deputy sheriff, a police officer, or an independent civil process server from the department of public safety's list commanding the sheriff, deputy sheriff, police officer, or independent civil process server to serve upon the debtor at least 4 days before the date of the hearing, the application; a true and attested copy of the petition, summons, and direction; the affidavit; and the order and notice of hearing. -- Amends provisions relating to garnishee, rights, duties; collection by levying officer by changing it to garnishee, rights, duties; collection by sheriff, deputy sheriff, police officer, or independent civil process server. Provides that the garnishee shall, when summoned before judgment rendered against the garnishee's principal, if the garnishee desires, be admitted to defend the garnishee's principal in the action. Adds sheriff, deputy sheriff, police officer, or independent civil process server from the department of public safety's list. -- Amends provisions relating to service on garnishee; provisions relating to effect of service ; under garnishment law. Adds the sheriff, deputy sheriff, police officer, or independent civil process server from the department of public safety's list. -- Amends provisions relating to bond under special proceedings for immediate possession of personal property law; provisions relating to judgement; writ of possession under landlord tenant law; and provisions relating to rent trust fund. Adds - an independent civil process server from the department of public safety's list. -- HB1036 HD1

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Multiple Referral to PSM then JDC

HB1041 HD1 (HSCR 280)

RELATING TO CONFORMITY TO THE INTERNAL REVENUE CODE.

Introduced by: Saiki S (BR)

Amends provisions relating to conformance to the federal Internal Revenue Code; general application. Conforms Hawaii income and estate and generation skipping transfer tax laws to the Internal Revenue Code of 1986, as amended as of December 31, 2020. -- HB1041 HD1

Current Status: Mar=04 21 Introduction/Passed First Reading - Senate  
Mar=04 21 Multiple Referral to JDC then WAM

HB1043 HD3 (HSCR 870)

RELATING TO TRANSIENT ACCOMMODATIONS TAX.

Introduced by: Saiki S (BR)

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Amends provisions relating to transient accommodations tax law. Amends provisions relating to certificate of registration. Repeals references to operator or plan manager. Repeals misdemeanor for failing to register under transient accommodations tax law. Provides that any person who is required by this provision to register, as a condition precedent to engaging or continuing in the business of furnishing transient accommodations or in business as a resort time share vacation plan subject to taxation under this law, who engages or continues in the business without registering in conformity with this provision, shall be subject to the citation process and monetary fines. -- Amends provisions relating to certificate of registration for transient accommodations broker, travel agency, and tour packager. Requires any person who enters into an agreement to furnish transient accommodations without registering in conformity with this provision to be subject to the citation process and monetary fines. -- Repeals provisions relating to filing of returns. -- HB1043 HD3

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Multiple Referral to JDC then WAM

HB1056 HD1 (HSCR 294)

### RELATING TO MOTOR CARRIER VEHICLE SAFETY INSPECTIONS.

Introduced by: Saiki S (BR)

Amends provisions relating to safety inspection of motor carrier vehicles. Requires the director transportation to adopt rules for the administration and enforcement of motor carrier vehicle safety inspections, including the maximum inspection fee charged to vehicle owners, fees collected from the stations, the issuance of certificates of safety inspection, the affixing of motor carrier vehicle safety inspection stickers, and the acceptance of certificates of safety inspection issued in other jurisdictions; and to initially collect a fee of 1.50 dollars for each motor carrier vehicle safety inspection sticker issued by motor carrier vehicle inspection stations, then collect the maximum inspection fee when the fee is established by administrative rules. Requires all moneys received by the department of transportation to be deposited into the state highway fund. Requires a fee of no more than 12 dollars to initially be charged by a motor carrier inspection station for each safety inspection performed, then no more than the maximum inspection fee to be charged when the fee is established by administrative rules. -- Amends provisions relating to operation of a motor carrier vehicle without a safety inspection decal by changing it to operation of motor carrier vehicle without a safety sticker. Changes the term decal to sticker. -- HB1056 HD1

Current Status: Mar=09 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Multiple Referral to TRS then CPN/ JDC/ WAM/

HB1059

### RELATING TO TRANSPORTATION.

Introduced by: Saiki S (BR)

Amends the highways law. Repeals provision relating to transportation improvement special fund. -- Amends the harbors law. Repeals provision relating to Kewalo basin use permit; Honolulu harbor use permit; portability. Repeals provision relating to maintenance of fire boat. -- HB1059

Current Status: Mar=09 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Multiple Referral to TRS then WAM/ JDC/

HB1062 HD2 (HSCR 883)

### RELATING TO COMMERCIAL DRIVER'S LICENSES.

Introduced by: Saiki S (BR)

Amends provisions relating to commercial driver's license qualification standards. Prohibits the commercial learner's permit to be valid for a period in excess of 180 days from the date that the applicant passes the general and all required endorsement knowledge tests, or if the applicant is not required to take a knowledge test, the period shall start when the permit is issued. Requires every applicant to complete the entry level driver training requirements as specified in title 49 Code of Federal Regulations part 380, subpart F, and be verified with the Federal Motor Carrier Safety Administration Training Provider Registry before taking the skills test for a class A or class B commercial driver's license, passenger endorsement, or school bus endorsement, and before taking the knowledge test for a hazardous materials endorsement. -- HB1062 HD2

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Multiple Referral to TRS then CPN/ WAM/

HB1064 HD1 (HSCR 267)

### RELATING TO TECHNOLOGY TRANSFER AT THE UNIVERSITY OF HAWAII.

Introduced by: Saiki S (BR)

Amends Act 38, session laws of 2017, which establishes provisions relating to university of Hawaii technology transfer activities; exemption, by repealing the sunset date. --

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HB1064 HD1	Current Status: Mar=05 21 Introduction/Passed First Reading - Senate Mar=09 21 Multiple Referral to HRE then JDC/ WAM/
HB1065 HD1 (HSCR 268)	RELATING TO UNIVERSITY OF HAWAII RESEARCH. Introduced by: Saiki S (BR) Amends Act 39, session laws of 2017, which establishes the innovation and commercialization initiative program within the university of Hawaii under the vice president for research and innovation, by repealing the sunset date. -- HB1065 HD1 Current Status: Mar=05 21 Introduction/Passed First Reading - Senate Mar=09 21 Multiple Referral to HRE then JDC/ WAM/
HB1067 HD1 (HSCR 164)	RELATING TO PROCUREMENT FOR THE UNIVERSITY OF HAWAII. Introduced by: Saiki S (BR) Amends Act 42, session laws of 2018, which repeals the provision that for university of Hawaii contracts for construction and professional services furnished by licensees under the professional engineers, architects, surveyors, and landscape architects law the administrator of the state procurement office of the department of accounting and general services shall serve as the chief procurement officer and requires an annual report to the legislature detailing a list of all capital improvement projects approved by the board of regents prioritized by each campus, by repealing the sunset date. -- HB1067 HD1 Current Status: Mar=09 21 Introduction/Passed First Reading - Senate Mar=09 21 Multiple Referral to HRE then JDC
HB1069 HD1 (HSCR 163)	RELATING TO THE HAWAII CANCER RESEARCH SPECIAL FUND. Introduced by: Saiki S (BR) Amends provisions relating to Hawaii cancer research special fund. Requires the university of Hawaii to report semi annually to the legislature on the moneys in the Hawaii cancer research special fund, including deposits, expenditures, and other transactions. Requires the reports to explain in detail all expenditures from the special fund. -- HB1069 HD1 Current Status: Mar=09 21 Introduction/Passed First Reading - Senate Mar=09 21 Multiple Referral to HRE then WAM
HB1071 HD2 (HSCR 877)	RELATING TO THE UNIVERSITY OF HAWAII BOARD OF REGENTS INDEPENDENT AUDIT COMMITTEE. Introduced by: Saiki S (BR) Amends provisions relating to independent audit committee; established; powers; duties. Requires the chair of the independent audit committee to be selected in a manner consistent with the bylaws of the board of regents. Limits the board of regent's flexibility to appoint members with certain skill sets to its independent audit committee. Exempts the independent audit committee from administrative procedure law and meetings under the public agency meetings and records law, in its discussions with auditors on matters that should remain confidential, in accordance with national best practices, and at the independent audit committee chair's discretion, allow the discussions to be held in the absence of the university of Hawaii president or chief financial officer. Clarifies the independent audit committee's role relating to enterprise risk management. -- HB1071 HD2 Current Status: Mar=11 21 Introduction/Passed First Reading - Senate Mar=11 21 Multiple Referral to HRE then JDC
HB1072 HD1 (HSCR 166)	RELATING TO THE UNIVERSITY OF HAWAII TUITION AND FEES SPECIAL FUND. Introduced by: Saiki S (BR) Amends provisions relating to university of Hawaii tuition and fees special fund. Repeals the requirement that each campus of the university of Hawaii prepare a plan for the fiscal year for the operation of each of the programs that it is responsible for. Repeals the provision that the moneys in the university of Hawaii tuition and fees special fund for each campus shall lapse to the credit of program identification number UOH900 (university of Hawaii, system wide support). -- HB1072 HD1 Current Status: Mar=09 21 Introduction/Passed First Reading - Senate Mar=09 21 Multiple Referral to HRE then WAM
HB1075	RELATING TO EMOLUMENTS. Introduced by: Belatti D, Saiki S Amends provisions relating to governor; outside employment and emoluments prohibited

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by changing the title to governor; lieutenant governor; outside employment and emoluments prohibited. Provides that beginning November 1, 2022, as of the 61st calendar day after election or appointment to office, it shall be unlawful for the governor or lieutenant governor, while holding their respective offices, to maintain any other employment, maintain a controlling interest in a business, or receive any emolument. Provides that where a governor or lieutenant governor has a controlling interest in a business, in order to comply with this provision, the governor or lieutenant governor may transfer the interest to a blind trust within 61 days of election or appointment. -- HB1075

Current Status: Mar=09 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Single Referral to JDC

### HB1078 HD1 (HSCR 479)

#### RELATING TO THE HAWAII SCHOOL FOR THE DEAF AND BLIND.

Introduced by: Kobayashi B, Eli S, Hashimoto T, Kapela J, Kitagawa L, Matayoshi S, McKelvey A, Takayama G, Tarnas D, Todd C, Wildberger T

Provides that by August 1, 2021, the board of education shall meet with alumni, student, and parent representatives of the Hawaii School for the Deaf and Blind, other members of the Hawaii deaf community, and representatives of the department of education about progress toward a plan to convert the Hawaii School for the Deaf and Blind to a charter school and to discuss alternatives, including an immersion school structure. Provides that by October 1, 2021, the department of education, in consultation with alumni, student, and parent representatives of the Hawaii School for the Deaf and Blind and other members of the Hawaii deaf community, shall submit a letter of intent to an authorizer to convert the Hawaii School for the Deaf and Blind to a charter school; assist with the establishment of an applicant governing board for the charter school; and develop a detailed implementation plan to transition the Hawaii School for the Deaf and Blind to a conversion charter school. Report to the legislature. Provides that upon receipt of the letter of intent to convert the Hawaii School for the Deaf and Blind to a charter school, the state public charter school commission or applicable authorizer shall begin the approval process for the Hawaii School for the Deaf and Blind. -- Amends provisions relating to enrollment. Requires a conversion charter school to enroll any student whose individualized education program prescribes that the conversion charter school provides support for blind, deaf, or hard of hearing students. -- HB1078 HD1

Current Status: Mar=09 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Multiple Referral to EDU then JDC

### HB1081 HD1 (HSCR 477)

#### RELATING TO SIDEWALKS.

Introduced by: Ganaden S, Kapela J, LoPresti M, Mizuno J, Morikawa D, Ohno T, Perruso A, Wildberger T

Establishes provisions relating to sidewalk project priority lists. Requires the department of transportation and each county's transportation department to create and maintain a priority list of sidewalk installation and improvement projects; and to be updated no less than once per year. Establishes priority list requirements. Requires the department of transportation or county transportation department to publish on its website each priority list required. -- HB1081 HD1

Current Status: Mar=09 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Multiple Re referral to TRS then WAM/ JDC/

### HB1086 HD1 (HSCR 300)

#### RELATING TO VETERINARIANS.

Introduced by: Nakashima M, Belatti D, Matayoshi S, Morikawa D, Takayama G

Establishes provisions relating to exception to liability; emergency care; veterinarian client patient relationship. Provides that any veterinarian who in good faith, and without remuneration or expectation of remuneration, renders emergency care to a sick or injured animal at large shall not be liable to the owner of that animal for any civil damages resulting from the veterinarian's acts or omissions, except for damages as may result from the veterinarian's gross negligence or wanton acts or omissions. Allows a veterinarian duly licensed under this law to, in good faith, render necessary and prompt care and treatment to an animal patient without establishing a veterinarian client patient relationship if conditions do not allow the establishment of the relationship in a timely manner. Provides that a veterinarian who renders emergency and prompt care and treatment shall not be liable to the owner of the animal for any civil damages resulting from the veterinarian's acts or omissions, except for damages as may result from the veterinarian's gross negligence or wanton acts or omissions. Requires a veterinarian acting under this provision to make an appropriate record including the basis for proceeding. Establishes provisions relating to reporting; duty; dogfighting; animal cruelty; immunity from civil liability. Provides that whenever any veterinarian duly licensed under

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this law has reasonable cause to believe that an animal has been injured or killed through participation in a staged animal fight, it shall be the duty of the veterinarian to promptly report the event to the appropriate law enforcement authorities of the county where the event occurred. Provides that whenever any veterinarian duly licensed under this law has reasonable cause to believe an animal under the veterinarian's care has been a victim of animal cruelty, it shall be the duty of the veterinarian to promptly report the event to the appropriate law enforcement authorities of the county where the event occurred. Prohibits a veterinarian duly licensed under this law to incur any civil liability as a result of making any report pursuant to this provision or as a result of making any report of a violation provisions relating to cruelty to animals in the 1st or 2nd degree or cruelty to animals by fighting dogs in the 1st or 2nd degree. -- HB1086 HD1

Current Status: Mar=09 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Multiple Referral to CPN then JDC

### HB1088 HD3 (HSCR 853)

#### RELATING TO COSMETICS.

Introduced by: Belatti D, Gates C, Hashimoto T, Ichiyama L, Kapela J, LoPresti M, Lowen N, Marten L, Matayoshi S, McKelvey A, Mizuno J, Morikawa D, Nakamura N, Perruso A, Wildberger T, Yamane R

Establishes provisions relating to cosmetics; animal testing; cruelty; prohibition under food, drugs, and cosmetics law. Prohibits a manufacturer to import for profit, sell or offer for sale in the State any cosmetic for which the manufacturer knew or reasonably should have known that an animal test was conducted or contracted, by or on behalf of the manufacturer or any supplier of the manufacturer, on or after January 1, 2024. Exempts an animal test of a cosmetic that is required by a federal or state regulatory authority and under specified conditions; an animal test that was conducted to comply with a requirement of a foreign regulatory authority, if no evidence derived from that test was relied upon to substantiate the safety of a cosmetic sold within the State by the manufacturer; an animal test that was conducted on any product or ingredient subject to the requirements of subchapter V of the Federal Food, Drug, and Cosmetic Act; and an animal test that was conducted for purposes unrelated to cosmetics pursuant to a requirement of a federal, state, or foreign regulatory agency; provided that no evidence derived from the testing was relied upon to substantiate the safety of a cosmetic sold within this State by the manufacturer. Exempts that provides that if evidence from the testing was relied upon documentary evidence exists of the intent of the test that was unrelated to cosmetics; and the ingredient that was the subject of the testing has been used for purposes unrelated to cosmetics for not less than 12 months prior to the reliance. Establishes fines and enforced by the prosecuting attorney of the county in which the violation occurred and protected as a trade secret. Establishes fines. Provides that any information disclosed shall be protected as a trade secret and a prosecuting attorney shall enter into a protective order with the manufacturer before receipt of the information from a manufacturer. Exempts a cosmetic if the cosmetic in its final form was tested on animals before January 1, 2024, even if the cosmetic is manufactured on or after that date; an ingredient in a cosmetic if the ingredient was sold in this State and tested on animals before January 1, 2024, even if the ingredient is manufactured on or after that date; or a manufacturer reviewing, assessing, or retaining evidence from animal testing. Prohibits counties or other political subdivisions of the State to establish any prohibition on or relating to animal tests that are not identical to the prohibitions set forth in this provision and that do not include the exemptions contained in this provision. --

HB1088 HD3

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Multiple Referral to AEN then JDC/ CPN/

### HB1090 HD1 (HSCR 895)

#### RELATING TO CHILD PASSENGER RESTRAINTS.

Introduced by: Aquino H, Cullen T, DeCoite L, Hashimoto T, Ilagan G, Kitagawa L, Matsumoto L, Nakamura N, Takumi R, Yamane R

Amends provisions relating to child passenger restraints (car seats). Prohibits a person operating a motor vehicle on a public highway in the State to transport a child less than 10 years of age except if the child is less than 2 years of age, the person operating the motor vehicle shall ensure that the child is properly restrained in a rear facing child safety seat; if the child is at least 2 years of age but less than 4 years of age, the person operating the motor vehicle shall ensure that the child is properly restrained in a rear facing or forward facing child safety seat that has an internal harness; if the child is at least 4 years of age but less than 7 years of age, the person operating the motor vehicle shall ensure that the child is properly restrained in a child safety seat or booster seat; or if the child is at least 7 years of age but less than 10 years of age, the person operating



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the motor vehicle shall ensure that the child is properly restrained in a child safety seat or booster seat; provided that this requirement shall not apply if the child is correctly restrained by a lap and shoulder seat belt assembly. Increases fines for repeat convictions. -- Amends provisions relating to mandatory use of seat belts, when, penalty. Prohibits a person to operate a motor vehicle upon any public highway unless the person is restrained by a seat belt assembly and all passengers in the front or back seat of the motor vehicle are restrained by a seat belt assembly or are restrained pursuant to provisions relating to child passenger restraints if they are less than 10 years of age. -- HB1090 HD1

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Multiple Referral to TRS then JDC/ WAM/

HB1092 HD1 (HSCR 56)

RELATING TO CARBON OFFSETS.

Introduced by: Aquino H, Cullen T, DeCoite L, Hashimoto T, Ilagan G, Kitagawa L, Matsumoto L, Nakamura N, Yamane R

Establishes provisions relating to air travel carbon offset purchase. Requires the department of transportation, in consultation with the office of planning to utilize the procedures specified to facilitate the voluntary purchase of verified carbon offsets by person engaging in qualified air travel to or from an airport in the State. -- Amends provisions relating to airports, general. Allows the department to include assistance to air travelers who wish to purchase carbon offsets for carbon dioxide emissions resulting from the traveler's respective air travel to or from an airport in the State; and protect against airport hazards. -- HB1092 HD1

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Multiple Referral to TRS/ WTL/ then WAM

HB1096 HD2 (HSCR 896)

RELATING TO PARENTAGE.

Introduced by: Sayama J, Ichiyama L, Kapela J, Marten L, Mizuno J, Perruso A, Tam A, Wildberger T

Requires the department of health to convene a task force to recommend amendments to the Hawaii Revised Statutes to update existing parentage laws that reflect outdated, cisheteronormative concepts of families, parenthood, and parental rights. Report to the legislature. Requires the task force shall be dissolved on June 30, 2022 (sunset). -- HB1096 HD2

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Multiple Referral to HTH then JDC/ WAM/

HB1102 HD1 (HSCR 420)

RELATING TO LITTER CONTROL.

Introduced by: Saiki S

Establishes provisions relating to intentional release of balloons; prohibition. Prohibits a person or entity to intentionally release, organize the release of, or otherwise cause the release of a balloon inflated with a gas that is lighter than air, except for a balloon released for scientific or meteorological purposes, on behalf of a governmental agency or pursuant to a governmental contract; a hot air balloon that is recovered after launching; or a balloon that is released and remains indoors. Establishes civil penalties. -- HB1102 HD1

Current Status: Mar=09 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Multiple Referral to AEN then JDC

HB1105 HD1 (HSCR 492)

RELATING TO THE UNIVERSITY OF HAWAII BOARD OF REGENTS CANDIDATE ADVISORY COUNCIL.

Introduced by: Perruso A, Ganaden S, Ichiyama L, Kapela J, LoPresti M

Amends provisions relating to candidate advisory council for the board of regents of the university of Hawaii. Requires that the candidates presented by the candidate advisory council to reflect the diversity of the student population, the counties, and a broad representation of higher education related stakeholders; and have a track record and accomplishments that demonstrate a thorough understanding of the mission of a public university as a public good in the service of the people of Hawaii; provided further that the candidate advisory council is encouraged to recommend appointees to the governor who represent higher education stakeholders, current and former university of Hawaii faculty, staff, and students; National Board Certified public school teachers; and members of communities historically and contemporarily underserved by and underrepresented in public higher education in the State. Amends the various appointing authorities of members of the candidate advisory council. Amends the terms of members of the candidate advisory council. -- HB1105 HD1

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Current Status: Mar=09 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Multiple Referral to HRE then JDC

HB1107 HD1 (HSCR 754)

### RELATING TO COMPUTER CRIME.

Introduced by: Yamane R

Amends provisions relating to use of a computer in the commission of a separate crime. Provides that a person commits the offense of use of a computer in the commission of a separate crime if the person knowingly uses a computer to identify, select, solicit, persuade, coerce, entice, induce, procure, pursue, surveil, contact, harass, annoy, or alarm the victim or intended victim of the following offenses adding relating to aggravated harassment by stalking. -- Amends provisions relating to forfeiture of property used in computer crimes. Requires any property used to be forfeited provided that the court shall have the discretion to require forfeiture of the property pursuant to this provision if the perpetrator of the offense was a person under the age of 18, regardless of whether the person owned the property. -- HB1107 HD1

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Single Referral to JDC

HB1115

### RELATING TO THE STATE FUNDS.

Introduced by: Luke S

Amends provisions relating to litigation deposits trust fund. Requires any residual funds remaining in an account to be transferred to the respective non-general fund with which the civil action is associated or, if no specific non-general fund applies, transferred to the emergency and budget reserve fund, no later than 30 days after the civil action for which the account is maintained is closed and all costs of that civil action have been paid, unless otherwise provided for by statute. -- Amends provisions relating to emergency and budget reserve fund. Requires any moneys received through a civil action in which the State is a party and no other law or court order specifically provides for the deposit elsewhere of moneys received through the action to be deposited into the emergency and budget reserve fund. -- HB1115

Current Status: Mar=09 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Single Referral to WAM

HB1118 HD2 (HSCR 876)

### RELATING TO CAMPAIGN SPENDING.

Introduced by: Kitagawa L, Cullen T, Eli S, Hashimoto T, Ichiyama L, Johanson A, LoPresti M, Lowen N, Luke S, Matayoshi S, Mizuno J, Morikawa D, Takumi R, Woodson J, Yamashita K

Amends provisions relating to definitions under elections, generally law. Redefines noncandidate committee to mean an organization, association, party, or individual that makes or receives contributions, makes expenditures, or incurs financial obligations to influence the nomination for election, or the election, of any candidate to office, or for or against any question or issue on the ballot. -- Amends provisions relating to noncandidate committee reports. Requires schedules filed with the reports (campaign spending commission) to include if the noncandidate committee received funds from an organization that is exempt from federal taxation under section 501(c)(4) of the Internal Revenue Code of 1986, as amended, to be expended for advertisements or electioneering communications, a list of donors contributing more than 5,000 dollars in the aggregate in an election period whose money was used by the organization for the advertisement or electioneering communication. -- HB1118 HD2

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Single Referral to JDC

HB1119 HD2 (HSCR 901)

### RELATING TO CHARITABLE ORGANIZATIONS.

Introduced by: Kitagawa L, Cullen T, Eli S, Hashimoto T, Ichiyama L, Johanson A, LoPresti M, Lowen N, Luke S, Matayoshi S, Mizuno J, Morikawa D, Takumi R, Woodson J

Establishes and amends provisions relating to elections, generally law. Requires all social welfare organizations to file organizational and financial reports with the campaign spending commission. Defines social welfare organization to mean a non profit organization operated exclusively to promote social welfare that donates or contributes money to a noncandidate committee, engages in electioneering communications, or provides an endorsement for or against a candidate and is recognized as a charitable or otherwise tax exempt organization under section 501(c)(4) of the Internal Revenue Code of 1986, as amended. -- HB1119 HD2

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate

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Mar=11 21 Multiple Referral to JDC then WAM

HB1122 HD1 (HSCR 183)

### RELATING TO THE HAWAIIAN HOMES COMMISSION ACT.

Introduced by: Eli S, Aquino H, Branco P, Ichiyama L, Mizuno J, Morikawa D, Nakashima M, Tam A, Tarnas D, Tokioka J

Amends provisions relating to the Hawaiian homes commission act, 1920, as amended. Amends provisions relating to control by department of available lands, return to board of land and natural resources, when; other lands, use of. Prohibits the department of Hawaiian home lands to dispose of such lands or extend a general lease to non beneficiaries unless there are no applicants seeking, on a waitlist or otherwise, to enter into a lease to the use and occupancy of a tract or tracts of Hawaiian home lands under provisions relating to leases to Hawaiians, licenses. Requires the department, prior to the disposition of Hawaiian home lands or any improvements thereon, short or long term, including easements, to be required to notify beneficiaries through beneficiary consultation; provided further that any trust land disposition, including a lease, license or revocable permit issued to a non-beneficiary individual, firm, or organization, by the department requires evidence presented to the department that the lessee or licensee has entered into a homestead beneficiary agreement. Provides that for the purposes of this provision, homestead beneficiary agreement means a contract or agreement signed by a homestead association as defined under title 43 Code of Federal Regulations section 47.10, wherein non-beneficiary lessees provide specific amenities and funding to the homestead association for community programs and services. -- Amends provisions relating to leases to Hawaiians, licenses. Prohibits the department from establishing additional criteria to enter into such a lease with an applicant without notifying beneficiaries through beneficiary consultation, unless otherwise determined through the promulgation of federal regulations. Provides that unless otherwise determined through the promulgation of federal regulations, the department may grant a license or enter into a general lease for the public purpose or mercantile establishments under this provision; provided that the department, prior to the disposition of Hawaiian home lands, short or long term, including easements, shall be required to notify beneficiaries through beneficiary consultation. -- Amends provisions relating to funds and accounts. Provides that upon the department notifying beneficiaries through beneficiary consultation, any interest or other earnings may be credited to and deposited into the Hawaiian home operating fund and Hawaiian home receipts fund. -- Amends provisions relating to purposes of loans; authorized actions. Requires rather than allows the department to make loans from revolving funds to any lessee or native Hawaiian to whom, or any cooperative association to which, a lease or license has been issued under this Act. -- Amends provisions relating to insurance by borrowers; acceleration of loans; lien and enforcement thereof. Requires the department to submit a quarterly report to the legislature and beneficiaries (Report to the legislature). Requires the report to include data on the inventory of formerly leased properties and disposition status of homestead properties and improvements under the control of the department. Requires the department to post and maintain a listing of such properties on its website and conduct auctions of properties to the beneficiaries on the waitlist at least 2 per year. -- Amends provisions relating to water. Provides that unless otherwise determined through the promulgation of federal regulations, the department shall be authorized to negotiate with homestead association governed water agencies to maintain water systems, including water billing, prior to other service providers. -- HB1122 HD1

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate

Mar=11 21 Multiple Referral to HWN then WAM/ JDC/

HB1124 HD1 (HSCR 184)

### RELATING TO THE HAWAIIAN HOMES COMMISSION ACT.

Introduced by: Eli S, Gates C, Ichiyama L, Kapela J, Kobayashi D, LoPresti M, Marten L, Mizuno J, Morikawa D, Nakashima M, Perruso A, Tarnas D, Wildberger T

Amends the Hawaiian homes commission act under conditions of leases, by requiring appraisals for such mortgages and other purposes to identify leasehold market value in conformance with methods and standards applicable to other leasehold properties across the State and may identify the replacement cost value appraisal approach when market comparable sales data is insufficient. -- Amends the Hawaiian homes commission act under successors to lessees, by requiring, unless otherwise determined through the adoption of federal regulations, the appraisal to identify the replacement cost or leasehold market value and shall conform to methods and standards applicable to other leasehold properties across the State. -- Amends the Hawaiian homes commission act under cancellation of leases, by requiring the department to not cancel a lease based solely on a loan delinquency or default, unless all loan servicing procedures identified in the loan

## HOUSE BILLS WHICH PASSED THIRD READING

servicing manual adopted pursuant to section 216 of this Act have been exhausted. -- Amends the Hawaiian homes commission act under insurance by borrowers; acceleration of loans; lien and enforcement thereof by changing the title to insurance by borrowers; acceleration of loans; lien and enforcement thereof; loan servicing manual; requirements. Requires the department to have the authority to authorize 2nd position loans on homestead leases by approved lenders and US Treasury-certified community development financial institutions. Requires the department to develop and implement a loan servicing manual, subject to approval by the commission, that adopts loan loss mitigation policies, procedures, and methods, including financial counseling, mitigation analysis, forbearance, loan modification, loan assumption, sale or transfer, and other options to ensure lessees and borrowers, or their successors, avoid default, cure delinquencies, and avoid cancellation or foreclosure; provided that the loan services manual shall incorporate all appropriate federal rules and regulations; provided further that the department shall document all loan loss mitigation activities between the borrower and the department pursuant to the loan servicing manual. -- HB1124 HD1

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate

Mar=11 21 Multiple Referral to HWN then JDC/ WAM/

### HB1125 HD1 (HSCR 325)

#### RELATING TO PUBLIC EMPLOYMENT COST ITEMS.

Introduced by: Onishi R

Appropriation to the director of finance and the 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 the 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 the chief justice for the Hawaii employer union health benefits trust fund costs for collective bargaining unit 9 (registered professional nurses) and for state officers and employees excluded from collective bargaining. -- Appropriation to the Hawaii health systems corporation for the Hawaii employer union health benefits trust fund costs for collective bargaining unit 9 (registered professional nurses) and for state officers and employees excluded from collective bargaining. (\$\$) -- HB1125 HD1

Current Status: Mar=05 21 Introduction/Passed First Reading - Senate

Mar=09 21 Multiple Referral to LCA then WAM

### HB1126 HD1 (HSCR 328)

#### RELATING TO PUBLIC EMPLOYMENT COST ITEMS.

Introduced by: Onishi R

Appropriation to the director of finance and the chief justice for all collective bargaining cost items for collective bargaining unit 13 (other professional and scientific employees) and for salary increases and other cost adjustments for state officers and employees excluded from collective bargaining. -- Appropriation to the Hawaii health systems corporation for the collective bargaining cost items for collective bargaining unit 13 (other professional and scientific employees) and for salary increases and other cost adjustments for state officers and employees excluded from collective bargaining. -- Appropriation to the director of finance and the chief justice for the Hawaii employer union health benefits trust fund costs for collective bargaining unit 13 (other professional and scientific employees) and for state officers and employees excluded from collective bargaining. -- Appropriation to the Hawaii health systems corporation for the Hawaii employer union health benefits trust fund costs for collective bargaining unit 13 (other professional and scientific employees) and for state officers and employees excluded from collective bargaining. (\$\$) -- HB1126 HD1

Current Status: Mar=05 21 Introduction/Passed First Reading - Senate

Mar=09 21 Multiple Referral to LCA then WAM

### HB1127 HD1 (HSCR 329)

#### RELATING TO PUBLIC EMPLOYMENT COST ITEMS.

Introduced by: Onishi R

Appropriation to the director of finance for all collective bargaining cost items for collective bargaining unit 14 (law enforcement officers, and 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 director of finance for the Hawaii employer union health benefits trust fund costs for collective bargaining unit 14 (law enforcement officers, and ocean safety and water safety officers) and for state officers and employees excluded from collective bargaining. (\$\$) -- HB1127 HD1

Current Status: Mar=05 21 Introduction/Passed First Reading - Senate

## HOUSE BILLS WHICH PASSED THIRD READING

Mar=09 21 Multiple Referral to LCA then WAM

HB1130 HD2 (HSCR 432)

### RELATING TO TRANSIT-ORIENTED DEVELOPMENT.

Introduced by: Nakamura N, Cullen T, Gates C, Har S, Holt D, Ichiyama L, Ilagan G, Kapela J, Kitagawa L, LoPresti M, Lowen N, Luke S, Morikawa D, Nakashima M, Perruso A, Tarnas D, Todd C, Wildberger T, Yamashita K

Requires the office of planning to hire a contractor who shall work with the office of planning to identify and assess alternative financing, project delivery, and cost recovery mechanisms to recapture the State's upfront investment in transit oriented development infrastructure; apply the most promising financing, cost recovery, and project delivery tools to 1 transit oriented development site in each county; analyze barriers and strategies to implement alternative financing, project delivery, and cost recovery mechanisms for transit oriented development; and make recommendations, including any proposed legislation, needed to implement the tools listed in this provision for transit oriented development. Requires the contractor hired pursuant to this provision to consult with specific persons in carrying out the duties listed in this provision. Report to the legislature. Appropriation (\$\$). -- HB1130 HD2

Current Status: Mar=09 21 Introduction/Passed First Reading - Senate

Mar=11 21 Multiple Re referral to WTL then WAM

HB1131 HD1 (HSCR 306)

### RELATING TO THE STATE BUILDING CODE COUNCIL.

Introduced by: Nakamura N, Belatti D, Gates C, Har S, Hashimoto T, Holt D, Ichiyama L, Ilagan G, Mizuno J, Morikawa D, Nakashima M, Tarnas D, Todd C, Wildberger T

Amends provisions relating to authority and duties of the council. Requires the state building code council to consider the financial impact of the code or standard on the cost of single family and multi family homes built in the state, including the code's or standard's impact on amortized utility costs for single family and multi family homes. Requires the written report to include a financial impact assessment on each code and standard adopted by the state building code council to determine whether the codes and standards substantially benefit residents of the state. Reports to the governor. -- HB1131 HD1

Current Status: Mar=05 21 Introduction/Passed First Reading - Senate

Mar=09 21 Multiple Referral to GVO then JDC/ WAM/

HB1132 HD2 (HSCR 929)

### RELATING TO HOUSING.

Introduced by: Nakamura N, Gates C, Hashimoto T, Ilagan G, Kitagawa L, McKelvey A, Mizuno J, Morikawa D, Perruso A, Tam A, Tarnas D, Todd C, Wildberger T

Authorizes the issuance of general obligation bonds for appropriation to the Hawaii housing finance and development corporation to be deposited into the rental housing revolving fund. Appropriation out of the rental housing revolving fund to the Hawaii housing finance and development corporation for construction of phase I of the School street elderly housing project, a senior affordable housing project on Hawaii public housing authority property on School street, Oahu. (\$\$) -- HB1132 HD2

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate

Mar=11 21 Multiple Referral to HOU then WAM

HB1142 HD2 (HSCR 623)

### RELATING TO ENERGY.

Introduced by: Lowen N, Aquino H, Johanson A, Marten L, Perruso A

Establishes provisions relating to electric vehicle infrastructure incentive surcharge. Requires to be levied, assessed, and collected an electric vehicle infrastructure incentive surcharge on all gross proceeds and gross income attributable to each sale, taxable under this law, of a passenger car or pickup truck powered solely by gasoline that has a published manufacturer's suggested retail price of 60,000 dollars or more. Requires the electric vehicle infrastructure incentive surcharge to be equal to 1 per cent of all gross proceeds and gross income attributable to transactions described in this provision. -- Amends provisions relating to remittances. Requires all electric vehicle infrastructure incentive surcharges collected pursuant to section 237- \_\_\_\_\_, to be deposited into the public utilities commission special fund; provided that the 1st 500,000 dollars collected shall be deposited into the electric vehicle charging system subaccount. -- Amends provisions relating to public utilities commission special fund. Establishes within the public utilities commission special fund an electric vehicle charging system subaccount. Requires the public utilities commission to expend moneys in the subaccount for the purposes of funding the electric vehicle charging system rebate program. -- Act to be repealed on June 30, 2030 (sunset) and sections 237-31 and 269-33 to be reenacted in the form in which they read on June 30, 2021. -- HB1142 HD2

## HOUSE BILLS WHICH PASSED THIRD READING

Current Status: Mar=05 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Multiple Referral to TRS/ EET/ then WAM

HB1147

### RELATING TO THE STATE BUDGET.

Introduced by: Yamashita K

General improvements Act for 2021. Appropriations for capital improvement funds over the 2021 - 2023 fiscal biennium. Authorizes the issuance of general obligation bonds. (\$\$) -- HB1147

Current Status: Mar=09 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Single Referral to WAM

HB1149 HD1 (HSCR 332)

### RELATING TO LAND USE.

Introduced by: Tarnas D, DeCoite L, Gates C, Hashimoto T, Ichiyama L, Ilagan G, Lowen N, Matayoshi S, McKelvey A, Morikawa D, Nakashima M, Todd C, Yamane R  
Amends provisions relating to department of business, economic development, and tourism; general objective, functions, and duties of department; establishment of the commission; periodic review of districts by changing the title to review of districts; purpose; office of planning, establishment; responsibilities by changing the title to office of planning and sustainable development, establishment; responsibilities; statewide sustainability branch; established by changing the title to statewide sustainability division; established. Reorganizes and integrates the land use commission within a modified office of planning, which is renamed as the office of planning and sustainable development. Reclassifies the coastal zone management program and statewide sustainability branch as divisions within the office of planning and sustainable development. -- HB1149 HD1

Current Status: Mar=09 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Multiple Referral to WTL then WAM

HB1174 HD1 (HSCR 143)

### RELATING TO TAXATION.

Introduced by: Quinlan S, Holt D, Kobayashi D, Luke S, Nakashima M

Amends provisions relating to the motion picture, digital media, and film production income tax credit. Provides that to qualify for the tax credit, a production shall meet specified conditions, including have qualified production costs totaling at least 50,000 dollars; and if claiming a credit under this provision in an amount in excess of 5,000,000 dollars in any taxable year, provide evidence that at least 75 per cent of the qualified production was filmed in the State. Changes the maximum total credits that may be claimed per qualified production to 12,000,000 dollars. Prohibits above the line costs used to claim a credit for a qualified production under this provision to exceed 2,000,000 dollars per taxable year. Changes the total amount of tax credits allowed in any particular year shall be 45,000,000 dollars, however, if the total amount of credits applied for in any particular year exceeds the aggregate amount of credits allowed for such year, the excess shall be treated as having been applied for in the subsequent year and shall be claimed in such year; provided that no excess shall be allowed to be claimed after December 31, 2032 (sunset). Defines above the line costs and qualified vendor. -- Amends Act 88, Session Laws of 2006, by changing the sunset date to January 1, 2033 (sunset). -- HB1174 HD1

Current Status: Mar=09 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Multiple Referral to EET then WAM

HB1176 HD1 (HSCR 442)

### RELATING TO A JOB CORPS PROGRAM.

Introduced by: Quinlan S, Ilagan G, Kapela J, Lowen N, Tarnas D

Establishes a state job corps program within the department of labor and industrial relations to help address the unemployment impacts of the COVID-19 pandemic. Requires the program to support economic diversification and focus on resiliency and green sector jobs. Reports to the legislature. Appropriation. (\$\$) (COVID-19, COVID 19, coronavirus) -- HB1176 HD1

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Multiple Referral to LCA then WAM

HB1191 HD2 (HSCR 376)

### RELATING TO BROADBAND SERVICE INFRASTRUCTURE.

Introduced by: Johanson A, Aquino H, Belatti D, Branco P, Cullen T, DeCoite L, Eli S, Ichiyama L, Ilagan G, Kapela J, Kitagawa L, LoPresti M, Lowen N, Marten L, Matayoshi S, Matsumoto L, Mizuno J, Morikawa D, Nakashima M, Nishimoto S, Onishi R, Perruso A, Quinlan S, Sayama J, Tam A, Tarnas D

Establishes the broadband infrastructure grant program law. Establishes the program

## HOUSE BILLS WHICH PASSED THIRD READING

in the department of business, economic development, and tourism. Requires the department to receive and review grant applications and may award grants for eligible projects pursuant to the program. Requires area to be served by the project to be an unserved area. -- Amends provisions relating to the Hawaii technology loan revolving broadband infrastructure fund by changing the title to the Hawaii broadband infrastructure fund. Requires to be deposited into the Hawaii broadband infrastructure fund; appropriations from the legislature; funds received from the federal government; funds received from a county; and funds received from the private sector; provided that the total amount of moneys in the fund shall not exceed 10,000,000 dollars at the end of any fiscal year. -- Provides that within 12 months of the effective date of this Act, the department of business, economic development, and tourism shall adopt rules to implement the broadband infrastructure grant program; provided that any rules adopted pursuant to this provision shall include rules regarding the submission, review, and approval of applications; administration of the projects funded; and grant agreements memorializing the award of funds. Authorizes the director of finance to issue general obligation bonds for the purpose of the broadband infrastructure grant program. (\$\$) (COVID-19, COVID 19, coronavirus) -- HB1191 HD2

Current Status: Mar=05 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Multiple Referral to EET/ GVO/ then WAM

HB1192 HD1 (HSCR 631)

### RELATING TO CONSUMER PROTECTION.

Introduced by: Johanson A

Establishes the installment loans law. Establishes provisions relating to installment loans; requirements; payments. Requires each installment loan transaction and renewal to meet specified requirements. Provides that in an installment loan, a lender may contract for a once every 2 weeks, twice monthly, or monthly payment of the loan balance due, including the applicable portion of the interest, and earned monthly maintenance fee. Provides that for each payment made by a consumer, a lender shall give the consumer a written receipt with the lender's name and address, payment date, amount paid, consumer's name, and sufficient information to identify the account to which the payment is applied. Provides that upon prepayment in full by the consumer, the lender shall refund any unearned and unaccrued portion of the interest charged; and any unearned monthly maintenance fees. Provides that upon request from a consumer or a consumer's agent, an installment lender shall provide confirmation of the amount required to discharge the installment loan obligation in full. Provides that when responding to a request under this provision, the installment lender, at a minimum, shall include a statement of the amount required to discharge the consumer's obligation fully as of the date the notice is provided and for each of the next 3 business days following that date. Requires the installment lender to make the information required under this provision available verbally and in writing and shall provide it in an expeditious manner, but no later than 5 business days after receiving the request. -- Establishes provisions relating to written agreement; requirements; disclosure; authorized interest rate; maximum loan amount; prohibition against multiple loans; right of rescission; notice to consumers; general requirements; right to prepay; loan limits; right to rescind; renewal; new loan requirements; consecutive loans; payment plan; form of loan proceeds; delinquent installment loans; restrictions on collection by lender or 3rd party; authorized insufficient funds charge; posting of license and loan charges; internet lending; notice on assignment or sale of contract; maintenance of books and records; license required; exemptions; license; application; issuance; issuance of license; grounds for denial; fees; bond; renewal of license; annual report; enforcement authorities; violations; penalties; voluntary surrender of license; sale or transfer of license; change of control; authorized places of business; principal office; branch offices; relocation; closure; payment of fees; powers of commissioner; investigation and examination authority; confidentiality; and prohibited practices. -- Amends provisions relating to rate by written contract. Exempts the rate limitations contained in this provision and provisions relating to credit cards to apply to any installment loan transaction authorized by, and entered into in accordance with, chapter \_\_\_\_\_. -- Amends provisions relating to usury not recoverable. Exempts this provision to be held to apply to any installment loan regulated under chapter \_\_\_\_; or fees authorized under and pursuant to check cashing law. -- Establishes provisions relating to voluntary payment plans. Provides that at the time of origination of a 3rd consecutive deferred deposit transaction made to a customer by a check casher, and at the time of origination of any subsequent consecutive deferred deposit transactions, the check casher shall offer the customer, in writing, the option to participate in a voluntary payment plan. Provides that should the customer be in financial hardship, a voluntary payment plan may be requested by the customer and arranged by the customer and the

## HOUSE BILLS WHICH PASSED THIRD READING

check cashier at any time. -- Establishes provisions relating to single deferred deposit transaction limitation. Requires a check cashier to take reasonable measures to ensure that no customer has more than 1 deferred deposit transaction outstanding at a time from all sources. -- Report to the legislature. Appropriation to the department of commerce and consumer affairs to establish and hire 2 full time equivalent (2.0 FTE) permanent examiners, without regard to civil service law, to carry out the purposes of the installment loan program; provided that the positions may be added to the position count for the division of financial institutions of the department of commerce and consumer affairs; and for resources necessary to implement this Act, including the procurement of an electronic system to assist in the regulation of installment loan lenders. (\$\$). Specific provisions to be repealed on July 1, 2023 (sunset). -- HB1192 HD1

Current Status: Mar=04 21 Introduction/Passed First Reading - Senate  
Mar=04 21 Multiple Referral to CPN then WAM/ JDC/

HB1193 HD1 (HSCR 497)

RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE STATE.

Introduced by: Gates C

Authorizes the issuance of general obligation bonds for appropriation for capital improvement projects to the department of land and natural resources for Iolani Palace. (\$\$) -- HB1193 HD1

Current Status: Mar=09 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Multiple Re referral to LCA/ GVO/ then WAM

HB1220 HD2 (HSCR 567)

RELATING TO CHARTER SCHOOLS.

Introduced by: Woodson J, Hashimoto T, Holt D, Ilagan G, Kitagawa L, Lowen N, McKelvey A, Morikawa D, Nakashima M, Onishi R

Amends provisions relating to state public charter school commission; establishment; appointment. Requires members of the commission to collectively possess strong experience and expertise in public and nonprofit governance; management and finance; public school leadership; assessment; curriculum and instruction; and public education law. -- Amends provisions relating to authorizer powers, duties, and liabilities. Allows an authorizer's staff to provide technical support to a prospective charter school applicant or an applicant governing board up until the completed charter application is submitted to the authorizer. -- Amends provisions relating to start up and conversion charter schools; establishment. Requires the letter of intent to serve merely as a notice provided by the applicant to the authorizer to advise the authorizer that the applicant intends to complete an application. Allows all applicants who submit a letter of intent to later submit an application. Requires the charter school application process and schedule to be determined by the authorizer, and shall provide for and include, at a minimum, the issuance and publication of an application process by the authorizer on the authorizer's internet website. Adds statutory criteria. Provides that the submission of a letter of intent to notify the authorizer of the applicant's intent to open and operate a start up charter school or to convert a department school to a conversion charter school; provided that a letter of intent may not be utilized as a basis for the denial of the right to submit an application. Provides that the timely review of the charter application by the authorizer for completeness, and notification by the authorizer to the applicant governing board that the charter application is complete or, if the authorizer determines that the application is incomplete, notification by the authorizer to the applicant governing board that the application is incomplete, providing a detailed listing of any missing elements of the application, and providing a reasonable opportunity for the applicant governing board to cure any deficiency by providing any missing elements to the authorizer. Provides that following the review and evaluation of a charter application, approval or denial of the charter application by the authorizer in a meeting open to the public and subsequent written notice to the applicant; provided that in the event of a denial, the notice shall provide specific information to the applicant on its right to appeal the decision to the board, including but not limited to the number of days by which the applicant shall file an appeal with the board and where to file such an appeal. Provides that a provision for a final date by which a written decision to approve or deny a charter application shall be made by the authorizer to the applicant, upon receipt of a complete charter application. Provides that if an authorizer takes any action that prohibits an applicant from proceeding with an application for any reason, the action shall be deemed a denial and subject to appeal. -- HB1220 HD2

Current Status: Mar=05 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Multiple Referral to EDU then JDC

HB1237 HD1 (HSCR 767)

RELATING TO THE JUDICIARY.



## HOUSE BILLS WHICH PASSED THIRD READING

Introduced by: Mizuno J

Amends provisions relating to period of order; hearing under the judiciary. Requires a temporary restraining order granted pursuant to this law to remain in effect at the discretion of the court, for a period not to exceed 180 days from the date the order is granted or until the effective date of a protective order issued by the court, whichever occurs 1st, including, in the case where a temporary restraining order restrains any party from contacting, threatening, or physically abusing a minor, for a period extending to a date after the minor has reached 18 years of age. -- Amends provisions relating to protective order; additional orders. Allows if the court finds that the respondent has failed to show cause why the order should not be continued and that a protective order is necessary to prevent domestic abuse or a recurrence of abuse, the court to order that a protective order be issued for a further fixed reasonable period as the court deems appropriate, including, in the case where a protective order restrains any party from contacting, threatening, or physically abusing a minor, a fixed reasonable period extending to a date after the minor has reached 18 years of age. Allows a protective order to be extended for a further fixed reasonable period as the court deems appropriate, including, in the case where a protective order restrains any party from contacting, threatening, or physically abusing a minor, for a fixed reasonable period extending to a date after the minor has reached 18 years of age. Requires a temporary restraining order that is granted under this section to remain in effect at the discretion of the court for a period not to exceed 90 days from the date the order is granted, including, in the case where a temporary restraining order restrains any party from harassing a minor, for a period extending to a date after the minor has reached 18 years of age. Allows if the court finds by clear and convincing evidence that harassment exists related to provisions, it is to enjoin for no more than 3 years further harassment of the petitioner, including, in the case where any party is enjoined from harassing a minor, for a period extending to a date after the minor has reached 18 years of age. -- HB1237 HD1

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Single Referral to JDC

HB1245 HD2 (HSCR 568)

### RELATING TO FIREWORKS INFRACTIONS.

Introduced by: Johanson A

Establishes provisions relating to adjudication of fireworks infractions. Establishes provisions relating to applicability. All fireworks infractions, including fireworks infractions committed by minors, shall be adjudicated pursuant to this law, except in penalty, provisions, or as otherwise specifically provided for in this provision. Requires this provision to be applied uniformly throughout the State and in all counties. Requires that except as specifically provided otherwise in this part, no fireworks infraction to be classified as a criminal offense. Appropriation. (\$\$) -- HB1245 HD2

Current Status: Mar=05 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Multiple Referral to JDC then WAM

HB1246 HD2 (HSCR 884)

### RELATING TO FIREWORKS.

Introduced by: Johanson A, Aquino H, Belatti D, Branco P, Cullen T, DeCoite L, Eli S, Har S, Hashimoto T, Ichiyama L, Ilagan G, Kitagawa L, Kobayashi B, LoPresti M, Lowen N, Marten L, Matayoshi S, Matsumoto L, McKelvey A, Mizuno J, Morikawa D, Nakamura N, Nakashima M, Nishimoto S, Perruso A, Quinlan S, Tam A, Tarnas D, Todd C, Wildberger T, Yamane R

Amends provisions relating to penalty under fireworks law. Provides that any person violating provisions permissible uses of consumer fireworks, permits, liability of parents or guardians, liability of homeowner, renter, or person otherwise responsible for real property, or permit for display to be considered to have engaged in an activity that causes air pollution, and may be subject to a citation; and to be considered to be in violation of the noise control rules adopted by the department of health and may be subject to a citation. -- Amends provisions relating to citation. Allows any person who violates the vehicular smoke emission rules and open burning control rules adopted by the department of health of the fireworks control law, to be issued a summons or citation for such violation. Requires violations of vehicular smoke emission rules and open burning control rules of the fireworks control law, to constitute a violation enforced by police officers. -- Amends provisions relating to citations. Requires any person violating provisions to be considered to have violated the noise control rules of this law and subject to a citation under this provision. -- HB1246 HD2

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Multiple Referral to PSM/ HTH/ then JDC

## HOUSE BILLS WHICH PASSED THIRD READING

HB1253 HD3 (HSCR 869)

### RELATING TO EMPLOYMENT PRACTICES.

Introduced by: Takayama G

Establishes the mobile applications law. Establishes provisions relating to unlawful practices. Provides that it shall be unlawful for any employer to require an employee to download a mobile application to the employee's personal communication device that enables the employee's location to be tracked or their personal information revealed; terminate or otherwise discriminate against an employee for refusing to download a mobile application to the employee's personal communication device that enables the employee's location to be tracked or their personal information revealed; or discharge or otherwise discriminate against an employee because the employee has filed a complaint, testified, or assisted in any proceeding concerning the unlawful practices prohibited. -- Establishes provisions relating to exception. Provides that nothing in this part shall be deemed to repeal or affect any law or ordinance or government rule or regulation having the force and effect of law; apply to the US; or conflict with or affect the application of security regulations in employment established by the US or the State; apply if the employee consents to downloading the mobile application to the employee's personal communication device; or apply if the mobile application is required as a condition of employment and related to the functions of the employment position. -- Establishes provisions relating to civil actions for injunctive relief or damages. Allows an employee who alleges a violation of this part to bring a civil action for appropriate injunctive relief, actual damages, or both within 2 years after the occurrence of the alleged violation. Establishes civil fines for each violation; and to be deposited with the director of finance to the credit of the state general fund. -- HB1253 HD3

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Multiple Referral to LCA then JDC

HB1263 HD1 (HSCR 291)

### RELATING TO IGNITION INTERLOCK DEVICES.

Introduced by: Aquino H

Amends provisions relating to interlock device; violations; penalties; compliance. Prohibits a person whose driver's license has been revoked pursuant to provisions relating to effective date, conditions, and period of administrative revocation; criteria; or who has been convicted under provisions relating to operating a vehicle under the influence of an intoxicant; or provisions relating to habitually operating a vehicle under the influence of an intoxicant to be eligible for a driver's license without providing proof of compliance from the director of transportation that the person for the 1st offense, or any offense not preceded within 10 years of a previous violation, has had an ignition interlock device installed for a period of \_\_\_\_ consecutive days without any violations; for an offense that occurs within 10 years of a prior conviction, has had an ignition interlock device installed for a period of \_\_\_\_ consecutive days without any violations; or for a habitual offense and subsequent offenses convicted within 10 years of 2 or more prior convictions, has had an ignition interlock device installed for a period of \_\_\_\_ consecutive days without any violations. Provides that a person violates this provision by providing a sample of .04 or more in blood alcohol concentration when starting the vehicle; providing a sample of .04 or more in blood alcohol concentration on a rolling retest; failing to provide a rolling retest; violating provisions relating to circumvention of, or tampering with, an ignition interlock device by a person who has been restricted to operating a vehicle equipped with an ignition interlock device; penalties; failing to provide a clear photo of the person when the person blows into the ignition interlock device. Requires that any violation occurs during the period in which the ignition interlock device is installed shall constitute non-compliance. Requires the time required to prove compliance shall commence again after any violation until compliance is proven. -- Amends provisions relating to which persons shall not be licensed. Prohibits the examiner of drivers to issue any license to any person who is required to comply with this section 291E-\_\_\_\_, and is not in compliance with that section. -- HB1263 HD1

Current Status: Mar=09 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Multiple Re referral to JDC then WAM

HB1271

### RELATING TO THE AGRIBUSINESS DEVELOPMENT CORPORATION.

Introduced by: Perruso A, Kapela J, LoPresti M, Marten L, Onishi R, Tam A, Wildberger T

Repeals provisions relating to the agribusiness development corporation. -- Amends provisions relating to training; applicability; requirements of disclosure; rules; definition of public lands; legislative approval of sale or gift of lands; authority to acquire and convey; easement required and exemption; land conservation fund; designation of important agricultural lands; adoption of important agricultural lands maps. Repeals the

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agribusiness development corporation and transfers all lands and staff, except for the executive director, to the department of agriculture. -- HB1271

Current Status: Mar=05 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Multiple Referral to AEN/ EET/ then JDC/ WAM/

HB1273 HD1 (HSCR 439)

### RELATING TO TAX CREDITS.

Introduced by: Quinlan S, Holt D, Onishi R

Establishes provisions relating to specific economic activity tax credits; public disclosure. Provides that upon certification by the department of business, economic development, and tourism that a taxpayer has received any tax credit under provisions relating to motion picture, digital media, and film production income tax credit; tax credit for research activities; and state enterprise zones law, the department shall file a public disclosure identifying the name of the taxpayer who received the tax credit and the total amount of tax credit received. -- HB1273 HD1

Current Status: Mar=05 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Multiple Referral to EET then WAM

HB1276 HD1 (HSCR 182)

### RELATING TO STATE PARKS.

Introduced by: Nakamura N, DeCoite L, Gates C, Hashimoto T, Holt D, Ilagan G, Lowen N, Marten L, Mizuno J, Morikawa D, Perruso A, Quinlan S, Tam A, Tarnas D, Todd C, Wildberger T

Establishes provisions relating to state parks fee schedules. Authorizes the board of land and natural resources to adopt, amend, and repeal administrative fee schedules for the division of state parks within the department of land and natural resources by formal board action at a publicly noticed meeting; and raise the expenditure ceiling for the state parks special fund. Allows notwithstanding any law to the contrary, the board of land and natural resources to adopt, amend, or repeal administrative fee schedules, exempt from administrative procedure law, for all camping, lodging, parking, group use, and special use activities, including entrance to Diamond Head State Monument, for which the department charges fees. Fee schedules may be adopted at regular or special meetings of the board of land and natural resources pursuant to meetings, regular, special; quorum. Requires the division of state parks to post notice on the division's and department's websites of proposed amendments to administrative fee schedules at least 45 days prior to the meeting of the board of land and natural resources at which the amended fee schedule is to be considered. The notice shall include the full text of the proposed amended fee schedule in Ramseyer format; and the date, time, and place where the board of land and natural resources meeting is to be held and where interested persons may provide written testimony or be heard on the proposed fee schedule adoption, amendment, or repeal; the board of land and natural resources shall afford all interested persons an opportunity to submit data, views, or arguments, orally or in writing. The board of land and natural resources shall fully consider all written and oral submissions respecting the proposed administrative fee schedule and shall make its decision at the meeting pursuant to meetings, regular, special; quorum. Requires any administrative fee schedule adopted, amended, or repealed pursuant to this section to become effective 10 days after adoption by the board of land and natural resources, unless otherwise specified by the board. If the board of land and natural resources specifies a later effective date, the later date shall be the effective date; provided that no administrative fee schedule shall have an effective date more than 30 days after adoption of the administrative fee schedule by the board. Requires the division of state parks to maintain a file of administrative fee schedules in Ramseyer format on the division's and department's websites. Allows administrative fee schedules to include a fee range with a minimum and maximum amount to be charged. Appropriations. (\$\$) (COVID-19, COVID 19, coronavirus) -- HB1276 HD1

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Multiple Referral to WTL then WAM

HB1278 HD1 (HSCR 29)

### RELATING TO EMPLOYMENT SECURITY.

Introduced by: Onishi R

Amends provisions relating to definition under Hawaii employment security law. Redefines benefit year to mean a period of 52 consecutive weeks beginning with the 1st day of the week in which an individual files a new valid claim for benefits; except that the benefit year shall be 53 weeks if the filing of a new valid claim would result in overlapping any quarter of the base year of a previously filed new claim; and a subsequent benefit year cannot be established until the expiration of the current benefit year. Redefines week to mean a period of 7 consecutive calendar days commencing with Sunday and

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ending at midnight the following Saturday. Amends provisions relating to partial unemployment; claim filing requirements, determinations. Requires continued claim certifications for partial unemployment benefits shall be filed in the same manner and extent that apply to total or part total unemployment benefits. -- Amends provisions relating to rate of contributions; financing benefits paid to government employees and employees of nonprofit organizations. Provides that notwithstanding any other provision of this part to the contrary, for weeks of unemployment beginning March 15, 2020, and ending on March 20, 2021, any base period employer charged with benefits that are not a direct result of the COVID-19 pandemic shall be entitled to a relief in the form of a 50 per cent credit against the amount owed by the reimbursable employer; provided that this relief shall not apply to any base period employer making reimbursements instead of contributions. -- Amends provisions relating to contribution rate schedules; fund solvency rate schedule; rates based on experience. Changes that require contribution rate schedule from D to C to apply for calendar years 2021 and 2022. -- Amends provisions relating to procedure for rate determination. Provides that notwithstanding any other provision of this law, requires the director of labor and industrial relations for calendar years 2021 and 2022 to modify the annual computation to omit benefits charged for all employers to address the disruptions caused by COVID-19. (COVID 19, coronavirus). -- HB1278 HD1

Current Status: Feb-22 21 Received by the Governor  
Mar-02 21 Approved by Governor (Act 1 2021)

### HB1280 HD2 (HSCR 489)

RELATING TO THE NATURAL ENERGY LABORATORY OF HAWAII AUTHORITY.

Introduced by: Nishimoto S

Transfers all rights, powers, functions, and duties of the university of Hawaii relating to the operational functions of the makai research pier located at the southeast corner of Oahu near Makapuu point to the natural energy laboratory of Hawaii authority. Authorizes the issuance of general obligation bonds for appropriation to the natural energy laboratory of Hawaii authority to repair and upgrade the makai research pier. (\$\$)

-- HB1280 HD2

Current Status: Mar=05 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Multiple Referral to WTL then WAM

### HB1281 HD1 (HSCR 614)

RELATING TO EMERGENCY MEDICAL SERVICES.

Introduced by: Yamane R, Aquino H, Cullen T, Johanson A, Luke S

Establishes provisions relating to county emergency medical service system; establishment. Requires each county to establish, administer, and maintain a county emergency medical services system to serve the emergency health needs of the people in the county. Requires the county, in the implementation of this provision, to plan, coordinate, and provide assistance to all entities and agencies, public and private, involved in the county system. Requires all emergency medical services or ambulance services conducted by or under the authority of the county to be consistent with this provision. -- Establishes provisions relating to county, functions; duties. Requires the county to establish emergency medical services in the county, including emergency aeromedical services, which shall meet the requirements of this provision; review and approve the curricula and syllabi of training courses offered to emergency medical services personnel who work in the county who provide basic, intermediate, and advanced life support, consult and coordinate with the university of Hawaii, or any other accredited community college, college, or university, or any professional organization that provides emergency medical services training, regarding the training for basic, intermediate, and advanced life support personnel; establish, administer, and maintain a communication system for the county system; implement public information and education programs to inform the public of the county system and its use, and disseminate other emergency medical information, including appropriate methods of medical self-help and first-aid, and the availability of first-aid training programs in the county; establish standards and provide training for dispatchers in the county system, and maintain a program of quality assurance for dispatch equipment and operations; establish a program that will enable emergency service personnel within the county to provide early defibrillation; and establish within the county the emergency medical service system for children in the county. -- Establishes provisions relating to emergency medical services; fees. Allows the county to establish reasonable fees to be collected from individuals who meet specific criteria. -- Establishes provisions relating to the community paramedicine program; established; fall prevention and early detection coordinator; emergency medical services; levels of service; contracts; grants; immunity and limitation on liability for emergency aeromedical services; emergency medical services; use of latex

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gloves; rules; retention of relevant documentation. -- Amends provisions relating to definitions under the department of health law. Defines service area to mean the State, excluding any county having a population of 500,000 or more. -- Amends provisions relating to the state emergency medical services advisory committee. Requires the advisory committee to be composed of 17 members; 3 nonvoting ex officio members, who shall be the director of transportation, the adjutant general, and the administrator of the state health planning and development agency, or the designated representatives thereof, and 14 members representing all counties within the service area who shall be appointed by the governor. Provides that 3 members, 1 from each county within the service area, who shall be consumers of health care and who shall have no connection with or relationship to the health care system of the State; 3 members, 1 from each county within the service area, who are in allied health professions related to emergency medical services; and 3 members, 1 from each county within the service area, who shall be mobile intensive care technicians or emergency medical technicians engaged in the practice of pre-hospital emergency medical service. -- Amends provisions relating to regulation of ambulances. Provides that any county operating a county emergency medical services system pursuant to part \_\_\_\_ of general provisions law shall be responsible for the purchase, maintenance, and servicing of all vehicles, equipment, supplies, and communication systems. -- Transfers all rights, powers, functions, and duties of the department of health under provisions relating to the state comprehensive emergency medical services system exercised within the island of Oahu to the city and county of Honolulu and such transition shall commence with the transfer of all training and billing for emergency services on July 1, 2021. Phases out state funding for emergency medical services in the city and county of Honolulu by 6/30/2025. Appropriates general funds to the city and county of Honolulu for emergency medical services for fiscal years 2021-2022 and 2022-2023. Appropriates half of the moneys in the emergency medical services special fund to the general for fiscal years 2021-2022 and 2022-2023. (\$\$) -- HB1281 HD1

Current Status: Mar=05 21 Introduction/Passed First Reading - Senate

Mar=09 21 Multiple Referral to HTH then WAM/ JDC/

HB1282 HD2 (HSCR 454)

RELATING TO THE TRANSITION OF THE OAHU REGIONAL HEALTH CARE SYSTEM FROM THE HAWAII HEALTH SYSTEMS CORPORATION INTO THE DEPARTMENT OF HEALTH.

Introduced by: Yamane R, Matayoshi S

Amends provisions relating to Hawaii health systems corporation law. Decreases the 5 regional systems to 4 regional systems and repeals the Oahu regional health care system. -- Amends provisions relating to corporation board. Decreases the corporation member from 18 member to 15 member board; the 5 regional chief executive officers as ex officio, nonvoting members to 4; and repeals 2 members who reside on the island of Oahu. Requires the director of health to have sole decision making authority over all corporation board matters, that concern the Oahu regional health care system, commencing on June 30, 2021, and continuing until the transition of the Oahu regional health care system into the department of health is complete. Provides that upon completion of the transition, the corporation board shall have no legal relationship with the Oahu regional health care system or its facilities. -- Amends provisions relating to transition of Hawaii health systems regional system or health facility to a new entity. Provides that any of the regional systems or individual facilities of the Hawaii health systems corporation is hereby authorized to transition into a new legal entity in any form recognized under the laws of the State, including but not limited to a division or branch under a state executive department; provided in which case real property shall transition in its then existing state, whether in lease, fee, or otherwise, to the executive department. Establishes the Leahi hospital and Maluhia law. Allows the department of health to conduct long term care and substance abuse treatment at Leahi hospital and Maluhia; pay rent to the university of Hawaii for the use of the Leahi hospital property, at a rate and on terms to be negotiated between the department of health and the university of Hawaii; use moneys from the mental health and substance abuse special fund established to fund the department's operations at Leahi hospital and Maluhia; develop and implement its own policies, procedures, and rules necessary or appropriate to plan, operate, manage, and control Leahi hospital and Maluhia without regard to administrative procedure law; enter into and perform any contract, lease, cooperative agreement, partnership, or other transaction whatsoever that may be necessary or appropriate in the performance of its purposes and responsibilities, and on any terms the department may deem appropriate as specified; conduct activities and enter into business relationships the department deems necessary or appropriate as specified; make and alter facility

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bylaws and rules for the organization and management of Leahi hospital and Maluhia without regard to administrative procedure law; contract for and accept any gifts, grants, and loans of funds or property, or any other aid in any form from the federal government, the State, any state agency, or any other source, or any combination thereof, and in compliance with the terms and conditions thereof; provide health and medical services to the public directly or by agreement or lease with any person, firm, or private or public corporation, partnership, or association through or in Leahi hospital and Maluhia or otherwise; and approve medical staff bylaws, rules, and medical staff appointments and reappointments for Leahi hospital and Maluhia, including but not limited to determining the conditions under which a health professional may be extended the privilege of practicing within Leahi hospital or Maluhia, as determined by the department or facility management, and adopting and implementing reasonable rules, for the credentialing and peer review of all persons and health professionals within the facility; provided that the department or facility management shall be the governing body responsible for all medical staff organization, peer review, and credentialing activities to the extent allowed by law. Requires the department of health to regularly consult and coordinate with the university of Hawaii regarding services provided at Leahi hospital and Maluhia and with the university of Hawaii students to rotate through the facilities for training purposes. -- Provides that no planned substantial reduction or elimination of direct patient care services at Leahi hospital or Maluhia shall be undertaken unless all of the specified requirements are met. -- Requires the transfer of the Oahu regional health care system to the department of health to commence with the transfer of the budget count associated with the Oahu region as specified. -- Provides that during the transition period commencing on July 1, 2021, to and including the completion of the transition of the Oahu regional health care system into the department of health, allows the Oahu regional health care system board to develop and implement its own policies, procedures, and rules necessary or appropriate to plan, operate, manage, and control its facilities; enter into and perform any contract, lease, cooperative agreement, partnership, or other transaction whatsoever that may be necessary or appropriate in the performance of its purposes and responsibilities, and on any terms the regional system board may deem appropriate as specified; conduct activities and enter into business relationships the regional system board deems necessary or appropriate, as specified; entering into partnerships and other joint venture arrangements, or participating in alliances, purchasing consortia, health insurance pools, or other cooperative agreements, with any public or private entity; provided that any corporation, venture, or relationship entered into under this subsection shall further the public interest; execute, in accordance with all applicable bylaws, rules, and laws, all instruments necessary or appropriate in the exercise of any powers of the regional system board; make and alter regional system board bylaws and rules for its organization and management; enter into any contract or agreement whatsoever, not inconsistent with the laws of the State, execute all instruments, and do all things necessary or appropriate in the exercise of the powers granted, including securing the payment of bonds; provided that contracts or agreements executed by the regional system board shall only encumber the regional subaccounts of the regional system board; own, purchase, lease, exchange, or otherwise acquire property, whether real, personal, or mixed, tangible or intangible, and any interest therein, in the name of the regional system board; provided that the regional system board shall be subject to the requirements of provisions relating to regional system boards; contract for and accept any gifts, grants, and loans of funds or property, or any other aid in any form from the federal government, the State, any state agency, or any other source, or any combination thereof, and in compliance, subject to Hawaii health systems corporation law, with the terms and conditions thereof; provided that the regional system board shall be responsible for contracting for and accepting any gifts, grants, loans, property, or other aid if intended to exclusively benefit the Oahu region public health facilities and operations; provide health and medical services to the public directly or by agreement or lease with any person, firm, or private or public corporation, partnership, or association through or in the health facilities of the regional system board or otherwise; provided that the regional system board shall be responsible for conducting the activities under this paragraph solely within the Oahu regional system; approve medical staff bylaws, rules, and medical staff appointments and reappointments for all public health facilities of the regional system board, including but not limited to determining the conditions under which a health professional may be extended the privilege of practicing within a health facility, as determined by the regional system board, and adopting and implementing reasonable rules, without regard to administrative procedure law, for the credentialing and peer review of all persons and health professionals within the facility; provided that the regional system board shall be the governing body responsible for all

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medical staff organization, peer review, and credentialing activities to the extent allowed by law; enter into any agreement with the State, including but not limited to contracts for the provision of goods, services, and facilities for the support of the regional system board's programs, and contracting for the provision of services to or on behalf of the State; develop internal policies and procedures for the procurement of goods and services, consistent with the goals of public accountability and public procurement practices, and subject to management and financial legislative audits; provided that the regional system board shall enjoy the exemption under the public procurement code; authorize, establish, and abolish positions; and employ or retain any attorney, by contract or otherwise, for the purpose of representing the regional system board in any litigation, rendering legal counsel, or drafting legal documents for the regional system board. -- Further provides that during the transition period and including the completion of the transition of the Oahu regional health care system into the department of health, the Oahu regional system board shall continue enjoy the same sovereign immunity available to the State and shall be exempt from provisions relating to the State financial administration law, the budget law, the deposits of public funds law, the audit and accounting law, the state risk management and insurance administration law, the Hawaii public procurement code, provisions relating to meeting under the public agency meetings and records law, and provisions relating to contracts for concessions; bid required, exception under concessions on public property law. Provides that for a period of 2 years following the completed transition of the Oahu regional health care system from the Hawaii health systems corporation to the department of health, the inpatient services division of the department of health shall be authorized to develop internal policies and procedures for the procurement of goods and services, consistent with the goals of public accountability and public procurement practices, subject to management and financial legislative audits; provided that the division shall enjoy the exemptions under the Hawaii public procurement law and provisions relating to contracts with the State or counties; tax clearances, assignments under the expenditure of public money and public contracts law. -- Establishes a working group of the Oahu regional health care system and department of health to develop, evaluate, and implement any additional steps necessary to complete the transition of the Oahu regional health care system into the department of health. Establishes the working group composition. Requires the working group to develop a transfer framework to govern and manage the additional steps necessary to complete the transfer of the Oahu region into the department of health. Establishes transfer framework criteria. Requires members of the working group to serve without compensation but shall be reimbursed for reasonable expenses necessary for the performance of their duties, including travel expenses. Exempts members of the working group to be subject to standards of conduct law solely because of the member's participation in the working group. Reports to the legislature. Requires the working group to be dissolved on June 30, 2023 (sunset), or upon completion of the transition of the Oahu regional health care system into the department of health, whichever is later. Requires certain transition actions to be subject to certain conditions. Authorizes the director of finance to issue general obligation bonds for the purpose of making improvements to Leahi hospital and Maluhia. Provides appropriation made for the capital improvement project authorized that all moneys from the appropriation unencumbered as of June 30, 2024, shall lapse. Appropriation out of the mental health and substance abuse special fund to the department of health for the operations of Leahi hospital and Maluhia. -- HB1282 HD2

Current Status: Mar=04 21 Introduction/Passed First Reading - Senate  
Mar=04 21 Multiple Referral to HTH/ CPN/ then JDC/ WAM/

HB1283 HD1 (HSCR 615)

RELATING TO HEALTH.

Introduced by: Yamane R

Amends provisions relating to 1st responders; dementia training. Requires employers of 1st responders to develop and provide dementia training for 1st responders. Establishes training criteria. Provides that the training required under this provision shall be offered at no cost to the applicable 1st responders and shall be funded by private contributions from relevant non profit organizations. Allows the department to set the standards and frequency for the dementia training and to coordinate as necessary with all public and private entities and agencies responsible for services provided by 1st responders to provide training required under this provision, including entering into agreements or memoranda of agreement with nonprofit organizations to provide funding. Allows the employers of 1st responders to utilize existing educational and training resources available in the public and private sectors when developing the training required under this provision. -- HB1283 HD1

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Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Multiple Referral to HMS/ HTH/ then WAM

HB1284 HD2 (HSCR 569)

### RELATING TO THE DEPARTMENT OF HUMAN SERVICES.

Introduced by: Yamane R, Yamashita K

Establishes provisions relating to access to health care, pharmacy benefits, and dental care insurance data; mandatory reporting for certain insurers. Requires providers of health insurance that provide health benefits plans funded by the Hawaii employer-union health benefits trust fund, the state medicaid agency, or both, and providers of health insurance that provide medicare advantage (medicare part C) health benefits plans to residents of the State to provide to the health analytics program, or its designee, administrative data required by the health analytics program in the department of human services. Requires the health analytics program to develop and update an annual plan for the analysis, maintenance, and publication of all claims, all payer administrative data collected pursuant to this provision. Report to the legislature. -- HB1284 HD2

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Multiple Referral to CPN then WAM

HB1286 HD2 (HSCR 620)

### RELATING TO TRAVEL.

Introduced by: Saiki S, Aquino H, Belatti D, Cullen T, Eli S, Gates C, Hashem M, Hashimoto T, Holt D, Ichiyama L, Ilagan G, Johanson A, Kapela J, Kitagawa L, Kobayashi B, Kobayashi D, Lowen N, Matayoshi S, McKelvey A, Mizuno J, Morikawa D, Nakashima M, Onishi R, Quinlan S, Tam A, Tarnas D, Todd C, Yamane R, Yamashita K

Exempts any person entering the State or traveling between any islands within the State from a post arrival mandatory self quarantine if the person has a negative test result upon arrival from a state approved COVID-19 test administered within 72 hours before departing from the final leg of departure; provided that if a person has not received a test result upon arrival from the final leg of departure due to unforeseen circumstances through no fault of the person, that person shall be subject to and remain in a post arrival mandatory self quarantine upon arrival unless and until the person submits to and obtains a negative test result from a state approved rapid COVID-19 test upon arrival; and obtains a negative test result from a state approved COVID-19 test administered within 72 hours from the final leg of departure; or is under the age of 5 and accompanied by a person who is exempt under this provision. Requires the governor to establish statewide conditions under which persons may be deemed automatically exempt from the pre travel testing requirements and mandatory self quarantine, taking into consideration recommendations provided by the department of health. Requires any person who does not obtain a negative test result before arrival to be responsible for securing and paying all costs associated with that person's mandatory self quarantine and isolation, including transport, lodging, food, medical care, and any other expenses to sustain the person during the mandatory self quarantine period. Prohibits this Act to be subject to provisions relating to additional powers in an emergency period; and shall not be suspended except by adoption of a concurrent resolution by each house of the legislature. Act to be repealed on December 31, 2021 (sunset), or upon termination of the State's emergency order for COVID-19 and mandatory self quarantine requirement for travelers, whichever occurs 1st. (COVID-19, COVID 19, coronavirus) -- HB1286 HD2

Current Status: Mar=09 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Multiple Referral to PSM/ HTH/ then JDC/ WAM/

HB1291 HD1 (HSCR 456)

### RELATING TO SCHOLARSHIPS.

Introduced by: Ohno T, DeCoite L, Ganaden S, Har S, Hashimoto T, Ichiyama L, Ilagan G, LoPresti M, Lowen N, McKelvey A, Morikawa D, Nakamura N, Tam A, Ward G, Wildberger T, Woodson J

Amends provisions relating to the Hawaii state scholars program. Requires the university of Hawaii to offer scholarships to pay for educational costs, such as tuition, fees, books, housing, and other educational costs; provided that the scholarship applicant has graduated from a public high school in the State with a cumulative grade point average of 3.0 as determined for admission to the university if the student qualified for and received special education services for 2 or more years during enrollment in grades kindergarten through 12. Amends provisions relating to the Hawaii community college promise program; established. Requires a student enrolled at a community college campus to also be eligible for scholarship consideration for a maximum of 8 semesters if the student graduated from a public high school in the State with a cumulative grade point average of 3.0 as determined for admission to the community college and if the



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student qualified for and received special education services for 2 or more years during enrollment in grades kindergarten through 12. -- HB1291 HD1

Current Status: Mar=09 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Multiple Referral to HRE then WAM

HB1294 HD2 (HSCR 865)

RELATING TO EDUCATION.

Introduced by: Ohno T, Ilagan G, Lowen N, Marten L, Matayoshi S, Morikawa D, Tarnas D

Establishes provisions relating to special education per pupil allocation; allocation to charter schools upon transfer from a department school. Requires any non facility general fund per pupil allocation of a special education student of a department school shall be transferred to the charter school upon enrollment of the student at the charter school; provided that the parent or guardian of the special education student shall submit prior to the school year in which the student will be enrolled in the charter school, confirmation to the department of the student's application, acceptance, and intent to attend the charter school. -- HB1294 HD2

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Multiple Referral to EDU then WAM

HB1296 HD1 (HSCR 958)

RELATING TO STATE FUNDS.

Introduced by: Luke S

Amends provisions relating to Hawaii tobacco settlement special fund. Specifies that Hawaii tobacco settlement special fund moneys shall only be deposited into the university revenue undertakings fund until July 1, 2033. Repeals the Hawaii tobacco prevention and control trust fund and transfers unencumbered balances to the general fund. Appropriation to the department of health for tobacco prevention and control purposes. (\$\$) -- HB1296 HD1

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Multiple Referral to HTH/ HRE/ then WAM

HB1297 HD2 (HSCR 959)

RELATING TO STATE FINANCES.

Introduced by: Luke S

Establishes provisions relating to special fund program measures reports; and special fund cost element reports. -- Amends provisions relating to reporting of non general fund information. Provides that by October 1 of each year, each department shall submit program measures, costs elements, and accounting reports for all non general funds to the legislature (Report to the legislature). -- Amends provisions relating to transfers from special funds for central service expenses. Requires the director of finance, for the purpose of defraying the prorated estimate of central service expenses of government in relation to all special funds, except specified funds, shall deduct 5 per cent of all receipts of all special funds, which deduction shall be transferred to the general fund of the State and become general realizations of the State. Removes the state educational facilities improvement special fund; convention center enterprise special fund; tourism special fund; trauma system special fund; and emergency medical services special fund from the exempt list. -- Amends provisions relating to special fund reimbursements for departmental administrative expenses. Requires each special fund, except specified funds, to be responsible for its pro rata share of the administrative expenses incurred by the department responsible for the operations supported by the special fund concerned. Removes the state educational facilities improvement special fund; convention center enterprise special fund; tourism special fund; trauma system special fund; and emergency medical services special fund from the exempt list. -- Amends provisions relating to disposition of revenues. Beginning July 1, 2021, transfers to the credit of the general fund surcharges and cigarette tax revenue allocated to the trauma systems special fund. -- HB1297 HD2

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Multiple Referral to HTH then WAM

HB1298 HD1 (HSCR 843)

RELATING TO STATE FUNDS.

Introduced by: Luke S

Authorizes the director of finance to transfer the amounts or so much thereof as may be necessary for fiscal year 2020-2021 from the following funds to the general fund; specifically funds from the department of accounting and general services; department of agriculture; department of business, economic development, and tourism; department of defense; department of education; department of health; department of human resources development; department of human services; department of labor and

## HOUSE BILLS WHICH PASSED THIRD READING

industrial relations; department of land and natural resources; office of the attorney general; department of public safety; department of taxation; university of Hawaii. Requires this Act to take effect retroactively on June 30, 2021. (COVID-19, COVID 19, coronavirus) -- HB1298 HD1

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Single Referral to WAM

HB1299 HD1 (HSCR 844)

RELATING TO NON-GENERAL FUNDS.

Introduced by: Luke S

Repeals various non general funds of the department of agriculture; department of budget and finance; department of business, economic development, and tourism; department of defense; department of education; department of health; department of human services; department of labor and industrial relations; department of land and natural resources; department of the attorney general; department of public safety; department of transportation; university of Hawaii; department commerce and consumer affairs; department of Hawaiian home lands; judiciary; and Hawaii public housing authority. Implements recommendations of the auditor. Transfers most unencumbered balances to the credit of the general fund. (COVID-19, COVID 19, coronavirus) -- HB1299 HD1

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Single Referral to WAM

HB1311 HD2 (HSCR 618)

RELATING TO AFFORDABLE HOUSING.

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

Amends Act 98, session laws of 2019, which has an appropriation out of the rental housing revolving fund to expedite and complete the construction of the Lealii affordable housing project in Lahaina, Maui. Repeals provisions that provide that if the project does not obtain necessary land use entitlements by April 30, 2020, the appropriated funds shall be returned to the rental housing revolving fund. -- Allows the Lealii affordable housing project in Lahaina, Maui, to comply with state requirements under the historic preservation law, as funding is appropriated for each portion of the project to expedite the development of the project. -- HB1311 HD2

Current Status: Mar=05 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Multiple Referral to HOU/ WTL/ then JDC

HB1318 HD1 (HSCR 356)

RELATING TO SUSTAINABILITY.

Introduced by: Lowen N, Tarnas D

Establishes provisions relating to the environmental advisory council; established. Creates an environmental advisory council not to exceed 15 members. Requires the environmental advisory council to be established within the office of planning. -- Amends the environmental quality control advisory council law by changing its title to environmental advisory council. -- Transfers the rights, powers, employees, appropriations, and other personal property from the office of environmental quality control to the office of planning. -- Amends provisions relating to environmental impact statements law. Amends the ability for an applicant to appeal nonacceptance of an environmental impact statement from the environmental council to the environmental advisory council. -- HB1318 HD1

Current Status: Mar=09 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Multiple Referral to AEN/ WTL/ then JDC/ WAM/

HB1321 HD1 (HSCR 271)

RELATING TO TRANSPORTATION.

Introduced by: Cullen T, Aquino H

Establishes provisions relating to flood zone; depth gauge signs. Requires the department of transportation or appropriate county agency to post a depth gauge sign on any portion of a public highway that is under its jurisdiction; lies within a special flood hazard area; and is prone to flooding. Appropriation. (\$\$) -- HB1321 HD1

Current Status: Mar=09 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Multiple Referral to TRS then WAM

HB1322 HD1 (HSCR 142)

RELATING TO TRAUMA-INFORMED CARE.

Introduced by: Cullen T, Aquino H, Kitagawa L, Yamane R

Establishes a trauma informed care task force within the department of health. Requires the task force to develop and make recommendations for trauma informed care in the State; to create, develop, and adopt a statewide framework for trauma informed and

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responsive practice as specified; identify best practices, including best practices involving native Hawaiian cultural practices, with respect to children and youth and their families, who have experienced or are at risk of experiencing trauma; provide a trauma informed care inventory and assessment of public and private agencies and departments; identify various cultural practices that build wellness and resilience in communities; convene trauma informed care practitioners so that they may share research and strategies in helping communities build wellness and resilience; seek ways in which federal funding can be used to better coordinate and to improve the response to families impacted by coronavirus disease 2019, substance use disorders, domestic violence, poverty, and other forms of trauma, including making recommendations for a government position that will interface with federal agencies to seek and leverage federal funding with county, state, and philanthropical agencies; and coordinate data collection and funding streams to support the efforts of the interagency task force. Report to the legislature. Task force to cease to exist on July 1, 2023 (sunset). -- HB1322 HD1

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Multiple Referral to HTH then WAM

### HB1324 HD2 (HSCR 387)

#### RELATING TO COMMERCIAL PROPERTY RENT RELIEF.

Introduced by: Cullen T, Aquino H, Belatti D, DeCoite L, Eli S, Har S, Hashimoto T, Ichiyama L, LoPresti M, Lowen N, Matayoshi S, McKelvey A, Morikawa D, Nakamura N, Nakashima M, Perruso A, Tam A, Tarnas D, Todd C, Wildberger T, Yamane R, Yamashita K

Requires owners of property classified as commercial, hotel and resort, or industrial under county real property tax classifications shall be eligible for a grant not to exceed 3 per cent of taxable revenue derived from the property in 2019; annualized taxable revenue for commercial tenants established and registered for business with the State before March 20, 2020, and with less than 12 months operating history; or 3 months of full rent, whichever is less; under certain conditions. Requires grant applications to be submitted to and reviewed by the department of business, economic development, and tourism. Provides that all grant applications are subject to audit or investigation at the discretion of the department of business, economic development, and tourism. Provides that as additional sources of federal funding appropriate to the purposes of this Act become available, the grant program established by this Act shall be given priority in the distribution of those funds. Appropriation into and out of the emergency and budget reserve fund (\$\$). (COVID-19, COVID 19, coronavirus) -- HB1324 HD2

Current Status: Mar=09 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Single Referral to WAM

### HB1326 HD1 (HSCR 758)

#### RELATING TO DOMESTIC VIOLENCE.

Introduced by: Matayoshi S, DeCoite L, Har S, Hashimoto T, Holt D, Ichiyama L, Kapela J, Kitagawa L, Lowen N, Marten L, McKelvey A, Mizuno J, Morikawa D, Nakashima M, Onishi R, Perruso A, Tam A, Tarnas D, Todd C, Wildberger T, Woodson J

Amends provisions relating to enactment under Hawaii rules of evidence law. Adds statement by a victim of domestic violence as an exception. Provides that a statement that purports to narrate, describe, report, or explain an incident of domestic violence made by a victim of that domestic violence during the course of the 1st interaction with the responding law enforcement officers and before the defendant is arrested, regardless of the availability of the declarant, if the statement has sufficient indicia of reliability; provided that the statement shall not be admissible if, when objectively considered, the primary purpose of the statement was not to enable assistance to meet an ongoing emergency, including any statement given at a later time or any statement made solely for the purpose of producing trial evidence. Provides that in determining whether a statement has sufficient indicia of reliability, the court shall consider all circumstances surrounding the statement. Provides that in determining whether a statement has sufficient indicia of reliability, the court may consider the personal knowledge of the declarant; whether the statement is corroborated by evidence other than statements that are subject to admission only pursuant to this paragraph, if the evidence exists; the timing of the statement; and whether the statement was elicited by leading questions. Provides that recantation by a declarant is not a sufficient reason for denying admission of a statement under this paragraph in the absence of other factors indicating unreliability. -- HB1326 HD1

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Single Referral to JDC

### HB1333 HD1 (HSCR 421)

#### RELATING TO ENERGY.

## HOUSE BILLS WHICH PASSED THIRD READING

Introduced by: Kitagawa L, Cullen T, Eli S, Holt D, Ilagan G, Johanson A, Lowen N, Marten L, Matsumoto L, Mizuno J, Morikawa D, Tam A, Tarnas D

Requires the Hawaii state energy office, in consultation with the department of health, to conduct a comprehensive study to determine best practices for disposal and recycling of discarded clean energy products in the State. Report to the legislature. Appropriation to the department of business, economic development, and tourism. (\$\$) -- HB1333 HD1

Current Status: Mar=09 21 Introduction/Passed First Reading - Senate

Mar=09 21 Multiple Referral to EET/ HTH/ then WAM

HB1339

RELATING TO IMPEACHMENT.

Introduced by: Belatti D

Establishes the impeachment of the governor; lieutenant governor. Establishes provisions relating to articles of impeachment; hearing. Requires impeachment of the governor or lieutenant governor to be instituted in the house of representatives by introduction and adoption of a resolution appointing managers of the house of representatives to prepare and recommend articles of impeachment on the house floor, and if adopted, deliver the articles of impeachment to the senate for the senate's consideration to prosecute. Establishes provisions relating to causes for impeachment. Requires the house of representatives to have the power of impeachment of the governor or lieutenant governor for malfeasance in office, corruption, dereliction of duty, or other high crimes or misdemeanors. -- HB1339

Current Status: Mar=09 21 Introduction/Passed First Reading - Senate

Mar=09 21 Single Referral to JDC

HB1348 HD2 (HSCR 864)

RELATING TO THE STADIUM DEVELOPMENT DISTRICT.

Introduced by: Johanson A

Amends provisions relating to stadium authority; appointment, terms. Requires that the stadium authority is to consist of 11 members who shall be appointed by the governor. Specifies the residency requirements and terms of the members. -- Amends provisions relating to the stadium authority; powers and duties. Requires the powers and duties of the stadium authority to be to maintain, operate, and construct stadium facilities and the stadium development district; engage in coordination, planning, design, and construction activities, including on site repairs, within the stadium development district; acquire and hold title to real property; prescribe and collect rents, fees, and charges for the use or enjoyment of the stadium, facilities related to the stadium, and real property held by the stadium authority, including entering into leases, contracts, sponsorship and advertising agreements, food and beverage agreements, concession agreements, parking agreements, or other development and use agreements that may apply; provided that leases shall not exceed a term of 99 years; and appoint officers, agents, and employees; prescribe their duties and qualifications; and fix their salaries, without regard to chapters 76 and 89, to manage the stadium or to manage the stadium development district and its contractors. -- Amends provisions relating to definition of public lands. Exempts lands to which the stadium authority holds title from the definition of public lands. Provides that if the lands pursuant to this provision are no longer needed for the stadium development district or related purposes, the lands shall be returned to the public land trust administered by the department. -- Amends provisions relating to legislative approval of sale or gift of lands. Adds lands to which the stadium authority holds title. -- Establishes the stadium development special fund; established. Establishes the stadium development special fund, into which shall be deposited all revenues from the stadium development district, including agreements or actions generating revenue related to stadium operations, lease or rental of facilities or land, concessions, food and beverage, parking, sponsorship and advertising, utilities and infrastructure, and development; all gifts or grants awarded in any form from any public agency or from any other source for purposes of the stadium development district; all proceeds from revenue bonds issued by the authority; and appropriations made by the legislature to the fund. Requires moneys in the stadium development special fund to be used by the authority for the payment of expenses arising from any and all use, operation, repair, maintenance, alteration, improvement, development, or any unforeseen or unplanned repairs of the stadium development district, including the development, operation, and maintenance of a new stadium; food and beverage service and parking service provided at the stadium facility; the sale of souvenirs, logo items, or other items; any future major repair, maintenance, and improvement of the stadium facility as a commercial enterprise or as a world class facility for athletic events, entertainment, or public events; and for marketing the facility pursuant to sections 109-2(4) and 109-2(8); and contractual payments to developers or contractors engaged by the stadium authority for the purpose of

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redeveloping the site and related on and off site infrastructure that benefits the stadium district and its development guidance policies. -- Amends provisions relating to district; established; boundaries. Requires the stadium authority to have sole jurisdiction over the development of the stadium development district. -- Amends provisions relating to development guidance policies. Requires the following to be the development guidance policies generally governing the authority's actions in the district; development shall be in accordance with stadium district development plans or transit oriented development plans adopted by the stadium authority for the development of the district; provided that the plan or plans shall consider any county transit oriented development plan and allow for public input in the plan's preparation and updates. -- Amends provisions relating to stadium development district governance; memorandum of agreement. Requires the executive director of the Hawaii community development authority to serve directly under the stadium authority for specified matters; provided further that the stadium authority shall enter into a memorandum of agreement with the Hawaii community development authority regarding the implementation responsibilities of the respective agencies. -- Amends provisions relating to transfers from special funds for central service expenses. Exempts the stadium development special fund. -- Amends provisions relating to special fund reimbursements for departmental administrative expenses. Exempts the stadium development special fund. -- Amends provisions relating to requirements of disclosure. Requires the financial disclosure statements of the stadium authority to be public records and available for inspection and duplication. -- Amends Act 268, session laws of 2019, to allow the Hawaii community development authority, as the designated expending agency for capital improvement projects authorized in this Act, to delegate to other state agencies the implementation of projects when it is determined advantageous to do so by both the Hawaii community development authority as the original expending agency and the agency to which expending authority is to be delegated. -- Amends Act 268, session laws of 2019, by repealing the authorization of the Hawaii community development authority, with the approval of the governor, to issue in 1 or more series revenue bonds in a total amount not to exceed 180,000,000 dollars for the Hawaii community development authority to implement the stadium development district. -- Amends Act 268, session laws of 2019, by authorizing the director of finance is to issue general obligation bonds in the sum of 170,000,000 dollars or so much thereof as may be necessary and the same sum or so much thereof as may be necessary is appropriated for fiscal year 2019-2020 to the Hawaii community development authority for the stadium development district; 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, 2024, shall lapse as of that date. -- Requires the general obligation bonds appropriated by Act 268, session laws of 2019, that have been allotted and encumbered prior to approval of this Act to continue to be expended in accordance with the memorandum of agreement executed by and between the Hawaii community development authority, the stadium authority, and the department of accounting and general services. (\$\$) -- HB1348 HD2

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Multiple Referral to EET/ WTL/ then WAM

### HB1351 HD1 (HSCR 537)

#### RELATING TO CONSERVATION MITIGATION BANKS.

Introduced by: Marten L, Belatti D, Branco P, DeCoite L, Ganaden S, Matayoshi S, McKelvey A, Morikawa D, Nakamura N, Perruso A, Tam A, Tarnas D, Todd C  
Establishes the conservation mitigation banks law. Establishes provisions relating to conservation mitigation banking. Authorizes the department of land and natural resources to establish and operate conservation mitigation banks, the purpose of which shall be to restore, create, enhance, or preserve conservation habitats or resources as compensatory mitigation where a person or entity is required to provide compensatory mitigation prospectively and the use of banked mitigation is approved by the agency requiring mitigation, or for past damages to conservation habitats or resources. -- Establishes provisions relating to conservation mitigation banking administrator. Allows the department of land and natural resources to contract with a 3rd party administrator that specializes in mitigation banking to operate and manage the conservation mitigation banks. -- Establishes provisions relating to conservation mitigation bank; sale of credits. Prohibits investors in a conservation mitigation bank to be required to own the parcel of land and shall be authorized to sell the credits generated from the ecological conditions to persons or entities that need the credits to compensate for environmental impacts that they have caused. -- HB1351 HD1

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate

## HOUSE BILLS WHICH PASSED THIRD READING

Mar=11 21 Multiple Re referral to WTL then WAM

HB1352 HD1 (HSCR 169)

### RELATING TO SURPLUS MILITARY LAND.

Introduced by: Marten L, Branco P, Kapela J, Matayoshi S, McKelvey A, Perruso A, Takumi R, Wildberger T

Requires the office of planning to submit a report to the legislature, no later than twenty days prior to the convening of the regular session of 2022, containing the following; an inventory report to be prepared by the department of land and natural resources on all lands within the State that are leased from the federal government or under federal government control, including information pertaining to lease expiration dates, plans to close any military facilities on those lands, and other relevant information; a report from the department of health, in consultation with the Environmental Protection Agency, that identifies any known contaminants or environmental hazards discovered on the lands identified pursuant to this provision or associated with past environmental studies performed in connection with those lands; input from all executive branch departments and agencies on proposed alternative uses for the lands identified pursuant to this provision that would be consistent with their mission should the land be returned to the State; and its findings and recommendations based on the information gathered pursuant to this provision, including any proposed legislation. -- HB1352 HD1

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate

Mar=11 21 Multiple Referral to WTL/ AEN/ PSM/ then WAM

HB1360 HD1 (HSCR 468)

### RELATING TO EARLY LEARNING.

Introduced by: Woodson J, Hashimoto T, Ichiyama L, Kapela J

Establishes provisions relating to Hawaii early childhood educator stipend program. Establishes the program to be administered by the executive office on early learning to address the shortage of early childhood educators who have coursework in early childhood education. Establishes eligibility for stipend consideration. Provides that immediately following completion of a certificate, degree, or license program, stipend recipients shall provide early care and education services directly to children from birth through 5 years of age for 2 consecutive years in 1 of the early learning settings including Hawaiian language medium and Hawaiian immersion settings and early learning settings at charter schools. Establishes provisions for repayment of stipends. Allows the office to enter into written contracts with collection agencies to collect delinquent repayment of stipends owed to the office. -- Amends provisions relating to the early learning special fund. Requires repayments made from the Hawaii early childhood educator stipend program to be deposited into the fund. -- Amends provisions relating to collection, attorney's, or commission fees; exception. Provides that this provision shall not prohibit a collection agency from collecting, or attempting to collect, from a debtor, a contract with the executive office on early learning. (COVID-19, COVID 19, coronavirus) -- HB1360 HD1

Current Status: Mar=05 21 Introduction/Passed First Reading - Senate

Mar=09 21 Multiple Referral to EDU then WAM

HB1362 HD1 (HSCR 469)

### RELATING TO ACCESS TO LEARNING.

Introduced by: Woodson J, DeCoite L, Ganaden S, Gates C, Hashem M, Hashimoto T, Holt D, Ichiyama L, Ilagan G, Kapela J, Kobayashi B, LoPresti M, Marten L, Matayoshi S, Mizuno J, Ohno T, Quinlan S, Saiki S, Sayama J, Takayama G, Tam A, Todd C, Wildberger T, Yamane R, Yamashita K

Establishes provisions relating to Hawaii early childhood educator stipend program. Establishes the program to be administered by the executive office on early learning to address the shortage of early childhood educators who have coursework in early childhood education. Establishes eligibility for stipend consideration. Provides that immediately following completion of a certificate, degree, or license program, stipend recipients shall provide early care and education services directly to children from birth through 5 years of age for 2 consecutive years in 1 of the early learning settings including Hawaiian language medium and Hawaiian immersion settings and early learning settings at charter schools. Establishes provisions for repayment of stipends. Allows the office to enter into written contracts with collection agencies to collect delinquent repayment of stipends owed to the office. -- Extends certain effective dates for implementation of Act 46, session laws of 2020. Requires the application of a uniform assessment for public and charter school kindergarten students. Allows educational data to be shared using an existing system. Appropriation (\$\$). Repeals specific provisions on July 1, 2022 and July 1, 2024 (sunset). (COVID-19, COVID 19, coronavirus) -- HB1362 HD1

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate

## HOUSE BILLS WHICH PASSED THIRD READING

Mar=11 21 Multiple Referral to EDU then WAM

HB1366 HD1 (HSCR 594)

### RELATING TO FIREARMS.

Introduced by: Branco P, Belatti D, DeCoite L, Ganaden S, Holt D, Johanson A, Kapela J, Marten L, Matayoshi S, Nakamura N, Ohno T, Tam A, Wildberger T

Amends 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, possess, purchase, produce with a 3 dimensional printer, or otherwise obtain separately, or as part of a kit. -- Amends Act 74, session laws of 2020. Repeals provision that this Act does not affect rights and duties that matured, penalties that were incurred, and proceedings that were begun before its effective date. -- HB1366 HD1

Current Status: Mar=05 21 Introduction/Passed First Reading - Senate  
Mar=09 21 Multiple Referral to PSM then JDC/ WAM/

HB1376 HD2 (HSCR 887)

### RELATING TO THE LANDLORD-TENANT CODE.

Introduced by: Hashimoto T, Belatti D, Branco P, DeCoite L, Ichiyama L, Ilagan G, Kapela J, Kitagawa L, LoPresti M, Lowen N, Luke S, Marten L, McKelvey A, Morikawa D, Nakamura N, Ohno T, Quinlan S, Takayama G, Tam A, Tarnas D, Todd C, Woodson J, Yamashita K

Amends provisions relating to landlord's remedies for failure by tenant to pay rent. Changes that allows a landlord or the landlord's agent to notify the tenant in writing that unless payment is made within a time mentioned in the notice, from not less than 5 business days to 15 calendar days after receipt that the rental agreement will be terminated. Requires the 15 calendar day notice to provide the following as specified. Allows the 15 calendar day notice required under this provision to be substantially in the following form as specified. Requires landlords or their agents to provide the 15 calendar day notice to mediation centers that offer free mediation for residential landlord tenant matters. Requires the summary possession complaint for nonpayment of rent to include pertinent information as specified. Allows if the mediation has not occurred, the court, in its discretion, based on a finding of good cause, to order a separate mediation. Allows if there is any defect in the 15 calendar day notice the court to allow the landlord to cure the defect without dismissing the action for summary possession. Prohibits a landlord to bring summary proceeding for possession for a tenant's failure to pay rent except pursuant to this provision and as specified. -- HB1376 HD2

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Multiple Referral to CPN then WAM/ JDC/

HB1377 HD1 (HSCR 888)

### RELATING TO CITATIONS.

Introduced by: Hashimoto T, DeCoite L, Gates C, Holt D, Ichiyama L, Ilagan G, Kitagawa L, Matayoshi S, Nakamura N, Ohno T, Quinlan S, Takayama G, Todd C, Yamashita K

Establishes provisions relating to electronic citation surcharge. Provides that in addition to any other civil penalties ordered by the court, a person who violates any provision under this part shall be ordered to pay an electronic citation surcharge of 5 dollars. Requires the person to pay the surcharge to the clerk of the court. Provides that the surcharge shall be deposited with the director of finance, who shall credit the surcharge to the electronic citation special fund. -- Establishes provisions relating to electronic citation program. Establishes an electronic citation program within the judiciary. Requires the program to be funded and sustained through the electronic citation special fund. Provides that moneys in the electronic citation special fund shall be distributed by the judiciary, the respective county police departments and clerk of the court to defray expenses related to the establishment and maintenance of the electronic citation program. -- Amends provisions relating to monetary assessments. Adds the cost for an electronic citation surcharge for traffic infraction. Appropriation. (\$\$) -- HB1377 HD1

Current Status: Mar=11 21 Introduction/Passed First Reading - Senate  
Mar=11 21 Multiple Referral to JDC then WAM

HB1388 HD1 (HSCR 437)

### RELATING TO TAXATION.

Introduced by: Ganaden S, Holt D, Ilagan G, Kapela J, LoPresti M, Matayoshi S

Amends the standard deduction for income tax purposes as provided by section 163 (with respect to interest) by adding that section 163(h)(4)(A)(i)(II) (definition of qualified residence for home mortgage interest deduction) and section 163(h)(4)(A)(ii)(II) (treatment of home mortgage interest deduction for married individuals filing separately) shall not be operative. -- Requires the department of budget and finance, in consultation

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with the department of taxation to a submit reports to the legislature for 5 years. --

HB1388 HD1

Current Status:

Mar=11 21 Introduction/Passed First Reading - Senate

Mar=11 21 Multiple Referral to CPN then WAM