



# DISABILITY AND COMMUNICATION ACCESS BOARD

1010 Richards Street, Room 118 • Honolulu, Hawaii 96813  
Ph. (808) 586-8121 (V) • Fax (808) 586-8129 • TTY (808) 586-8162

## AGENDA

### Legislative Committee Meeting

Location: Disability and Communication Access Board  
1010 Richards Street., Room 118  
Date: February 27, 2019  
Time: 12:00 p.m.

- I. Call or Order
- II. Introductions
- III. Approval of February 13, 2019 Meeting Minutes
- IV. Legislative Strategy/Positions Relating to Bills
- V. Legislative Positions and Update
  - A. Parking for Persons with Disabilities
  - B. Nondiscrimination Against Persons with Disabilities/Civil Rights
  - C. Communication Access
  - D. Service Animals for Persons with Disabilities
  - E. Building Code/Design
  - F. Community Based Services for Persons with Disabilities
  - G. Emergency Preparedness
  - H. Administrative
  - I. Other
- VI. Open Forum  
Public comment on issues not on the agenda, for consideration for Committee's agenda at the next meeting
- VII. Next Meeting  
Wednesday, March 6, 2019 at 12:00 p.m. at 1010 Richards Street, room 118
- VIII. Adjournment

If you need an auxiliary aid/service or assistance due to a disability, please contact Cindy Omura at (808) 586-8121 or email [dcab@doh.hawaii.gov](mailto:dcab@doh.hawaii.gov) by March 1, 2019. If a request is received after March 1, 2019, we will try to obtain the auxiliary aid/service or assistance but cannot guarantee that the request will be fulfilled. This notice is available in alternate format such as large print, Braille or electronic copy, upon request.



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## MINUTES

### Legislative Committee Meeting

Location: Disability and Communication Access Board  
1010 Richards Street., Room 118  
Date: February 27, 2019  
Time: 12:00 p.m.

PRESENT: Rosanna Daniel-Kanetake, Chairperson; Anthony Akamine, Monty Anderson-Nitahara (via phone), Violet Horvath (via phone), Board Members; Debbie Jackson, DCAB Staff

ABSENT: Dean Georgiev, Board Member

GUEST: Peter Fritz

- I. Chairperson Rosanna Daniel-Kanetake called the meeting to order at 12:04 p.m.
- II. All committee members, staff and guest present introduced themselves.
- III. The minutes of the February 13, 2019 meeting were approved as circulated.
- IV. Legislative Strategy/Positions Relating to Bills
  - A. Nondiscrimination Against Persons with Disabilities/Civil Rights
    - HB 913, HD1/SB 1146, SD1 – Relating to the Hawaii Labor Relations Board. Allows the filing of documents with the Hawaii Labor Relations Board by the original paper document or electronically.  
  
**ACTION:** **COMMENT** (Documents must be accessible to individuals with disabilities.)
  - B. Community Based Services for Persons with Disabilities
    - HB 747, HD1 – Relating to Disabled Persons. Establishes employment first as a state policy with respect to disabled persons. Requires state and county agencies to implement this policy in hiring and all programs and services administered or funded by the State or counties. Applies employment first principles to Medicaid home- and community-based waiver programs.  
  
**ACTION:** **MONITOR** (Staff will do further research and gather more information related to the topic of the bill.)
- V. Legislative Positions and Update

Bills with DCAB positions will be presented in numerical order instead of in the subject matter category. At the end of the minutes there is a list of House and Senate Committee names and acronyms for reference.

  - SCR 9, SD1/SR 8, SD1 – Requesting the Department of Human Services to Examine the Implementation of Act 217, Session Laws of Hawaii 2018, Regarding Misrepresentation of Service Animals.  
**UPDATE:** SCR 9/SR 8 was a single referral to joint committees (HMS/JDC). It was heard, amended and passed out. SCR 9 is waiting for a

third reading before it crosses over to the House for hearings. SR 8 will not cross over to the House. It will be adopted by the Senate and there will be no further action on that resolution.

**POSITION: OPPOSE – COMMENT** (There has not been enough time or history for the Department to implement Act 217, Session Laws of Hawaii 2018.)

- SCR 10/SR 9 – Requesting the Department of Education to Explore the Possibility of Updating “Hawaii School for the Deaf and the Blind” to “Hawaii School for the Deaf” to Reduce Confusion and Identify where Students who are Blind May Access Appropriate Resources and Services.

**UPDATE:** SCR 10/SR 9 was a single referral to joint committees (EDU/CPH). No hearings were scheduled to date.

**POSITION: SUPPORT**

- SCR 11/SR 10 – Reaffirming the Use of the Term “Deaf-Blind” by the State of Hawaii and the Counties.

**UPDATE:** SCR 11/SR 10 was a double referral (GVO, WAM). No hearings were scheduled to date.

**POSITION: MONITOR**

- HB 168/SB 136 – Relating to Electronic Ballots. Authorizes a voter with special needs to request that a ballot be forwarded by electronic transmission at any time.

**UPDATE:** HB 168 was heard in House Committee on Judiciary and passed out with no changes. After third reading will cross to the Senate.

SB 136 was not heard in the Senate Committee on Judiciary and is dead for this session.

**POSITION: SUPPORT – COMMENTS**

- HB 179, HD1/SB 161, SD1 – Relating to Taxation. Provides a nonrefundable income tax credit to any taxpayer who hires an individual with a disability in an amount equal to 50 percent of the employee's qualified wages in the first six months of employment.

**UPDATE:** HB 179, HD1 was a triple referral (LBR, JUD, FIN) and was not heard by the final committee, so is dead for this session.

SB 161, SD1 was a double referral (HMS, WAM) and was heard in both committees. After third reading it will cross to the House as an SD2.

**POSITION: MONITOR**

- HB 185/SB 167 – Relating to Traffic Control. Prohibits drivers of vehicles in a county with a population greater than 500,000 from making any turns while a traffic control device facing oncoming traffic displays a red signal.

**UPDATE:** HB 185 was a double referral (TRN, JUD) and had no hearings, so is dead for this session.

SB 167 was a double referral (TRS/PSM, JDC) and had no hearings, so is dead for this session.

**POSITION: SUPPORT**

- HB 219, HD1/SB 950 – Relating to Persons with Disabilities. Requires the Department of Human Services to implement an earned income disregard program as an intermediate step to implementing a Medicaid buy-in program. Requires reports to the legislature. Takes effect upon approval by the Centers for Medicare and Medicaid Services.

**UPDATE:** HB 219, HD1 was a double referral (HSH, FIN) and was not heard by the final committee, so is dead for this session.

SB 950 was a double referral (HMS, WAM) and did not have committee hearings scheduled, so is dead for this session.

**POSITION: SUPPORT**

- HB 232, HD1 – Relating to Minimum Wage. Includes persons with disabilities under generally applicable minimum wage requirements.

**UPDATE:** HB 232, HD1 was a double referral (LAB, FIN) and was not heard by the final committee, so is dead for this session.

**POSITION: MONITOR**

- HB 322/SB 673 – Relating to Emotional Support Animals. Allows persons with disabilities to be accompanied by an emotional support animal in public places when the emotional support animal has been determined to provide a therapeutic benefit by a licensed medical professional. Amends the definition of service dog.

**UPDATE:** HB 322 was a double referral (HSH, CPC) and had no hearings, so is dead for this session.

SB 673 was a double referral (CPH, JDC) and had no hearings, so is dead for this session.

**POSITION: OPPOSE**

- HB 345, HD1/SB 530, SD1 – Relating to the General Excise Tax. Exempts gross receipts from the sale of mobility enhancing equipment, prosthetic devices, and prescription drugs sold pursuant to a doctor's prescription from the general excise tax. Amends the definition of "prosthetic device" to include devices worn on the body.

**UPDATE:** HB 345, HD1 was a double referral (HLT, FIN) and was not heard by the final committee, so is dead for this session.

SB 530, SD1 was a double referral (CPH, WAM) and was heard by both committees, so after third reading will cross to the House as an SD2.

**POSITION: SUPPORT**

- HB 395/SB 337, SD1 – Relating to the Legislature. Establishes a Remote Legislative Access Program to allow for the submission of testimony remotely. Appropriates funds.

**UPDATE:** HB 395 was a double referral (LMG, FIN) and had no hearings, so is dead for this session.

SB 337, SD1 was a double referral (TEC, WAM) and was not heard by the final committee, so is dead for this session.

**POSITION: SUPPORT**

- HB 469, HD1/SB 1027, SD1 – Relating to Hearing Aids. Requires health insurance policies and contracts issued after 12/31/19 to provide coverage for the cost of hearing aids for each hearing-impaired ear every thirty-six months in their base plans.

**UPDATE:** HB 469, HD1 was a triple referral (HLT, CPC, FIN) and was heard by all committees, so after third reading will cross to the Senate.

SB 1027, SD1 was a double referral (CPH, WAM) and was heard by both committees, so after third reading will cross to the House as an SD2.

**POSITION: SUPPORT**

- HB 479/SB 400 – Relating to Housing. Establishes the ALOHA homes authority to facilitate the development of low-cost homes for sale to Hawaii residents on state-owned and county-owned land near rail stations of the Honolulu rail transit system, to be known as the urban redevelopment district. Establishes guidelines within the urban redevelopment district. Establishes provisions related to the sale of leasehold interest of ALOHA homes. Exempts land owned by the authority from the definition of public lands in section 171-2, HRS. Exempts development by the authority from school impact fees. Establishes the ALOHA homes authority special fund. Authorizes the ALOHA homes authority to adopt rules pursuant to chapter 91, Hawaii Revised Statutes.

**UPDATE:** HB 479 was a triple referral (HSG/TRN/WLH, JUD, FIN) and had no hearings, so is dead for this session.

SB 400 was a double referral (HOU/WTL, WAM/GVO) and was deferred by the first joint committee, so is dead for this session.

**POSITION: COMMENT** (Include Fair Housing Amendments provisions in the bill.)

- HB 523, HD1 – Relating to the General Excise Tax. Exempts gross receipts from the sale of mobility enhancing equipment and durable medical equipment from the general excise tax. Amends the definition of "prosthetic device" to include devices worn on the body. Exempts gross receipts from the repair of medical devices from the general excise tax.

**UPDATE:** HB 523, HD1 was a double referral (HLT, FIN) and had no hearing in the final committee, so is dead for this session.

**POSITION: SUPPORT**

- HB 632, HD1/SB 332 – Relating to the General Excise Tax. Exempts the sales of mobility enhancing equipment sold by prescription, prosthetic devices, prescription drugs sold pursuant to a prescription, diabetic supplies, medical oxygen, human blood and its derivatives, and durable medical equipment, from the general excise tax for taxable years beginning after December 31, 2018. Amends the definitions of "prosthetic device" and "prescription drugs."

**UPDATE:** HB 632, HD1 was a double referral (HLT, FIN) and was heard in both committees, so after third reading will cross to the Senate.

SB 332 was a double referral (CPH, WAM) and had no hearings, so is dead for this session.

**POSITION: SUPPORT**

- HB 635/SB 811 – Relating to Legislative Access Through Remote Testimony. Requires each house of the Legislature to establish, by rule, procedures that enable the legislature to use remote testimony at legislative committee hearings to enable the public to present oral testimony at committee hearings and accommodate persons with disabilities. Appropriates funds.

**UPDATE:** HB 635 was a triple referral (LMG, JUD, FIN) and had no hearings, so the bill is dead for this session.

SB 811 was a double referral (GVO, WAM) and had no hearings, so the bill is dead for this session.

**POSITION: SUPPORT**

- HB 662 – Relating to Health. Designates the month of October as "Disability Awareness Month: Employment, Enrichment, and Inclusion" to annually recognize the immense contributions and achievements of persons with disabilities in the State.

**UPDATE:** Was a double referral (HLT/HSH, JUD). Passed through the first joint committees but did not have a hearing in the second committee. The bill is dead for this session.

**POSITION: MONITOR**

- HB 674/SB 947, SD1 – Relating to Families. Prohibits the disability of a parent or caregiver from being the sole factor in determining fitness as a foster parent, adoptive parent, guardian, parent seeking custody or visitation, or provider of a safe family home.

**UPDATE:** HB 674 was a double referral (HSH, JUD) and had no hearings. The bill is dead for this session.

SB 947, SD1 was a double referral (HMS, JDC) and had hearings in both committees. After third reading the bill will cross to the House.

**POSITION: SUPPORT**

- HB 681/SB 1152 – Relating to Dogs. Allows dogs in restaurants at the restaurant owner's or manager's discretion provided that certain conditions are met.

**UPDATE:** HB 681 was a double referral (AGR, CPC/JUD) and did not have a hearing in the second joint committees. The bill is dead for this session.

SB 1152 was a double referral (CPH, JUD) and had no hearings so it dead for this session.

**POSITION: SUPPORT – COMMENTS** (Outdoor areas are alright and post a sign with animal behavior rules in the restaurant.)

- HB 696, HD1 – Relating to Parking for Disabled Persons. Prohibits the unauthorized sale or purchase of disability parking placards and special license plates. Clarifies authority of enforcement officers to confiscate placards and special license plates for violations of requirements for manufacture, sale, purchase, or use. Allows advanced practice registered nurses to make a determination regarding a person's mobility.

**UPDATE:** Was a double referral (HLT/HSH, JUD) and had hearings in committees. Bill was heard in the House Committee on Judiciary at 2:00 p.m. today. At that hearing we will know what the decision on the bill is.

**POSITION: SUPPORT – COMMENTS** (Prefer wording in SB 1236 or HB 1010.)

- HB 762, HD1/SB 1290 – Relating to Single-Use Plastic Straws. Prohibits a full-service restaurant from providing a single-use plastic straw to a consumer unless requested by the consumer.

**UPDATE:** HB 762, HD1 was a triple referral (EEP, CPC, JUD). Was heard and amended in the House Committee on Judiciary and passed out. After third reading, it will cross to the Senate as an HD2.

SB 1290 was a double referral (AEN/CPH, JDC/WAM) and had no hearings so is dead for this session.

**POSITION: MONITOR**

- HB 787/SB 467 – Making an Appropriation to Restore Adult Dental Benefits to Medicaid Enrollees. Makes an appropriation to the department of human services to restore adult dental benefits to Medicaid enrollees. Requires federal matching funds.

**UPDATE:** HB 787 was a double referral (HLT/HSH, FIN) and had no hearings and is dead for this session.

SB 467 was a double referral (HMS, WAM) and had hearings and passed out of both committees. After third reading it will cross to the House as an SD1.

**POSITION: SUPPORT**

- HB 1009, HD1/SB 1235 – Relating to Movie Theaters. Requires a movie theater to provide at least two showings per week per movie offered with open movie captioning. Removes the option of a movie theater to provide eyewear to fulfill the movie captioning requirement. Makes the requirement permanent by repealing the sunset date from Act 39, Session Laws of Hawaii 2015.

**UPDATE:** HB 1009, HD1 was a triple referral (LAB, JUD, FIN) and was heard and passed out of all committees. After third reading the bill will cross to the Senate.

SB 1235 was a double referral (CPH, JDC) and had no hearings scheduled so is dead for this session.

**POSITION: SUPPORT**

- HB 1010/SB 1236, SD1 – Relating to Parking for Disabled Persons. Clarifies that the exemption from payment of parking fees is an exception for drivers who are unable to reach or operate a parking meter or unattended pay station because of a physical disability, and who display a distinguishing parking device, code, or placard. Repeals existing time limits for parking fee exemption. Makes the act of selling or buying a parking permit a misdemeanor. Provides that law enforcement may confiscate a parking permit that has been altered or is invalid. Clarifies the types of disabilities that qualify for a disability parking permit.

**UPDATE:** HB 1010 was a triple referral (HSH, JUD, FIN). No hearings were scheduled, so the bill is dead for this session.

SB 1236, SD1 was a double referral (TRS/JDC, WAM). Was heard in committees. Awaiting decision making from WAM.

**POSITION: SUPPORT**

- HB 1017/SB 1243, SD1 – Relating to Newborn Hearing Screening. Amends the Newborn Hearing Screening statute to mandate reporting of diagnostic audiologic evaluation results to improve hearing follow-up of infants and to update definitions and terminology.

**UPDATE:** HB 1017 was a double referral (HLT, FIN). No hearings were scheduled so this bill is dead for this session.

SB 1243, SD1 was a single referral (CPH). It was heard and amended.

- HB 1074/SB 334, SD2 – Relating to Assistance Animals. Codifies the administrative rule definition of "assistance animal". Clarifies the type of verification of a reasonable accommodation request for an assistance animal that the individual may provide.

**UPDATE:** HB 1074 was a double referral (HLT/HSG, FIN) and was deferred in the first committee. The bill is dead for this session.

SB 334, SD2 was a double referral (CPH, JDC) and was heard and amended by both committees. After third reading the bill will cross over to the House.



**POSITION: COMMENTS**

- HB 1076, HD1/SB 335, SD2 – Relating to Public Meetings. Requires public meeting notices to include instructions on how to request an auxiliary aid or service or accommodation due to a disability.

**UPDATE:** HB1076, HD1 was a double referral (JUD, FIN). Was not heard by both committees, so the bill is dead for this session.

SB 335, SD2 was a double referral (GVO, JDC). Was heard and amended by both committees. After third reading will cross over to the House.

**POSITION: COMMENTS** (Must comply with ADA Title II and DCAB has been training state agencies on how to include statements on their agendas.)

- HB 1141/SB 1, SD1 – Relating to Housing. Establishes the ALOHA homes program under the Hawaii Housing Finance and Development Corporation to facilitate the development of low-cost homes for sale to Hawaii residents on state-owned and county-owned land near rail stations of the Honolulu rail transit system, to be known as the urban redevelopment district. Establishes guidelines within the urban redevelopment district. Establishes provisions related to the sale of leasehold interest of ALOHA homes. Exempts land set aside or leased to the Hawaii Housing Finance and Development Corporation from the definition of public lands in section 171-2, HRS. Establishes the ALOHA homes revolving fund. Authorizes the Hawaii Housing Finance and Development Corporation to adopt rules pursuant to chapter 91, Hawaii Revised Statutes.

**UPDATE:** HB 1141 was a triple referral (HSG/TRN/WLH, JUD, FIN) and not scheduled for hearings. The bill is dead for this session.

SB 1, SD1 was a double referral (HOU/WTL/GVO, WAM) and was heard and amended in committees. After third reading it will cross over to the House as an SD2.

**POSITION: COMMENT**

- HB 1248, HD1/SB 560, SD1 – Relating to Elections. Enacts voting by mail uniformly across all counties for all elections commencing in 2020. Appropriates funds for the implementation and administration of the election by mail program. Requires the office of elections to submit a report to the legislature regarding the implementation of a vote by mail system.

**UPDATE:** HB 1248, HD1 was a double referral (JUD, FIN) was heard and amended in the first committee. Was heard in the second committee and was passed out unamended. After third reading will cross to the Senate.

SB 560, SD1 was a double referral (JDC, WAM) and it was heard by both committees. Decision making on the bill is on February 28, 2019 in WAM. If the bill passes out, after third reading it will cross to the House.

**POSITION: SUPPORT - COMMENT**

- HB 1249 – Relating to Emergency Response Vehicles. Establishes an emergency response vehicle noise task force to determine the impact of emergency response vehicle sirens in terms of excessive noise, the effect on public safety, and the relative effectiveness of the use of emergency lights instead of the use of sirens at night.

**UPDATE:** The bill had a double referral (HLT, JUD) and had no hearings scheduled. The bill is dead for this session.

**POSITION:** **COMMENTS** (Include people with disabilities on the task force.)

- HB 1310 – Relating to the State Capitol. Requires DAGS and DPS, in consultation with the Legislature and other entities, to plan and implement security improvements at the State Capitol. Requires DAGS to remove all parking meters from the Capitol parking facility and reallocate parking in the Capitol district. Appropriates funds.

**UPDATE:** The bill was a double referral (LMG/JUD, FIN) and was deferred in the first hearing. The bill is dead for this session.

**POSITION:** **OPPOSE**

- HB 1340/SB 331 – Relating to Movie Theaters. Makes permanent the requirement for certain motion picture theater owners and operators to provide open movie captioning for at least two showings per week, one of which occurs on a Saturday or Sunday. Repeals the requirement to provide an option of personal closed captioning screenings by means of lightweight eyewear.

**UPDATE:** HB 1340 was a triple referral (LAB, JUD, FIN) and had no hearings scheduled. The bill is dead for this session.

SB 331 was a double referral (CPH, JDC) and was heard and passed out of both committees with no changes. After third reading the bill will cross to the House.

**POSITION:** **SUPPORT**

- HB 1341/SB 336 – Relating to the Minimum Wage. Repeals the exemption of persons with disabilities from minimum wage requirements. Takes effect on 1/1/2020.

**UPDATE:** HB 1431 was a double referral (LAB, FIN) and was not scheduled for hearings. The bill is dead for this session.

SB 331 was a double referral (LCA/CPH, WAM) and was not scheduled for hearings. The bill is dead for this session.

**POSITION:** **MONITOR**

- HB 1411/SB 333 – Relating to Families. Prohibits child custody determinations from being based solely on a disability of a parent.

**UPDATE:** HB 1411 was a triple referral (HSH, JUD, FIN) and was not heard. The bill is dead for this session.

SB 333 was a double referral (HMS, JDC) and was not heard.  
The bill is dead for this session.

**POSITION: SUPPORT**

- HB 1488, HD1 – Relating to the State Capitol. Requires DAGS, in consultation with the Legislature and appropriate agencies, to develop and implement an enhanced security plan for the State Capitol. Appropriates funds to DAGS for enhanced security measures and security improvements, including vehicular barriers and to PSD to purchase or lease security screening equipment and contract private screening personnel for the State Capitol.

**UPDATE:** The bill had a double referral (LMG/JUD, FIN). It was heard and amended by the first committee and was heard and passed out of the second committee with no changes. After third reading the bill will cross to the Senate.

**POSITION: OPPOSE** (Removal of metered parking spaces means removing accessible spaces for people with disability parking permits.)

- SB 247 – Relating to Elections. Enacts voting by mail uniformly across all counties for all elections commencing in 2020. Establishes a limited number of voter service centers, with a minimum of two on each island with a population over 75,000, that would remain open from the tenth business day preceding an election through the day of the election to receive personal delivery of mail-in ballots, accommodate voters with special needs, offer same day registration and voting, and provide other election services. Allows for additional places of deposit for personal delivery of mail-in ballots. Appropriates funds for the implementation and administration of the election by mail program. Requires the office of elections to submit a report to the legislature prior to the convening of each regular session from 2020 through 2025, regarding the implementation of a vote by mail system. Takes effect on 1/1/2020.

**UPDATE:** The bill was a double referral (JDC, WAM) and was not scheduled for hearings so is dead for this session.

**POSITION: SUPPORT - COMMENTS** (Voters with disabilities should be able to get their ballots sent as the same time as when the paper ballots are sent.)

- SB 260 – Relating to Plastic Straws. Prohibits the distribution and selling of plastic straws. Establishes a fine for individual and business violators. Requires individual violators to additionally pick up litter or perform community service. Effective 1/1/2020.

**UPDATE:** The bill was a double referral (AEN/CPH, JDC/WAM) and was not scheduled for hearings and is dead for this session.

**POSITION: SUPPORT - COMMENTS** (May want to consider alternatives for plastic straws to offer customers upon request.)

- SB 330, SD1 – Relating to Earned Income Disregard Program. Requires the Department of Human Services to implement an earned income disregard program as an intermediate step to implementing a Medicaid buy-in program. Requires reports to the legislature. Takes effect upon approval by the Centers for Medicare and Medicaid Services. Effective 7/1/2050.

**UPDATE:** The bill was a double referral (HMS, WAM) and was heard in both committees and amended in the second. After third reading the bill will cross to the House.

**POSITION:** **MONITOR**

- SB 368 – Relating to Environmental Protection. Prohibits food service businesses from the sale and distribution of plastic straws.

**UPDATE:** The bill was a double referral (AEN/CPH, JDC/WAM) and had no hearings so is dead for this session.

**POSITION:** **MONITOR**

- SB 522, SD2 – Relating to Plastic. Prohibits the purchase, use, sale, or distribution of plastic beverage bottles, utensils, stirring sticks, polystyrene foam containers, and straws by state and county agencies after July 1, 2021, and by businesses selling food and beverages after July 1, 2022. Bans the distribution or sale of plastic bags after July 1, 2023. Creates the plastic source reduction working group to make recommendations for eliminating single-use plastic packaging. Appropriates funds. Takes effect 3/15/2050.

**UPDATE:** The bill was a double referral (AEN/CPH, JDC/WAM). It was heard, amended and passed out of both joint committees. After third reading, the bill will cross to the House.

**POSITION:** **MONITOR**

- SB 533, SD1 – Relating to State Boards and Commissions. Clarifies that any member of a state board or commission, whose nomination for appointment or reappointment is withdrawn by the governor for cause prior to the senate's action to advise and consent or not advise and consent, shall be considered disqualified, and in the case of the nomination for reappointment, be ineligible to continue to serve as a holdover member beyond the member's most recent term of appointment.

**UPDATE:** The bill was a double referral (GVO, WAM). It was heard and amended by both committees. After third reading it will cross to the House as an SD2.

**POSITION:** **MONITOR**

- SB 569, SD1 – Relating to the Hawaii Civil Rights Commission. Includes programs and activities that also receive federal financial assistance within the meaning of programs and activities receiving state financial assistance. Reiterates the legislature's intent of ensuring non-discriminatory access to State financially assisted programs, as it relates to the Hawaii civil rights commission's jurisdiction.

**UPDATE:** This bill was a double referral (HMS, LCA/JDC). It was heard, amended and passed out of committees. After third reading, the bill will cross to the House as an SD2.

**POSITION:** **SUPPORT - COMMENT** (Needed to restore ADA Title II eligibility under state law.)

- SB 663, SD1 – Relating to Highway Safety. Establishes a red light running committee effective 7/1/2049. Establishes the photo red light imaging detector systems program. Authorizes counties to administer the program. Requires proceeds of fines to be expended in the county from which they were collected for operation of the program. Effective 7/1/2050.

**UPDATE:** This bill was a double referral (TRS/JDC, WAM). The bill was heard, amended and passed out of committees. After third reading, it will cross to the House as an SD2.

**POSITION:** NO POSITION - MONITOR

- SB 715 – Relating to a Right to Parent for Blind Persons. Establishes parental rights for blind parents or prospective blind parents in the context of child welfare, foster care, family law, and adoption.

**UPDATE:** The bill was a double referral (HMS, JDC). It was heard and deferred in the Senate Committee on Judiciary. The bill is dead for this session.

**POSITION:** COMMENT (The bill is a pre-emptive approach as to future cases.)

- SB 958, SD1 – Relating to Elections. Requires the Chief Election Officer, with assistance from the county clerks for elections involving county offices and countywide ballot issues, to publish an online voters' pamphlet on the Office of Elections' public website and publish and distribute postcards notifying voters of the online voters' pamphlet website address. Appropriates moneys to allow the chief election officer to produce and distribute an online voters' pamphlet and voters' pamphlet postcards for each election.

**UPDATE:** The bill was a double referral (JDC, WAM). It was heard, amended and passed out of the first committee, but was not scheduled for a hearing in the second committee. The bill is dead for this session.

**POSITION:** COMMENT (The pamphlet should be accessible for people who do not read print due to a disability, so it can be viewed online and offline.)

- SB 1313 – Relating to the Legislature. Requires both chambers of the legislature to establish rules for livestreaming public hearings and informational briefings at the state capitol to the public through audiovisual technology.

**UPDATE:** The bill was a double referral (TEC, WAM). It was deferred in the first hearing. The bill is dead for this session.

**POSITION:** SUPPORT - COMMENT

- SB 1382, SD1 – Relating to the Legislative Broadcast Program. Requires both chambers of the legislature to establish rules for livestreaming public hearings and informational briefings at the State Capitol to the public through audiovisual technology. Appropriates moneys. Requires the legislative broadcast program to make an audio or audiovisual recording of all public hearings and informational

briefings held at the State Capitol and maintain an archive of the recordings to be made available to the public. Effective 7/1/2050.

**UPDATE:** The bill was a double referral (TEC, WAM). It was heard, amended, and passed out of both committees. After third reading, the bill will cross to the House as an SD2.

**POSITION: SUPPORT - COMMENT**

NOTE: All positions taken on the bills were by acclamation unless otherwise noted.

In summary, the Committee took positions on a total of 76 bills and resolutions (SCRs = 3, SRs = 3, HBs = 32, and SBs = 38). Of these, 30 bills and resolutions are still alive at the Legislature (SCRs = 3, SRs = 3, HBs = 8, SBs = 16). First decking is on Friday, March 1, 2019. That is the deadline for all bills to have been heard and had three readings on the floor of the originating chamber, and first crossover is on Thursday, March 7, 2019. During this part of the session, DCAB submitted 49 testimonies on various bills and resolutions.

VI. Open Forum

No public comments received from the guest.

VII. The next meeting is scheduled for Wednesday, March 6, 2019 at 12:00 p.m. at 1010 Richards Street in room 118.

VIII. The meeting adjourned at 1:10 p.m.

Respectfully submitted,



DEBBRA L. JACKSON

## KEY TO COMMITTEE ABBREVIATIONS

### House Committees

Agriculture (AGR)  
Consumer Protection and Commerce (CPC)  
Economic Development and Business (EDB)  
Energy and Environmental Protection (EEP)  
Finance (FIN)  
Health (HLT)  
Housing (HSG)  
Human Services and Homelessness (HSH)  
Intrastate Commerce (IAC)  
Judiciary (JUD)  
Labor and Public Employment (LAB)  
Legislative Management (LMG)  
Lower and Higher Education (LHE)  
Public Safety, Veterans, and Military Affairs (PVM)  
Tourism and International Affairs (TIA)  
Transportation (TRN)  
Water, Land and Hawaiian Affairs (WLH)

### Senate Committees

Agriculture and Environment (AEN)  
Commerce, Consumer Protection, and Health (CPH)  
Education (EDU)  
Energy, Economic Development, and Tourism (EET)  
Government Operations (GVO)  
Hawaiian Affairs (HWN)  
Higher Education (HRE)  
Housing (HOU)  
Human Services (HMS)  
Judiciary (JDC)  
Labor, Culture and the Arts (LCA)  
Public Safety, Intergovernmental, and Military Affairs (PSM)  
Technology (TEC)  
Transportation (TRS)  
Water and Land (WTL)  
Ways and Means (WAM)