

LEGISLATIVE REPORT
ON ISSUES IMPACTING THE UNIVERSITY OF HAWAI‘I SYSTEM
Passed by the 2012 Hawai‘i State Legislature



Prepared by the
Office of the Vice President for Student Affairs and
University and Community Relations
University of Hawai‘i System

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**Bill descriptions provided by Legislative Reference Bureau’s “Bills Passed by the Hawai‘i State Legislature Regular Session of 2012”*

INTRODUCTION

On Thursday, May 3, 2012, the 26th Legislature of the State of Hawai‘i came to a close.

At the final decking deadline of the 2011 Legislative Session, there were a number of bills that did not meet the deadline but had received prior agreement from the subject matter chairs. Some of those bills were acted upon within the first two weeks of the 2012 session. These measures were considered to be “fast tracked” and included two bills that dealt with the University of Hawai‘i:

- SB 239 (Act 2) extended the portion of the Hawai‘i Tobacco Settlement Special Fund monies allocated for annual operating expenses of the John A. Burns School of Medicine (JABSOM).
- SB 809 (Act 3) increased the University of Hawai‘i’s authorization to issue revenue bonds by \$100,000,000 for the purpose of financing the construction and maintenance of qualifying capital improvement projects. This measure was re-introduced as part of the 2012 BOR package to re-emphasize the importance of this legislation.

Four bills were approved by the University of Hawai‘i’s Board of Regents (BOR) and introduced as part of the 2012 Governor’s package. Two bills did not pass the legislature, which would have extended the exemption granted to the University of Hawai‘i from certain provisions of the Hawai‘i Procurement Code and authorized the UH to carry over into the next fiscal year up to five percent of the general fund appropriation.

Along with the fast-tracked measures stated earlier, two other bills from the 2012 and 2011 BOR package were also passed:

- HB 2023 (Act 53) makes permanent the assessment and deposit of center for nursing fees into the compliance resolution fund and distribution of those funds to the credit of the center for nursing special fund, passed the legislature.
- SB 240 (Act 186) extended the physician workforce assessment fee and disbursement of the fees collected until 2017.

Other proposals of significance that passed the legislature included:

- SB 1382 (Act 132) requests the Legislative Auditor to examine the federal Higher Education Act of 1965, and make recommendations to ensure compliance of institutions offering post-secondary educational programs.
- SB 243 (Act 137) establishes the Hawai‘i Western Interstate Commission of Higher Education (WICHE) and allows Hawai‘i WICHE to establish a repayment policy for students who receive financial support from certain funds appropriated for the Hawai‘i commission.

For the University System FY13 Supplemental Operating Budget Request, the BOR approved a general fund request of 91 additional FTE positions and \$19.8 million for consideration by the Governor. The Governor’s request that was transmitted to the Legislature included 81 additional FTE positions and an increase of \$5.0 million in general funds for the University System.

Although the March 2012 Hawai‘i Council on Revenues’ projection reflected a slight increase in state general revenue collections for FY12 and FY13, the Legislature maintained a conservative approach in balancing the state operating budget, making limited general fund adjustments to sustain essential state programs. Fortunately, the Legislature did not make cuts to the University’s base general fund operating budget as had been occurring since FY09. The Legislature approved one general fund operating budget

adjustment; six additional FTE positions and \$322,242 in general funds for system-wide expansion of Na Pua No‘eau, a model program that builds academic capacity of native Hawaiian K-12 students attending Hawaii schools to increase their going rates within the University of Hawai‘i system.

HB 2012, HD1, SD1, CD1, amended Act 164, Session Laws of Hawai‘i 2011, by adding a total of \$122.931 million to the University of Hawai‘i’s CIP budget in fiscal year 2012-2013. Of the \$122.931 million, \$121.986 million is in general obligation bonds and \$945,000 is in revenue bonds.

Highlights include:

- \$15.436 million for Systemwide Health, Safety, and Code Requirements
- \$50.000 million for Systemwide Capital Renewal and Deferred Maintenance
- \$12.500 million for the Pacific Health Research Laboratory
- \$10.000 million for Kapi‘olani Community College's Culinary Institute of the Pacific
- \$7.500 million for West Hawai‘i Community College at Palamanui

**SUMMARY OF LEGISLATION
PASSED BY THE 2012 STATE LEGISLATURE
OF INTEREST TO THE UNIVERSITY OF HAWAI‘I**

<u>House Bills</u>		<u>UH Position</u>	<u>Final Bill Status</u>
HB 0304	Appropriations for Public Health and Education	Support	Passed
HB 1617	Public Lands (Fair Compensation)	Watched	Vetoed
HB 1671	Procurement (Judicial Review; Limits Protest)	Watched	Vetoed
HB 1726	Barrel Tax Extension	Watched	Passed
HB 1788	Computer Fraud	Watched	Passed
HB 1838	State Bonds	Watched	Passed
HB 1858	Workforce Demographic Information	Watched	Passed
HB 2012	State Budget	Watched	Passed
HB 2023	Center for Nursing	Support	Passed
HB 2099	Workers' Comp (Attorney's Fees)	Watched	Passed
HB 2100	Bee Hive Research	Support	Passed
HB 2232	Pelvic Examinations	Support	Passed
HB 2242	Veterinary License	Support	Passed
HB 2265	Procurement (Payment Bonds)	Watched	Passed
HB 2266	IT Steering Committee	Watched	Passed
HB 2436	Information Privacy and Security Council	Watched	Vetoed
HB 2439	EUTF (New Definitions)	Watched	Passed
HB 2487	ERS (Non-base Pay Increases)	Watched	Passed
HB 2491	EUTF (Prefund Post-Employment Health)	Watched	Passed
HB 2492	EUTF (Base Monthly Contribution; Date Change)	Watched	Passed
HB 2495	CB Units 2, 3, 4, and 8	Watched	Passed
HB 2573	Apprenticeship	Watched	Passed
HB 2574	Chapter 91 Notification	Watched	Passed
HB 2584	Workers' Comp (Third Party Agencies)	Watched	Passed
HB 2591	Accreted Lands	Watched	Passed
HB 2628	Residential Landlord-Tenant Code	Support	Passed
HB 2639	College-credit Equivalency	Support	Passed
HB 2873	PISCES	Support	Passed

<u>Senate Bills</u>		<u>UH Position</u>	<u>Final Bill Status</u>
SB 0112	Space Industry	Watched	Passed
SB 0155	Athletic Trainers	Support	Passed
SB 0239	Tobacco Settlement Special Fund	Support	Passed
SB 0240	Physician Workforce Assessment	Support	Passed
SB 0243	Hawai'i WICHE	Support	Passed
SB 0596	Hawai'i Health Corps	Support	Passed
SB 0809	Revenue Bonds	Support	Passed
SB 1083	UHPA (EUTF)	Watched	Passed
SB 1269	Employment Retirement System	Watched	Passed
SB 1312	Legacy Land Conservation Commission	Watched	Passed
SB 1382	Post-Secondary Education	Watched	Passed
SB 1500	Anatomical Gifts	Watched	Passed
SB 2001	Public Land Trust	Watched	Passed
SB 2103	Physician Assistant (Licensed Practical Nurse)	Support	Passed
SB 2110	Hawai'i Moving Images ('Ulu'ulu)	Watched	Passed
SB 2115	Charter Schools (New Chapter)	Watched	Passed

<u>Senate Bills</u> (continued)		<u>UH Position</u>	<u>Final Bill Status</u>
SB 2116	Charter Schools (Transition Coordinator)	Watched	Passed
SB 2214	EUTF (Health Benefits provision clarification)	Watched	Vetoed
SB 2236	Hawai'i Broadband Initiative	Watched	Passed
SB 2281	Environmental Impact Statements	Watched	Passed
SB 2323	CB Units 2, 3, 4 (Funding re: Favored Nations)	Watched	Passed
SB 2324	CB Units 2, 3, 4 (Funding Officers and Employees)	Watched	Passed
SB 2378	Legacy Lands	Watched	Passed
SB 2402	Light Pollution	Support	Passed
SB 2412	Contracts	Watched	Passed
SB 2545	Early Learning Advisory Board	Support	Passed
SB 2648	Campaign Finance (Scholarships)	Watched	Passed
SB 2678	Honouliuli	Watched	Passed
SB 2698	Information Privacy and Security Council	Support	Passed
SB 2737	Public Meetings	Watched	Passed
SB 2745	Climate Change Policy Guidelines	Support	Passed
SB 2747	Electric Vehicle Parking	Watched	Passed
SB 2774	Government Publications	Watched	Passed
SB 2778	Childhood Obesity	Watched	Passed
SB 2780	DAGS	Watched	Passed
SB 2783	Public Trust Lands (Kaka'ako Makai)	Watched	Passed
SB 2800	Child Care	Watched	Passed
SB 2818	Disposition of Dead Human Bodies	Watched	Passed
SB 2858	Open Government (Judicial Review)	Watched	Passed
SB 2859	Open Government (Lack of Quorum)	Watched	Passed

HOUSE BILLS**HB 0304 HD1 SD1 CD1 RELATING TO STATE FINANCES****Act 215 (07/03/12)**

Appropriation to the department of human services for grants to Adult Friends for Youth; for grants to the Alzheimer's Association, Aloha Chapter; for grants to Best Buddies International; for grants to Catholic Charities Hawai'i; for grants to the Domestic Violence Action Center; to Family Promise of Hawai'i; for grants to the Susannah Wesley Community Center. -- Appropriation to the department of labor and industrial relations for grants to Ballet Hawai'i; for grants to Catholic Charities Hawai'i; for grants to Legal Aid Society of Hawai'i; for grants to Malama Learning Center; for grants to Moanalua Gardens Foundation; for grants to Palama Settlement; for grants to Parents and Children Together; for grants to Surfing the Nations; for grants to Volunteer Legal Services Hawai'i. -- Appropriation to the department of defense for grants to The Chamber of Commerce of Hawai'i. -- Appropriation to the department of health for grants to Child and Family Service - Maui; for grants to Child and Family Service - Kaua'i; for grants to Child and Family Service - Oahu; for grants to the Coalition for a Drug-Free Hawai'i; for grants to Gregory House Programs; for grants to Hawai'i Meth Project; for grants to the Kalihi-Palama Health Center; for grants to the Moili'ili Community Center; for grants to ORI Anuenue Hale, Inc.; for grants to Pacific Renal Care Foundation; for grants to Partners in Development Foundation; for grants to Read Aloud America, Inc.; for grants to Wahiawa General Hospital; for grants to Waikiki Community Center, Inc. -- Appropriation to the judiciary for grants to The Children's Alliance of Hawai'i, Inc.; for grants to Hawai'i Family Law Clinic. -- Appropriation to the department education for grants to Hawai'i 3R's; for grants to Read to Me International Foundation. -- Appropriation to the department of accounting and general services for grants to the Hawai'i United Okinawa Association; for grants to the Hawai'i Theater Center. -- Appropriation to the department of Hawaiian home lands for grants to La'i (Lai) Opuua 2020; for grants to Waiohuli Hawaiian Homesteaders Association, Inc. (\$\$) -- HB0304 CD1

INTRODUCED BY: Oshiro M
 UH POSITION: Support
 CURRENT STATUS: May 7, 2012 – Transmitted to Governor
 July 3, 2012 – Signed into law, Act 215

HB 1617 HD2 SD2 CD1 RELATING TO PUBLIC LANDS**Vetoed (07/10/12)**

Establishes provisions relating to commercial, hotel, resort, or industrial leases; extension of term. Allows the board of land and natural resources to extend the lease term of public lands for commercial, hotel or industrial use upon the approval by the board of a development agreement proposed by the lessee or the lessee and developer to make substantial improvements to the demised premises. Requires the lessee, or the lessee and developer to submit to the board the plans and specifications for the total development being proposed. Requires the board to review the specifications and determine whether the development 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 percentage rent where gross receipts exceed a specified amount. Prohibits any lease extension until the board and the lessee, or the lessee and the 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 extension of the lease to be based upon the substantial improvements to be made and to be no longer than 55 years. Requires that any extension of a lease granted is to be effectuated, documented, and executed using the

most current lease form and leasing practices and policies of the board. -- Establishes provisions relating to withdrawal of leased land; fair compensation; lease extension. Requires the lease rent to be reduced in proportion to the value of the land withdrawn or made unusable upon a withdrawal or taking of leased land that causes any portion of the land to become unusable for the specific use or uses for which it was leased. Prohibits any land that is under cultivation to be withdrawn or taken until the crops are harvested, unless the board of land and natural resources pays the lessee the value of the crops. Requires the board to pay to the lessee the difference between the appraised breeding value and the salvage value, including the cost of transportation to a market on the island on which the leased land is located if the breeding livestock cannot be relocated or marketed for the breeding value. -- HB1617 CD1

INTRODUCED BY: Chang J, Tsuji C, Herkes R, Har S, Nakashima M, McKelvey A
 UH POSITION: Watched
 CURRENT STATUS: May 7, 2012 – Transmitted to Governor
 June 25, 2012 – Notice of Intent to Veto
 July 10, 2012 – Vetoed by Governor

HB 1671 HD2 SD2 RELATING TO PROCUREMENT

Vetoed (07/10/12)

Amends provisions relating to the Hawai'i public procurement code. Establishes provisions requiring the state procurement office to keep statistics on solicitations and awards protested. -- Amends provisions relating to administrative proceedings for review. Requires the several hearings officers appointed by the director of the department of commerce and consumer affairs to have jurisdiction to review and determine any request from any bidder, offeror, contractor, person, or governmental body aggrieved by a determination of the chief procurement officer, head of a purchasing agency, or a designee of either officer. Provides that the party shall have the burden of proof, including the burden of producing evidence as well as the burden of persuasion. -- Requires party initiating proceedings to pay the department of commerce and consumer affairs a specified cash or protest bond amount that will be returned if the initiating party prevails. -- Reduces the number of days the hearings officer has to transmit the record of the administrative proceedings to the circuit court upon the filing of an application for judicial review. Provides that judicial review shall be resolved within 30 days or the circuit court shall lose jurisdiction and the decision of the hearings officer shall remain. -- HB1671 SD2

INTRODUCED BY: Choy I
 UH POSITION: Watched
 CURRENT STATUS: April 20, 2012 – Transmitted to Governor
 June 25, 2012 – Notice of Intent to Veto
 July 10, 2012 – Vetoed by Governor

HB 1726 HD1 SD2 CD1 RELATING TO ENERGY

Act 151 (06/25/12)

Amends Act 253, session laws of 2007, establishing the energy systems development special fund to develop an integrated approach and portfolio management of renewable energy project that will reduce Hawai'i's dependence on fossil fuel and imported oil and other imported energy resources and move Hawai'i toward energy self sufficiency by extending the sunset date. -- HB1726 CD1

INTRODUCED BY: Coffman D
 UH POSITION: Watched
 CURRENT STATUS: May 7, 2012 – Transmitted to Governor
 June 25, 2012 – Signed into law, Act 151

HB 1788 HD1 SD1 CD1 RELATING TO COMPUTER CRIME**Act 293 (07/09/12)**

Establishes provisions relating to computer fraud in the 3rd degree. Provides that a person commits the offense of computer fraud in the 3rd degree if the person knowingly accesses a computer, computer system, or computer network with the intent to commit the offense of theft in the 3rd or 4th degree. Makes it a class C felony. -- Amends provisions relating to computer fraud in the 1st degree. Provides that a person commits the offense of computer fraud in the 1st degree if the person knowingly accesses a computer, computer system, or computer network with the intent to commit the offense of theft in the 1st degree. Makes it a class A felony. -- Provides that a person commits the offense of computer fraud in the 2nd degree if the person knowingly accesses a computer, computer system, or computer with the intent to commit the offense of theft in the 2nd degree. Makes it a class B felony. -- Amends provisions that a person commits the offense of unauthorized computer access in the 1st degree if the person knowingly accesses a computer, computer system or computer network without authorization and thereby obtains information, and the offense was committed for the purpose of commercial or private financial gain, the offense was committed in furtherance of any other crime, the value of the information obtained exceeds 20,000 dollars, or the information has been determined by a statute or to require protection against unauthorized disclosure. Makes it a class A felony. -- Amends provisions relating to unauthorized computer access in the 2nd degree. Provides that a person commits the offense of unauthorized computer access in the 2nd degree if the person knowingly accesses a computer, computer system, or computer network without authorization and thereby obtains information. Makes it a class B felony. -- Amends provisions relating to unauthorized computer access in the 3rd degree. Provides that a person commits the offense of unauthorized computer access in the 3rd degree if the person knowingly accesses a computer, computer system, or computer network without authorization. Makes it a class C felony. -- HB1788 CD1

INTRODUCED BY: Keith-Agaran G, Lee C, Luke S, Nishimoto S, Brower T, Rhoads K, Aquino H
 UH POSITION: Watched
 CURRENT STATUS: May 7, 2012 – Transmitted to Governor
 July 9, 2012 – Signed into law, Act 293

HB 1838 SD1 CD1 RELATING TO STATE BONDS**Act 108 (06/08/12)**

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. (\$\$) -- HB1838 CD1

INTRODUCED BY: Oshiro M
 UH POSITION: Watched
 CURRENT STATUS: May 7, 2012 – Transmitted to Governor
 June 8, 2012 – Signed into law, Act 108

HB 1858 RELATING TO WORKFORCE INFORMATION**Act 016 (04/12/12)**

Establishes provisions relating to executive branch workforce demographic profile. Requires the director of human resources development to compile a profile on the workforce of the executive branch. Annual report to the legislature. -- HB1858

INTRODUCED BY: Oshiro M, Rhoads K
 UH POSITION: Watched

CURRENT STATUS: March 30, 2012 – Transmitted to Governor
April 12, 2012 – Signed into law, Act 016

HB 2012 HD1 SD1 CD1 RELATING TO THE STATE BUDGET

Act 106 (06/08/12)

Supplemental Appropriations Act of 2012 (executive budget). Amends Act 164, session laws of 2011, relating to the state budget. (\$\$) -- HB2012 CD1

INTRODUCED BY: Say C (BR)
UH POSITION: Watched
CURRENT STATUS: May 3, 2012 – Transmitted to Governor
June 8, 2012 – Signed into law, Act 106

HB 2023 RELATING TO THE CENTER FOR NURSING

Act 053 (04/23/12)

Amends Act 198, session laws of 2003, as amended by Act 173, session laws of 2008, by repealing the sunset date for the center for nursing fee and the requirement that the director of commerce and consumer affairs disburse the funds from the fee in an account in the compliance resolution fund to the credit of the center for nursing special fund. -- HB2023

INTRODUCED BY: Lee M, Awana K, Takai K, Cabanilla R, Mizuno J
UH POSITION: Support
CURRENT STATUS: April 11, 2012 – Transmitted to Governor
April 23, 2012 – Signed into law, Act 053

HB 2099 HD1 SD1 CD1 RELATING TO WORKERS' COMPENSATION

Act 234 (07/06/12)

Amends provisions relating to costs under workers' compensation law. Permits reasonable attorney's fees to be included as part of the whole costs of the proceedings that the director of labor and industrial relations, appellate board, or court may assess against a party who has brought, prosecuted, or defended in any proceeding under workers' compensation law without reasonable ground. -- HB2099 CD1

INTRODUCED BY: Rhoads K
UH POSITION: Watched
CURRENT STATUS: May 7, 2012 – Transmitted to Governor
July 6, 2012 – Signed into law, Act 234

HB 2100 HD2 SD1 CD1 RELATING TO BEES

Act 129 (06/18/12)

Appropriation to the University of Hawai'i for a statewide bee hive research conducted through the University of Hawai'i system, including the purchase of hives and related equipment. Requires the University of Hawai'i to consult with the department of agriculture. (\$\$) -- HB2100 CD1

INTRODUCED BY: Tsuji C, Hashem M, Hanohano F, Brower T, Yamashita K, Evans C, Chang J, Choy I, Awana K, Nishimoto S, McKelvey A, Nakashima M, Herkes R
UH POSITION: Support
CURRENT STATUS: May 7, 2012 – Transmitted to Governor
June 18, 2012 – Signed into law, Act 129

HB 2232 HD2 SD1 CD1 RELATING TO HEALTH**Act 136 (06/19/12)**

Prohibits physicians, osteopathic physicians, surgeons, or students participating in a course of instruction, residency program, or clinical training program from performing a pelvic examination on an anesthetized or unconscious female patient unless the patient gives prior verbal or written informed consent to the pelvic examination, the performance of a pelvic examination is within the scope of care for the surgical procedure or diagnostic examination scheduled to be performed on the patient, or the patient is unconscious and the pelvic examination is required for diagnostic purposes. -- HB2232 CD1

INTRODUCED BY: Jordan J, Morikawa D, McKelvey A, Mizuno J, Marumoto B, Belatti D, Pine K, Riviere G, Wooley J, Hanohano F, Evans C, Carroll M, Yamane R, Lee M
 UH POSITION: Support
 CURRENT STATUS: May 7, 2012 – Transmitted to Governor
 June 19, 2012 – Signed into law, Act 136

HB 2242 HD1 SD1 RELATING TO CONTINUING EDUCATION FOR VETERINARIANS**Act 306 (07/09/12)**

Amends provisions relating to definitions under veterinary medicine law. Adds definitions for continuing education courses and for credit hour. Amends provisions relating to licenses. Makes failure to renew on or before June 30 of each even numbered year an automatic forfeiture of license and provides for restoration schemata. Prior to payment deadlines for license renewal requires licensees to pay all required fees and to complete at least 20 credit hours of continuing education within the 2 year period preceding the renewal date. Exempts licensees who have graduated within 1 year of the 1st license renewal from continuing education requirement for the 1st renewal. Requires licensees to certify compliance with continuing education requirements under oath and allows the board of veterinary examiners to require licensees to submit satisfactory evidence of compliance with the requirement. Allows the board to conduct random audits to determine compliance with continuing education requirements. Amends provisions relating to refusal to grant and revocation or suspension of license by including among the false statements for which a license may be revoked or suspended, a false certification of compliance with continuing education requirements. -- HB2242 SD1

INTRODUCED BY: Hashem M, Keith-Agaran G, Herkes R, Ichiyama L, Wooley J, Aquino H, Yamane R
 UH POSITION: Support
 CURRENT STATUS: April 23, 2012 – Transmitted by Governor
 July 9, 2012 – Signed into law, Act 306

HB 2265 HD2 SD2 CD1 RELATING TO THE STATE PROCUREMENT CODE**Act 173 (06/27/12)**

Amends provisions relating to the Hawai'i public procurement code. Establishes provisions requiring the state procurement office to keep statistics on solicitations and awards protested. Provides that procurements of greater than 50,000 dollars also requires a payment bond. Provides that small purchase procedures shall be used for procurements of 25,000 dollars to 250,000 dollars. -- Amends provisions relating to administrative proceedings for review. Requires the hearings officers to issue a decision within 45 days. Requires party initiating proceedings to pay the department of commerce and consumer affairs a specified cash or protest bond amount that will be returned if the initiating party prevails. -- Reduces the number of days the hearings officer has to transmit the record of the administrative proceedings to the circuit court upon the filing of an application for judicial review. Provides that judicial

review shall be resolved within 30 days or the circuit court shall lose jurisdiction and the decision of the hearings officer shall remain. -- Amends Act 175, session laws of 2009, as amended by Act 107, session laws of 2010, by repealing the sunset provisions changing small purchases to less than 100,000 dollars for goods or services and 250,000 dollars for construction. Requires security by performance and payment bonds delivered to the procurement officer for procurements greater than 50,000 dollars for construction and requires that procurements of 25,000 dollars to less than 250,000 dollars be made in accordance with small purchase procedures; provided that small purchase procurements through an electronic system shall be required. -- HB2265 CD1

INTRODUCED BY: Yamashita K
 UH POSITION: Watched
 CURRENT STATUS: May 7, 2012 – Transmitted to Governor
 June 27, 2012 – Signed into law, Act 173

HB 2266 HD1 SD1 RELATING TO INFORMATION TECHNOLOGY

Act 224 (07/05/12)

Amends provisions relating to information technology; chief information officer; information technology steering committee; establishment; responsibilities. Provides that the membership of the information technology steering committee shall consist of 11 members with 4 members to be selected by the senate president, 4 members to be selected by the speaker of the house of representatives, and 1 member to be appointed by the chief justice, and 1 members appointed by the governor. -- HB2266 SD1

INTRODUCED BY: Yamashita K, Chong P, Choy I, McKelvey A
 UH POSITION: Watched
 CURRENT STATUS: April 23, 2012 – Transmitted to Governor
 July 5, 2012 – Signed into law, Act 224

HB 2436 HD1 SD1 RELATING TO THE INFORMATION PRIVACY AND SECURITY COUNCIL

Vetoed (07/10/12)

Amends provisions relating to information privacy and security council; established; duties; reports. Changes the chair of the information privacy and security council from the comptroller to the chief information officer or the chief information officer's designee. -- HB2436 SD1

INTRODUCED BY: Say C (BR)
 UH POSITION: Watched
 CURRENT STATUS: April 18, 2012 – Transmitted to Governor
 June 25, 2012 – Notice of Intent to Veto
 July 10, 2012 – Vetoed by Governor

HB 2439 HD1 RELATING TO EMPLOYER-UNION HEALTH BENEFITS TRUST FUND

Act 036 (04/20/12)

Amends provisions relating definitions for the Hawai'i employer union health benefits trust fund. Defines credited service to mean service as an officer or employee paid by the State or county. Redefines employee by repealing the per diem employee. -- HB2439 HD1

INTRODUCED BY: Say C (BR)

UH POSITION: Watched
 CURRENT STATUS: April 11, 2012 – Transmitted to Governor
 April 20, 2012 – Signed into law, Act 036

HB 2487 HD1 SD2 CD1 RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM
Act 153 (06/25/12)

Amends provisions relating to the allowance on service retirement. Repeals the provision for water safety officers hired after June 30, 2012. -- Amends provisions related to average final compensation by limiting of the amount of compensation included in average final compensation. -- Amends the retirement allowance for judges who become members of the employee retirement system after June 30, 2012. -- Amends provisions relating to ordinary disability retirement allowance. Requires that a class H member who becomes a member after June 30, 2012, to receive a maximum retirement allowance equal to the higher of either 1 and 3/4ths per cent of the average final compensation multiplied by the number of years of class H credited service unreduced for age, plus 1 and 1/4th per cent of the member's average final compensation multiplied by the number of years of class C credited service unreduced for age; or 25 per cent of the member's average final compensation. -- Amends provisions relating to ordinary death benefit. Requires the member's accumulated contributions be paid to the member's designated beneficiary if the member became a member before July 1, 2012 and had less than 5 years of credit service at the time of death; or the member became a member after June 30, 2012, and has less than 10 years of credited service at the time of death; or requires an amount equal to the member's hypothetical account balance be paid to the member designated beneficiary if the member became a member before July 2, 2012, and had 5 or more years of credited service at the time of death; or the member became a member after June 30, 2012, and had 10 or more years of credited service at the time of death. -- Establishes provisions relating to payment by employers of costs associated with significant non base pay increases. Requires the State and each county to include the actuarial present value resulting from significant non base increases for each employee or former employee who became a member of the system prior to July 1, 2012, and retired in the previous year. Requires the employer to pay the contribution from the actuarial value. -- Amends provisions relating to compensation by defining average base pay, average final compensation non base pay ratio, average non base pay, base pay, comparison period, comparison period average base pay, comparison period average non base pay, and comparison period non base pay ratio. -- HB2487 CD1

INTRODUCED BY: Say C (BR)
 UH POSITION: Watched
 CURRENT STATUS: May 7, 2012 – Transmitted to Governor
 June 25, 2012 – Signed into law, Act 153

HB 2491 HD1 SD1 RELATING TO THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND
Act 304 (07/09/12)

Establishes provisions relating to other post employment benefits trust. Authorizes the board of the employer union health benefits trust fund to create a trust fund for the purpose of receiving employer contributions that will prefund post employment health and other benefit costs for retirees and their beneficiaries. -- HB2491 SD1

INTRODUCED BY: Say C (BR)
 UH POSITION: Watched
 CURRENT STATUS: May 2, 2012 – Transmitted to Governor
 July 9, 2012 – Signed into law, Act 304

HB 2492 HD1 RELATING TO THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND

Act 038 (04/20/12)

Amends provisions relating to state and county contributions; retired employees. Changes the date that the base monthly contribution is annually adjusted from July 1 of each year to January 1 of each year. -- HB2492 HD1

INTRODUCED BY: Say C (BR)
 UH POSITION: Watched
 CURRENT STATUS: April 11, 2012 – Transmitted to Governor
 April 20, 2012 – Signed into law, Act 038

HB 2495 HD1 SD1 CD1 RELATING TO COLLECTIVE BARGAINING COST ITEMS

Act 109 (06/08/12)

Appropriation to the director of finance for salary increases and other cost adjustments related to favored nations provisions in the supplemental agreement negotiated between the University of Hawai‘i and the exclusive bargaining representative of collective bargaining unit 2 (supervisory blue collar employees), collective bargaining unit 3 (nonsupervisory white collar employees), collective bargaining unit 4 (supervisory white collar employees), collective bargaining unit 8 (personnel of the University of Hawai‘i and community college system), and for state officers and employees excluded from collective bargaining who belong to the same compensation plans as those officers and employees of the University of Hawai‘i. -- Appropriation to the director of finance for the Hawai‘i employer union health benefits trust fund costs contained in the supplemental agreement negotiated between the University of Hawai‘i and the exclusive bargaining representative of collective bargaining unit 8 (personnel of the University of Hawai‘i and community college system), and for state officers and employees excluded from collective bargaining who belong to the same compensation plans as those officers and employees within collective bargaining unit 8 (personnel of the University of Hawai‘i and community college system). (\$\$) -- HB2495 CD1

INTRODUCED BY: Say C (BR)
 UH POSITION: Watched
 CURRENT STATUS: May 7, 2012 – Transmitted to Governor
 June 8, 2012 – Signed into law, Act 109

HB 2573 HD1 RELATING TO APPRENTICESHIP

Act 014 (04/10/12)

Amends provisions relating to apprenticeship. Redefines apprentice to include a worker at least 16 years of age, except where a higher minimum age standard is fixed by law, who is employed to learn an apprenticeable occupation. Changes the standard of the program to conform to the federal regulations established by the director of labor and industrial relations. Requires the director to accord reciprocal approval to apprenticeship programs and agreements that are registered in other states by the federal Office of Apprenticeship. -- HB2573 HD1

INTRODUCED BY: Say C (BR)
 UH POSITION: Watched
 CURRENT STATUS: March 22, 2012 – Transmitted to Governor
 April 10, 2012 – Signed into law, Act 014

HB 2574 HD1 SD1 RELATING TO NOTIFICATION OF CHAPTER 91 HEARINGS
Act 261 (07/06/12)

Amends provisions relating to labor and industrial relations appeals board. Requires all parties be given written notice of a hearing by 1st class mail at least 15 days before the hearing. Allows notice to be given to the party by publication in a newspaper if and party's address cannot be ascertained. -- HB2574 SD1

INTRODUCED BY: Say C (BR)
 UH POSITION: Watched
 CURRENT STATUS: April 20, 2012 – Transmitted to Governor
 July 6, 2012 – Signed into law, Act 261

HB 2584 HD1 SD1 RELATING TO NOTICE OF WORKERS' COMPENSATION INSURANCE
Act 262 (07/06/12)

Amends provisions relating to notice of insurance under workers' compensation law. Allows the director of labor and industrial relations to also accept the notice of employer's insurance from approved 3rd party agencies in a manner and form approved by the director. -- HB2584 SD1

INTRODUCED BY: Say C (BR)
 UH POSITION: Watched
 CURRENT STATUS: April 24, 2012 – Transmitted to Governor
 July 6, 2012 – Signed into law, Act 262

HB 2591 HD2 RELATING TO ACCRETED LANDS
Act 056 (04/23/12)

Amends provisions relating to definition of public lands, accretion to land and quieting title. Requires that land accreted after May 20, 2003, is to be public land except as otherwise provided by law. -- HB2591 HD2

INTRODUCED BY: Say C (BR)
 UH POSITION: Watched
 CURRENT STATUS: April 11, 2012 – Transmitted to Governor
 April 23, 2012 – Signed into law, Act 056

HB 2628 HD2 RELATING TO THE RESIDENTIAL LANDLORD-TENANT CODE
Act 043 (04/23/12)

Amends provisions relating to exclusions from application of chapter under the residential landlord tenant code. Exempts a private dorm management company that offers a minimum of 50 beds to students of any college, university, or other institution of higher education in the State. -- HB2628 HD2

INTRODUCED BY: Cabanilla R
 UH POSITION: Support
 CURRENT STATUS: April 4, 2012 – Transmitted to Governor
 April 23, 2012 – Signed into law, Act 043

HB 2639 HD2 RELATING TO HIGHER EDUCATION**Act 012 (04/09/12)**

Amends provisions relating to college credit equivalency program established; purpose; policies and procedures; eligibility. Requires the program to award credits for professional experience gained through service in the US armed forces. Requires the program to prepare and make public a learning assessment or other criteria to determine college level learning gained during service in the US armed forces. -- HB2639 HD2

INTRODUCED BY: Nishimoto S, Johanson A, Chang J, Manahan J, Aquino H, Wooley J, McKelvey A, Hashem M, Ichiyama L, Choy I, Kawakami D, Coffman D, Pine K, Takai K, Lee C, Tsuji C, Keith-Agaran G, Fontaine G, Ward G, Brower T, Rhoads K, Lee M, Cullen T, Yamashita K, Yamane R, Saiki S, Souki J, Ito K, Mizuno J, Evans C, Har S

UH POSITION: Support

CURRENT STATUS: March 23, 2012 – Transmitted to Governor
April 9, 2012 – Signed into law, Act 012

HB 2873 HD2 SD2 CD1 RELATING TO THE PACIFIC INTERNATIONAL SPACE CENTER FOR EXPLORATION SYSTEMS**Act 169 (06/27/12)**

Establishes provisions relating to the Pacific international space center for exploration systems within the department of business, economic development and tourism. Establishes a board of directors. Requires the director to oversee, supervise, and direct the planning, evaluation, and coordination of space related activities, establish partnerships with corporate, government, and University of Hawai'i, and promote opportunities for expanding and diversifying aerospace related industries in the State. Transfers rights, powers, functions, and duties of the University of Hawai'i pertaining to the Pacific international space center for exploration systems to the office of aerospace development of the department. Appropriation. (\$\$) -- HB2873 CD1

INTRODUCED BY: McKelvey A, Choy I, Chang J, Evans C, Nakashima M, Johanson A, Say C, Chong P, Ichiyama L, Ward G

UH POSITION: Support

CURRENT STATUS: May 7, 2012 – Transmitted to Governor
June 27, 2012 – Signed into law, Act 169

SENATE BILLS

SB 0112 SD1 HD1 CD1 RELATING TO TOURISM

Act 101 (05/10/12)

Appropriation to the department of business, economic development, and tourism for the application for a spaceport license from the Federal Aviation Administration. Requires matching funds from the federal government. Report to the legislature. (\$\$) -- SB0112 CD1.

INTRODUCED BY: Espero W
 UH POSITION: Watched
 CURRENT STATUS: May 8, 2012 – Transmitted to Governor
 May 10, 2012 – Signed into law, Act 101

SB 0155 SD2 HD1 CD1 RELATING TO ATHLETIC TRAINERS

Act 198 (07/03/12)

Establishes the athletic trainers law. Prohibits a person to represent, advertise, or announce oneself, either publicly or privately, as an athletic trainer, or use in connection with the person's name or place of business the words registered athletic trainer, or any other words, letters, abbreviations, or insignia indicating or implying that the person is an athletic trainer unless the person has registered with the department of commerce and consumer affairs. Requires the department to maintain a current list of names and business addresses of athletic trainers and the registrant's copy of its certification from the National Athletic Trainers Association Board of Certification to be a public record. Requires physician to provide supervision to an athletic trainer for athletic training services plans or protocols. Establishes penalties. -- Amends provisions relating to repeal dates for newly enacted professional and vocational regulatory programs. Repeals athletic trainers law on June 30, 2018 (sunset). -- Allows the department of commerce and consumer affairs to employ necessary personnel without regard to civil service laws, to assist with and prepare for the implementation and continuing functions of athletic trainers law. -- Establishes temporary surcharge paid by athletic trainers upon the issuance of a new registration and at each renewal period and which will be maintained in a separate account within the compliance resolution fund. Provides transfer formula and protocol, and requires excess amount appropriated in the act to be deposited in the compliance resolution fund. -- Appropriation out of the compliance resolution fund to implement the registration of athletic trainers. (\$\$) -- SB0155 CD1

INTRODUCED BY: Baker R, Green J, Ige D
 UH POSITION: Support
 CURRENT STATUS: May 8, 2012 – Transmitted to Governor
 July 3, 2012 – Signed into law, Act 198

SB 0239 SD2 HD2 CD1 RELATING TO THE HAWAII TOBACCO SETTLEMENT SPECIAL FUND

Act 002 (02/13/12)

Amends provisions relating to the Hawai'i tobacco settlement special fund. Adds that the 28 per cent appropriated into the University of Hawai'i revenue undertakings fund shall be used as payment of annual operating expenses incurred by the new medical school facility and provides that starting with fiscal year 2013 - 2014, the amount to be appropriated shall be reduced to 27 per cent and for fiscal year 2014 - 2015, the amount shall be reduced to 26 per cent. -- Requires the university to prepare a detailed accounting of all revenues and expenditures relating to moneys appropriated into the fund and any moneys used for the operating costs of the medical school facility. Reports to the legislature. Further

requires the university to report to the legislature detailing its financial plan to fund the operating expenses of the John A. Burns School of Medicine beginning July 1, 2015, when it is no longer authorized to use a portion of the Hawai'i tobacco settlement special fund moneys. Reports to the legislature. -- SB0239 CD1

INTRODUCED BY: Tokuda J
 UH POSITION: Support
 CURRENT STATUS: January 30, 2012 – Transmitted to Governor
 February 13, 2012 – Signed into law, Act 002

SB 0240 SD2 HD2 CD1 RELATING TO PHYSICIAN WORKFORCE ASSESSMENT
Act 186 (06/28/12)

Amends provisions relating to the John A. Burns school of medicine special fund. Requires at least 50 per cent of the total amount of assessment fees deposited from the physician workforce assessment fees to be used for purposes identified by the Hawai'i medical education council to support physician workforce assessment and planning efforts, including the recruitment and retention of physicians, for rural and medically underserved areas of the State. Increases the limit on expenditures from the special fund. Repealed on June 30, 2017 (sunset). -- Amends Act 18, special session laws of 2009, establishing the workforce assessment fee and requiring the director of commerce and consumer affairs to disburse from the compliance resolution fund, funds collected from the fee, to the special fund, by changing the report to the legislature, the state health planning and development agency, and the Hawai'i medical board to be made annually and by extending the sunset date. -- SB0240 CD1

INTRODUCED BY: Tokuda J, Chun Oakland S
 UH POSITION: Support
 CURRENT STATUS: May 8, 2012 – Transmitted to Governor
 June 28, 2012– Signed into law, Act 186

SB 0243 SD2 HD1 CD1 RELATING TO THE WESTERN INTERSTATE
COMMISSION FOR HIGHER EDUCATION
Act 137 (06/19/12)

Establishes provisions relating to the Hawai'i western interstate commission for higher education. Establishes the commission comprised of the state commissioners to the western interstate commission for higher education placed within the University of Hawai'i. Allows the Hawai'i commission to establish a repayment program policy for students who receive any financial support from the student exchange program. Establishes the professional student exchange program special fund to receive repayments and which shall be used to support the program's activities and enforce collection. -- SB0243 CD1

INTRODUCED BY: Tokuda J
 UH POSITION: Support
 CURRENT STATUS: May 8, 2012 – Transmitted to Governor
 June 19, 2012 – Signed into law, Act 137

SB 0596 SD2 HD1 CD1 RELATING TO HAWAII HEALTH CORPS
Act 187 (06/28/12)

Establishes the Hawai'i health corps law. Requires the University of Hawai'i John A. Burns School of Medicine and the school of nursing and dental hygiene to administer the Hawai'i health corps program to encourage physicians, physician assistants, and nurse practitioners to serve in counties where there is a

shortage, with priority given to a rural area county. Creates the Hawai'i rural health care provider loan repayment program within the program to provide loan repayments to eligible physicians, assistants, and nurses. Provides that participants in the program may be ordered by the governor to serve as 1st responders in the event of a declared emergency in the State and at the capacity determined by the director of health. Establishes the Hawai'i health corps revolving fund. Requires the deans of the school of medicine and school of nursing and dental hygiene to annually report to the legislature. -- SB0596 CD1

INTRODUCED BY: Green J, Nishihara C, Shimabukuro M, Baker R, Ige D
 UH POSITION: Support
 CURRENT STATUS: May 8, 2012 – Transmitted to Governor
 June 28, 2012– Signed into law, Act 187

SB 0809 SD1 HD1 CD1 RELATING TO THE UNIVERSITY OF HAWAII
Act 003 (02/13/12)

Amends Act 161, session laws of 2007, as amended by Act 94, session laws of 2009, relating to University of Hawai'i projects and purposes. Increases the principal amount of revenue bonds authorized. Appropriation out of the revenue bond proceeds. Requires the university to report to the legislature upon issuance of additional revenue bonds. (\$\$) -- SB0809 CD1.

INTRODUCED BY: Tokuda J
 UH POSITION: Support
 CURRENT STATUS: January 30, 2012 – Transmitted to Governor
 February 13, 2012 – Signed into law, Act 003

SB 1083 SD1 HD1 CD1 MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS
Act 112 (06/08/12)

Appropriation to the director of finance for the Hawai'i employer union health benefits trust fund costs contained in the supplemental agreements negotiated between the University of Hawai'i and the exclusive bargaining representative of collective bargaining unit 7 (faculty of the University of Hawai'i and community college system) and for state officers and employees excluded from collective bargaining who belong to the same compensation plans as those officers and employees within collective bargaining unit 7 (faculty of the University of Hawai'i and community college system). (\$\$) -- SB1083 CD1

INTRODUCED BY: Hee C
 UH POSITION: Watched
 CURRENT STATUS: May 8, 2012 – Transmitted to Governor
 June 8, 2012 – Signed into law, Act 112

SB 1269 SD2 HD2 CD1 RELATING TO THE DEFINITION OF COMPENSATION FOR PURPOSES OF THE EMPLOYEES' RETIREMENT SYSTEM
Act 152 (06/25/12)

Amends provisions relating to employee compensation under the employees' retirement system. Provides that for service after June 30, 2012, compensation to an employee or officer shall include the normal periodic payments of money for services performed, overtime differentials, elective salary reduction contributions under the Internal Revenue Code and 12 month differentials for employees of the department of education. Prohibits any other additional or extra payments to an employee or officer, including overtime, supplementary payments, bonuses, lump sum salary supplements, allowances or

differentials, including differentials for stand by duty, temporary unusual work hazards, compression differentials, or temporary differentials. -- SB1269 CD1

INTRODUCED BY: Tsutsui S (BR)
 UH POSITION: Watched
 CURRENT STATUS: May 8, 2012 – Transmitted to Governor
 June 25, 2012 – Signed into law, Act 152

SB 1312 HD1 RELATING TO THE LEGACY LAND CONSERVATION COMMISSION

Act 082 (04/26/12)

Amends provisions relating to acquisition of resource value land. Defines the commission to mean the legacy land conservation commission. Requires the chairperson of the natural area reserves system commission or the chairperson's designated representative from the natural area reserves system commission to serve as an ex officio voting member and the members of the commission shall elect the chairperson of the commission. -- SB1312 HD1

INTRODUCED BY: Tsutsui S (BR)
 UH POSITION: Watched
 CURRENT STATUS: April 13, 2012 – Transmitted to Governor
 April 26, 2012 – Signed into law, Act 082

SB 1382 SD2 HD1 CD1 RELATING TO EDUCATION

Act 132 (06/19/12)

Requires the auditor to examine the federal Higher Education Act of 1965, as amended, and federal regulations pursuant to that Act, and recommend the best available options to the State, including a regulatory framework, to ensure the State's compliance with provisions relating to the authorization of institutions that offer educational programs beyond secondary education in the State for the purposes of federal program eligibility. Report to the legislature. -- SB1382 CD1

INTRODUCED BY: Tokuda J, Kidani M, Dela Cruz D, Chun Oakland S
 UH POSITION: Watched
 CURRENT STATUS: May 8, 2012 – Transmitted to Governor
 June 19, 2012 – Signed into law, Act 132

SB1500 HD1 CD1 RELATING TO ANATOMICAL GIFTS

Act 270 (07/06/12)

Amends provisions relating to rights and duties of procurement organization and others under medical and research use of bodies law. Requires a person to whom an anatomical gift passes to accept or reject the anatomical gift unless the anatomical gift is medically unsuitable for transplantation, therapy, research, or education. Requires acceptance to occur when the gift is made under medical and research use of bodies law regardless of whether another person, including family members, has made an anatomical gift. -- SB1500 CD1

INTRODUCED BY: Fukunaga C
 UH POSITION: Watched
 CURRENT STATUS: May 8, 2012 – Transmitted to Governor
 July 6, 2012 – Signed into law, Act 270

SB 2001 SD1 HD2 CD1 RELATING TO THE PUBLIC LAND TRUST**Act 193 (06/29/12)**

Amends provisions relating to objectives and policies for facility systems--energy. Requires the State to promote the development of indigenous geothermal energy resources that are located on public trust land as an affordable and reliable source of firm power for Hawai'i. Requires consultation and public input from the native Hawaiian community and the general public when developing projects with public land trust lands. -- SB2001 CD1.

INTRODUCED BY: Solomon M, Dela Cruz D, Kahele G
 UH POSITION: Watched
 CURRENT STATUS: May 8, 2012-- Transmitted to Governor
 June 29, 2012 -- Signed into law, Act 193

SB 2103 SD2 HD2 CD1 RELATING TO HEALTH**Act 255 (07/06/12)**

Amends provisions under nurses law. Redefines the practice of nursing as a licensed practical nurse and the practice of nursing as a registered nurse to include the orders of a licensed physician assistant, practicing with required physician supervision, and acting as the agent of the supervising physician. Act to be repealed on July 1, 2017 (sunset).
 -- SB2103 CD1

INTRODUCED BY: Green J
 UH POSITION: Support
 CURRENT STATUS: May 8, 2012 -- Transmitted to Governor
 July 6, 2012 -- Signed into law, Act 255

SB 2110 SD1 HD1 RELATING TO THE PRESERVATION OF HAWAII'S MOVING IMAGES**Act 090 (04/27/12)**

Establishes provisions relating to 'Ulu'ulu: the Henry Ku'ualoha Giugni Moving Image Archive of Hawai'i. Designates as the official state archive moving image. Establishes the 'Ulu'ulu: the Henry Ku'ualoha Giugni Moving Image Archive of Hawai'i special fund to be administered by the University of Hawai'i to support the archive's activities. -- SB2110 HD1.

INTRODUCED BY: Espero W, Gabbard M, Ige D, Fukunaga C, Ihara L, Baker R, Tsutsui S, Tokuda J
 UH POSITION: Watched
 CURRENT STATUS: April 13, 2012 -- Transmitted to Governor
 April 27, 2012 -- Signed into law, Act 090

SB 2115 SD2 HD2 CD1 RELATING TO CHARTER SCHOOLS**Act 130 (06/19/12)**

Repeals the private charter schools laws and replaces with the public charter schools law. -- SB2115 CD1.

INTRODUCED BY: Tokuda J, Kidani M, Galuteria B, Tsutsui S, Ige D, Fukunaga C, Wakai G, Kahele G, Chun Oakland S, English J, Gabbard M, Espero W, Baker R, Kim D, Ryan P
 UH POSITION: Watched
 CURRENT STATUS: May 8, 2012 -- Transmitted to Governor

June 19, 2012 – Signed into law, Act 130

SB 2116 SD2 HD1 CD1 RELATING TO CHARTER SCHOOLS**Act 131 (06/19/12)**

Requires the board of education in consultation with national organizations to contract for an implementation and transition coordinator to assist with the implementation of the recommendations of the charter school governance, accountability, and authority task force and to transition from the current charter school system to a new charter school system. Exempts the contracting of the coordinator from the Hawai'i public procurement code. Appropriation. (\$\$) -- SB2116 CD1

INTRODUCED BY: Tokuda J, Kidani M, Galuteria B, Tsutsui S, Ige D, English J, Fukunaga C, Wakai G, Espero W, Gabbard M, Chun Oakland S, Kahele G, Baker R, Ryan P
 UH POSITION: Watched
 CURRENT STATUS: May 8, 2012 – Transmitted to Governor
 June 19, 2012 – Signed into law, Act 131

SB 2214 SD2 HD2 CD1 RELATING TO COLLECTIVE BARGAINING**Vetoed (07/10/12)**

Amends provisions relating to the scope of the collective bargaining negotiations; consultation. Provides that the obligation to meet and negotiate does not compel either party to agree to a proposal or make a concession. Repeals the provision that parties cannot negotiate about cost items. Requires that negotiations relating to the contributions to the Hawai'i employer union health benefits trust fund be for the purpose of agreeing upon the amounts which the State and counties shall contribute toward the payment of costs for health benefits and group life insurance benefits provided that the parties shall not be bound by the amounts contributed under prior agreements. Repeals the provision arbitration shall not be available to resolve impasses or disputes. – Amends provisions relating to the resolution of disputes; impasses. Requires that the decision of the arbitration panel be final and binding upon the parties of all provisions submitted to the arbitration panel. Repeals exceptions. -- SB2214 CD1

INTRODUCED BY: Hee C
 UH POSITION: Watched
 CURRENT STATUS: May 8, 2012 – Transmitted to Governor
 June 25, 2012 – Notice of Intent to Veto
 July 10, 2012 – Vetoed by Governor

SB 2236 HD2 CD1 RELATING TO INFORMATION TECHNOLOGY**Act 242 (07/06/12)**

Amends provisions relating to assisting utilities serving the general public in providing electric energy or gas by adding telecommunications. Authorizes the issuance of special purpose revenue bonds to assist Clearcom, Inc., or a partnership headed by Clearcom, Inc., with the planning, permitting, design, construction, equipping, and operating of broadband infrastructure at locations throughout the State. Authorizes the issuance of refunding special purpose revenue bonds to refund the special purpose revenue bonds. (\$\$) -- SB2236 CD1

INTRODUCED BY: Fukunaga C, Baker R, Chun Oakland S, Ige D, Galuteria B, Shimabukuro M
 UH POSITION: Watched
 CURRENT STATUS: May 8, 2012 – Transmitted to Governor
 July 6, 2012 – Signed into law, Act 242

SB 2281 SD1 HD1 RELATING TO ENVIRONMENTAL IMPACT STATEMENTS
Act 172 (06/27/12)

Amends provisions relating to environmental impact statements law. Amends provisions relating to applicability and requirements. Allows an agency to authorize an applicant to choose not to prepare an environmental assessment and to prepare an environmental impact statement that begins with preparation of an environmental impact statement preparation notice as provided by rules if the agency determines that an environmental impact statement is likely to be required. -- SB2281 HD1

INTRODUCED BY: Gabbard M, Ryan P, English J, Shimabukuro M

UH POSITION: Watched

CURRENT STATUS: April 27, 2012 – Transmitted to Governor

June 27, 2012 – Signed into law, Act 172

SB 2323 SD1 HD1 CD1 MAKING APPROPRIATIONS FOR PUBLIC EMPLOYMENT
COST ITEMS
Act 111 (06/08/12)

Appropriation to the director of finance for salary increases and other cost adjustments related to favored nations provisions in the supplemental agreement negotiated between the department of education and the exclusive bargaining representative of collective bargaining unit 2 (supervisory blue collar employees), collective bargaining unit 3 (nonsupervisory white collar employees), collective bargaining unit 4 (supervisory white collar employees), collective bargaining unit 6 (educational officers and other personnel of the department of education), collective bargaining unit 13 (other professional and scientific employees), for employees of the department of education, including the Hawai'i state public library system, and for state officers and employees excluded from collective bargaining who belong to the same compensation plans as those officers and employees of the department of education. -- Appropriation to the director of finance for the Hawai'i employer union health benefits trust fund costs contained in the supplemental agreement negotiated between the department of education and the exclusive bargaining representative of collective bargaining unit 6 (educational officers and other personnel of the department of education), and for state officers and employees excluded from collective bargaining who belong to the same compensation plans as those officers and employees within collective bargaining unit 6 (educational officers and other personnel of the department of education). (\$\$) -- SB2323 CD1

INTRODUCED BY: Hee C

UH POSITION: Watched

CURRENT STATUS: May 8, 2012 – Transmitted to Governor

June 8, 2012 – Signed into law, Act 111

SB 2324 SD1 HD1 CD1 MAKING APPROPRIATIONS FOR PUBLIC EMPLOYMENT
COST ITEMS
Act 110 (06/08/12)

Appropriation to the director of finance for salary increases and other cost adjustments related to favored nations provisions in the supplemental agreement negotiated between the state executive branch and the exclusive bargaining representative of collective bargaining unit 2 (supervisory blue collar employees), collective bargaining unit 3 (nonsupervisory white collar employees), collective bargaining unit 4 (supervisory white collar employees), collective bargaining unit 13 (other professional and scientific employees), and for state officers and employees in the state executive branch excluded from collective bargaining who belong to the same compensation plans as those officers and employees within collective bargaining unit 2 (supervisory blue collar employees), collective bargaining unit 3 (nonsupervisory white

collar employees), collective bargaining unit 4 (supervisory white collar employees), collective bargaining unit 13 (other professional and scientific employees). -- Appropriation to the director of finance for the Hawai'i employer union health benefits trust fund costs contained in the supplemental agreement negotiated between the state executive branch, department of education, and University of Hawai'i and the exclusive bargaining representative of collective bargaining unit 2 (supervisory blue collar employees), collective bargaining unit 3 (nonsupervisory white collar employees), collective bargaining unit 4 (supervisory white collar employees), collective bargaining unit 13 (other professional and scientific employees), and for state officers and employees in the state executive branch, department of education, and University of Hawai'i excluded from collective bargaining who belong to the same compensation plans as those officers and employees within collective bargaining unit 2 (supervisory blue collar employees), collective bargaining unit 3 (nonsupervisory white collar employees), collective bargaining unit 4 (supervisory white collar employees), collective bargaining unit 13 (other professional and scientific employees). (\$\$) -- SB2324 CD1

INTRODUCED BY: Hee C
 UH POSITION: Watched
 CURRENT STATUS: May 8, 2012 – Transmitted to Governor
 June 8, 2012 – Signed into law, Act 110

SB 2378 SD1 HD1 CD1 RELATING TO LEGACY LANDS

Act 284 (07/06/12)

Amends provisions relating to authority to acquire and convey by adding easement required and exemption. Requires rather than allows the board of land and natural resources, in consultation with the senate president and the speaker of the house of representatives to require as a condition of the receipt of funds that state, county agencies and nonprofit land conservation organizations receiving funds under this chapter provide a conservation easement, or an agricultural easement or deed restriction or covenant to the department of land and natural resources; the department of agriculture; the agribusiness development corporation; the public land development corporation; an appropriate land conservation agency; or an appropriate county, state, or federal natural resource conservation agency, that shall run with the land and be recorded with the land to ensure the longterm protection of land having value as a resource to the State and preserve the interests of the State. Requires the board to require as a condition of the receipt of funds that it be an owner of any such conservation easement. Allows the board or an appropriate land conservation organization or county, state, or federal agency required to be provided an easement pursuant to this section may grant an exemption for any easement required pursuant to this section. -- SB2378 CD1

INTRODUCED BY: Dela Cruz D, Kidani M, Nishihara C
 UH POSITION: Watched
 CURRENT STATUS: May 8, 2012 – Transmitted to Governor
 July 6, 2012 – Signed into law, Act 284

SB 2402 SD1 HD1 CD1 RELATING TO LIGHT POLLUTION

Act 287 (07/09/12)

Establishes provisions relating to night sky protective strategy. Requires after July 1, 2014 that all state agencies comply with shielded lighting fixture requirements, whereby every new outdoor light fixture emitting more than 3000 lumens installed be required to be fully shielded and have a correlated color temperature of 4000 Kelvin or less; provided that the impact of artificial light on shoreline and ocean waters be subject to provisions relating to artificial light on shoreline and ocean waters. Prohibits new mercury vapor lamps from being sold or installed in the state after June 30, 2014 (sunset). Requires the

retrofit work or replacement of existing lighting fixtures meet specific standards. Identifies specific lighting sources that are exempt. -- SB2402 CD1

INTRODUCED BY: Espero W
 UH POSITION: Support
 CURRENT STATUS: May 8, 2012 – Transmitted to Governor
 July 9, 2012 – Signed into law, Act 287

SB 2412 SD2 HD2 RELATING TO CONTRACTS

Act 260 (07/06/12)

Amends provisions relating to payment for goods and services under contractors law. Changes the time within which a contractor is required to pay a subcontractor from 60 to 10 days and increases the interest to 1 1/2 per cent per month. Provides that provisions are inapplicable where delay in payment is due to a bona fide dispute between the subcontractor and contractor concerning the goods and services contracted for. Prohibits provisions from applying to public contracts or to expenditure of public money and public contracts law. -- SB2412 HD2

INTRODUCED BY: Wakai G, Chun Oakland S
 UH POSITION: Watched
 CURRENT STATUS: April 20, 2012 – Transmitted to Governor
 July 6, 2012 – Signed into law, Act 260

SB 2545 SD2 HD2 CD1 RELATING TO EDUCATION

Act 178 (06/28/12)

Establishes provisions relating to the executive office on early learning; director; general functions, duties, and powers. Establishes the office temporarily within the office of the governor. Provides that on July 1, 2015, the office on early learning shall be permanently placed within the department of education. Further provides that the office shall be head by the director of the executive office on early learning who shall be appointed by the governor. Requires the office to develop the early learning system. Establishes an early learning advisory board appointed by the governor to advise the office. Establishes the early childhood education pre plus program within the office to expand access to affordable early learning education for children from low income families. Requires the office, the department, and the department of human services to work to develop suitable pre plus classrooms. Repeals the junior kindergarten program. Allows the use of vacant public school facilities for pre plus programs. Repeals the early learning council. Report to the legislature. Appropriation. (\$\$) -- SB2545 CD1

INTRODUCED BY: Tokuda J
 UH POSITION: Support
 CURRENT STATUS: May 8, 2012 – Transmitted to Governor
 June 28, 2012 – Signed into law, Act 178

SB 2648 HD1 RELATING TO CAMPAIGN FINANCE

Act 020 (04/13/12)

Amends provisions relating to campaign funds only used for certain purposes. Allows campaign funds to award scholarships to students attending an institution of higher education or vocational education school full time in a program leading to a degree, certificate, or other recognized educational credential; provided that in any election period, the total amount of all scholarships awarded shall be no more than twice the maximum amount that 1 person may contribute to that candidate; provided further that no awards shall be made from the filing deadline for nomination papers to the date of the general election. -- SB2648 HD1

INTRODUCED BY: Kim D, Espero W, Galuteria B, Shimabukuro M, Kouchi R, Kahele G,
Kidani M, Nishihara C, Dela Cruz D
UH POSITION: Watched
CURRENT STATUS: April 2, 2012 – Transmitted to Governor
April 13, 2012– Signed into law, Act 020

SB 2678 SD2 HD2 CD1 RELATING TO HONOULIULI

Act 235 (07/06/12)

Requires the department of land and natural resources to establish a Honouliuli park site project advisory group to develop recommendations to leverage county, state, federal, and private funding for an educational resource center at the Honouliuli site. Requires the advisory group to work with the Japanese cultural center of Hawai'i, Japanese American citizens league, University of Hawai'i at West O'ahu, historians, and other interested stakeholders, including business, veteran, community, legislative, and other organizations. Report to the legislature. Appropriation. Requires matching funds. (\$\$) -- SB2678 CD1

INTRODUCED BY: Espero W, Kidani M, Fukunaga C, Ige D, Gabbard M
UH POSITION: Watched
CURRENT STATUS: May 8, 2012 – Transmitted to Governor
July 6, 2012 – Signed into law, Act 235

SB 2698 SD1 HD1 RELATING TO THE INFORMATION PRIVACY AND SECURITY COUNCIL

Act 071 (04/24/12)

Amends provisions relating to information privacy and security council; established; duties; reports. Changes the chair of the information privacy and security council from the comptroller to the chief information officer or the chief information officer's designee. -- SB2698 HD1

INTRODUCED BY: Tsutsui S (BR)
UH POSITION: Support
CURRENT STATUS: April 12, 2012 – Transmitted to Governor
April 24, 2012– Signed into law, Act 071

SB 2737 SD1 HD2 CD1 RELATING TO PUBLIC MEETINGS

Act 202 (07/03/12)

Amends provisions relating to a meeting by videoconference by changing it to meeting by interactive conference technology; notice; quorum. Allows a board to hold a meeting by interactive conference technology provided that there is audio, or audio and visual interaction between all members. Allows a board member with a disability that limits or impairs the member's ability to physically attend the meeting to participate in a board meeting from a location not accessible to the public; provided that the member with a disability is connected to other members of the board and the public by both visual and audio means, and the member identifies where the member is located and who, if anyone, is present at that location with the member. -- SB2737 CD1

INTRODUCED BY: Tsutsui S (BR)
UH POSITION: Watched
CURRENT STATUS: May 8, 2012 – Transmitted to Governor
July 3, 2012 – Signed into law, Act 202

SB 2745 SD1 HD2 CD1 RELATING TO ENVIRONMENT**Act 286 (07/09/12)**

Establishes provisions relating to climate change adaptation priority guidelines under the Hawai'i State planning act. -- SB2745 CD1

INTRODUCED BY: Tsutsui S (BR)
 UH POSITION: Support
 CURRENT STATUS: May 8, 2012 – Transmitted to Governor
 July 9, 2012 – Signed into law, Act 286

SB 2747 SD1 HD2 RELATING TO ELECTRIC VEHICLE PARKING**Act 089 (04/27/12)**

Amends provisions relating to designation of parking spaces for electric vehicles; charging by adding system and repealing units. -- Requires places of public accommodation with at least 100 parking spaces available for use by the general public to have at least 1 parking space designated exclusively for electric vehicles and equipped with an electric vehicle charging system located anywhere in the parking structure or lot, 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 beginning January 1, 2013, any person who parks a non electric vehicle in a space designated and marked as reserved for electric vehicles shall receive a warning. -- SB2747 HD2

INTRODUCED BY: Tsutsui S (BR)
 UH POSITION: Watched
 CURRENT STATUS: April 13, 2012 – Transmitted to Governor
 April 27, 2012– Signed into law, Act 089

SB 2774 SD2 HD1 RELATING TO GOVERNMENT PUBLICATIONS**Act 063 (04/24/12)**

Establishes provisions relating to notification when electronic publications posted. Requires every state and county agency to notify the state publications distribution center with identification and location information for each electronic publication made available on a public networked information system such and the Internet. -- Amends provisions relating to deposit of publications. Requires every state and county agency to deposit 7 copies with the state publications distribution center and additional copies upon a request of a representative of that center. -- Amends provisions related to disposition of statutes and court reports. Repeals the requirement for no more than 50 copies. -- Amends provisions relating to rules. Repeals the provision that the board of education may make rules about the center. Requires the chief information officer, with the assistance of the office of information management and technology and the Hawai'i state public library system, and in consultation with the counties, to review the technology, personnel, training, fiscal, and other requirements necessary to implement a program through which state and county agencies would make all of their publications available in electronic format for online distribution. Report to the legislature. -- SB2774 HD1

INTRODUCED BY: Tsutsui S (BR)
 UH POSITION: Watched
 CURRENT STATUS: April 13, 2012 – Transmitted to Governor
 April 24, 2012– Signed into law, Act 063

SB 2778 SD1 HD1 CD1 MAKING AN APPROPRIATION FOR EARLY CHILDHOOD HEALTH

Act 269 (07/06/12)

Establishes a childhood obesity prevention task force chaired by the director of health or designee to develop and recommend legislation related to the prevention of childhood obesity. Requires the task force to assemble accurate research, fiscal and demographic information, and justification to support policy development, and track outcomes and research other state, county, and organizational policy agendas and suggested best practices related to childhood obesity prevention policies. Requires the task force to meet at least monthly from July through November 2012. Report to the legislature. Task force to be dissolved on December 31, 2012 (sunset). Appropriation out of the Hawai'i tobacco settlement special fund to the department of health to collect and analyze Hawai'i specific early childhood obesity data to identify children at risk; to increase awareness of the health implications of early childhood obesity; to promote best practices through community based initiatives to improve healthy life choices, such as training and technical assistance to child care providers to promote exercise and nutrition best practices and the advantages of breastfeeding. (\$\$) -- SB2778 CD1

INTRODUCED BY: Tsutsui S (BR)
 UH POSITION: Watched
 CURRENT STATUS: May 8, 2012 – Transmitted to Governor
 July 6, 2012 – Signed into law, Act 269

SB 2780 SD1 HD2 CD1 RELATING TO THE DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES

Act 222 (07/05/12)

Requires the state procurement office and the office of information management and technology to submit monthly reports to the legislature on the status of information technology procurements for authorized projects undertaken by the office of information management and technology to implement the State's information technology strategic plan. Authorizes the state procurement officer to approve exemptions for individual procurements that facilitate the immediate deployment of demonstration technology projects authorized in the Supplemental Appropriations Act of 2012. Requires the office of information management and technology to submit a report on the number of information technology procurements completed on an expedited basis, the results achieved in each technology project, as well as recommendations on the feasibility of establishing a new category for information technology procurements within the States procurement laws. -- SB2780 CD1

INTRODUCED BY: Tsutsui S (BR)
 UH POSITION: Watched
 CURRENT STATUS: May 8, 2012 – Transmitted to Governor
 July 5, 2012 – Signed into law, Act 222

SB 2783 RELATING TO THE PUBLIC TRUST LANDS

Act 015 (04/11/12)

Conveys lots 1, 2, 3, 4, 5, 6 (portion), and 9 of File Plan 2471 filed at the bureau of conveyances on February 23, 2010; TMK (1) 2-1-15-61; and TMK (1) 2-1-15-51 (Kaka'ako Makai lands) to the office of Hawaiian affairs as the office's portion of the income and proceeds from the public trust lands for the periods November 7, 1978, through June 30, 2012. -- SB2783

INTRODUCED BY: Tsutsui S (BR)
 UH POSITION: Watched

CURRENT STATUS: March 30, 2012 – Transmitted to Governor
April 11, 2012– Signed into law, Act 015

SB 2800 SD1 HD1 CD1 RELATING TO EXEMPTIONS FROM CHILD CARE LICENSING

Act 163 (06/26/12)

Amends provisions relating to exclusions; exemptions under child care law. Prohibits from being construed to include, child care programs licensed by the department of education, charter school review panels, the Hawai'i council of private schools, or any federal agency. Amends the exclusion of child care programs for children 5 years of age and older conducted by counties by repealing the age limitation. -- SB2800 CD1

INTRODUCED BY: Tsutsui S (BR)
UH POSITION: Watched
CURRENT STATUS: May8, 2012 – Transmitted to Governor
June 26, 2012 – Signed into law, Act 163

SB 2818 HD1 RELATING TO DISPOSITION OF DEAD HUMAN BODIES

Act 075 (04/26/12)

Amends provisions relating to unclaimed bodies by changing it to disposition of dead human bodies. Requires due diligence to notify the relatives, friends, any representative of a fraternal society of which the deceased was a member, and any legally responsible party. Requires a submittal of a written description of the efforts to determine that the dead body is unclaimed to the department of human services for payment for cremation. Repeals provisions relating to medical use of unclaimed bodies and university receiving unclaimed bodies. -- SB2818 HD1

INTRODUCED BY: Tsutsui S (BR)
UH POSITION: Watched
CURRENT STATUS: April 16, 2012 – Transmitted to Governor
April 26, 2012– Signed into law, Act 075

SB 2858 SD1 HD2 CD1 RELATING TO OPEN GOVERNMENT

Act 176 (06/28/12)

Establishes provisions relating to agency appeal of a decision by the office of information practices. Allows an agency to seek judicial review of a decision by the office of information practices administered by the lieutenant governor. Requires the circuit court's decision to be limited to the record that was before the office when it rendered the decision, provided that if the action to compel disclosure is brought because an agency has not made a record available after the office has made a decision to disclose the record and the agency has not appealed that decision within the time period provided, the decision of the office shall not be subject to challenge by the agency in the action to compel disclosure. Requires that opinions and rulings of the office be considered as precedent unless found to be palpably erroneous, except that in an action to compel disclosure brought by an aggrieved person after the office upheld the agency's denial of access to the person, the opinion or ruling upholding the agency's denial of access shall be reviewed de novo. Requires the court to uphold a decision of the office unless it concludes that the decision was palpably erroneous. -- SB2858 CD1

INTRODUCED BY: Tsutsui S (BR)
UH POSITION: Watched
CURRENT STATUS: May 8, 2012 – Transmitted to Governor

June 28, 2012 – Signed into law, Act 176

SB 2859 SD1 HD2 RELATING TO OPEN GOVERNMENT

Act 177 (06/28/12)

Amends provisions relating to the public agency meetings and record law. Allows board member to hear testimony for a meeting cancelled for lack of quorum, provided that deliberation or decision making on any item, for which testimony or presentations are received, occurs only at a duly noticed meeting of the board held subsequent to the meeting at which the testimony and presentation were received; the members present shall create a record of the oral testimony or presentations and provide copies of the testimony and presentations at the canceled meeting to all members of the board. Allows 2 or more members of a board, but less than the number of members which would constitute a quorum for the board, to attend an information meeting or presentation on matters relating to official board business and to participate in a discussion on a social media web site about matters relating to official board business. -- SB2859 HD2

INTRODUCED BY: Tsutsui S (BR)
UH POSITION: Watched
CURRENT STATUS: May 8, 2012 – Transmitted to Governor
June 28, 2012 – Signed into law, Act 177

HOUSE CONCURRENT RESOLUTIONS

HCR 104

URGING THE UNIVERSITY OF HAWAII TO DESIGNATE THE MAGOON RESEARCH AND TEACHING FACILITY SITE FOR THE UNIVERSITY OF HAWAII AT MANOA COLLEGE OF TROPICAL AGRICULTURE AND HUMAN RESOURCES

INTRODUCED BY:

Tsuji C, Chang J, Hashem M, Nakashima M, Nishimoto S, Choy I, Evans C, McKelvey A, Takai K, Awana K

UH POSITION: Support

CURRENT STATUS: April 25, 2012 – Adopted in Final Form

HCR 107

URGING THE CREATION OF AN EXPLORATORY COMMITTEE TO CONSIDER THE ESTABLISHMENT OF AN INTERNATIONAL AVIATION TRAINING CENTER AT THE HILO INTERNATIONAL AIRPORT AND AN ADVANCED AVIATION DEGREE TRAINING PROGRAM AT THE UNIVERSITY OF HAWAII AT HILO

INTRODUCED BY: Herkes R

UH POSITION: Support

CURRENT STATUS: May 3, 2012 – Adopted in Final Form

HCR 140 HD1

REQUESTING THE DIRECTOR OF THE OFFICE OF AEROSPACE DEVELOPMENT TO COORDINATE COMMENTS AND IDENTIFY A LEAD ENTITY TO PREPARE A PROPOSAL, ON BEHALF OF THE STATE, FOR HAWAII TO BE SELECTED AS ONE OF THE FEDERAL AVIATION ADMINISTRATION'S SIX UNMANNED AIRCRAFT SYSTEM TEST SITES

INTRODUCED BY: McKelvey A, Evans C, Cullen T, Aquino H, Johanson A, Mizuno J, Hashem M, Yamashita K, Nishimoto S, Ward G

UH POSITION: Watched

CURRENT STATUS: April 27, 2012 – Adopted in Final Form

HCR 153

CONVENING A MANOA ROAD TASK FORCE TO DISCUSS OWNERSHIP, MAINTENANCE, AND REPAIR RESPONSIBILITY OF THE PORTION OF MANOA ROAD LEADING UP TO THE LYON ARBORETUM

INTRODUCED BY: Choy I, McKelvey A, Chong P, Lee M, Rhoads K, Herkes R, Hashem M

UH POSITION: Support

CURRENT STATUS: May 3, 2012 – Adopted in Final Form

HCR 178 HD1 SD1

REQUESTING A REPORT OF STATE EXPENDITURES RELATING TO ENERGY CONSERVATION CONTRACTS AND POWER PURCHASE AGREEMENTS

INTRODUCED BY: Riviere G, Fontaine G, Thielen C, Marumoto B, Mizuno J, Ward G, Souki J, Oshiro M, Manahan J, Awana K

UH POSITION: Watched

CURRENT STATUS: April 26, 2012 – Adopted in Final Form

SENATE CONCURRENT RESOLUTIONS

SCR 67 SD1

RECOGNIZING THE HAWAII AGRICULTURE RESEARCH CENTER FOR ITS BENEFITS TO THE AGRICULTURE INDUSTRY AND URGING THE HAWAII AGRICULTURE RESEARCH CENTER TO ESTABLISH THE PROPOSED KUNIA AGRICULTURE PROCESSING AND SALES CENTER

INTRODUCED BY: Solomon M, Dela Cruz D, Kahele G
 UH POSITION: Watched
 CURRENT STATUS: May 3, 2012 – Adopted in Final Form

SCR 80 SD1

REQUESTING THE DEPARTMENT OF EDUCATION TO CONDUCT RESEARCH ON THE CORRELATION BETWEEN CHILDREN WHO ARE LATE-BORN AND EDUCATIONAL OUTCOMES

INTRODUCED BY: Tokuda J
 UH POSITION: Watched
 CURRENT STATUS: April 25, 2012 – Adopted in Final Form

SCR 87 SD1

REQUESTING A REVIEW OF THE STATE'S FUNDING FOR EXISTING ENGLISH AS A SECOND LANGUAGE INSTRUCTION AND ACTIVITIES AND HAWAIIAN LANGUAGE PROGRAMS OFFERED IN HAWAII AND ANY DISPARITIES IN FUNDING FOR THE STATE'S TWO OFFICIAL LANGUAGES

INTRODUCED BY: Shimabukuro M
 UH POSITION: Watched
 CURRENT STATUS: April 24, 2012 – Adopted in Final Form

SCR 90 SD1

REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO UPDATE THEIR 2003 REPORT ANALYZING THE MAJOR PROBLEMS FACED BY COMMERCIAL LESSEES BY INCORPORATING AN ECONOMIC ANALYSIS TO DETERMINE IF THERE IS A NEXUS BETWEEN THE EXISTENCE OF HIGH LEASE RENTS IN HAWAII AND THE STAGNATION OF HAWAII'S ECONOMY

INTRODUCED BY: Taniguchi B (BR)
 UH POSITION: Watched
 CURRENT STATUS: April 25, 2012 – Adopted in Final Form

SCR 137 SD1 HD1

REQUESTING THE OFFICE OF AEROSPACE DEVELOPMENT TO DEVELOP AND PROMOTE A PARTNERSHIP IN AEROSPACE WITH THE STATE OF ALASKA TO EXPAND AND DIVERSIFY BOTH STATES' ECONOMIES AND THE UNITED STATES SPACE PROGRAM

INTRODUCED BY: Espero W, Kidani M
 UH POSITION: Watched
 CURRENT STATUS: April 27, 2012 – Adopted in Final Form

SCR 143 SD1

REQUESTING THE STATE'S FULL COMPLIANCE WITH THE UNITED STATES OFFICE OF MANAGEMENT AND BUDGET'S STATISTICAL POLICY DIRECTIVE NO. 15, ENTITLED "RACE AND ETHNIC STANDARDS FOR FEDERAL STATISTICS AND ADMINISTRATIVE REPORTING", AND THE PUBLICATION OF COLLECTED RACE AND ETHNICITY DATA SUBJECT TO APPLICABLE STATE AND FEDERAL LAWS

INTRODUCED BY: Galuteria B, Taniguchi B, Ryan P
UH POSITION: Watched
CURRENT STATUS: April 27, 2012 – Adopted in Final Form

SCR 156 SD1

URGING THE CREATION OF AN EXPLORATORY COMMITTEE TO CONSIDER THE ESTABLISHMENT OF AN INTERNATIONAL AVIATION TRAINING CENTER AT THE HILO INTERNATIONAL AIRPORT AND AN ADVANCED AVIATION DEGREE TRAINING PROGRAM AT THE UNIVERSITY OF HAWAII AT HILO

INTRODUCED BY: Kahele G, Kidani M, Espero W, Shimabukuro M
UH POSITION Support
CURRENT STATUS: May 3, 2012 – Adopted in Final Form

GOVERNOR'S MESSAGES**GM 524**

Submitting for consideration and confirmation to the Hawai'i Teacher Standards Board, Gubernatorial Nominee, EDWARD PATRICK, for a term to expire 6-30-2015

Current Status: March 2, 2012 – Confirmed by the State Senate

GM 525

Submitting for consideration and confirmation to the Hawai'i Teacher Standards Board, Gubernatorial Nominee, JUSTIN MEW, for a term to expire 6-30-2013

Current Status: March 2, 2012 – Confirmed by the State Senate

GM 526

Submitting for consideration and confirmation to the Hawai'i Teacher Standards Board, Gubernatorial Nominee, TERRY HOLCK, for a term to expire 6-30-2014

Current Status: March 2, 2012 – Confirmed by the State Senate

GM 738

Submitting for consideration and confirmation to the Center for Nursing Advisory Board, Gubernatorial Nominee, FRANCISCO CONDE II, for a term to expire 6-30-2016

Current Status: April 5, 2012 – Confirmed by the State Senate

GM 739

Submitting for consideration and confirmation to the Center for Nursing Advisory Board, Gubernatorial Nominee, ART GLADSTONE, for a term to expire 6-30-2013

Current Status: April 5, 2012 – Confirmed by the State Senate

GM 740

Submitting for consideration and confirmation to the Center for Nursing Advisory Board, Gubernatorial Nominee, BETH HOBAN, for a term to expire 6-30-2014

Current Status: April 19, 2012 – Confirmed by the State Senate

GM 741

Submitting for consideration and confirmation to the Center for Nursing Advisory Board, Gubernatorial Nominee, LORI KANESHIGE, for a term to expire 6-30-2014

Current Status: April 19, 2012 – Confirmed by the State Senate

GM 742

Submitting for consideration and confirmation to the Center for Nursing Advisory Board, Gubernatorial Nominee, BARBARA KOOKER, for a term to expire 6-30-2013

Current Status: April 5, 2012 – Confirmed by the State Senate

GM 743

Submitting for consideration and confirmation to the Center for Nursing Advisory Board, Gubernatorial Nominee, SUSAN LEE, for a term to expire 6-30-2014

Current Status: April 5, 2012 – Confirmed by the State Senate

GM 744

Submitting for consideration and confirmation to the Center for Nursing Advisory Board, Gubernatorial Nominee, PATRICIA NISHIMOTO, for a term to expire 6-30-2015

Current Status: April 5, 2012 – Confirmed by the State Senate

GM 745

Submitting for consideration and confirmation to the Center for Nursing Advisory Board, Gubernatorial Nominee, LANI TSUNEISHI, for a term to expire 6-30-2015

Current Status: April 5, 2012 – Confirmed by the State Senate

GM 746

Submitting for consideration and confirmation to the Center for Nursing Advisory Board, Gubernatorial Nominee, SUSAN YOUNG, for a term to expire 6-30-2016

Current Status: April 5, 2012 – Confirmed by the State Senate

GM 781

Submitting for consideration and confirmation to the Early Learning Council, Gubernatorial Nominee, ALFRED CASTLE, for a term to expire 6-30-2014

Current Status: April 18, 2012 – Confirmed by the State Senate

GM 782

Submitting for consideration and confirmation to the Early Learning Council, Gubernatorial Nominee, CHRISTINA COX, for a term to expire 6-30-2014

Current Status: April 18, 2012 – Confirmed by the State Senate

GM 783

Submitting for consideration and confirmation to the Early Learning Council, Gubernatorial Nominee, LORA PERRY, for a term to expire 6-30-2014

Current Status: April 18, 2012 – Confirmed by the State Senate

GM 811

Submitting for consideration and confirmation to the Board of Regents of the University of Hawai'i, Gubernatorial Nominee, JEFFREY ACIDO, for a term to expire 6-30-2014

Current Status: April 17, 2012 – Confirmed by the State Senate

GM 812

Submitting for consideration and confirmation to the Board of Regents of the University of Hawai'i, Gubernatorial Nominee, CARL CARLSON, JR., for a term to expire 6-30-2016

Current Status: April 17, 2012 – Confirmed by the State Senate

GM 813

Submitting for consideration and confirmation to the Board of Regents of the University of Hawai'i, Gubernatorial Nominee, JOHN DEAN, for a term to expire 6-30-2017

Current Status: April 17, 2012 – Confirmed by the State Senate

GM 814

Submitting for consideration and confirmation to the Board of Regents of the University of Hawai'i, Gubernatorial Nominee, BENJAMIN KUDO, for a term to expire 6-30-2017

Current Status: April 17, 2012 – Confirmed by the State Senate

GM 815

Submitting for consideration and confirmation to the Board of Regents of the University of Hawai'i, Gubernatorial Nominee, BARRY MIZUNO, for a term to expire 6-30-2013

Current Status: April 17, 2012 – Confirmed by the State Senate

GM 816

Submitting for consideration and confirmation to the Board of Regents of the University of Hawai'i, Gubernatorial Nominee, TOM SHIGEMOTO, for a term to expire 6-30-2017

Current Status: April 17, 2012 – Confirmed by the State Senate

GM 817

Submitting for consideration and confirmation to the Board of Education, Gubernatorial Nominee, KEITH AMEMIYA, for a term to expire 6-30-2015

Current Status: April 19, 2012 – Confirmed by the State Senate

GM 838

Submitting for consideration and confirmation to the Western Interstate Commission for Higher Education, Gubernatorial Nominee, FRANCISCO HERNANDEZ, for a term to expire 6-30-2013

Current Status: April 19, 2012 – Confirmed by the State Senate

GM 839

Submitting for consideration and confirmation to the Western Interstate Commission for Higher Education, Gubernatorial Nominee, CAROL MON LEE, for a term to expire 6-30-2016

Current Status: April 19, 2012 – Confirmed by the State Senate

GM 840

Submitting for consideration and confirmation to the Early Learning Council, Gubernatorial Nominee, PAMELA PERKINS, for a term to expire 6-30-2014

Current Status: April 18, 2012 – Confirmed by the State Senate

GM 907

Submitting for consideration and confirmation to the Hawai'i Teacher Standards Board, Gubernatorial Nominee, WRAY JOSE, for a term to expire 6-30-2015

Current Status: April 25, 2012 – Confirmed by the State Senate

GM 908

Submitting for consideration and confirmation to the Hawai'i Teacher Standards Board, Gubernatorial Nominee, FELICIA VILLALOBOS, for a term to expire 6-30-2013

Current Status: April 25, 2012 – Confirmed by the State Senate

BUDGET PROVISOS

HB 2012 HD1 SD1 CD1 (Act 106, SLH 2012)

RELATING TO THE STATE BUDGET

SECTION 4. Part III, Act 164, Session Laws of Hawaii 2011, is amended:

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

"SECTION 23.3. Provided that the John A. Burns School of Medicine (UOH 110) shall prepare an annual comprehensive report detailing all expenditures of the school; provided further that the report shall be submitted to the legislature no later than September 1 of 2012."

SECTION 15. Part VII, Act 164, Session Laws of Hawaii 2011, is amended:

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

SECTION 132.1. Provided that the University of Hawaii shall prepare a plan to prevent growth in the university's repair and maintenance backlog, systemwide, through the use of its special fund revenues; provided further that the plan shall include but is not limited to the following:

- (1) The estimated value of the university's repair and maintenance backlog, categorized by campus and types of projects;
- (2) Amounts that must be expended each year to prevent the repair and maintenance backlog from growing, categorized by campus and types of projects;
- (3) Planned expenditures, by campus, types of projects, and funding sources; and
- (4) An update on current staffing authorized to implement the university's capital renewal, including status of positions;

provided further that the plan shall cover the six-year planning period following fiscal year 2012-2013; provided further that the plan shall not rely on the use of general funds or general obligation bond funds to fund repair and maintenance projects after fiscal year 2012-2013; provided further that the University of Hawaii shall submit the plan to the legislature no later than thirty days prior to the convening of the 2013 regular session."

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

"SECTION 132.2. Provided that the University of Hawaii shall prepare a report on all of its revenue sources that includes the following:

- (1) A description of each source of revenue to include identification of the source and amounts;
- (2) The actual and projected uses for each source of revenue identified by specific categories for expenditure and amounts; and
- (3) Identification of all obligations, projected obligations, and amounts placed on each source of revenue in excess of those identified in paragraph(2), including but not limited to revenues and reserves required to issue and pay the debt service on bonds, fund other debt instruments, fund projected collective bargaining increases, and initiate or expand programs;

provided further that the report shall cover actual and projected data for fiscal year 2012-2013 and projections for the subsequent six-year planning period; provided further that the University of Hawaii shall submit the report to the legislature no later than thirty days prior to the convening of the 2013 regular session."

COMPARISON ON 2011 & 2012 STATE LEGISLATURE

	<u>2011 Session</u>	<u>2012 Session</u>
Number of Bills Introduced / Tracked:	H – 1665 / 275 S – 1559 / 244	H – 1219 / 242 S – 1072 / 228
Number of Bills Testified / Total Submitted:	H – 39 / 69 S – 39 / 87	H – 36 / 63 S – 31 / 56
Number of Bills Passed by the Legislature:	H – 17 S – 17	H – 28 S – 40
Number of Bills Enacted / Vetoed / Overridden:	H – 17 / 0 / 0 S – 15 / 2 / 0	H – 25 / 3 / 0 S – 39 / 1 / 0
<hr/>		
Number of Concurrent Resolutions Introduced / Tracked:	H – 318 / 63 S – 178 / 40	H – 229 / 38 S – 176 / 38
Number of Concurrent Resolutions Testified / Total Submitted:	H – 18 / 22 S – 11 / 11	H – 6 / 8 S – 6 / 10
Number of Concurrent Resolutions Adopted:	H – 6 S – 1	H – 5 S – 7
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Number of Governor's Messages Tracked:	S – 26	S – 27

PREPARING FOR THE 2013 LEGISLATIVE SESSION

2013 LEGISLATIVE PROPOSALS

To prepare for the 2013 Legislative Session and to meet the Governor's and the Board of Regent's deadlines, the date below has been established for legislative proposals. The UH legislative package is scheduled to be discussed at the September meeting of the BOR.

Action	No. of copies	UH Deadline
Proposed bills and/or resolutions with justification sheets due to Government Relations Office	Electronic version only	August 20, 2012

If your unit requires an extension, please notify Stephanie Kim at 956-4250 or via email at scskim@hawaii.edu as soon as possible. To prevent duplication or contradictions, please consult with others within the University System and with other state agencies affected by the proposed legislation prior to submitting the bill or resolution to the Government Relations Office.

ANNUAL/REQUESTED LEGISLATIVE REPORTS

Attached is a list of reports requested by the Legislature or mandated by statute. Please review this list carefully since there are new reports due before the start of the 2013 legislative session as well as varying due dates depending on the specific report.

There are four systemwide reports on revenues and expenditures that will be consolidated into a single financial report coordinated by the System Budget Office. For all other reports that request revenue and expenditures, the System Budget Office will be asked to verify the figures being reported and may make changes to ensure that the figures match those in the consolidated financial report. Your assistance in this review will be greatly appreciated.

Below is a list of important deadlines for the legislative reports.

Legislative Reports

Action	No. of copies	UH Deadline
Final draft of annual and requested reports due to Government Relations Office	Electronic version only	November 19 , 2012*
Lead VP's approval or request for changes due		December 6, 2012
If changes were made, report in final form to Government Relations Office		December 12, 2012

* Act 106, SLH 2012 (Section 23.3) is due one month prior to the September 1st deadline.

Electronic version of the annual reports should be sent to Stephanie Kim (scskim@hawaii.edu) and Robbie Watland (watland@hawaii.edu). Upon approval and submission to the Legislature, the electronic versions of all annual reports will be available for online access at <http://www.hawaii.edu/govrel>.

UNIVERSITY OF HAWAII
ANNUAL REPORTS TO THE 2013 LEGISLATURE

STATUTE/BILL/ RESO#	TITLE	LEAD OFFICE	LEAD VP	DUE DATE
ANNUAL REPORTS				
HRS 37-74	Annual Report on Transfer of Appropriated Funds and Positions	CFO	CFO	20 days prior to session
HRS 40-82	Annual Report Summarizing Uncollectible Accounts	UGC	UGC	20 days prior to session
HRS 304A-106	Annual Report on Trust Fund Revenues & Gifts	CFO	CFO	20 days prior to session
HRS 304A-302	Annual Report on Progress of Career and Technical Education	CTE	BOR	Annual (Only to Gov)
HRS 304A-1004	Annual Report on Salary	OHR	EVPAAP, CFO	20 days prior to session
HRS 304A-1144	Annual Report on the Construction Academy Curriculum	VPCC	VPCC	20 days prior to session
HRS 304A-1202	Annual Report on Teacher Education Coord Comm	Mānoa	EVPAAP	20 days prior to session
HRS 304A-1704	Annual Report from the Medical Education Council	Mānoa	VPR	20 days prior to session
HRS 304A-1891	Annual Report from HNEI on expenditures, contracts, activities, technology	Mānoa	VPR	20 days prior to session
HRS 304A-1905	Annual Report on the Mauna Kea lands	Hilo	VPR	20 days prior to session
HRS 304A-2001	Report on Periodic Review of All UH System Programs Relative to Benchmarks	EVPAAP	EVPAAP, CFO	20 days prior to session in 2nd year of each fiscal biennium
HRS 304A-2007	Annual Report on Income & Expenditures on all Special and Revolving Funds	CFO	CFO	20 days prior to session
HRS 304A-2151 (Act 186, SLH 2003)	Annual Report on Risk Management	UGC/Risk Mgmt	UGC	20 days prior to session
HRS 304A-2153	UH Tuition & Fees Special Fund for Fundraising	UHF	CFO	20 days prior to session
HRS 304A-2159	UH Student Scholarship & Assistance Special Fund	SA	VPSAUCR, CFO	20 days prior to session
HRS 304A-2168	Semi-annual report on the moneys in the Hawai'i Cancer Research Special Fund, beginning on January 1, 2010	Mānoa	CFO/VPR	Semi-annual beginning on January 1, 2010
HRS 304A-2253	Annual Report on Research & Training Revolving Fund	VPR	VPR, CFO	20 days prior to session
HRS 304A-2273	Annual Report on the Community College Conference Center Revolving Fund	VPCC	VPCC	20 days prior to session
HRS 304A-2689	Annual Report of all Revenue Bonds Issued	CFO	CFO	20 days prior to session
HRS 304A-3007	Annual Report from RCUH	RCUH	VPR	20 days prior to session
HRS 304A-3205	Annual Report in UH's continued participation in WICHE	SA	VPSAUCR	Each regular session
HRS 304A-3253	Annual Report on Operations of the Hawai'i Research Center for Future Studies	Mānoa	EVPAAP	Prior to Jan 1 of every year
HRS 304A-3305	Annual Report on Nursing Scholars Program	Mānoa	EVPAAP	20 days prior to session
Act 100, SLH 1999 (Section 7)	Annual Report on Government Operations	EVPAAP	EVPAAP	20 days prior to session
Act 281, SLH 2007	Annual Report from P-20 Initiative Council	EVPAAP	EVPAAP	Dec 31 of every year
Act 188, SLH 2008 (Section 2)	Annual Incentive & Performance Report	VPCC/CFO	VPCC/CFO	Nov of every year
Act 18, Special Session 2009 (Section 5)	Report by the John A. Burns School of Medicine on the assessment of the physician workforce	Mānoa	EVPAAP/VPR	20 days prior to session in each odd-numbered year thereafter
Act 137, SLH 2009 (Section 4)	Report by Hawai'i EPSCoR on Hawai'i state science and technology plan	VPR	VPR	20 days prior to session of 2011, update reports every five years thereafter

UNIVERSITY OF HAWAII
ANNUAL REPORTS TO THE 2013 LEGISLATURE

STATUTE/BILL/ RESO#	TITLE	LEAD OFFICE	LEAD VP	DUE DATE
2011 REQUESTS				
Act 164, SLH 2011 (Section 69)	Report by the governor on the use of UH special funds when MOF for those projects in part II and listed in part IV of this Act is UH revenue bonds	CFO	CFO	30 days prior to session of 2012 & 2013
Act 164, SLH 2011 (Section 78)	Report by the governor on the transfer of unrequired GO bond funds to the UH project adjustment fund appropriated in part II and described in part IV of this Act	CFO	CFO	30 days prior to session of 2012 & 2013
Act 164, SLH 2011 (Section 79)	Report by the governor on supplemental allotments from the UH project adjustment fund	CFO	CFO	30 days prior to session of 2012 & 2013
NEW REQUESTS				
Act 2, SLH 2012	Report by JABSOM detailing its financial plan to fund the operating expenses	Mānoa	CFO	20 days prior to session of 2013, 2014, 2015
Act 106, SLH 2012 (Section 23.3)	Report by JABSOM detailing all expenditures of the school	CFO	CFO	September 1, 2012
Act 106, SLH 2012 (Section 132.1)	Report by UH on six-year planning that shall not rely on G-funds or GO funds for CIP	CFO	CFO	30 days prior to session of 2013
Act 106, SLH 2012 (Section 132.2)	Report on all the UH revenue sources	CFO	CFO	30 days prior to session of 2013
Act 187, SLH 2012	Annual Report on the status of the Hawai'i Health Corps Program	Mānoa	CFO	20 days prior to session of 2013
HCR 107 / SCR 156 SD1	Report findings and recommendations by Exploratory Committee on establishing an international aviation training center at Hilo International Airport and an advanced aviation degree training program at UH Hilo	Hilo	EVPAAP/CC	20 days prior to session of 2013
SCR 87 SD1	Report on review of State's funding for existing ESL instruction and activities and Hawaiian Language Programs.	CFO	CFO	20 days prior to session of 2013
CONDITIONAL REPORTS				
HRS 487N-4	Report on Personal Information Security Breach Notification	Affected Campus/Unit	Respective VP	20 days after discovery
HRS 487J-4	Report on Notification of Social Security number disclosure	Affected Campus/Unit	Respective VP	20 days after discovery
HRS 487R-4	Report on Unauthorized Access Due to or After Disposal of Personal Information	Affected Campus/Unit	Respective VP	20 days after discovery
Act 94, SLH 2009 (Section 3)	Report on issuance of the additional revenue bonds authorized by section 2, including a detailed listing and description of all projects to be funded through the revenue bonds authorized pursuant to this Act.	CFO	CFO	Upon issuance
Act 3, SLH 2012	Notification of issuance of additional revenue bonds	CFO	CFO	Upon issuance