

2008 Lingle-Aiona Administration Legislative Proposals

AGR-01 (08)

HB3032

SB2954

RELATING TO LAND USE

Restricts the construction of residential properties on agriculturally designated lands without proof of farming revenues from the land, sometimes referred to as fake farms.

AGR-03 (08)

HB3033

SB2955

RELATING TO AGRICULTURAL INSPECTIONS

Safeguards against the introduction of invasive species by requiring a list of the contents of shipping containers coming into the State and moving between islands.

AGR-04 (08)

HB3034

SB2956

RELATING TO MILK

Retains a local fresh milk supply by helping to establish a fair price for wholesale milk produced by local dairy farms.

AGS-01 (08)

HB3035

SB2957

RELATING TO THE OBLIGATION OF FUNDS

Allows State agencies (DHHH and HHFDC) to start housing projects when they have the initial portion of construction funds for affordable housing projects, rather than waiting until they have the entire financing appropriated.

AGS-02 (08)

HB3036

SB2958

RELATING TO ENHANCED 911 SERVICES FOR MOBILE PHONES

Decreases from \$0.66 to \$0.43 per month the surcharge customers pay on each mobile phone for E911 emergency mobile phone service.

AGS-03 (08)

HB3037

SB2959

MAKING AN EMERGENCY APPROPRIATION FOR ELECTRICITY, SEWER, REFUSE, AND INSURANCE PREMIUM PAYMENTS

Appropriates \$271,852 from the Stadium Special Fund to pay FY 2007-2008 increases in electricity, sewer, refuse, and insurance premium payments for Aloha Stadium.

AGS-04 (08)

HB3038

SB2960

MAKING AN EMERGENCY APPROPRIATION FOR ELECTRICITY PAYMENTS STATEWIDE

Appropriates \$1million to pay statewide increases in electricity payments for FY 2007-2008.

ATG-01 (08)

HB3039

SB2961

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

This is the annual bill that provides for the authorization and payment of claims against the State for refunds of taxes, for judgments and settlements for court decisions, and for other miscellaneous payments. This bill authorizes the Attorney General to approve payment checks to entities that are owed funds from the State.

ATG-02 (08)

HB3040

SB2962

RELATING TO PUBLIC SAFETY

Child and Adult Protection and Safety Act of 2008 - Makes electronic enticement of a child a crime, increases the mandatory jail time for sexual assault, requires a minimum jail time of 15 years for sexually assaulting a minor, creates a mandatory minimum sentence of five years in jail for child pornography, strengthens the sex offender internet registration requirements, and expands the information available on registered sex offenders.

2008 Lingle-Aiona Administration Legislative Proposals

ATG-03 (08)

HB3041

SB2963

RELATING TO CRIME

Adopts model language for "obstruction of justice" crimes, allows police officers to access vital records, makes it a class "C" felony to tamper with government records, tightens sanctions for ID theft or disclosure of personal information, and makes it a felony to refuse to give a DNA sample when ordered to do so by a law enforcement agency.

ATG-04 (08)

HB3042

SB2964

PROPOSING AN AMENDMENT TO ARTICLE XVI OF THE CONSTITUTION OF THE STATE OF HAWAII

Compels testimony by a witness before a criminal court and grand jury by granting the witness "use immunity." This means the individual's testimony cannot be used as evidence in a subsequent criminal case against that individual, but allows prosecutors to press charges against the individual based on evidence independent of that testimony. Currently Hawaii law grants "blanket immunity" so the criminal can never be tried for the wrongdoing he admits during testimony.

ATG-05 (08)

HB3043

SB2965

PROPOSING AN AMENDMENT TO ARTICLE XVII OF THE CONSTITUTION OF THE STATE OF HAWAII

Prohibits the counting of blank votes and over votes as "No" votes in determining whether a proposed constitutional amendment has been ratified. This bill respects the wishes of voters who choose to refrain from voting on a Constitutional amendment and thus no longer counts their non-vote as a "NO" vote.

ATG-06 (08)

HB3044

SB2966

PROPOSING AN AMENDMENT TO THE CONSTITUTION OF THE STATE OF HAWAII RELATING TO TESTIMONY OF DEFENDANTS IN CRIMINAL CASES

Proposes an amendment to the Constitution of the State of Hawaii to permit criminal defendants to be impeached with evidence of prior convictions for crimes involving dishonesty. Hawaii State law is currently unique in the United States of America in that it does not allow the relevant facts of a defendant's prior convictions involving dishonesty to be weighed by a judge or jury.

ATG-08 (08)

HB3045

SB2967

RELATING TO HABEAS CORPUS

Establishes a five-year statute of limitations for the filing of habeas corpus actions challenging convictions, judgments, sentences, and other matters related to custody.

ATG-15 (08)

HB3046

SB2968

RELATING TO THE PROTECTION OF CHARITABLE GIVING

Strengthens laws protecting the public from fraudulent or misleading charitable solicitations and appeals, requires charitable organizations to register and provide information on their operations, requires charities to file financial statements, and tightens requirements for professional fundraisers and solicitors.

ATG-16 (08)

HB3047

SB2969

RELATING TO TORT ACTIONS

Preserves the separation of powers between the legislative, executive, and judicial branches regarding the planning and design of State highways by providing the State with immunity when it exercises discretion in such planning and design activities, and gives the state the same protections from liability of its employees that the United States is given under federal law.

ATG-17 (08)

HB3048

SB2970

RELATING TO GOVERNMENT TORT LIABILITY

Eliminates the retention of joint and several liability for tort claims (legal actions) against the State and counties relating to the maintenance and design of highways, making the State and counties only responsible for their proportionate share of damages in all cases.

2008 Lingle-Aiona Administration Legislative Proposals

ATG-18 (08)

HB3049

SB2971

RELATING TO APPELLATE JURISDICTION

Under current law, only final judicial decisions are reviewable on appeal. This bill would allow orders granting or denying preliminary injunctions to be subject to immediate appeal, allowing aggrieved parties to seek a stay pending appeal, or other relief, thus avoiding potential harm before a judge issues his/her final decision.

ATG-19 (08)

HB3050

SB2972

RELATING TO ACTIONS BY AND AGAINST THE STATE

Clarifies the limits of the State's waiver of sovereign immunity for claims asserted against the State that are based on any statute of the State. The bill also preserves the separation of powers principle that only the Legislature may waive the State's inherent sovereign immunity from suits for retrospective money damages.

ATG-21 (08)

HB3051

SB2973

RELATING TO TORT ACTIONS

Use of Seat Belts or Helmets - Allows the courts to consider the plaintiff's failure to use a seat belt or helmet as evidence of negligence. Currently the State of Hawaii does not allow the fact that a person was not wearing a seat belt or motorcycle helmet to be considered in a lawsuit suing for damages resulting from a traffic accident.

ATG-22 (08)

HB3052

SB2974

RELATING TO TOBACCO

Deletes the July 1, 2009 expiration date on a law (Act 235 of 2005) that mandates that businesses engaged in the retail sale of cigarettes and other tobacco products obtain a retail tobacco permit from the Department of Taxation.

ATG-23 (08)

HB3053

SB2975

RELATING TO NOTARIES PUBLIC

Clarifies the Attorney General's powers and duties to regulate notaries public, including the imposition of administrative fines to deter notary misconduct such as fraudulent use of multiple seals and stamps, inappropriate slogans or sayings included on notary stamps or seals, failure to surrender seals upon resignation or removal from office, failure to properly record transactions in notary record book, or falsification and backdating of documents.

ATG-24 (08)

HB3054

SB2976

RELATING TO CHAPTER 480, HAWAII REVISED STATUTES

Reconfirms the right of the State and counties to take legal action against unfair, deceptive, and anti-trade practices even if the State or counties did not directly purchase the goods or services involved.

ATG-25 (08)

HB3055

SB2977

RELATING TO CHILD SUPPORT ENFORCEMENT

Allows the Child Support Enforcement Agency (CSEA) to request hearings on a child's behalf even if the parents or guardians do not do so, allows the State to use tax refunds of a parent to pay for medical services given a child, and transfers CSEA duties from the County of Kauai to the Attorney General's office.

ATG-30 (08)

HB3056

SB2978

PROPOSING AMENDMENTS TO ARTICLE VI OF THE CONSTITUTION OF THE STATE OF HAWAII

Amends the Constitution to establish an independent Judicial Conduct Commission with the power to discipline and remove judges. Currently the function is handled by a Commission within the Supreme Court, creating an inherent conflict of interest.

BED-01 (08)

HB3057

SB2979

RELATING TO HOUSING

Makes permanent the 50% allocation of conveyance tax revenues deposited into the rental housing trust fund currently set to expire on June 30, 2008.

2008 Lingle-Aiona Administration Legislative Proposals

BED-05 (08)

HB3058

SB2980

RELATING TO THE HOUSING LOAN AND MORTGAGE PROGRAM

Increases the Housing Loan and Mortgage (Hula Mae Multi-Family) Program revenue bond ceiling from \$400 million to \$500 million to allow construction of more affordable homes.

BED-06 (08)

HB3059

SB2981

RELATING TO LOW-INCOME HOUSING TAX CREDITS

Allows developers and investors in affordable housing to claim the State Low Income Housing Tax Credits over a period of five years, instead of ten.

BED-08 (08)

HB3060

SB2982

AUTHORIZING THE RESALE OF RESERVED HOUSING UNITS BY THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY

Reinstates the Hawaii Community Development Authority's ability to sell the fee simple interest in affordable housing units. This would allow 1,388 existing units and several hundred future units to be resold to qualified families.

BED-09 (08)

HB3061

SB2983

RELATING TO COMMUNITY-BASED ECONOMIC DEVELOPMENT

Improves the Community-Based Economic Development (CBED) program, which was last amended in 1996, to allow the program to use donations and federal funds, make smaller loans at \$250,000 rather than \$500,000, and reduce the maximum interest rate on these loans from 10% to 6%.

BED-10 (08)

HB3062

SB2984

RELATING TO DISASTER LOANS

Makes changes to the State's Disaster Commercial and Personal Loan Program by increasing the loan ceiling to \$50,000 and \$100,000 for individuals and businesses respectively, setting the interest rate at 1% below the Small Business Administration rate, and allowing use of the loan money to remediate (clean up) damaged property.

BED-11 (08)

HB3063

SB2985

RELATING TO PHOTOVOLTAIC SYSTEMS FOR PAY AS YOU SAVE

Expands the successful "pay as you save" solar water heater program to photovoltaic systems that convert sunshine into electricity, allowing households to pay each month through their utility bill.

BED-12 (08)

HB3064

SB2986

RELATING TO REFUNDABLE RENEWABLE ENERGY TAX CREDIT

Creates a new, refundable tax credit for the installation of renewable energy technology systems in the home to allow low-income families who do not owe taxes to get the tax credit for saving energy.

BED-13 (08)

HB3065

SB2987

RELATING TO MUSIC ENTERTAINMENT LEARNING EXPERIENCE PROGRAM

Builds on the success of the pilot MELE (Music Entertainment Learning Experience) program at the Honolulu Community College by providing \$4.8 million to establish an Associate in Science degree at the College, focused on the music business production and audio engineering, and create a first-class comprehensive recording arts facility.

BED-14 (08)

HB3066

SB2988

MAKING AN APPROPRIATION TO ESTABLISH CREATIVITY ACADEMIES

Provides \$1,629,474 to establish a curriculum-based program that develops skills in animation, digital media, game development, writing, and publishing in State schools modeled after the successful Science Technology Engineering and Math (STEM) Academies.

2008 Lingle-Aiona Administration Legislative Proposals

BED-15 (08)

HB3067

SB2989

MAKING AN APPROPRIATION TO ESTABLISH A CREATIVE CENTER INCUBATOR

Establishes a creative center where cultural practitioners, digital media artists, filmmakers, and others can receive training and business counseling and appropriates \$500,000 to equip and hire faculty.

BED-16 (08)

HB3068

SB2990

RELATING TO RENEWABLE ENERGY

Amends current law to require that the State's Renewable Portfolio Standard (RPS) is met by classic renewable electrical generation only, rather than counting conservation as part of the 20% by 2020 goal.

BED-17 (08)

HB3069

SB2991

RELATING TO ENERGY RESOURCES

Improves the ability of the Strategic Industries Division in the Department of Business, Economic Development and Tourism to obtain and use data from power generation utilities and transportation fuel industries to develop statewide energy policies and better analyze the energy sector.

BED-18 (08)

HB3070

SB2992

RELATING TO ENERGY EMERGENCY PREPAREDNESS

Improves the ability of the Strategic Industries Division in the Department of Business, Economic Development and Tourism to obtain and use data from power generation utilities and from the transportation fuel sector to address energy emergencies, shortages, and security issues.

BED-19 (08)

HB3071

SB2993

RELATING TO ENDOWED CHAIRS AT THE UNIVERSITY OF HAWAII

Appropriates \$2 million to establish endowed chairs for Science, Technology, Engineering, and Math (STEM) and Energy at the University of Hawaii. Funding would be matched by the private sector.

BED-20 (08)

HB3072

SB2994

RELATING TO THE HAWAII HIGHER EDUCATION COMMISSION

Amends the membership and functions of the Hawaii Higher Education Commission to include universities in the State of Hawaii, students, business people, and members of the public and gives the Commission authority to award scholarships to students and evaluate public schools.

BED-21 (08)

HB3073

SB2995

RELATING TO INNOVATION CAPITAL

Authorizes the Employees Retirement System to invest \$100 million to one or more professionally-managed venture capital funds that support innovative Hawaii companies geared towards transforming the State's economy.

BED-22 (08)

HB3074

SB2996

RELATING TO A TECHNOLOGY TRANSFER PARTNERSHIP AT THE UNIVERSITY OF HAWAII

Provides \$100,000 to the Office of Technology Transfer and Economic Development (OTTED) to increase commercialization of research and development projects undertaken at the University of Hawaii.

BED-25 (08)

HB3075

SB2997

RELATING TO LAND USE

Establishes a process for determining when land use classifications should be rescinded because they have not been used for a period of time, particularly for lands classified as urban or rural.

2008 Lingle-Aiona Administration Legislative Proposals

BED-26 (08)

HB3076

SB2998

RELATING TO WORKFORCE DEVELOPMENT

Establishes a rapid response, custom training program and revolving fund to facilitate rapid, custom training for emerging growth industry and high priority business investments.

BUF-01 (08)

HB3077

SB2999

RELATING TO EXEMPTIONS FROM PROCUREMENT CODE

Ensures special purpose revenue bonds used for low- and moderate-income housing and for agricultural enterprises serving important agricultural lands are exempt from the State's procurement code, similar to other special purpose revenue bonds.

BUF-02 (08)

HB3078

SB3000

RELATING TO THE STATE OF HAWAII SECTION 529 COLLEGE SAVINGS PROGRAM

Help parents save for their children's education by allowing them to take a tax deduction of up to \$20,000 per year if they participate in a state-authorized college savings program.

BUF-04 (08)

HB3079

SB3001

RELATING TO ENERGY EFFICIENCY

Clarifies that the energy-efficiency/demand-side management fund shall be set up outside of the State Treasury and is not subject to the appropriations process.

BUF-05 (08)

HB3080

SB3002

RELATING TO PROPERTY OF PUBLIC UTILITIES

Provides public utilities with the authority to transfer, assign, or otherwise dispose of property during energy emergencies without prior approval from the Public Utilities Commission. The actions shall be reported to the Public Utilities Commission within 30 days.

BUF-06 (08)

HB3081

SB3003

RELATING TO PUBLICATION OF HEARING NOTICES

Allows the Public Utilities Commission to target public notices and public hearings in utility rate cases to those customers directly affected by or served by the utility.

BUF-07 (08)

HB3082

SB3004

RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM

Streamlines the administration of the Employees' Retirement System, including determining what data is transmitted electronically, clarifies who qualifies as a beneficiary, reconfirms how leave is treated for retirement purposes, and provides for automatic increases in the pension benefits ceiling to conform to the Internal Revenue Service Code.

BUF-08 (08)

HB3083

SB3005

RELATING TO FEDERAL TAX QUALIFICATION OF THE EMPLOYEES' RETIREMENT SYSTEM

Repeals optional membership for elected officials and judges in the Employees' Retirement System ("ERS"), which jeopardizes the federal tax exempt status of the system.

BUF-09 (08)

HB2500

SB3131

RELATING TO THE STATE BUDGET

The Executive Supplemental budget for Fiscal Year 2008-2009 was transmitted to the Legislature on December 17, 2007.

CCA-01 (08)

HB3084

SB3006

RELATING TO BUSINESS REGISTRATION

Makes technical amendments to existing business registration law to cover limited liability corporations, clarifies how a business is dissolved, and updates terminology on limited partnerships.

2008 Lingle-Aiona Administration Legislative Proposals

CCA-03 (08)

HB3085

SB3007

RELATING TO BUSINESS REGISTRATION

Clarifies the law relating to registration and protection of trademarks and names and clarifies how similar trade names are resolved.

CCA-05 (08)

HB3086

SB3008

RELATING TO THE CODE OF FINANCIAL INSTITUTIONS

Updates Hawaii's Code of Financial Institutions by requiring licenses to be conspicuously displayed, addresses temporary closures during emergencies, clarifies how prepayment penalties are calculated, and allows greater access to records by State inspectors.

CCA-06 (08)

HB3087

SB3009

RELATING TO MONEY TRANSMITTERS

Amends the 2006 Money Transmitters Act by establishing a fee schedule to effectively regulate the industry.

CCA-07 (08)

HB3088

SB3010

RELATING TO RESIDENTIAL MORTGAGE PRACTICES

Replaces current mortgage broker registration requirements with a more robust regulation of residential mortgage brokers, lenders, and loan originators, including requiring criminal background checks bonding and education requirements. Transfers regulatory functions from the Professional and Vocational Licensing Division to the Division of Financial Institutions to provide greater oversight of financial entities.

CCA-08 (08)

HB3089

SB3011

RELATING TO INSURANCE

Allows the Insurance Division to include a 3-month reserve in the calculation of Compliance Resolution Fund (CRF) assessments in order to ensure continued operations of the Division at the end of each fiscal year.

CCA-09 (08)

HB3090

SB3012

RELATING TO MOTOR VEHICLE INSURANCE

Limits the number and cost of massage therapist treatments covered under motor vehicle insurance policy personal injury protection (PIP) benefits to no more than thirty and no more than \$75 per visit.

CCA-10 (08)

HB3091

SB3013

RELATING TO LOSS MITIGATION

Provides an income tax credit instead of a money grant to homeowners who install wind resistive devices to help protect their homes from hurricane or wind damage.

CCA-11 (08)

HB3092

SB3014

RELATING TO THE HAWAII HURRICANE RELIEF FUND

Increases insurance coverage limits by the Hawaii Hurricane Relief Fund by 30-50% in order to reflect increases in construction costs and property valuations. Limits were previously established in 1993. Residential limits would increase from \$750,000 to \$1 million and business limits would increase from \$500,000 to \$750,000.

CCA-12 (08)

HB3093

SB3015

RELATING TO THE PATIENTS' BILL OF RIGHTS AND RESPONSIBILITIES ACT

Prohibits health plans from disenrolling a customer because of a medical condition or withdrawing authorization for a procedure after the provider has acted. Also disallows rejecting a customer for a medical condition not known at the time the health plan was issued and allows non-participating medical providers to be paid at the same rate as participating providers.

2008 Lingle-Aiona Administration Legislative Proposals

CCA-14 (08)

HB3094

SB3016

RELATING TO MUTUAL BENEFIT SOCIETIES

Maintains competition and consumer choice by deleting requirements that pose obstacles to smaller health plans. Deletes requirement that health plans must maintain a fund equal to "one half of twenty times the maximum benefits paid in 30 days" and caps the deposit requirement at \$20 million.

CCA-15 (08)

HB3095

SB3017

RELATING TO INSURANCE

Improves the Insurance Commissioner's ability to protect consumers from improper transactions between health insurance companies and their affiliates by authorizing the Commissioner to monitor the relationships and transactions between these companies and their affiliates.

CCA-16 (08)

HB3096

SB3018

RELATING TO INSURANCE

Adopts uniform insurance accreditation standards, clarifies insurance reporting requirements, and standardizes actuarial opinions among all insurers, as recommended by the National Association of Insurance Commissioners.

CCA-17 (08)

HB3097

SB3019

RELATING TO INSURANCE

Provides insurers with greater investment flexibility by updating the Insurance Code to reflect investment strategies, such as stocks, bonds, and notes developed since the Code was last updated in 1987.

CCA-18 (08)

HB3098

SB3020

RELATING TO ACTIVITIES REGULATED BY THE INSURANCE COMMISSIONER

Creates uniformity between other states' laws and Hawaii law in regard to licensing requirements. Increases educational requirements to keep a license, automatically inactivates a license if fees are not paid on time, allows reactivation if the fee is paid in 30 days, and broadens the types of reinsurance that can be used to meet the financial obligations of insurance agents.

CCA-20 (08)

HB3099

SB3021

RELATING TO VIATICAL SETTLEMENTS

Protects those with terminal or chronic illnesses from unscrupulous brokers who trade in life insurance policies of the sick, by requiring disclosure of the consequences to the consumer, providing the right to rescind the contract, and prohibiting the transfer of the life insurance benefits to the new owner for five years.

CCA-21 (08)

HB3100

SB3022

RELATING TO ENHANCED PENALTIES FOR INSURANCE VIOLATIONS COMMITTED AGAINST ELDERS

Increases administrative and criminal penalties of up to \$50,000 for insurance violations committed against elders 62 years or older.

CCA-22 (08)

HB3101

SB3023

RELATING TO INSURANCE

Increases Hawaii's standing as one of the world's leading captive insurance jurisdictions by providing for the organization, operation, and regulation of special purpose financial captives (SPFC) for those who securitize insurance risks using non-liquid assets.

CCA-23 (08)

HB3102

SB3024

RELATING TO MEDICAL LIABILITY

Addresses medical malpractice insurance costs by capping non-economic damages at \$250,000, establishing limits for attorney contingent fees, and requiring that economic damages be allocated based upon proportionate percentage of negligence.

2008 Lingle-Aiona Administration Legislative Proposals

CCA-24 (08)

HB3103

SB3025

RELATING TO INSURANCE

Updates and streamlines insurance statutes. Clarifies that the Commissioner may suspend a license pending a hearing where the Commissioner has already suspended, revoked, or refused a license and requires annual and quarterly filings by foreign insurers.

CCA-25 (08)

HB3104

SB3026

RELATING TO THE PREVENTION OF MORTGAGE RESCUE FRAUD

Protects consumers from scammers who prey on homeowners facing foreclosures by requiring that "rescuers" provide homeowners with written contract enumerating services and giving homeowners the right to cancel the contract before services have been performed.

CCA-26 (08)

HB3105

SB3027

RELATING TO OSTEOPATHY

Includes doctors of osteopathy under the medical doctors statutes so that the Board of Medical examiners may oversee both professions in the same manner.

CCA-27 (08)

HB3106

SB3028

RELATING TO GRADUATES OF FOREIGN ACUPUNCTURE PROGRAMS

Requires applicants for acupuncture licensure who graduated from foreign institutes to have their educational information evaluated by a professional crediting evaluator as a prerequisite for taking an exam and getting a license in Hawaii.

CCA-28 (08)

HB3107

SB3029

RELATING TO OWNER-BUILDER PERMITS

Clarifies that owner builders are required to comply with the provisions of the disclosure statement they sign in order to get a building permit.

CCA-29 (08)

HB3108

SB3030

RELATING TO MIXED MARTIAL ARTS

Establishes a fee structure to fund mixed martial arts regulation.

CCA-31 (08)

HB3109

SB3031

RELATING TO DISPENSING OPTICIANS

Conforms Hawaii law to federal law by requiring that noncorrective, decorative contact lenses must be fitted, sold, or offered for sale by licensed dispensing opticians.

CCA-32 (08)

HB3110

SB3032

RELATING TO CONTRACTOR PENALTIES

Increases fines five-fold that may be imposed on contractors for performing work outside of their licensed specialty, unlicensed activity, and other violations relating to contractors.

DEF-01 (08)

HB3111

SB3033

RELATING TO PRICE GOUGING DURING EMERGENCIES

Prohibits price gouging and unfair business practices during a declared State disaster by clarifying that price increases on services, rentals, and construction or repair contracts during disasters are illegal.

DEF-03 (08)

HB3112

SB3034

RELATING TO CIVIL DEFENSE

Supports State Civil Defense's Shelter-in-Place initiative by exempting civil liability for care homes and private schools, in addition to hotels, during an officially designated emergency.

2008 Lingle-Aiona Administration Legislative Proposals

DEF-04 (08) [HB3113](#) [SB3035](#)

RELATING TO THE PROCUREMENT CODE

Expedites the purchase of equipment and services by allowing State and local agencies to participate in government cooperative purchasing programs outside of Hawaii when using federal Homeland Security grants.

DEF-05 (08) [HB3114](#) [SB3036](#)

RELATING TO MOTOR VEHICLES

Provides an exemption from vehicle tax and registration fees for private vehicles of Hawaii residents who are members of the military, including the National Guard and Coast Guard.

DEF-06 (08) [HB3115](#) [SB3037](#)

RELATING TO UNIFORM MAINTENANCE ALLOWANCE FOR ENLISTED PERSONNEL

Repeals the Uniform Maintenance Allowance of \$1.50 per day since uniforms no longer need to be dry-cleaned.

DEF-R1 (08) [HCR54](#) [SCR2](#)

URGING THE PEOPLE, BUSINESSES, AND COMMUNITY ORGANIZATIONS OF HAWAII TO PARTICIPATE IN GRASS-ROOTS PROGRAMS SUPPORTING MILITARY PERSONNEL AND THEIR FAMILIES

Resolution acknowledging the importance of the United States military's presence in Hawaii and urging support for military personnel and their families through the U. S. Department of Defense "America Supports You" program.

GOV-01 (08) [HB3116](#) [SB3038](#)

RELATING TO PUBLIC CHARTER SCHOOLS

Improves the composition of the Charter School Review Panel, makes the Panel subject to sunshine laws, removes the cap on the number of charter schools, and ensures funding for new charter schools.

GOV-03 (08) [HB3117](#) [SB3039](#)

RELATING TO THE HAWAII EDUCATOR LOAN PROGRAM

Allows recipients of awards from the Hawaii Educator Loan Program to attend any university or college with a State-approved teacher education program and allows them to teach at traditional public or charter schools as a way to repay the loan.

GOV-04 (08) [HB3118](#) [SB3040](#)

PROPOSING AMENDMENTS TO THE CONSTITUTION OF THE STATE OF HAWAII RELATING TO PUBLIC EDUCATION

Proposes a Constitutional Amendment to allow voters in each county to decide whether or not to establish a district (local) school board. Requires the Legislature to establish a fair allocation of public school resources if a new district is established.

GOV-06 (08) [HB3119](#) [SB3041](#)

RELATING TO THE UNIVERSITY OF HAWAII

Amends the requirements for the candidate advisory council which screens and proposes candidates for appointment to the board of regents (BOR) of the University of Hawaii to allow background checks and geographic representation and extends from 30 to 60 days the period to submit candidate names.

GOV-07 (08) [HB3120](#) [SB3042](#)

RELATING TO ANIMAL QUARANTINE FACILITIES

Allows the Department of Agriculture to negotiate the lease rent for use of the Animal Quarantine Station located in Halawa Valley on Oahu.

2008 Lingle-Aiona Administration Legislative Proposals

GOV-10 (08)

HB3121

SB3043

RELATING TO PHYSICAL EDUCATION

Requires a minimum of 45 minutes per day of physical education in grades K-5 and 60 minutes per day in grades 6-12 in Hawaii public schools.

GOV-12 (08)

HB3122

SB3044

RELATING TO ELECTIONS

Requires precinct chairperson to post preliminary election results at the poll site. Provides for an automatic recount when there is only a 1/2 of 1% difference between winning and losing candidates. Moves primary date to the 2nd Saturday in August in every even numbered year, to allow time for run-off elections.

GOV-13 (08)

HB3123

SB3045

RELATING TO ACCESS TO HEALTH CARE

Reverses the order for review of Certificates of Need (CON) for new medical facilities to allow county or local councils to do the final review, requires a hearing to reconsider the denial of a CON to be held on the island where the medical facility or service would be provided, increases from \$4 million to \$8 million the threshold expenditure requiring a CON, and broadens the list of medical facilities exempt from the CON requirement to avoid unnecessary reviews of medical services in short supply.

GOV-14 (08)

HB3124

SB3046

RELATING TO INTERSTATE COMPACT ON EDUCATIONAL OPPORTUNITY FOR MILITARY CHILDREN

Adopts the Interstate Compact on Educational Opportunity for Military Children to help children from military families who often must transfer from school to school, ensures they receive credit for classes taken in other school districts, and allows them to participate in sports and other school activities at the same level as their prior school.

GOV-16 (08)

HB3125

SB3047

RELATING TO TAX CREDITS

Expands the current \$7.5 million annual Ko Olina tax credit to allow the credits to be used for commercial activities and affordable housing built on the Leeward Coast.

HHL-01 (08)

HB3126

SB3048

RELATING TO THE HAWAIIAN HOMES COMMISSION ACT

Increases the loan ceiling for farm and ranch operations on Hawaiian home lands from \$50,000 to \$200,000.

HMS-01 (08)

HB3127

SB3049

RELATING TO ADULT PROTECTIVE SERVICES

Expands authority to investigate allegations of abuse, neglect, and financial exploitation of vulnerable adults.

HMS-02 (08)

HB3128

SB3050

RELATING TO ADULT PROTECTIVE SERVICES

Expands the list of persons mandated to report known or suspected abuse of vulnerable adults to include caregivers and officers and employees of social service agencies.

HMS-03 (08)

HB3129

SB3051

RELATING TO CRIMINAL HISTORY BACKGROUND CHECKS FOR SOCIAL SERVICES PROGRAMS

Authorizes the Department of Human Services or its designee to conduct criminal history record checks, including arrest records, for those providing services to vulnerable adults and children.

2008 Lingle-Aiona Administration Legislative Proposals

HMS-06 (08)

HB3130

SB3052

RELATING TO COMMUNITY CARE FOSTER FAMILY HOMES

Establishes a grant program to assist community care foster family homes (CCFFH) to make home modifications, enabling these homes to accommodate more persons and upgrade their facilities.

HMS-15 (08)

HB3131

SB3053

RELATING TO SIBLING VISITATION

Specifies the Family Court may grant children reasonable visitation with their siblings before and after adoption or award of legal guardianship.

HMS-17 (08)

HB3132

SB3054

RELATING TO AGE OF CONSENT FOR ADOPTION

Changes the age of consent by a child for adoption from 10 to 14.

HMS-18 (08)

HB3133

SB3055

RELATING TO MANDATORY REPORTING OF CHILD ABUSE AND NEGLECT

Broadens the group of persons required to report child abuse and neglect to include family members, also referred to as the Indigo-Wright law.

HMS-19 (08)

HB3134

SB3056

RELATING TO WELL CHILD FOLLOW-UP VISITS

Establishes a pilot project allowing the Department to conduct well-child follow-up visits for children who have been reported but not confirmed as abused or neglected.

HMS-20 (08)

HB3135

SB3057

RELATING TO FEDERAL REVENUE MAXIMIZATION IN THE JUDICIARY

Requires the District and Family Courts to report to the Governor and the Legislature on the reasons for not establishing and implementing a federal revenue maximization program for all services they provide to children in their care that may be eligible for federal financial participation and the Family Court's plan to do so in the future.

HMS-22 (08)

HB3136

SB3058

RELATING TO CHILD WELFARE SERVICES

Clarifies the law to recognize "hanai" arrangements when considering appropriate placement of children who are in foster care.

HMS-24 (08)

HB3137

SB3059

RELATING TO INVESTIGATORS OF THE DEPARTMENT OF HUMAN SERVICES

Allows the Department to appoint and commission an administrative investigator for the Office of Youth Services, pursuant to a memorandum of agreement with the U.S. Department of Justice.

HMS-27 (08)

HB3138

SB3060

RELATING TO HAWAII PUBLIC HOUSING AUTHORITY EVICTIONS BOARDS

Allows the Hawaii Public Housing Authority to hold eviction hearings without the tenant member of the Authority's eviction boards present, provided a quorum is present.

HMS-30 (08)

HB3139

SB3061

RELATING TO THE FIRST-TO-WORK PROGRAM

Deletes references to the old Aid to Families with Dependent Children (AFDC) and Job Opportunities and Basic Skills (JOBS) Act and replaces it with the federal Temporary Assistance for Needy Families law references.

2008 Lingle-Aiona Administration Legislative Proposals

HMS-31 (08)

HB3140

SB3062

MAKING AN EMERGENCY APPROPRIATION TO THE HAWAII PUBLIC HOUSING AUTHORITY

Appropriates \$10 million in general funds for fiscal year 2007-2008 to allow the Hawaii Public Housing Authority to continue to meet its public housing obligations.

HRD-01 (08)

HB3141

SB3063

RELATING TO GOVERNMENT SERVICES

Provides flexibility and reliability to the hiring and contracting processes by exempting from civil service law positions or contracts lasting up to one year with non-government persons or businesses for personal services.

HRD-04 (08)

HB3142

SB3064

RELATING TO SALARIES

Increases the salaries of the Stadium Manager, the Public Utilities Commissioners, Executive Director of Hawaii Housing Finance and Development Corporation, and Civil Defense Director to be commensurate with their duties and responsibilities by linking them to 92% of the Director of Health's salary.

HRD-07 (08)

HB3143

SB3065

RELATING TO PARENTAL PREFERENCES IN GOVERNMENT CONTRACTS, PROGRAMS, AND SERVICES

Repeals an obsolete requirement that all State and County Executive Branch agencies and the Judiciary report to the Legislature annually identifying programs, contracts, and services that provide preference to a parent.

HRD-09 (08)

HB3144

SB3066

RELATING TO THE STATE OF HAWAII DEFERRED COMPENSATION PLAN

Encourages employees to save for retirement by automatically enrolling newly hired employees into the Deferred Compensation Plan (DCP) unless the new employee elects not to enroll.

HRD-10 (08)

HB3145

SB3067

RELATING TO STATE AND COUNTY CONTRACTS FOR SERVICES

Authorizes the State and counties to enter into contracts for services and exempts these contracts from civil service restrictions in Chapter 76, Hawaii Revised Statutes.

HTH-01 (08)

HB3146

SB3068

MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF HEALTH FOR THE ADULT MENTAL HEALTH DIVISION

Authorizes an emergency appropriation of \$10 million for the Adult Mental Health Division (AMHD) in the State Department of Health to cover higher enrollment and costs.

HTH-02 (08)

HB3147

SB3069

RELATING TO RECORDS OF DEFENDANTS COMMITTED TO A HOSPITAL CONTROLLED BY THE DIRECTOR OF HEALTH OR TO CUSTODY OF DIRECTOR OF HEALTH

Permits the Director of the Department of Health (DOH) to obtain the criminal history of defendants court-ordered to the State Hospital.

HTH-04 (08)

HB3148

SB3070

RELATING TO CONDITIONAL RELEASE

Provides statutory guidance and clarification on the seventy-two (72) hour hold and extended hold process for patients conditionally released from the State Hospital.

2008 Lingle-Aiona Administration Legislative Proposals

HTH-05 (08)

HB3149

SB3071

RELATING TO CONDITIONAL RELEASE

Enables the Director of Health to petition the court on behalf of a patient served by the Department of Health for legal discharge from the conditional release program.

HTH-10 (08)

HB3150

SB3072

RELATING TO THE HAWAII EMERGENCY PLANNING AND COMMUNITY RIGHT-TO-KNOW ACT

Clarifies that the Hawaii Emergency Planning and Community Right-To Know Act (HEPCRA) reporting requirements should differentiate between "hazardous substances" and "extremely hazardous substances."

HTH-11 (08)

HB3151

SB3073

RELATING TO ELECTRONIC PERMITTING FEES

Allows persons seeking environmental permits from the Department of Health to apply for and pay for their permits electronically.

HTH-13 (08)

HB3152

SB3074

MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF HEALTH FOR THE EMERGENCY MEDICAL SERVICES AND INJURY PREVENTION SYSTEM BRANCH

Appropriates \$1,807,539 in general funds for fiscal year 2007-2008 to pay ambulance service providers statewide collective bargaining increases.

HTH-14 (08)

HB3153

SB3075

RELATING TO EPIDEMIOLOGIC INVESTIGATIONS

Authorizes the Department of Health to take samples necessary for an investigation of a potential disease outbreak.

HTH-15 (08)

HB3154

SB3076

RELATING TO EPIDEMIOLOGISTS

Authorizes the Department of Health to create permanent or temporary exempt epidemiologist positions, increasing the number of medical professionals in the State who study disease outbreaks and other unique threats to our environment.

HTH-16 (08)

HB3155

SB3077

RELATING TO VOLUNTEER MEDICAL ASSISTANCE SERVICES

Provides reasonable immunity from liability and workers' compensation for licensed medical personnel providing volunteer services on behalf of the State or a county.

HTH-21 (08)

HB3156

SB3078

RELATING TO WORKSITE WELLNESS PROGRAMS

Provides the State and counties with immunity from liability for potential injuries occurring as a result of participation by State or county employees in a worksite wellness program.

HTH-24 (08)

HB3157

SB3079

RELATING TO DIRECT PAYMENT TO PROVIDERS

Allows providers to receive payments for medical service directly from health insurers, health maintenance organizations (HMOs), and mutual benefit societies, rather than attempting to collect from the patient when the provider does not have a contract with the insurer.

HTH-25 (08)

HB3158

SB3080

RELATING TO HAWAII HEALTH SYSTEMS CORPORATION BACKGROUND CHECKS

Authorizes Hawaii Health Systems Corporation (HHSC) to conduct criminal history background checks through the Federal Bureau of Investigation (FBI) on persons seeking employment and vendors providing services to HHSC.

2008 Lingle-Aiona Administration Legislative Proposals

HTH-28 (08)

HB3159

SB3081

RELATING TO THE HAWAII PUBLIC HEALTH EMERGENCY SURVEILLANCE SYSTEM

Provides the Department of Health with authority to establish a statewide hospital emergency surveillance system to provide early detection and warning of community health issues and establishes reporting requirements for medical providers.

HTH-29 (08)

HB3160

SB3082

RELATING TO CRUISE SHIPS

Seeks to transfer air emission provisions for cruise ships from the water pollution statute to the air pollution statute.

HTH-30 (08)

HB3161

SB3083

MAKING AN EMERGENCY APPROPRIATION TO THE HAWAII HEALTH SYSTEMS CORPORATION

Appropriates \$14 million in general funds for fiscal year 2007-2008 to pay current essential vendors, reduce accounts payable, and allow operation and provision of current levels of service in Hawaii Health Systems Corporation's facilities.

LBR-03 (08)

HB3162

SB3084

RELATING TO WORKFORCE DEVELOPMENT COUNCIL

Transfers the Workforce Development Council to the Department of Business, Economic Development and Tourism to better align workforce and economic development efforts in the State.

LBR-13 (08)

HB3163

SB3085

RELATING TO THE SPECIAL FUND FOR DISABILITY BENEFITS

Appropriates \$5 million dollars from the special fund for disability benefits for automation of the Disability Compensation Division (DCD), which includes the Workers' Compensation, Prepaid Health, and Temporary Disability Insurance programs.

LBR-14 (08)

HB3164

SB3086

RELATING TO WORKERS' COMPENSATION NEGOTIATION FOR BENEFIT COVERAGE

Allows public unions and employers the ability to design and enter into an alternative workers' compensation program to facilitate treatment and resolve disputes.

LBR-24 (08)

HB3165

SB3087

RELATING TO CONTRACTOR SUSPENSION ON PUBLIC WORKS PROJECTS

Bars contractors from bidding on public works projects who file falsified payrolls or do not provide records to the Department of Labor and Industrial Relations to confirm prevailing wage compliance.

LBR-25 (08)

HB3166

SB3088

RELATING TO THE LABOR AND INDUSTRIAL RELATIONS APPEALS BOARD

Authorizes the board to employ a hearings officer to hear workers' compensation cases, expediting these appeals.

LBR-26 (08)

HB3167

SB3089

RELATING TO THE CLASSIFICATION OF CERTAIN FUNDS UNDER THE DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS

Clarifies the classification of the workers' compensation special compensation fund, the temporary disability insurance special fund for disability benefits, the prepaid health care special premium supplementation fund, and the unemployment compensation fund, as trust funds.

LBR-27 (08)

HB3168

SB3090

RELATING TO UNEMPLOYMENT CONTRIBUTION RATES

Establishes State unemployment experience rates will be calculated for employers who transfer employees to another company.

2008 Lingle-Aiona Administration Legislative Proposals

LBR-28 (08)

HB3169

SB3091

RELATING TO LIFELONG LEARNING ACCOUNTS

Provides employers and employees tax credits of up to \$1,000 per year to encourage personal training accounts used to increase and enhance the learning skills of those in the workforce.

LNR-01 (08)

HB3170

SB3092

RELATING TO SOCIAL SECURITY NUMBER

Stipulates that only the last four digits of an individual's social security number be listed on documents filed at the Bureau of Conveyances.

LNR-02 (08)

HB3171

SB3093

RELATING TO THE LAND COURT SYSTEM

Removes fractional interest and timeshare transactions from the Land Court system and allows landowners to opt out of Land Court registration when re-registering a property.

LNR-03 (08)

HB3172

SB3094

RELATING TO ELECTRONIC FILINGS IN THE BUREAU OF CONVEYANCES AND THE OFFICE OF THE ASSISTANT REGISTRAR

Allows the Bureau of Conveyance and the Registrar to accept electronic signatures and electronically filed documents.

LNR-05 (08)

HB3173

SB3095

RELATING TO GROUNDED VESSELS

Authorizes the Department to remove a grounded vessel by any means necessary to minimize damage to natural resources and to avoid becoming a navigational hazard.

LNR-06 (08)

HB3174

SB3096

RELATING TO FEDERAL FISHERIES REGULATIONS

Clarifies that the Department may adopt, amend, or repeal administrative rules in order to complement federal fishing regulations.

LNR-07 (08)

HB3175

SB3097

RELATING TO COMMERCIAL MARINE FISHING REPORTS

Amends the statutory title of fishing reports from "monthly catch" to "commercial marine fishing reports" to more accurately reflect that reports will be filed on a "per catch" basis.

LNR-08 (08)

HB3176

SB3098

RELATING TO ADMINISTRATIVE PENALTIES FOR DAMAGE TO STONY CORAL AND LIVE ROCK

Allows the Board of Land and Natural Resources to impose administrative penalties of up to \$5,000 for damage to stony coral and live rock on a per square meter basis.

LNR-09 (08)

HB3177

SB3099

RELATING TO PENALTIES FOR VIOLATIONS WITHIN THE CONSERVATION DISTRICT

Increases the maximum penalties for violations within the Conservation District from \$2,000 to \$10,000 per day per violation.

LNR-10 (08)

HB3178

SB3100

RELATING TO CIVIL PENALTIES FOR VIOLATIONS ON PUBLIC LANDS

Increases the civil penalty fine amounts for violations on public lands from \$500 per day to \$2,500 per violation, increases fines for subsequent violations, and clarifies that in addition to all fines, individuals in violation of encroachment laws are liable for damages and administration costs.

2008 Lingle-Aiona Administration Legislative Proposals

LNR-11 (08)

HB3179

SB3101

RELATING TO THE DEFINITION OF RENEWABLE ENERGY PRODUCER

Amends the definition of a "renewable energy producer" to include growers and producers of organic materials used primarily for the production of biofuels and other fuels so that these producers will be eligible for direct leases of public lands.

LNR-12 (08)

HB3180

SB3102

RELATING TO THE LAND CONSERVATION FUND

Allows monies, including private donations or public grants, to be deposited in or credited to the Land Conservation Fund and distributed as grants for the acquisition of and maintenance of legacy lands.

LNR-13 (08)

HB3181

SB3103

RELATING TO ENDANGERED SPECIES

Allows multiple landowners to enter into safe harbor agreements and habitat conservation plans to protect endangered species.

LNR-R1 (08)

HCR55

SCR3

AUTHORIZING THE LEASE OF EASEMENT COVERING PORTION OF SUBMERGED LANDS AT HONOULIULI, EWA, OAHU, FOR DRAINAGE CHANNEL PURPOSES

Seeks legislative concurrence to grant Haseko a submerged lands lease agreement to allow the company to excavate a drainage channel as part of the Papipi Road improvement project.

LNR-R2 (08)

HCR56

SCR4

AUTHORIZING THE ISSUANCE OF NON-EXCLUSIVE EASEMENT COVERING PORTION OF STATE SUBMERGED LANDS AT LAHAINA, MAUI, FOR MAINTENANCE AND REPAIR OF EXISTING CONCRETE PILLARS AND IMPROVEMENTS PURPOSES

Reissues an existing easement to Lahaina Yacht Club to allow them to continue to use a portion of State submerged lands under an existing dock built prior to 1988.

LTG-01 (08)

HB3182

SB3104

RELATING TO THE OFFICE OF INFORMATION PRACTICES

Authorizes the Office of Information Practices to conduct inquiries and provide advisory opinions on alleged Sunshine Law violations the same way the office is authorized to conduct inquiries and provide opinions for violations of the Uniform Information Practices Act.

LTG-02 (08)

HB3183

SB3105

RELATING TO PUBLIC AGENCY MEETINGS

Allows boards and commissions to conduct on-site inspections without public participation if public attendance is impracticable, such as on working farms.

OCB-01 (08)

HB3184

SB3106

RELATING TO INTEREST ARBITRATION

Modifies the factors that an arbitration panel must consider when reaching collective bargaining wage decisions including considering the impact of pay increases on other bargaining units, compliance with budget provisions, and ensuring that wage comparisons are kept within Hawaii's labor market.

PSD-02 (08)

HB3185

SB3107

RELATING TO PRISON LITIGATION

Requires inmates to exhaust their administrative remedies before filing a lawsuit in State court, to avoid frivolous lawsuits.

2008 Lingle-Aiona Administration Legislative Proposals

PSD-04 (08)

HB3186

SB3108

RELATING TO PRISON LITIGATION

Requires inmates to pay for the civil lawsuit they file in State court and requires inmates who have three lawsuits deemed "frivolous" to pay the filing fees prior to filing another lawsuit.

PSD-10 (08)

HB3187

SB3109

RELATING TO THE CORRECTIONAL PROGRAM REVOLVING FUND

Deletes the correctional program revolving fund which has never been used by the Department of Public Safety and has no funds in it.

PSD-11 (08)

HB3188

SB3110

RELATING TO THE COMPREHENSIVE OFFENDER REENTRY SYSTEM

Amends the parameters of the comprehensive offenders reentry program (Act 8 of 2007) to ensure its provisions are in compliance with good government of correctional facilities. Eliminates provisions allowing contact between former inmates and those still in prison, requires return of out-of-state prisoners only when safety of staff and inmates is not endangered, and involves relevant State agencies in helping with family, education, and housing needs of inmates.

TAX-03 (08)

HB3189

SB3111

RELATING TO TAXATION

This bill is known as the Ohana Tax Reduction Act. To ease the burden on taxpayers with dependent parents who may also be raising children in Hawaii, this bill will allow taxpayers with dependents age eighteen and younger to claim an additional exemption of \$1,000 for households with income of \$100,000 federal adjusted gross income "AGI" or less and \$500 for each minor dependent for households with income of more than \$100,000 and up to \$200,000 AGI. In addition, this bill allows the family to claim a tax credit of up to 25% of the costs of adult care of child care for a family member up to a total of \$5,000 per dependent per year.

TAX-05 (08)

HB3190

SB3112

RELATING TO ARTICLE VII, SECTION 6, OF THE CONSTITUTION OF THE STATE OF HAWAII

According to Article VII, Section 6 of the Hawaii State Constitution, whenever the State general fund balance at the close of each of two successive fiscal years exceeds five percent of general fund revenues for each of the two fiscal years, the Legislature in the next regular session is required to provide for a tax refund or tax credit to the taxpayers of the State. This bill authorizes the constitutionally-mandated refund but does not specify the amount.

TAX-06 (08)

HB3191

SB3113

RELATING TO CONFORMITY OF THE HAWAII INCOME TAX LAW TO THE INTERNAL REVENUE CODE

Conforms Hawaii's income tax law to changes in the Internal Revenue Code made by Congress for the year 2007. This is an annual bill introduced every year.

TAX-08 (08)

HB3192

SB3114

RELATING TO REVENUE AUTHORITIES ADMINISTERED BY THE GOVERNMENT

Makes technical amendments to Hawaii tax laws including public review of Taxation Board hearings, conforms Hawaii law to the new "Kiddie Tax" assessed by the Internal Revenue Service, clarifies canned software is eligible for the capital goods excise tax credit, and treats subsurface vessels similar to surface vessels for general excise tax purposes.

TAX-10 (08)

HB3193

SB3115

RELATING TO ELECTRONIC TAX ADMINISTRATION

Provides the Department of Taxation (DOTAX) with rulemaking authority that would allow them to require certain tax returns to be filed electronically.

2008 Lingle-Aiona Administration Legislative Proposals

TAX-11 (08)

HB3194

SB3116

RELATING TO INCOME TAXATION EXCLUSION FOR INDIVIDUAL TAXPAYERS AGED 65 AND OVER

In Hawaii, public Employee Retirement System participants and private employer pension income are exempt from Hawaii income taxation. However, private personal retirement accounts, such as IRAs and 401(K) plans, are not exempt from State taxation. Allows the first \$25,000 in retirement income from personal retirement accounts, such as IRAs and 401(K) plans to be tax exempt like the retirement income from public employee and private pension systems for persons 65 and over.

TAX-13 (08)

HB3195

SB3117

RELATING TO INCOME TAX CREDIT

Provides a refundable income tax credit for up to 50% of the costs incurred in modifying a personal residence to accommodate the elderly and disabled to allow older residents to stay in a home setting. The maximum credit would be \$5,000 for individuals and \$10,000 for those filing jointly.

TRN-02 (08)

HB3196

SB3118

RELATING TO RENTAL MOTOR VEHICLE SURCHARGE TAX

Extends the \$1 surcharge on rental motor vehicles beyond September 1, 2008 and deposits the money into the State Highway Fund.

TRN-04 (08)

HB3197

SB3119

MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF TRANSPORTATION FOR THE STATE HIGHWAY SYSTEM

Appropriates \$21,253,032 out of the State Highway Fund to cover operations and maintenance programs in FY 2007-2008. These moneys are currently in the fund but need to be appropriated by the Legislature before they can be used.

TRN-05 (08)

HB3198

SB3120

RELATING TO HIGHWAY SAFETY

Prohibits individuals between the ages of 15 ½ and 18 from using a cell phone or any other electronic communications device while operating a motor vehicle.

TRN-06 (08)

HB3199

SB3121

RELATING TO HIGHWAY SAFETY

Enhances reckless driving penalties for offenders who are convicted of two or more traffic violations under the State Traffic Code and requires a first offense fine of not less than \$500 plus 30-day license suspension, and 36 hours of community service or imprisonment.

TRN-08 (08)

HB3200

SB3122

RELATING TO THE EXEMPTION OF STATE HIGHWAY PROJECTS FROM THE COUNTY SUBDIVISION APPROVAL PROCESS

Exempts State highway projects from the county subdivision approval process to expedite highway construction since these projects are already approved as part of the State Transportation Improvement Program.

TRN-09 (08)

HB3201

SB3123

RELATING TO VEHICLE IGNITION INTERLOCK SYSTEMS

Permits the courts to require the use of an ignition interlock system as part of the sentence for driving under the influence of an intoxicant.

TRN-10 (08)

HB3202

SB3124

RELATING TO COMMERCIAL HARBORS MODERNIZATION

Expands the authority of the Aloha Tower Development Corporation to assist in the development of the statewide harbors modernization plan. Also authorizes the Department of Transportation to issue revenue bonds to finance the harbor modernization projects.

2008 Lingle-Aiona Administration Legislative Proposals

TRN-11 (08)

HB3203

SB3125

RELATING TO COMMERCIAL DRIVERS

Conforms Hawaii law to federal law by closing the loophole that allows individuals convicted of driving under the influence to operate a commercial vehicle on a restricted commercial drivers license.

UOH-01 (08)

HB3204

SB3126

RELATING TO THE BOARD OF REGENTS OF THE UNIVERSITY OF HAWAII

Reinstates the ability of the Board of Regents of the University of Hawaii to develop internal policies and procedures for the procurement of goods and services rather than use the State procurement code.

UOH-02 (08)

HB3205

SB3127

RELATING TO THE UNIVERSITY OF HAWAII

Allows the University of Hawaii to transfer monies from other funds into the Cancer Research Center special fund.

UOH-03 (08)

HB3206

SB3128

RELATING TO THE UNIVERSITY OF HAWAII

Allows the University of Hawaii to transfer monies from other funds into the Commercial Enterprise Revolving Fund.

UOH-04 (08)

HB3207

SB3129

RELATING TO COMPTROLLER SUPERVISION OF ACCOUNTS

Authorizes the University of Hawaii to preaudit all proposed payments of \$10,000 or more and leaves preaudits of payments less than \$10,000 to the discretion of the respective department.

UOH-05 (08)

HB3208

SB3130

RELATING TO NURSING

Clarifies that nursing students entering the masters program are eligible to apply for a license and take the exam to become a registered nurse after satisfactory completion of the pre-licensure component of the masters program.
