

HOUSE OF REPRESENTATIVES
THE TWENTY-EIGHTH LEGISLATURE
REGULAR SESSION OF 2015

RECEIVED

2015 FEB 11 P 5:59

COMMITTEE ON CONSUMER PROTECTION & COMMERCE

Rep. Angus L.K. McKelvey, Chair
Rep. Justin H. Woodson, Vice Chair

ARMY-AT-ARMS
HOUSE OF REPRESENTATIVES

Rep. Della Au Belatti	Rep. Mark M. Nakashima
Rep. Tom Brower	Rep. Marcus R. Oshiro
Rep. Richard P. Creagan	Rep. Joy A. San Buenaventura
Rep. Sharon E. Har	Rep. Gregg Takayama
Rep. Mark J. Hashem	Rep. Ryan I. Yamane
Rep. Derek S.K. Kawakami	Rep. Beth Fukumoto Chang
Rep. Chris Lee	Rep. Bob McDermott

NOTICE OF DECISION MAKING

DATE: Wednesday, February 18, 2015
TIME: 2:00pm
PLACE: Conference Room 325
State Capitol
415 South Beretania Street

A G E N D A

The following measure(s) were previously heard on 2/11/2015.

<u>HB 150</u> <u>Status</u>	RELATING TO SUNSHINE LAW. Allows a board member to transmit certain government records to another board member provided that no commitment to vote is made.	CPC, JUD
<u>HB 131</u> <u>Status</u>	RELATING TO FREEDOM OF INFORMATION. Clarifies that records that show a licensee's relevant experience, trade examination results, and adequate bonding are subject to disclosure.	CPC, JUD
<u>HB 745</u> <u>Status</u>	RELATING TO FIDUCIARY ACCESS TO DIGITAL ASSETS. Gives various types of fiduciaries access to the digital assets of the principal.	CPC, JUD
<u>HB 375</u> <u>Status</u>	RELATING TO PROPERTY. Amends the thresholds for the exemption of real property from attachment or execution to be based upon the most recent real property tax assessment, regardless of value and for all types of property owners. Clarifies that attachment or execution does not apply to a debtor who is not delinquent in payment of income taxes, real property taxes, or mortgages. Bases the value threshold of certain personal property exempted from attachment and execution on the fair market value as adjusted by the consumer price index. Exempts child support moneys and tax refunds from the federal earned income tax credit and federal or state child support tax credit from attachment and execution.	CPC, JUD



<u>HB 104</u> <u>Status</u>	RELATING TO FORECLOSURE. Requires an association to offset any amount that it owes a unit owner against the amount of the assessment prior to an alternative power of sale foreclosure.	CPC, JUD
<u>HB 380</u> <u>Status</u>	RELATING TO THE HAWAII PROPERTY INSURANCE ASSOCIATION. Requires member insurers of HPIA to offer a minimum number of policies proportionate to their market share on properties that are situated in the areas designated for coverage by the insurance commissioner and that have been previously and continuously insured since 06/01/2014. Prohibits HPIA from issuing or continuing a moratorium on issuing policies on those same properties.	CPC
<u>HB 725</u> <u>Status</u>	RELATING TO THE INSURANCE PREMIUM TAX. Temporarily imposes an insurance premium tax on mutual benefit societies and health maintenance organizations but exempts them from the tax if they do not file for an insurance plan rate increase during that period.	CPC, FIN
<u>HB 713, HD1</u> <u>(HSCR44)</u> <u>Status</u>	RELATING TO CONTRACTORS. Allows the Department of Labor and Industrial Relations to train and deputize volunteer investigators investigating public work projects. Requires the Department of Labor and Industrial Relations to submit reports. Appropriates moneys. (HB713 HD1)	LAB, CPC, FIN
<u>HB 714</u> <u>Status</u>	RELATING TO CONTRACTORS. Prohibits general engineering contractors and general building contractors from performing incidental or supplemental work. Requires general engineering contractors and general building contractors to engage an appropriate specialty contractor to perform incidental work. Defines incidental work.	CPC, JUD
<u>HB 550</u> <u>Status</u>	RELATING TO PROCUREMENT. Prohibits bid shopping and bid peddling for the competitive sealed bidding process. Repeals the subcontractor listing requirement for construction bids made under the competitive sealed bidding process.	CPC, FIN
<u>HB 1232</u> <u>Status</u>	RELATING TO CONTRACTORS. Requires a contractor to pay a subcontractor within 10 days after receipt of an invoice by the subcontractor that includes any supporting documents pursuant to the subcontract terms.	CPC, FIN
<u>HB 1126</u> <u>Status</u>	RELATING TO PROCUREMENT. Requires the state procurement office to establish a database of all government procurement contracts, accessible to each governmental body. Appropriates funds to establish the database.	CPC, FIN
<u>HB 1028</u> <u>(HSCR41)</u> <u>Status</u>	RELATING TO PROCUREMENT. Provides for the establishment of a special innovative procurement process for the procurement of supplies, services, professional services, or construction. Requires the establishment of procedures by the procurement policy board for use of the special innovative procurement process.	EDB, CPC, FIN



<u>HB 1127</u> <u>Status</u>	RELATING TO PROCUREMENT. Requires every government procurement officer to attend initial training by the state procurement office and regular follow-up training as determined by the state procurement office.	CPC, FIN
<u>HB 1219</u> <u>Status</u>	RELATING TO CONSUMER PROTECTION. Prohibits agreements for purchase of periodic delivery of merchandise, services, or internet access from including an introductory free trial period unless the agreement includes an explicit affirmative consent from the purchaser for automatic renewal, continuous delivery, or service beyond the last date of the free trial period.	CPC, JUD
<u>HB 1422</u> <u>Status</u>	RELATING TO SERVICE CONTRACTS. Applies the law on service contracts to include extended warranties. Requires providers to disclose to contract holders submitting a claim for the first time under an extended warranty that if the service is charged to the extended warranty the contract holder will no longer be entitled to a full refund.	CPC, JUD
<u>HB 927</u> <u>(HSCR3)</u> <u>Status</u>	RELATING TO ON-BILL PROGRAMS. Exempts electric utilities acting as billing and collections agents for an on-bill program from various State taxes and State laws regulating financial institutions, escrow depositories, or collection agencies.	EEP, CPC, FIN
<u>HB 145</u> <u>Status</u>	RELATING TO TAXATION. Amends the excise tax rate on the sale of large cigars beginning on 7/1/2015 to the lesser of 50 cents for each large cigar or 50 per cent of the wholesale price of each large cigar.	CPC, FIN
<u>HB 1284</u> <u>Status</u>	RELATING TO THE INSURANCE HOLDING COMPANY SYSTEM. Makes certain clarifying amendments to article 11 of the State insurance code, relating to the insurance holding company system. Takes effect on 1/1/2016.	CPC, JUD
<u>HB 18, HD1</u> <u>(HSCR22)</u> <u>Status</u>	RELATING TO LONG-TERM CARE. Provides tax credits to resident taxpayers for long-term care insurance premiums. (HB18 HD1)	HUS, CPC, FIN
<u>HB 467, HD1</u> <u>(HSCR16)</u> <u>Status</u>	RELATING TO HEALTH. Requires birthing facilities to perform a pulse oximetry test or other medically accepted screening on newborns to screen for critical congenital heart defects. Requires birthing facilities to report certain critical congenital heart defect screening data to the Department of Health. (HB467 HD1)	HLT, CPC, FIN
<u>HB 538, HD1</u> <u>(HSCR15)</u> <u>Status</u>	RELATING TO DOMESTIC VIOLENCE. Requires telecommunications carriers to release individuals from shared or family wireless plans, without charge, upon written request and due to documented instances of domestic violence.	HUS, CPC, JUD



<u>HB 1096</u> <u>Status</u>	RELATING TO THE SECURE AND FAIR ENFORCEMENT FOR MORTGAGE LICENSING ACT. Authorizes mortgage loan originator companies to post, at the company's principal place of business and each branch office, language specifying that members of the public are seen by appointment during posted business hours.	CPC, FIN
<u>HB 371</u> <u>Status</u>	RELATING TO FORECLOSURES. Prohibits a mortgage creditor from executing on any asset of the debtor beyond the asset that is secured by the mortgage.	CPC, JUD
<u>HB 1098</u> <u>Status</u>	RELATING TO THE SECURE AND FAIR ENFORCEMENT FOR MORTGAGE LICENSING ACT. Raises the target balance for the mortgage loan recovery fund. Requires the commissioner of financial institutions to cease collections of mortgage loan recovery fund fees from license renewals once the target balance is reached, and adjust and recommence collection of the fees when the fund balance falls below a certain threshold.	CPC, FIN
<u>HB 1097</u> <u>Status</u>	RELATING TO THE SECURE AND FAIR ENFORCEMENT FOR MORTGAGE LICENSING ACT. Amends the definition of "sole proprietorship" for individual mortgage loan originators subject to the Secure and Fair Enforcement for Mortgage Licensing Act to repeal the qualifier that there be no legal distinction between the individual mortgage loan originator business owner and the business.	CPC, JUD
<u>HB 737, HD1</u> <u>(HSCR55)</u> <u>Status</u>	RELATING TO PROPERTY INSURANCE. Authorizes the Hawaii Property Insurance Association to spend funds in the Hawaii Hurricane Relief Fund to pay for extraordinary losses caused by the flow of lava or other volcanic activity. (HB737 HD1)	PBS, CPC, FIN
<u>HB 399</u> <u>Status</u>	RELATING TO MEASUREMENTS. Requires public signs expressing measurements of speed and distance to be expressed in both the United States customary system of weights and measures and the metric system.	CPC, FIN
<u>HB 1390</u> <u>Status</u>	RELATING TO MASSAGE. Establishes licensure requirement for massage therapist assistants. Amends certain provisions relating to the Board of Massage Therapy. Amends certain provisions relating to the licensure, certification, and registration for the practice of massage.	CPC, FIN
<u>HB 53</u> <u>Status</u>	RELATING TO PUBLIC PROCUREMENT. Expands the procurement exemption to non-public utility contracts for utilities services.	CPC, FIN
<u>HB 1017</u> <u>Status</u>	RELATING TO SECURE AND FAIR ENFORCEMENT FOR MORTGAGE LICENSING ACT. Restores the exemptions from the Secure and Fair Enforcement for Mortgage Licensing Act for individuals who offer or negotiate the terms of a residential mortgage loan with or on behalf of an immediate family member or for the individual's own residence.	CPC, FIN



<u>HB 702</u> <u>Status</u>	RELATING TO ANIMALS. Extends criminal liability to the owner of a dog that has been deprived of sustenance. Requires persons holding a dog license to provide notification if ownership of the dog is transferred. Requires persons holding a dog license to provide microchip information.	CPC, JUD
<u>HB 1384</u> <u>Status</u>	RELATING TO ENERGY. Establishes a three-quarters of a mile buffer zone between wind turbines and any residential, school, hospital, or business property line.	CPC, FIN
<u>HB 1000</u> <u>(HSCR12)</u> <u>Status</u>	RELATING TO FRANCHISES. Voids franchise provisions that restrict the resolution of claims arising under or relating to a franchise in this State to a foreign forum.	EDB, CPC, JUD
<u>HB 1012</u> <u>Status</u>	RELATING TO EXHIBITION OF WILD OR EXOTIC ANIMALS. Establishes the offense of Unlawful Display or Performance of a Wild or Exotic Animal to prohibit the display or performance of a wild or exotic animal for commercial purposes. Provides an exception for such animals that have been in the State for more than 300 days prior to the display or performance.	CPC, JUD
<u>HB 571, HD1</u> <u>(HSCR29)</u> <u>Status</u>	RELATING TO CONDOMINIUM CONVERSIONS. Requires a condominium hotel developer's public report to disclose past years' general excise taxes and transient accommodations taxes for converted condominium hotels. Requires that each condominium hotel operator file an annual report with the real estate commission. (HB571 HD1)	TOU, CPC, FIN

As this is a decision making meeting only, no public testimony will be accepted.

If you require special assistance or auxiliary aids and/or services to participate in the House public hearing process (i.e., sign or foreign language interpreter or wheelchair accessibility), please contact the Committee Clerk at 586-6266 at least 24 hours prior to the hearing for arrangements. Prompt requests submitted help to ensure the availability of qualified individuals and appropriate accommodations.

For further information, please call the Committee Clerk at 586-6266.

Selected meetings are broadcast live. Check the current legislative broadcast schedule on the "Capitol TV" website at www.capitoltv.org or call 536-2100.



Rep. Angus L.K. McKelvey
Chair

