

**LEGISLATIVE SUMMARY**  
ON ISSUES IMPACTING THE UNIVERSITY OF HAWAI'I SYSTEM  
Passed by the 2014 Hawai'i State Legislature



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## TABLE OF CONTENTS

Introduction	3
Summary of Legislation of Interest to UH	4
Bill Digest with Last Action Report – House	6
Bill Digest with Last Action Report – Senate	15
Concurrent Resolutions	23
Governor’s Messages	25
Budget Provisos	28
Comparison of 2013 & 2014 State Legislatures	30

*\*Bill descriptions provided by Legislative Reference Bureau’s “Bills Passed by the Hawai’i State Legislature Regular Session of 2014”*

## INTRODUCTION

On Thursday, May 1, 2014, the 27<sup>th</sup> Legislature of the State of Hawai'i concluded.

The primary focus for the University of Hawai'i System was on the state budget with the top priorities being budgetary items: funding for University of Hawai'i Professional Assembly (UHPA) salaries and CIP funding for the College of Pharmacy building at UH Hilo.

This year the UH System was able to advance many of the top priorities including general funds for the collective bargaining settlement for the faculty to supplant the need to use tuition revenues for those increases; support for the Daniel K. Inouye College of Pharmacy at UH Hilo; and support for the remarkable growth of UH West O'ahu. While the plan to address the decades-old deferred maintenance backlog did not advance this year, the legislature did appropriate funds to keep that backlog from growing further.

A proposal of significance that passed the legislature and became law without the Governor's signature, which would have direct impact on the Board of Regents, was SB 2682 SD1 HD2 CD1 (Act 230, SLH 2014). This Act requires the financial disclosure statements of the Board of Regents of the UH and members of various state boards, commissions and agencies to be made public and available for inspection and duplication.

The Board of Regents approved a University of Hawai'i System operating budget request of an additional \$53.5 million in general funds and 206 positions, while the Governor's executive budget request transmitted to the Legislature included an additional \$37.5 million in general funds and 90 positions. The Legislature, thru HB 1700 HD1 SD1 CD1 (Act 122, SLH 2014), ultimately approved \$24.7 million in general fund augmentation. Highlights include:

- \$19.5 million Systemwide for faculty collective bargaining costs
- \$ 4.0 million and 89 FTEs for UH West O'ahu
- \$ 1.0 million and 50 FTEs for the Community College System

This bill amended Act 134, Session Laws of Hawai'i 2013, and appropriated an additional \$156.9 million for University of Hawai'i capital improvements in supplemental year 2014-2015. Of the \$156.9 million, \$142.2 million is in general obligation bonds, \$11 million is in revenue bonds, \$2.2 million is in private contributions, and \$1.5 million is in revolving funds.

Highlights include:

- \$50.0 million for Capital Renewal and Deferred Maintenance
- \$10.0 million for Minor CIP for the Community Colleges
- \$8.0 million for Leeward Community College's Theater
- \$2.0 million for UH Mānoa's Holmes Hall
- \$33.0 million for UH Hilo's College of Pharmacy
- \$12.5 million for UH Mānoa's Daniel K. Inouye Library
- \$17.0 million for UH West O'ahu's Administration and Allied Health Facility
- \$2.0 million for UH West O'ahu's Science, Technology, and Creative Media Facility

**SUMMARY OF LEGISLATION  
PASSED BY THE 2014 STATE LEGISLATURE  
OF INTEREST TO THE UNIVERSITY OF HAWAII**

<u>House Bills</u>		<u>UH Position</u>	<u>Final Bill Status</u>
HB 0648	Repeals or Reduces Certain Appropriations	Watched	Passed
HB 0849	Emergency Management	Watched	Passed
HB 1514	Coffee Berry Borer	Support	Passed
HB 1650	Charter Schools (Defines)	Watched	Passed
HB 1700	State Budget	Support	Passed
HB 1712	State Bonds	Watched	Passed
HB 1714	Climate Change	Support	Passed
HB 1716	Invasive Species Council	Watched	Passed
HB 1745	Charter Schools	Watched	Passed
HB 1866	Hawai'i Community Development Authority Board	Watched	Passed
HB 1881	Center for Nursing	Support	Passed
HB 1931	Macadamia Felted Coccid	Support	Passed
HB 1966	Civil Service Exemption	Watched	Passed
HB 1977	CB Arbitration	Opposed	Passed
HB 2003	Cybersecurity	Watched	Passed
HB 2052	Provider Orders for Life-Sustaining Treatment (POLST)	Support	Passed
HB 2139	Public Agency Meetings	Watched	Passed
HB 2142	Post-Secondary Education	Support	Passed
HB 2152	Pacific International Space Center (PISCES)	Support Intent	Passed
HB 2273	Motor Vehicle Mechanic Certification Program	Watched	Passed
HB 2413	Construction (Prevailing Wages)	Watched	Passed
HB 2427	Non-General Funds Repeal	Support/Opposed	Vetoed
HB 2579	Workers' Compensation	Watched	Passed

<u>Senate Bills</u>		<u>UH Position</u>	<u>Final Bill Status</u>
SB 1007	Public Land Liability	Watched	Passed
SB 2048	Cable Television Systems	Watched	Passed
SB 2072	Service of Process	Watched	Passed
SB 2074	CB Unit 9 (Appropriations)	Support	Passed
SB 2175	Industrial Hemp	Support	Passed
SB 2196	Barrel Tax (HNEI)	Support	Passed
SB 2249	Public Agency Meetings	Watched	Passed
SB 2331	Hawai'i Teacher Standards Board	Watched	Passed
SB 2365	Insurance Claims	Watched	Passed
SB 2410	Capital Improvement Projects	Watched	Passed
SB 2420	Criminal History Record Check	Watched	Passed
SB 2469	Telehealth	Support	Passed
SB 2491	Advanced Practice Registered Nurses (Licensure)	Support	Passed
SB 2492	Advanced Practice Registered Nurses (Scope)	Support	Passed
SB 2583	Pacific International Space Center (PISCES)	Support Intent	Passed
SB 2609	Minimum Wage	Watched	Passed
SB 2682	Financial Disclosure Statements	Watched	Passed
SB 2742	Pacific-Asia Institute for Resilience and Sustainability	Watched	Passed
SB 2768	Mandatory Kindergarten	Watched	Passed
SB 2887	Estate & Generation-Skipping Transfer Taxes	Watched	Passed
SB 3093	RISE 21 <sup>st</sup> Century After School Program	Support	Passed
SB 3099	Civil Service	Watched	Passed
SB 3121	Public Land Exchange	Watched	Passed

## HOUSE BILLS

### **HB 0648 HD1 SD1 CD1 RELATING TO STATE FINANCES**

**Act 134 (06/24/14)**

Amends Act 222, Session Laws of 2013, by repealing the appropriation for a rental assistance program known as a shallow subsidy program for homeless working individuals and their families who are ready to rent permanent housing to obtain and maintain permanent housing. Further repeals the appropriation for the homeless prevention and rapid re housing program. Reduces the appropriation for the construction and demonstration of innovative temporary housing solutions as they relate to the homeless assistance working group's findings and recommendation. -- Amends Act 268, Session Laws of 2013, by repealing the appropriation to support the work of the Hawai'i employer union health benefits trust fund task force. Reduces the appropriation for the Department of Budget and Finance to conduct a study and develop an implementation plan to have both the employer union health benefits trust fund and the employees' retirement system jointly share investment information and services. -- Authorizes the Director of Finance to transfer moneys from the medicaid investigations recovery fund to the general fund for fiscal year 2013 - 2014. (\$\$) -- HB0648 CD1

INTRODUCED BY: Mizuno J  
 UH POSITION: Watched  
 CURRENT STATUS: May 5, 2014 – Transmitted to Governor  
 June 24, 2014 – Signed into law, Act 134

### **HB 0849 HD2 SD2 CD1 RELATING TO EMERGENCY MANAGEMENT**

**Act 111 (06/20/14)**

Establishes the emergency management law. Established the Hawai'i Emergency Management Agency within the Department of Defense. Provides that the director of the agency shall be the adjutant general subject to the direction and control of the governor. Further provides that there be an administrator of emergency management appointed and removed by the director who shall be responsible for the operations of the agency. Requires the director to coordinate the activities of the agency with all county emergency management agencies, other state agencies, other states, federal agencies involved in emergency management activities, and all organizations for emergency management within the State, public or private, and maintain a liaison with and cooperate with other emergency agencies. Establishes the Hawai'i advisory council on emergency management to advise the governor. Provides that the mayor of each county has direct responsibility for emergency management within the county. Authorizes the director to establish an emergency specialist reserve corps to support state or county emergency requirements. Establishes the governor's emergency management functions and powers. Requires the director to submit requests to the legislature to appropriate moneys for expenditure under the governor's direction for relief in the event of the occurrence of any emergency. Authorizes the governor to establish guidelines for providing accommodations for sheltering the public and pets. Repeals the disaster relief law and the civil defense and emergency act. Transfer the functions and authority exercised by the civil defense agency to the Hawai'i Emergency Management Agency placed in the Department of Defense. -- HB0849 CD1

INTRODUCED BY: Souki J (BR)  
 UH POSITION: Watched  
 CURRENT STATUS: May 5, 2014 – Transmitted to Governor  
 June 20, 2014 – Signed into law, Act 111

**HB 1514 HD1 SD2 CD1 RELATING TO AGRICULTURE****Act 105 (06/19/14)**

Amends provisions relating to pesticide use revolving fund; pesticide training workshops; training fee by adding that the fund also consist of funds appropriated for the pesticide subsidy program. -- Establishes a pesticide subsidy program to be administered by the Department of Agriculture for 5 years beginning on July 1, 2014, and ending on June 30, 2019. Requires the department to grant subsidies to coffee growers to assist them in offsetting the costs of purchasing pesticides; provided subsidies to a single coffee grower to receive not more than 600 dollars per year per acre of land in coffee production and not to receiver more than 9,000 dollars per year. Requires the department to establish a list of pesticides that are registered with the Environmental Protection Agency and licensed with the State that contain Beauveria bassiana, a fungus known to eradicate the coffee berry borer, as an active ingredient. Report the legislature. Program to be repealed on June 30, 2019 (sunset). -- Appropriation to the Department of Agriculture for deposit into the pesticide use revolving fund. Appropriation to the department out of the pesticide use revolving fund to develop, operate, and implement a 5 year pesticide subsidy program; provided that the department may expend up to 50,000 dollars to hire 1 temporary program specialist positions for the pesticide subsidy program. (\$\$) -- HB1514 CD1

INTRODUCED BY: Lowen N, Onishi R, Hanohano F  
 UH POSITION: Support  
 CURRENT STATUS: May 5, 2014 – Transmitted to Governor  
 June 19, 2014 – Signed into law, Act 105

**HB 1650 RELATING TO STATUTORY REVISION: AMENDING OR REPEALING VARIOUS PROVISIONS OF THE HAWAII REVISED STATUTES AND THE SESSION LAWS OF HAWAII FOR THE PURPOSE OF CORRECTING ERRORS AND REFERENCES, CLARIFYING LANGUAGE, AND DELETING OBSOLETE OR UNNECESSARY PROVISIONS**

**Act 009 (04/07/14)**

Amends or repeals various provisions of the Hawai'i Revised Statutes and the Session Laws of Hawai'i for the purpose of correcting errors, clarifying language, correcting references, and deleting obsolete or unnecessary provisions. -- HB1650

INTRODUCED BY: Souki J (BR)  
 UH POSITION: Watched  
 CURRENT STATUS: March 21, 2014 – Transmitted to Governor  
 April 7, 2014 – Signed into law, Act 009

**HB 1700 HD1 SD1 CD1 RELATING TO THE STATE BUDGET****Act 122 (06/24/14)**

Supplemental Appropriations Act of 2014 (executive budget). Amends Act 134, Session Laws of 2013, relating to the state budget. (\$\$) -- HB1700 CD1

INTRODUCED BY: Souki J (BR)  
 UH POSITION: Support  
 CURRENT STATUS: April 29, 2014 – Transmitted to Governor  
 June 23, 2014 – Line-item veto  
 June 24, 2014 – Signed into law, Act 122 (with line-item reductions)

**HB 1712 SD1 CD1 RELATING TO STATE BONDS****Act 172 (07/01/14)**

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. (\$\$) -- HB1712 CD1

INTRODUCED BY: Luke S  
 UH POSITION: Watched  
 CURRENT STATUS: May 5, 2014 – Transmitted to Governor  
 July 1, 2014 – Signed into law, Act 172

**HB 1714 HD1 SD2 CD1 RELATING TO CLIMATE CHANGE****Act 083 (06/09/14)**

Establishes the climate adaptation law. Establishes the interagency climate adaptation committee within the Department of Land and Natural Resources. Requires the coordination of the committee to be headed jointly by the chairperson of the Board of Land and Natural Resources or the chairperson's designee, and the Director of the Office of Planning, or the director's designee. Requires the committee to develop sea level rise vulnerability and adaptation reports. Allows the committee to request the participation or input of members of the public; experts in the field; and county, state, or federal officials necessary for the formulation of the report. Requires the committee in the formulation of the report to solicit public views and concerns; coordinate with the various county, state, and federal agencies involved in ongoing climate change adaption planning initiatives and reevaluate the sea level rise vulnerability and adaptation report every 5 years. Amends provisions relating to office of planning, establishment; responsibilities under state planning law. Includes climate adaptation planning. Appropriation to the office of planning for 1 full time equivalent (1.0 FTE) position, and resources to carry out the purposes of this Act. Appropriation to the department of land and natural resources for 1 full time equivalent (1.0 FTE) position, and resources to carry out the purposes of this Act. Appropriation to the Department of Land and Natural Resources to assist the interagency climate adaptation committee in researching and developing a coordinated, multidisciplinary sea level rise vulnerability and adaptation report. (\$\$) -- HB1714 CD1

INTRODUCED BY: Souki J, Lee C, Lowen N, Takayama G, Choy I, Luke S, Yamane R, McKelvey A, Creagan R, Takumi R, Yamashita K, Rhoads K, Kawakami D, Cachola R, Mizuno J, Say C, Kobayashi B, Morikawa D, Brower T, Belatti D, Saiki S, Tsuji C, Ichiyama L, Ohno T, Ing K, Woodson J, Awana K, Cullen T, Aquino H, Nakashima M, Evans C, Nishimoto S, Hanohano F, Onishi R, Cabanilla R, Carroll M, Tokioka J, Takai K, Wooley J, Oshiro M, Har S  
 UH POSITION: Support  
 CURRENT STATUS: May 5, 2014 – Transmitted to Governor  
 June 9, 2014 – Signed into law, Act 083

**HB 1716 MAKING AN APPROPRIATION FOR INVASIVE SPECIES PREVENTION, CONTROL, OUTREACH, RESEARCH, AND PLANNING****Act 102 (06/19/14)**

Appropriation to the Department of Land and Natural Resources to be expended on projects undertaken in accordance with the Hawai'i invasive species council, including but not limited to invasive species prevention, control, outreach, research, and planning. (\$\$) -- HB1716

INTRODUCED BY: Souki J, Lowen N, Lee C, Takayama G, Choy I, Luke S, Rhoads K, Kawakami D, Ichiyama L, Ohno T, Ing K, Cachola R, Nishimoto S, McKelvey A, Hanohano F, Mizuno J, Say C,



Kobayashi B, Morikawa D, Woodson J, Awana K, Cullen T, Aquino H, Brower T, Nakashima M, Evans C, Belatti D, Saiki S, Onishi R, Cabanilla R, Wooley J, Yamane R, Creagan R, Takumi R, Yamashita K, Har S, Tsuji C, Takai K, Carroll M, Oshiro M, Tokioka J

UH POSITION: Watched

CURRENT STATUS: May 8, 2014 – Transmitted to Governor  
June 19, 2014 – Signed into law, Act 102

**HB 1745 HD2 SD2 CD1 RELATING TO EDUCATION**

**Act 099 (06/18/14)**

Amends provisions relating to the public charter schools law. Authorizes the State public charter school commission to assess fees to help cover its operating costs. – Establishes provisions relating to approved charter applications; start up period; pre opening charter schools. Allows the authorizer to require a charter applicant whose charter application is approved by the authorizer to satisfactorily meet pre contracting criteria set by the authorizer before being allowed to enter into a charter contract. -- Requires the commission to submit a report to the chairs of the senate committee on ways and means, senate committee on education, house committee on finance, and house committee on education, on the commission's staffing and operational expenditures by the twentieth day after the commission submits its 2015-2016 budget request to the governor or December 1, 2014, whichever is earlier. -- HB1745 CD1

INTRODUCED BY: Takumi R, Ohno T

UH POSITION: Watched

CURRENT STATUS: May 5, 2014 – Transmitted to Governor  
June 18, 2014 – Signed into law, Act 099

**HB 1866 HD2 SD2 RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY**

**Act 061 (04/30/14)**

Establishes provisions relating to assignment of powers and duties prohibited. Prohibits the Hawai'i community development authority from assigning any person or agency any of its powers and duties related to the approval of any variance, exemption, or modification of any provision of a community development plan or community development rules. -- Amends provisions relating to legislative approval of sale or gift of lands. Prohibits the section from applying to reserved housing, conveyed by the authority. -- Amends the members of the authority. -- Amends provisions relating to powers; generally. Allows rather than prohibits cash payments in lieu of providing reserved housing. -- Amends provisions relating to community and public notice requirements; posting on the authority's website; required. Requires the posting of every application for a development permit for any project within a community development district on the authority's website when the application is deemed completed. Requires applicants with proposed projects valued at over 250,000 dollars to mail notice to residents and businesses within a 300 foot radius of the proposed project from the real property assessment division of the department of budget and fiscal services of the county in which the proposed project is located when the application is deemed complete; provided that the notice include project specifications; requests for variance, exemption, or modification of a community development plan or the authority's community development rules; and procedures for intervention and contested case hearings. -- Amends provisions relating to public hearing for decisions making; separate hearings required; by adding contested case hearing; judicial review. Requires that when rendering a decision on an amendment to any of the authority's community development rules or the acceptance of a developer's proposal to develop lands under the authority's control, the authority shall render its decision at a public hearing separate from the hearing that the proposal was presented. Requires the authority to issue a public notice and post on its website; provided that the decision making hearing shall not occur earlier that 5 business days after the notice is posted. Requires public notice issued for public hearing on the acceptance of the developer's proposal to develop

land under the authority's control to state that any written motion to intervene as a formal party to the proceeding shall be received within 20 days after the publication date of the public notice. Requires the authority to provide the general public with the opportunity to testify at its decision making hearing prior to rendering a decision; provided that members of the public who are not intervenors in the proceeding shall not be considered formal parties to the proceeding. Requires the authority to notify the president of the senate and speaker of the house of any public hearing upon posting of the hearing notice and a report detailing the public's reaction at the public hearing, within 1 week after the hearing. Requires the authority to hear the request for variance, exemption, or modification at a public hearing separate from and subsequent to the hearing where the developer's proposal was presented; provided that the authority may consider all requests applicable to a single proposal at the same public hearing. Requires the authority's decision on requests to be rendered at the decision making hearing on the developer's proposal. Prohibits any final decision of the authority on a developer's proposal to be issued until after all proceedings required are concluded. Requires proceedings regarding the acceptance of a developer's proposal to develop lands under the authority's control to be considered a contested case hearing. Allows any party aggrieved by a final decision of the authority of a developer's proposal to develop lands under the authority's control to seek judicial review of the decision within 30 days. Prohibits the authority to approve any developer's proposal to develop lands under the authority's control unless the authority finds that the proposed development project is reasonable and consistent with the development rules and policies of the relevant development district. Requires the authority to consider certain factors in its decision making process. -- Amends provisions relating to community development rules. Requires the authority to establish community development rules that shall comply with all other laws, ordinances, and rules. Requires development rights under a master plan permit and master plan development agreement issued and approved by the authority are vested under the community development district rules in effect at the time of initial approval by the authority and that shall govern development on lands subject to such permit and agreement. -- Amends provisions relating to use of public lands; acquisition of state lands. Repeals the authorization for the governor to set aside public lands located within community development districts to the authority for its use. -- Amends provisions relating to Kakaako community development district; development guidance policies. Prohibits any portion of any building or structure in the Kakaako Mauka area to exceed 418 feet in height. Prohibits principal amounts of special facility revenue bonds to exceed the amount authorized by the legislature. -- Requires the speaker of the house of representatives, president of the senate, and applicable county council to each submit lists of 3 nominees for each appointment to members of the authority no later than December 30, 2014. Requires the governor to make all appointments of members of the authority, including from each of the lists submitted no later than January 29, 2015. -- HB1866 SD2

INTRODUCED BY: Saiki S, Belatti D, Brower T, Nishimoto S, McKelvey A, Kobayashi B  
 UH POSITION: Watched  
 CURRENT STATUS: April 14, 2014 – Transmitted to Governor  
 April 30, 2014 – Signed into law, Act 061

**HB 1881 SD1 RELATING TO THE CENTER FOR NURSING**

**Act 062 (04/30/14)**

Amends provisions relating to the Center for Nursing; establishment; advisory board. Reduces the number of the board to 9 and changes the qualification of members. Repeals the power of the board to employ an executive director and up to 2 staff members and to adopt a mission statement and operational policy. -- HB1881 SD1

INTRODUCED BY: Kobayashi B, Belatti D, Oshiro M, Carroll M, Matsumoto L  
 UH POSITION: Support  
 CURRENT STATUS: April 14, 2014 – Transmitted to Governor  
 April 30, 2014 – Signed into law, Act 062

**HB 1931 HD1 SD2 CD1 RELATING TO AGRICULTURE****Act 100 (06/19/14)**

Appropriation to the department of agriculture, in cooperation with the College of Tropical Agriculture and Human Resources at the University of Hawai'i at Mānoa, to research and develop methods for the prevention and treatment of macadamia felted coccid. (\$\$) -- HB1931 CD1

INTRODUCED BY: Wooley J, Lee C, McKelvey A, Hashem M, Brower T  
 UH POSITION: Support  
 CURRENT STATUS: May 5, 2014 – Transmitted by Governor  
 June 19, 2014 – Signed into law, Act 100

**HB 1966 HD1 SD2 CD1 RELATING TO PUBLIC EMPLOYEES****Act 199 (07/01/14)**

Requires the state auditor to review the current civil service exemption process and recommend procedures, guidelines, and criteria to ensure civil service exemption process is used appropriately. Requires the auditor to determine the reasons state and county departments and agencies have used the civil service exemption process and recommend modifications to streamline and update the process for reconciling job position descriptions within departments and agencies to reflect the duties employees are expected to perform. Report to the legislature. -- HB1966 CD1

INTRODUCED BY: Nakashima M  
 UH POSITION: Watched  
 CURRENT STATUS: May 5, 2014 – Transmitted to Governor  
 July 1, 2014 – Signed into law, Act 199

**HB 1977 HD2 SD1 RELATING TO COLLECTIVE BARGAINING****Act 075 (04/30/14)**

Amends provisions relating to resolution of disputes; impasses. Provides that further final position provisions be limited to those specific proposals that were submitted in writing to the other party and were the subject of collective bargaining between the parties up to the time of the impasse, including those specific proposals that the parties have decided to include through a written mutual agreement. Requires the arbitration panel to decide whether final positions comply and which proposals may be considered for inclusion in the final agreement. -- HB1977 SD1

INTRODUCED BY: Nakashima M  
 UH POSITION: Opposed  
 CURRENT STATUS: April 14, 2014 – Transmitted to Governor  
 April 30, 2014 – Became law without Governor's signature, Act 075

**HB 2003 HD1 SD1 CD1 RELATING TO CYBERSECURITY****Act 129 (06/24/14)**

Establishes the cyber security law. Establishes provisions relating to cybersecurity, economic, education, and infrastructure security coordinator; powers and duties. Requires the coordinator placed within the department of defense and to be selected by the adjutant general. Requires the coordinator to partner with representatives from the Hawai'i fusion center; the Hawai'i state cyber resiliency center; federal government agencies; state government agencies; counties; institutions of higher education; and other entities within the power, water, communications, transportation, and finance sectors, including public

utilities, private telecommunications companies, airlines, financial institutions, and private information technology companies. Further requires the coordinator to develop the requirements and methods for improving cyber resiliency within the State through the development of a structure that shall include education, cybersecurity, and critical infrastructure protection; improving the State's critical infrastructure network and resiliency, including identifying interdependencies of critical infrastructures, points of connection between critical infrastructures, the most critical nodes, and the cascading effects of a cyber attack on these points of connection between critical infrastructure; improving the State's cybersecurity by using existing resources within the State; examining specific requirements and actions to accelerate the growth of the cybersecurity industry in the State; defining the requirements and opportunities to secure state, federal, and private moneys for cybersecurity activities and related educational programs; forming partnerships to implement cyber resiliency structures and protocol to identify and share information about possible cyber attacks and mitigate damage and recover quickly and efficiently from cyber attacks; and expanding the State's cybersecurity and cyber resiliency understanding and workforce through education. Report to the legislature. Appropriation. (\$\$) -- HB2003 CD1

INTRODUCED BY: McKelvey A, Ichiyama L, Tsuji C, Aquino H, Nakashima M, Ward G  
 UH POSITION: Watched  
 CURRENT STATUS: May 5, 2014 – Transmitted to Governor  
 June 24, 2014 – Signed into law, Act 129

**HB 2052 HD2 SD2 CD1 RELATING TO PROVIDER ORDERS FOR LIFE-SUSTAINING TREATMENT**

**Act 154 (06/30/14)**

Amends physician orders for life - sustaining treatment law by replacing physician with provider. Replaces the term surrogate with legal authorized representative. Amends provisions relating to immunity. Includes advanced practice registered nurse as a patient's provider. -- HB2052 CD1

INTRODUCED BY: Takayama G, Ichiyama L, Carroll M, Kobayashi B, Mizuno J, Belatti D, Hashem M, Oshiro M, Yamashita K, Nishimoto S, Ohno T, Cabanilla R, Tokioka J, Ward G, Tsuji C, Creagan R, Cachola R, Say C  
 UH POSITION: Support  
 CURRENT STATUS: May 5, 2014 – Transmitted to Governor  
 June 30, 2014– Signed into law, Act 154

**HB 2139 HD1 SD1 CD1 RELATING TO PUBLIC AGENCY MEETINGS**

**Act 221 (07/07/14)**

Amends provisions relating to limited meetings. Allows a county council to hold a limited meeting open to the public, as the guest of a board or community group holding its own meeting, and the council shall not be required to provide notice of an agenda, to have a quorum of members in attendance, or accept oral testimony under certain provisions. Act to be repealed on June 30, 2016 (sunset). -- HB2139 CD1

INTRODUCED BY: Yamashita K  
 UH POSITION: Watched  
 CURRENT STATUS: May 5, 2014 – Transmitted to Governor  
 July 7, 2014 – Signed into law, Act 221

**HB 2142 RELATING TO POST-SECONDARY EDUCATION****Act 013 (04/15/14)**

Amends provisions relating to financial integrity; surety bond under the post secondary education authorization law. Repeals requirement that a private college or university demonstrates that it maintains a positive profitability in its annual report to the department of commerce and consumer affairs. Further repeals provisions relating to procedures for complaints concerning institutions of higher education under the University of Hawai'i law. -- HB2142

INTRODUCED BY: Ichiyama L  
 UH POSITION: Support  
 CURRENT STATUS: April 1, 2014 – Transmitted to Governor  
 April 15, 2014 – Signed into law, Act 013

**HB 2152 HD1 SD2 CD1 RELATING TO THE PACIFIC INTERNATIONAL SPACE CENTER FOR EXPLORATION SYSTEMS****Act 169 (07/01/14)**

Appropriation to the Pacific International Space Center for explorations systems 5 planetary surface systems initiatives and for the center's general and administrative tasks. (\$\$) -- HB2152 CD1

INTRODUCED BY: Tsuji C, Onishi R, Lowen N, Cachola R, Ito K, Evans C, Takayama G, Brower T, Choy I, McKelvey A, Hanohano F, Nakashima M, Yamashita K, Say C, Ward G  
 UH POSITION: Support Intent  
 CURRENT STATUS: May 5, 2014 – Transmitted to Governor  
 July 1, 2014 – Signed into law, Act 169

**HB 2273 SD2 CD1 RELATING TO THE MOTOR VEHICLE MECHANIC CERTIFICATION PROGRAM****Act 225 (07/07/14)**

Amends provisions relating to the regulation of motor vehicle repairs law. Allows the motor vehicle repair industry board, at its sole discretion, to enter into written agreements with entities, educational institutions, and other organizations to develop and administer a certification program for motor vehicle mechanics that will provide education and training in order to ensure that the mechanics' knowledge, skills and abilities are current with industry standards. -- HB2273 CD1

INTRODUCED BY: Souki J (BR)  
 UH POSITION: Watched  
 CURRENT STATUS: May 5, 2014 – Transmitted to Governor  
 July 7, 2014 – Signed into law, Act 225

**HB 2413 HD1 SD1 CD1 RELATING TO LABOR****Act 216 (07/07/14)**

Amends provisions relating to applicability; wages, hours, and other requirements. Redefines governmental contracting agency to mean any person or entity that causes either directly or indirectly the building or development of a public work and any public private partnerships. -- HB2413 CD1

INTRODUCED BY: Introduced by: Woodson J, Nakashima M, Aquino H, Saiki S, Ing K, Ichiyama L, Yamashita K, Nishimoto S, Tokioka J, Cabanilla R, Evans C, Kobayashi B, Rhoads K

UH POSITION: Watched  
 CURRENT STATUS: May 5, 2014 – Transmitted to Governor  
 July 7, 2014 – Signed into law, Act 216

**HB 2427 HD1 SD1 CD1 RELATING TO THE REPEAL OF NON-GENERAL FUNDS**

**Vetoed (07/08/14)**

Repeals provisions relating to the Captain Cook Memorial Fund and the infrastructure development fund. -  
 - Amends provisions relating to fees for statewide planning and geographic information system services and products. Requires that all fees collected for statewide planning and geographic information system analysis and other related services be deposited into the general fund. -- Repeals the statewide geospatial information and data integration special fund, the food distribution program revolving fund, the center for labor education and research revolving fund, the career and technical training projects revolving fund; University of Hawai'i at Hilo fund, the University of Hawai'i alumni special fund, and the animal research farm, Waialeale, O'ahu special fund. -- Amends the Public health nursing services special fund by changing it to the case management services for medical fragile children. -- Repeals the public health nursing services special fund. Requires the Department of Health to provide ongoing case management services and staff training in case management services in collaboration with the Department of Human Services' medicaid early and periodic screening, diagnosis, and treatment program, including but not limited to assessment of children who are medically fragile to determine service needs, development of a specific care plan, referral for and linkages to services to implement the specific care plan, and monitoring and follow up. Requires that the Medicaid reimbursements received by the department for case management services provided to families of medically fragile children be deposited into the general fund. -- Amends the blind shop revolving fund and it to read the blind shop and handicraft program. Requires the Department of Human Services to provide a workshop or home labor program for the blind or others, who, in the opinion of the department will benefit from the experience. -- Amends provisions relating to fee simple residential revolving fund. Requires the Director of Finance, on June 30, 2014, to transfer the unexpended and unencumbered balance of the revolving fund to the general fund. Further requires that after June 30, 2014, any proceeds deposited into the revolving fund to be deposited into the fee simple residential revolving fund. -- Requires that on June 30, 2014, all unencumbered balances remaining in the accounts and funds repealed by this law lapse to the credit of the general fund, provided that the Director of Finance transfer the unencumbered balance in the Captain Cook memorial fund to the state parks special fund. -- HB2427 CD1

INTRODUCED BY: Luke S, Kobayashi B, Lowen N, Woodson J, Ing K, Morikawa D, Onishi R, Fukumoto B, Takumi R, Belatti D, Brower T, Creagan R, Ichiyama L, Nishimoto S

UH POSITION: Support/Opposed  
 CURRENT STATUS: May 5, 2014 – Transmitted to Governor  
 June 23, 2014 – Notice of Intent to Veto  
 July 8, 2014 – Vetoed by Governor

**HB 2579 RELATING TO LABOR**

**Act 025 (04/17/14)**

Amends provisions relating to compromise. Provides that a compromise in regard to a claim for compensation pending before the Director of Labor and Industrial Relations shall be valid, if approved by decision of the director as conforming to the workers' compensation law; provided that this requirement shall not apply to compromises reached as result of claims or actions brought under provisions relating to liability of 3<sup>rd</sup> person. -- HB2579

INTRODUCED BY: Nakashima M, Luke S, Nishimoto S, Carroll M, Ichiyama L, Takayama G, Hanohano F

UH POSITION: Watched  
 CURRENT STATUS: April 7, 2014 – Transmitted to Governor  
 April 17, 2014 – Signed into law, Act 025

## SENATE BILLS

### **SB 1007 SD2 HD2 RELATING TO PUBLIC LAND LIABILITY**

**Act 086 (06/16/14)**

Amends Act 82, Session Laws of 2003, as amended by Act 152, Session Laws of 2007, as amended by Act 81, Session Laws of 2009, relating to state and county tort liability by repealing the sunset date. -- SB1007 HD2

INTRODUCED BY: Kim D (BR)  
 UH POSITION: Watched  
 CURRENT STATUS: May 2, 2014 – Transmitted to Governor  
 June 16, 2014 – Signed into law, Act 086

### **SB 2048 SD1 HD2 CD1 RELATING TO CABLE TELEVISION SYSTEMS**

**Act 093 (06/16/14)**

Amends provisions relating to designation of access organizations for public, educational, or governmental access channels. Repeals the requirement that the Department of Commerce and Consumer Affairs conduct an annual management and financial audit of the access organization. -- Amends Act 19, Session Laws of 2011, which establishes provisions relating to designation of access organizations for PEG (public education and government) access channels by repealing the sunset date. -- SB2048 CD1

INTRODUCED BY: Baker R  
 UH POSITION: Watched  
 CURRENT STATUS: May 1, 2014 – Transmitted to Governor  
 June 16, 2014 – Signed into law, Act 093

### **SB 2072 HD1 RELATING TO SERVICE OF PROCESS**

**Act 041 (04/23/14)**

Establishes provisions relating to manner of service within the State; assumpsit. Provides that for civil actions in the nature of assumpsit, requires that when service of summons is required by law, court rule, or court order, service on the defendant within the State be by personal delivery by a person authorized to serve process or if a reasonable attempt at personal delivery has not been successful, then by certified, registered, or express mail sent to the addressee only, as ordered by the court. Provides that proof of personal service be made in the manner prescribed by law, court rule, or court order, and if service is made by certified or registered mail, a return receipt or other proof of service provided by the postal service be filed showing delivery to the addressee within the State. -- SB2072 HD1

INTRODUCED BY: Hee C  
 UH POSITION: Watched  
 CURRENT STATUS: April 10, 2014 – Transmitted to Governor  
 April 23, 2014 – Signed into law, Act 041

**SB 2074 SD1 HD1 CD1 MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS**

**Act 078 (05/12/14)**

Appropriation to the Director of Finance and Chief Justice for all collective bargaining cost items for salary increases and other wage related costs 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 Hawai'i health systems corporation for collective bargaining unit 9 (registered professional nurses) and for salary increases and other cost items for state officers and employees excluded from collective bargaining. -- Appropriation to the Director of Finance for the Hawai'i 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. ((\$) -- SB2074 CD1

INTRODUCED BY: Hee C  
 UH POSITION: Support  
 CURRENT STATUS: May 1, 2014– Transmitted to Governor  
 May 12, 2014 – Signed into law, Act 078

**SB 2175 SD2 HD2 RELATING TO INDUSTRIAL HEMP**

**Act 056 (04/30/14)**

Authorizes the dean of the College of Tropical Agriculture and Human Resources at the University of Hawai'i to establish the 2 year industrial hemp remediation and biofuel crop research program. Allows the dean to determine how soils and water may be made more pristine and healthy by phytoremediation, removal of contaminants, and rejuvenation through the growth of industrial hemp, as well as the viability of industrial hemp as a biofuel feedstock. Allows the dean to work in collaboration with the US Army Corps of Engineers, its affiliates, and the Department of Molecular Biosciences and Bioengineering at the University of Hawai'i John A. Burns School of Medicine to determine the viability of industrial hemp as a biofuel feedstock. Requires the Department of Agriculture to certify that the seed stock to be used in the research program is for growing industrial hemp. Further require s the program to use only 1 test site to grow and cultivate industrial hemp. Requires the dean to submit a final report to the legislature. – Prohibits any person from being subject to any civil or criminal sanctions for growing or possessing industrial hemp, provided the person's growing or possessing of industrial hemp is part of the individuals' participation in the industrial hemp remediation pilot program and the person's participation is in full compliance with the requirements of the program. Act to be repealed on July 1, 2016 (sunset). -- SB2175 HD2

INTRODUCED BY: Gabbard M, Espero W  
 UH POSITION: Support  
 CURRENT STATUS: April 14, 2014 – Transmitted to Governor  
 April 30, 2014 – Signed into law, Act 056

**SB 2196 SD2 HD1 CD1 RELATING TO ENERGY**

**Act 107 (06/20/14)**

Establishes provisions relating to energy systems development special fund. Establishes the fund for the purpose of developing an integrated approach to and portfolio management of renewable energy and energy efficiency technology projects that will reduce Hawai'i's dependence on fossil fuel, imported oil, and other imported energy resources and move Hawai'i toward energy self sufficiency. Provides that the fund shall consist of deposits from appropriations from the legislature; a portion of the environmental response, energy , and food security tax; and investment earnings, gifts, donations, or other income received by the Hawai'i Natural Energy Institute. Requires the Hawai'i Natural Energy Institute to



administer the special fund and allows the expenditure of funds to obtain matching funds from federal and private sources for research, development, and demonstration of renewable energy sources and award contracts or grants to develop and deploy technologies that will reduce Hawai'i's dependence on imported energy resources and imported oil. Requires evaluations to be conducted of the projects and activities funded by the fund by a 2 person panel of independent energy and environmental technical experts who shall be appointed by the Director of Business, Economic Development, and Tourism and who are not affiliated with the Hawai'i Natural Energy Institute. Report to the legislature. Requires the Hawai'i Natural Energy Institute to develop a plan of action in coordination with the state energy resources coordinator with the intent of promoting effective prioritization and focusing of efforts consistent with the State's energy programs prior to the initiation of any projects or activities. – Amends Act 73, Session Laws of 2010, by extending the lapsing of the funds in the agricultural development and food security special fund and sunset of deposits into provisions relating to the environmental response, energy and food security tax; uses. -- SB2196 CD1

INTRODUCED BY: Gabbard M, Chun Oakland S  
 UH POSITION: Support  
 CURRENT STATUS: May 1, 2014 – Transmitted to Governor  
 June 20, 2014 – Signed into law, Act 107

**SB 2249 SD1 HD1 RELATING TO PUBLIC AGENCY MEETINGS**

**Act 068 (04/30/14)**

Amends provisions relating to notice under public agency meetings and records law. Requires if an item to be considered is the proposed adoption, amendment, or repeal of administrative rules, it contain a statement on the topic of the proposed rules or a general description of the subjects involved, as described under procedure for adoption, amendment, or repeal of rules, and a statement of when and where the proposed rules may be viewed in person and on the internet under proposed rulemaking actions and rules; posting on the lieutenant governor's internet website. -- SB2249 HD1

INTRODUCED BY: Hee C  
 UH POSITION: Watched  
 CURRENT STATUS: April 14, 2014 – Transmitted to Governor  
 April 30, 2014 – Signed into law, Act 068

**SB 2331 SD2 HD1 RELATING TO TEACHERS**

**Act 039 (04/23/14)**

Amends provisions relating to education. Defines department school to mean any school that falls within the definition of public schools and is not a charter school. Defines license to mean the recognition granted by the Hawai'i Teacher Standards Board to an individual to practice the profession of teaching. Repeals provisions which allows the employer to refuse to employ and to refuse to issue a teaching or other educational certificate or revoke the teaching or other educational certificate. Adds that the employer or prospective employer may refuse to employ and may refuse to issue a certificate for school administrators or revoke the certificate for school administrators. Allows the governor to requests additional names of qualified nominees to the board. Amends the membership of the Hawai'i Teacher Standards Board to include 1 teacher teaching in a Hawai'i public charter school. Prohibits an individual to be employed by a charter school on an emergency basis for more than 3 years. Amends the power and duties of the department of education by adding the commission (state public charter school commission) and charter schools. Requires the commission to annually report about the supply of and demand for teachers in charter schools; submit an annual report documenting the number of emergency hires by subject matter areas and by school; the reasons and duration of employment; and individual progress toward licensing; and providing any other information requested by the board that is pertinent to the commission's power and duties. Empowers charter schools to hire licensed teachers to teach in their fields of licensing; hire

unlicensed individuals in an emergency situation; and provide information requested by the board. -- SB2331 HD1

INTRODUCED BY: Tokuda J, Kidani M  
 UH POSITION: Watched  
 CURRENT STATUS: April 10, 2014 – Transmitted to Governor  
 April 23, 2014 – Signed into law, Act 039

**SB 2365 SD2 HD2 CD1 RELATING TO INSURANCE CLAIMS**

**Act 231 (07/08/14)**

Establishes provisions relating to prescription drugs; pharmaceuticals. Provides that notwithstanding any other provision to the contrary, immediately after a work injury is sustained by an employee and so long as reasonably needed and requires the employer to furnish the employee all prescription drugs as the nature of the injury requires and the liability for the prescription drugs and to be subject to the deductible under deductible option for medical benefits in insurance policy. Requires payment charges for prescription drugs including repackaged and relabeled to be 140 per cent of average wholesale price set by the original manufacturer of the dispensed prescription drug as identified by its National Drug Code and as published in the Red Book: Pharmacy's Fundamental Reference as of the date of dispensing; except where the employer or carrier, or any entity acting on behalf of the employer or carrier, directly contracts with the provider or the provider's assignee for a lower amount. Requires payment for compound prescription drugs to be the sum of 140 per cent of average wholesale price by gram weight of each underlying prescription drug contained in the compounded prescription drugs, the average wholesale price shall be that set by the original manufacturer of the underlying prescription drug as identified by its National Drug Code and as published in the Red Book: Pharmacy's Fundamental Reference as of the date of compounding; except where the employer or carrier, or any entity acting on behalf of the employer or carrier, directly contracts with the provider or the provider's assignee for a lower amount. Requires all pharmaceutical claims submitted for repackaged, relabeled, or compounded prescription drugs to include the National Drug Code of the original manufacturer and if the original manufacturer of the drug product used in repackaged or relabeled drugs or compounded medications is not provided or is unknown, the reimbursement to be 140 per cent of the average wholesale price for the original manufacturer's National Drug Code number as listed in the Red Book: Pharmacy's Fundamental Reference of the prescription drug that is most closely related to the underlying drug product. Provides that notwithstanding any other provision to the contrary, equivalent generic drug products to be substituted for brand name pharmaceuticals unless the prescribing physician certifies that no substitution shall be prescribed because the injured employee's condition does not tolerate an equivalent generic drug product. Amends provisions relating to limitation on charges under motor vehicle insurance law. Prohibits fees set forth in the administrative rules adopted by the insurance commissioner to exceed the charges permissible under this provision and provisions relating to medical care, services, and supplies under workers' compensation law. -- SB2365 CD1

INTRODUCED BY: Hee C  
 UH POSITION: Watched  
 CURRENT STATUS: May 1, 2014 – Transmitted to Governor  
 July 8, 2014 – Became law without Governor's signature, Act 231

**SB 2410 SD1 HD1 CD1 RELATING TO CAPITAL IMPROVEMENT PROJECTS**

**Act 135 (06/24/14)**

Amends provisions relating to capital improvement project allotment process. Requires the department of budget and finance to report an estimate of the operational costs for each proposed capital improvement project to the governor. -- Amends provisions relating to responsibilities of agencies. Requires each agency to furnish the department with an estimate of the operational costs for a proposed capital improvement

project and all documents that support the estimate. Further requires the agencies to make available all documents and related information to the legislature. -- SB2410 CD1

INTRODUCED BY: Ige D, Kidani M, Thielen L, Kouchi R, Nishihara C, Espero W, Tokuda J, Slom S, Baker R, Keith-Agaran G, English J, Solomon M, Ihara L, Green J, Ruderman

R, Chun Oakland S, Galuteria B, Gabbard M

UH POSITION: Watched

CURRENT STATUS: May 1, 2014 – Transmitted to Governor  
June 24, 2014 – Signed into law, Act 135

**SB 2420 SD1 RELATING TO CRIMINAL HISTORY RECORD CHECKS FOR STATE AND COUNTY EMPLOYEES**

**Act 018 (04/15/14)**

Amends provision relating to employer inquiries into conviction record. Adds the counties on prospective employees who work with children; for fire department positions which involve contact with children or vulnerable adults; for emergency medical services positions which involve contact with children or vulnerable adults. Adds the State and counties on employees, prospective employees, volunteers, and contractors whose position responsibilities require unescorted access to secured areas and equipment related to a traffic management center; the State and counties on employees and prospective employees whose position involve the handling or use of firearms for other than law enforcement purposes; the State and counties on current and prospective systems analysts and other involved in an agency's information technology operation whose position responsibilities provide them with access to proprietary, confidential, or sensitive information. -- SB2420 SD1

INTRODUCED BY: Dela Cruz D, Espero W, Kidani M, Solomon M

UH POSITION: Watched

CURRENT STATUS: April 3, 2014 – Transmitted to Governor  
April 15, 2014 – Signed into law, Act 018

**SB 2469 SD2 HD3 CD1 RELATING TO TELEHEALTH**

**Act 159 (06/30/14)**

Amends the definition of medical and health care services to mean medical research, clinical trials, and telehealth, but not routine medical treatment or services. – Amends provisions relating to coverage for telehealth. Requires reimbursements for services provided through telehealth to be equivalent to reimbursement for the same services provided via face to face contact between a health care provider and patient. – Further requires that the patient is accompanied by treating health care provider at the time telehealth services are provided by the consulting health care provider; provided that when behavioral health services are provided, a 2nd health care provider shall not be required to accompany the patient. Redefines health care provider to include but not be limited to primary care providers, mental health providers, and oral health providers, physicians, osteopathic physicians, advanced practice registered nurses, psychologists, and dentists. -- Amends provisions relating to other duties of the director; broadband services. Changes the term telemedicine to telehealth. -- Amends provisions relating to practice of telemedicine. Changes telemedicine to telehealth. Defines telehealth to mean the use of telecommunications services, including but not limited to real time video conferencing based communication, secure interactive and non interactive web base medical information, including diagnostic quality digital images and laboratory results for medical interpretation and diagnosis, for the purposes of delivering enhanced health care services and information to parties separated by distance, establishing a physician patient relationship, evaluating a patient, or treating a patient. -- Amends provisions relating to exceptions; scope of chapter. Changes telemedicine to telehealth. Redefines telehealth to prohibit the

inclusion of standard telephone contacts, facsimile transmissions, or email texts, in combination or by themselves to constitute a telehealth service. -- SB2469 CD1

INTRODUCED BY: Baker R, Ige D, Chun Oakland S, Green J, English J, Keith-Agaran G  
 UH POSITION: Support  
 CURRENT STATUS: May 2, 2014 – Transmitted to Governor  
 June 30, 2014 – Signed into law, Act 159

**SB 2491 RELATING TO NURSING**

**Act 046 (04/23/14)**

Amends provisions relating to the nurses law. Replaces recognized with licensed. -- SB2491

INTRODUCED BY: Baker R, Green J  
 UH POSITION: Support  
 CURRENT STATUS: April 10, 2014– Transmitted to Governor  
 April 23, 2014 – Signed into law, Act 046

**SB 2492 SD1 RELATING TO ADVANCED PRACTICE REGISTERED NURSES**

**Act 045 (04/23/14)**

Adds advanced practice registered nurse to provisions relating to real property law, highway safety law, traffic violations law, education law, infectious and communicable diseases law, insurance laws, and jurors law. -- SB2492 SD1

INTRODUCED BY: Baker R, Galuteria B, Green J  
 UH POSITION: Support  
 CURRENT STATUS: April 10, 2014 – Transmitted to Governor  
 April 23, 2014 – Signed into law, Act 045

**SB 2583 SD1 HD1 CD1 RELATING TO THE PACIFIC INTERNATIONAL SPACE CENTER FOR EXPLORATION SYSTEMS AND NATIONAL AERONAUTICS AND SPACE ADMINISTRATION LASER COMMUNICATIONS GROUND STATION INITIATIVE**

**Act 171 (07/01/14)**

Appropriation to the Pacific International Space Center to support a joint National Aeronautics and Space Administration and Pacific International Space Center for exploration systems engineering assessment and study, leading to infrastructure construction beginning in 2016. Requires matching funds. (\$\$) -- SB2583 CD1

INTRODUCED BY: Espero W, Ige D, Galuteria B, Green J, Baker R  
 UH POSITION: Support Intent  
 CURRENT STATUS: May 2, 2014 – Transmitted to Governor  
 July 1, 2014 – Signed into law, Act 171

**SB 2609 SD1 HD2 CD1 RELATING TO MINIMUM WAGE**

**Act 082 (05/23/14)**

Amends provisions relating to minimum wages. Requires an employer to pay the employee at least 7.75 dollars per hour beginning January 1, 2015; 8.50 dollars per hour beginning January 1, 2016; 9.25 dollars per hour beginning January 1, 2017 and 10.10 dollars per hour beginning January 1, 2018. Changes the

hourly wage of a tipped employee be deemed to be increased on account of tips if the employee is paid an amount that is not less than 25 cents; 50 cents per hour beginning January 1, 2015; 75 cents per hour beginning January 1, 2016. Provides that beginning January 1, 2015, the combined amount the employee receives from the employee's employer and in tips is at least 7.00 dollars more than the applicable minimum wage. -- SB2609 CD1

INTRODUCED BY: Hee C  
 UH POSITION: Watched  
 CURRENT STATUS: May 2, 2014 – Transmitted to Governor  
 May 23, 2014 – Signed into law, Act 082

**SB 2682 SD1 HD2 CD1 RELATING TO FINANCIAL DISCLOSURE STATEMENTS**  
**Act 230 (07/08/14)**

Amends provisions relating to requirements for disclosure. Requires the financial disclosure statements of the Board of Regents of the University of Hawai'i and members of state board, commission, and agencies including the board of directors of the agribusiness development corporation; the board of agriculture; the state ethics commission; the Hawai'i community development authority; the Hawaiian homes commission; the Board of Directors of the Hawai'i Housing Finance and Development corporation; the board of land and natural resources; the state land use commission; the legacy land conservation commission; the natural area reserves system commission; the board of directors of the natural energy laboratory of Hawai'i authority; the Board of Directors of the Hawai'i public housing authority; the public utilities commission; and the commission on water resource management be public records and available for inspection and duplication. Limits required disclosure for the income source of the spouse or dependent child of persons subject to public disclosure to the name of the business or other qualifying source of income, and need not include the income or other qualifying source of income, and does not need to include the income source's address. -- SB2682 CD1

INTRODUCED BY: Shimabukuro M  
 UH POSITION: Watched  
 CURRENT STATUS: May 2, 2014 – Transmitted to Governor  
 June 23, 2014 – Notice of Intent to Veto  
 July 8, 2014 – Became law without the Governor's signature, Act 230

**SB 2742 SD1 HD1 CD1 RELATING TO ESTABLISHMENT OF THE PACIFIC-ASIA**  
**INSTITUTE FOR RESILIENCE AND SUSTAINABILITY**  
**Act 229 (07/07/14)**

Provides that upon the establishment of the Pacific Asia institute for resilience and sustainability, the office of the lieutenant governor shall act as the State's liaison, assisting the institute to form partnerships with various entities from the public, private, and non military sectors, including but not limited to international governmental and nongovernmental organizations, businesses, universities, research institutes, and foundations and facilitate sustainability and the environment, including issues concerning energy, water, food security, and climate change adaptation, global leadership and capacity building, including international leadership, disaster risk reduction, and public health systems, and critical community continuity, including cyber security, information assurance, security technology business and policy, and all levels of security awareness. -- SB2742 CD1

INTRODUCED BY: English J, Chun Oakland S, Solomon M, Galuteria B  
 UH POSITION: Watched  
 CURRENT STATUS: May 2, 2014 – Transmitted to Governor  
 July 7, 2014 – Signed into law, Act 229

**SB 2768 SD2 HD2 CD1 RELATING TO KINDERGARTEN****Act 076 (05/01/14)**

Amends provisions relating kindergarten program; establishment; attendance. Makes attendance in kindergarten mandatory. Requires any parent, guardian, or other person having responsibility for or care of a child who will be at least 5 years of age on or before July 31 to enroll the child in public school kindergarten unless the child is enrolled at a private school or exempted. -- SB2768 CD1

INTRODUCED BY: Tokuda J, Galuteria B, Solomon M, Green J, Dela Cruz D, Baker R, Keith-Agaran G, English J, Chun Oakland S, Kidani M, Espero W, Ruderman R, Kim D  
 UH POSITION: Watched  
 CURRENT STATUS: April 30, 2014 – Transmitted to Governor  
 May 1, 2014 – Signed into law, Act 076

**SB 2887 SD1 RELATING TO THE ESTATE AND GENERATION-SKIPPING TRANSFER TAXES****Act 044 (04/23/14)**

Amends the estate and generation - skipping transfer tax act to conform to the Internal Revenue Code. -- SB2887 SD1

INTRODUCED BY: Kim D (BR)  
 UH POSITION: Watched  
 CURRENT STATUS: April 10, 2014 – Transmitted to Governor  
 April 23, 2014 – Signed into law, Act 044

**SB 3093 SD1 HD1 CD1 RELATING TO THE UNIVERSITY OF HAWAII AT HILO****Act 167 (07/01/14)**

Appropriation to the University of Hawai'i at Hilo to support the memorandum of understanding with the RISE 21st Century After School Program. (\$\$) -- SB3093 CD1

INTRODUCED BY: Kahele G, Solomon M, Hee C, Wakai G  
 UH POSITION: Support  
 CURRENT STATUS: May 2, 2014 – Transmitted to Governor  
 July 1, 2014 – Signed into law, Act 167

**SB 3099 SD1 HD1 CD1 RELATING TO PUBLIC EMPLOYMENT****Act 181 (07/01/14)**

Amends provisions relating to State historic preservation division of the Department of Land and Natural Resources. Requires the professional and technical staff to be in accordance with civil service law. -- Requires any exemption created after July 1, 2014, to expire 3 years after its enactment unless extended by an act of the legislature. -- SB3099 CD1

INTRODUCED BY: Hee C  
 UH POSITION: Watched  
 CURRENT STATUS: May 2, 2014 – Transmitted to Governor  
 July 1, 2014– Signed into law, Act 181

**SB 3121 SD1 HD1 CD1 RELATING TO PUBLIC LAND****Act 146 06/24/14**

Amends provisions relating to exchanges. Requires any exchange of public land for private land to be subject to approval by majority vote of both houses of the legislature in any regular or special session following the date of the board of land and natural resources approval in principle of the exchange. -- SB3121 CD1

INTRODUCED BY: Galuteria B  
 UH POSITION: Watched  
 CURRENT STATUS: May 2, 2014 – Transmitted to Governor  
 June 24, 2014 – Signed into law, Act 146

**HOUSE CONCURRENT RESOLUTIONS****HCR 12 HD1 SD1**

REQUESTING THE UNIVERSITY OF HAWAII TO AFFIRM ITS COMMITMENT TO UPHOLDING THE TENETS OF TITLE IX OF THE EDUCATION AMENDMENT ACT OF 1972 AND THE VIOLENCE AGAINST WOMEN REAUTHORIZATION ACT 2013 AND THE UNIVERSITY OF HAWAII'S DEDICATION TO ENDING ALL FORMS OF SEXUAL VIOLENCE ON HAWAII CAMPUSES THROUGH A REPORT ON THE STATUS OF TITLE IX OF THE EDUCATION AMENDMENT ACT OF 1972 AND VIOLENCE AGAINST WOMEN REAUTHORIZATION ACT 2013 POLICIES, PROCEDURES, STAFFING, AND STATISTICS

INTRODUCED BY: Belatti D, Lowen N, Thielen C, Hanohano F, Carroll M, Cachola R, Lee C, Takumi R, Mizuno J, Morikawa D, Wooley J, Ichiyama L, Luke S, Har S, Awana K, Takai K  
 UH POSITION: Support  
 CURRENT STATUS: April 24, 2014 – Adopted in Final Form

**HCR 17 HD1 SD1**

REQUESTING THE DEPARTMENT OF HEALTH DEVELOPMENTAL DISABILITIES DIVISION TO ESTABLISH A TASK FORCE TO REVIEW HAWAII'S STATUTORY DEFINITION OF "DEVELOPMENTAL DISABILITIES"

INTRODUCED BY: Souki J (BR)  
 UH POSITION: Watched  
 CURRENT STATUS: April 16, 2014 – Adopted in Final Form

**HCR 40 SD1**

RECOGNIZING AND DESIGNATING THE HAWAII HEALTH INFORMATION EXCHANGE AS THE ONLY FULLY OPERATIONAL, STATEWIDE HEALTH INFORMATION EXCHANGE OPERATING IN HAWAII

INTRODUCED BY: Belatti D, Carroll M, Morikawa D, Kobayashi B, Woodson J  
 UH POSITION: Watched  
 CURRENT STATUS: April 24, 2014 – Adopted in Final Form

**HCR 48 HD2 SD1**

REQUESTING THE CONVENING OF A TASK FORCE TO DEVELOP RECOMMENDATIONS FOR THE ESTABLISHMENT OF A REGULATED STATEWIDE DISPENSARY SYSTEM FOR MEDICAL MARIJUANA

INTRODUCED BY: Belatti D, Hanohano F

UH POSITION: Watched  
CURRENT STATUS: April 24, 2014 – Adopted in Final Form

**HCR 77 HD1 SD1**

EXPRESSING LEGISLATIVE SUPPORT FOR THE HAWAII FOOD AND WINE FESTIVAL AND DECLARING THE FESTIVAL TO BE THE NEXT AGRICULTURAL AND CULINARY MOVEMENT IN THE STATE OF HAWAII

INTRODUCED BY: Nishimoto S  
UH POSITION: Watched  
CURRENT STATUS: April 23, 2014 – Adopted in Final Form

**HCR 176**

REQUESTING THE STATE PROCUREMENT OFFICE TO CONDUCT A STUDY ON THE FEASIBILITY, NECESSARY PROCESSES, AND COSTS RELATIVE TO REQUIRING THE CONSIDERATION OF PAST PERFORMANCE AS A FACTOR IN AWARDING PUBLIC CONTRACTS, INCLUDING LOW BID CONTRACTS

INTRODUCED BY: Jordan J, McKelvey A, Choy I, Oshiro M, Ito K, Luke S, Tokioka J, Har S, Say C  
UH POSITION: Watched  
CURRENT STATUS: April 23, 2014 – Adopted in Final Form

**SENATE CONCURRENT RESOLUTIONS****SCR 83 HD1**

COMMENDING AND SUPPORTING THE PACIFIC INTERNATIONAL SPACE CENTER FOR EXPLORATION SYSTEMS' COLLABORATIVE WORK WITH THE NATIONAL AERONAUTICS AND SPACE ADMINISTRATION AND PRIVATE INDUSTRIES IN THE AREAS OF BASALTIC CONCRETE AND ADDITIVE MANUFACTURING AND REQUESTING COLLABORATION TO EXPLORE OPPORTUNITIES FOR APPLICATIONS OF BASALTIC CONCRETE AND ADDITIVE MANUFACTURING

INTRODUCED BY: Espero W  
UH POSITION: Support  
CURRENT STATUS: April 22, 2014 – Adopted in Final Form

**SCR 116**

REQUESTING THE HAWAII ACCESS TO JUSTICE COMMISSION TO CONVENE A WORKING GROUP TO DEVELOP AN EDUCATIONAL LOAN REPAYMENT PROGRAM FOR WILLIAM S. RICHARDSON SCHOOL OF LAW GRADUATES TO EXPAND OPPORTUNITIES TO PURSUE PUBLIC INTEREST CAREERS IN HAWAII THAT DIRECTLY SERVE UNDERSERVED COMMUNITIES

INTRODUCED BY: Taniguchi B  
UH POSITION: Support  
CURRENT STATUS: April 29, 2014 – Adopted in Final Form



**GOVERNOR'S MESSAGES****GM 528**

Submitting for consideration and confirmation to the Early Learning Advisory Board, Gubernatorial Nominee, LISA KIMURA, for a term to expire 6-30-2014

Current Status: April 17, 2014 – Confirmed by the State Senate

**GM 529**

Submitting for consideration and confirmation to the Early Learning Advisory Board, Gubernatorial Nominee, LISA KIMURA, for a term to expire 6-30-2016

Current Status: April 17, 2014 – Confirmed by the State Senate

**GM 530**

Submitting for consideration and confirmation to the Education Commission of the States, Gubernatorial Nominee, JN MUSTO, for a term to expire 6-30-2018

Current Status: April 17, 2014 – Confirmed by the State Senate

**GM 586**

Submitting for consideration and confirmation to the Board of Regents of the University of Hawaii, Gubernatorial Nominee, STANFORD YUEN, for a term to expire 6-30-2019

Current Status: April 3, 2014 – Confirmed by the State Senate

**GM 587**

Submitting for consideration and confirmation to the Board of Regents of the University of Hawaii, Gubernatorial Nominee, LEE PUTNAM, for a term to expire 6-30-2019

Current Status: April 3, 2014 – Confirmed by the State Senate

**GM 588**

Submitting for consideration and confirmation to the Board of Regents of the University of Hawaii, Gubernatorial Nominee, JEFFREY PORTNOY, for a term to expire 6-30-2014

Current Status: April 3, 2014 – Confirmed by the State Senate

**GM 589**

Submitting for consideration and confirmation to the Board of Regents of the University of Hawaii, Gubernatorial Nominee, JEFFREY PORTNOY, for a term to expire 6-30-2019

Current Status: April 3, 2014 – Confirmed by the State Senate

**GM 590**

Submitting for consideration and confirmation to the Board of Regents of the University of Hawaii, Gubernatorial Nominee, MICHELLE TAGORDA, for a term to expire 6-30-2016

Current Status: April 3, 2014 – Confirmed by the State Senate

**GM 649**

Submitting for consideration and confirmation to the Hawaii Teacher Standards Board, Gubernatorial Nominee, TERRY HOLCK, for a term to expire 6-30-2017

Current Status: April 17, 2014 – Confirmed by the State Senate

**GM 650**

Submitting for consideration and confirmation to the Early Learning Advisory Board, Gubernatorial Nominee, ALFRED CASTLE, for a term to expire 6-30-2016

Current Status: April 17, 2014 – Confirmed by the State Senate

**GM 651**

Submitting for consideration and confirmation to the Early Learning Advisory Board, Gubernatorial Nominee, M. NAMAKAOKALANI RAWLINS, for a term to expire 6-30-2016

Current Status: April 17, 2014 – Confirmed by the State Senate

**GM 675**

Submitting for consideration and confirmation to the Board of Directors of the Research Corporation of the University of Hawaii, Gubernatorial Nominee, DAVID DUFFY, for a term to expire 6-30-2017

Current Status: April 21, 2014 – Confirmed by the State Senate

**GM 676**

Submitting for consideration and confirmation to the Hawaii Commission for National and Community Service, Gubernatorial Nominee, JOHN ANDERSON, for a term to expire 6-30-2017

Current Status: April 22, 2014 – Confirmed by the State Senate

**GM 677**

Submitting for consideration and confirmation to the Hawaii Commission for National and Community Service, Gubernatorial Nominee, JANICE BOND, for a term to expire 6-30-2017

Current Status: April 22, 2014 – Confirmed by the State Senate

**GM 678**

Submitting for consideration and confirmation to the Hawaii Commission for National and Community Service, Gubernatorial Nominee, DENNIS DUNN, for a term to expire 6-30-2017

Current Status: April 22, 2014 – Confirmed by the State Senate

**GM 679**

Submitting for consideration and confirmation to the Hawaii Commission for National and Community Service, Gubernatorial Nominee, LISA DUNN, for a term to expire 6-30-2017

Current Status: April 22, 2014 – Confirmed by the State Senate

**GM 680**

Submitting for consideration and confirmation to the Hawaii Commission for National and Community Service, Gubernatorial Nominee, PATRICIA MASTERS, for a term to expire 6-30-2017

Current Status: April 22, 2014 – Confirmed by the State Senate

**GM 681**

Submitting for consideration and confirmation to the Hawaii Commission for National and Community Service, gubernatorial nominee, DARIN SHIGETA, for a term to expire 6-30-2017

Current Status: April 22, 2014 – Confirmed by the State Senate

**GM 682**

Submitting for consideration and confirmation to the Hawaii Commission for National and Community Service, gubernatorial nominee, CHARLOTTE TOWNSEND, for a term to expire 6-30-2017

Current Status: April 22, 2014 – Confirmed by the State Senate

**GM 683**

Submitting for consideration and confirmation to the Hawaii Medical Education Council, gubernatorial nominee, VICKI MCMANUS, for a term to expire 6-30-2017

Current Status: April 22, 2014 – Confirmed by the State Senate

**GM 684**

Submitting for consideration and confirmation to the Hawaii Medical Education Council, gubernatorial nominee, KENNETH ROBBINS, for a term to expire 6-30-2017

Current Status: April 22, 2014 – Confirmed by the State Senate

**GM 685**

Submitting for consideration and confirmation to the Hawaii Medical Education Council, gubernatorial nominee, SHARON VITOUSEK, for a term to expire 6-30-2017

Current Status: April 22, 2014 – Confirmed by the State Senate

**GM 686**

Submitting for consideration and confirmation to the Hawaii Medical Education Council, gubernatorial nominee, ALLEN HIXON, for a term to expire 6-30-2017

Current Status: April 22, 2014 – Confirmed by the State Senate

**GM 687**

Submitting for consideration and confirmation to the Hawaii Medical Education Council, gubernatorial nominee, WILLIAM DUBBS, for a term to expire 6-30-2015

Current Status: April 22, 2014 – Confirmed by the State Senate

**BUDGET PROVISOS**

HB1700 HD1 SD1 CD1 (Act 122, SLH 2014)  
RELATING TO THE STATE BUDGET

## UH EARMARKS/RESTRICTIONS

SECTION 4. Part III, Act 134, Session Laws of Hawaii 2013, is amended as follows:

(23) By adding a new section to read:

"SECTION 21.1. Provided that of the general fund appropriation to the University of Hawaii, Manoa (UOH100), the sum of \$200,000 shall be expended for the purpose of making improvements to the athletics training room; and provided further that any unexpended funds shall lapse to the general fund at the end of the fiscal year for which the appropriation was made."

(24) By adding a new section to read:

"SECTION 21.2. Provided that of the general fund appropriation to the University of Hawaii, Manoa (UOH100) athletic department, the sum of \$45,000 or so much thereof as may be necessary shall be expended for the purpose of purchasing a vehicle for the golf program; and provided further that any unexpended funds shall lapse to the general fund at the end of the fiscal year for which the appropriation was made."

(25) By adding a new section to read:

"SECTION 21.3. Provided that of the general fund appropriation to the University of Hawaii, Manoa (UOH100), the sum of \$72,600 or so much thereof as may be necessary for fiscal year 2014-2015 shall be expended for the purpose of an industrial hemp phytoremediation project; and provided further that any unexpended funds shall lapse to the general fund at the end of the fiscal year for which the appropriation was made."

(26) By adding a new section to read:

"SECTION 21.4. Provided that of the general fund appropriation to the University of Hawaii, Community Colleges (UOH800), the sum of \$149,870 or so much thereof as may be necessary in fiscal year 2014-2015 shall be expended for the purpose of establishing and conducting a shoreline monitoring and educational program, "Monitoring Hawaii's Changing Shorelines: Phase I-Key South and West Shore Beaches on Kauai"; and provided further that any unexpended funds shall lapse to the general fund at the end of the fiscal year for which the appropriation was made."

SECTION 6. Part V, Act 134, Session Laws of Hawaii 2013, is amended:

(5) By adding a new section to read as follows:

"SECTION 41.4. Provided that of the revenue bond fund appropriation for the university of Hawaii, (UOH 100), Marine Center Relocation, the sum of \$6,000,000 or so much thereof as may be necessary for fiscal year 2014-2015 shall not be expended by the university of Hawaii until such time as an executed lease agreement is signed between the department of transportation and the university of Hawaii."

SECTION 8. Act 164, Session Laws of Hawaii 2011, section 36, as amended and renumbered by Act 106, Session Laws of Hawaii 2012, section 5, is amended by amending Item 100.01 to read as follows:

"B42 KAP, CULINARY INSTITUTE OF THE PACIFIC-DIAMOND HEAD, OAHU DESIGN, CONSTRUCTION AND EQUIPMENT FOR THE DEVELOPMENT OF THE CULINARY INSTITUTE OF THE PACIFIC. PROJECT TO INCLUDE GROUND AND SITE IMPROVEMENTS, DEVELOPMENT OF NEW FACILITY, AND ALL PROJECT EQUIPMENT AND APPURTENANCES, AND ALL PROJECT RELATED COSTS. THIS PROJECT IS DEEMED NECESSARY TO QUALIFY FOR FEDERAL AID FINANCING AND/OR REIMBURSEMENT."

DESIGN 9,998  
CONSTRUCTION 1  
EQUIPMENT 1

TOTAL FUNDING UOH 10,000C"

SECTION 7. Part VII, Act 134, Session Laws of Hawaii 2013, is amended as follows:

(1) By adding a new section to read:

"SECTION 88.1. Any provision of this Act to the contrary notwithstanding, the governor may approve the extension of the lapse dates for federal fund or other federal fund appropriations and appropriations of other means of financing, except general funds, deemed necessary to qualify for federal aid financing and/or reimbursement, provided in this Act or authorized by the governor pursuant to section 88 of this Act as necessary to meet the intent of the federal grant awards."

(8) By adding a new section to read:

"SECTION 136.1. (a) In the preparation of the executive budget for the fiscal biennium 2015-2017, the department of budget and finance shall prepare the base budget for each department and attached agency by deleting appropriations identified as "non-recurring" in the executive budget bill worksheets for this Act and Act 134, Session Laws of Hawaii 2013. The department of budget and finance shall submit applicable forms to the legislature itemizing and explaining all deleted non-recurring appropriations. The forms shall be submitted no later than the date of submission by the governor to the legislature of the executive budget for the fiscal biennium 2015-2017.

(b) This section shall not prohibit an executive department or attached agency from requesting the reinstatement of a non-recurring appropriation in the executive budget for the fiscal biennium 2015-2017 if the non-recurring appropriation is first deleted from its base budget as required under subsection (a)."

## COMPARISON ON 2013 & 2014 STATE LEGISLATURE

	<u>2013 Session</u>	<u>2014 Session</u>
Number of Bills Introduced / Tracked:	H – 1484 / 323 S – 1388 / 309	H – 1185 / 278 S – 1127 / 240
Number of Bills Testified / Total Submitted:	H – 54 / 103 S – 51 / 111	H – 64 / 122 S – 62 / 126
Number of Bills Passed by the Legislature:	H – 35 S – 30	H – 23 S – 24
Number of Bills Enacted / Vetoed / Overridden:	H – 34 / 1 / 0 S – 30 / 0 / 0	H – 22 / 1 / 0 S – 24 / 0 / 0
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Number of Concurrent Resolutions Introduced / Tracked:	H – 241 / 59 S – 202 / 77	H – 247 / 33 S – 149 / 31
Number of Concurrent Resolutions Testified / Total Submitted:	H – 6 / 8 S – 10 / 16	H – 4 / 6 S – 6 / 11
Number of Concurrent Resolutions Adopted:	H – 7 S – 9	H – 6 S – 2
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Number of Governor's Messages Tracked / Testified:	S – 27	S – 24 / 1