



DISABILITY AND COMMUNICATION ACCESS BOARD

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

NOTICE OF MEETING

Disability and Communication Access Board

Legislative Committee Virtual Meeting

February 4, 2022

12:00 pm – 1:00 pm

AGENDA

Pursuant to Act 220, Session Laws of Hawaii 2021, and the Governor's Emergency Proclamation Related to COVID-19 (Omicron Variant) dated January 26, 2022, the Disability and Communication Access Board will be meeting remotely using interactive conference technology. The public is welcome to participate as follows.

Participate Virtually via Zoom

Click on the link below or copy and paste it into your browser window:
<https://zoom.us/j/99045603482> and enter Meeting ID 990 4560 3482

To join by phone

Dial 1 669 900 683 and enter Meeting ID: 990 4560 3482

Public Testimony

Written Testimony -To ensure the public as well as its board members receive such testimony in a timely manner, written testimony should be submitted 24 hours prior to the scheduled meeting date and time. Any written testimony submitted after such time cannot be guaranteed to be distributed in time for the meeting. Written testimony may be submitted by one the methods listed below:

- By email to: dcab@doh.hawaii.gov;
- By U.S. Postal Mail:
Kirby Shaw, Disability and Communication Access Board, 1010 Richards Street,
Room 118, Honolulu, HI 96813.
- By facsimile to: (808) 586-8129

AGENDA

- I. Call to Order
- II. Introductions
- III. Statement from the Public and Written Testimonies Submitted
- IV. DCAB Legislative Procedures
 - A. Review of DCAB Legislative Position Statements and Determine Subject Matter Categories for 31st Legislature, 2022 Bills
 - Parking for Persons with Disabilities
 - Nondiscrimination Against Persons with Disabilities/Civil Rights
 - Communication Access
 - Service and Other Animals for Persons with Disabilities
 - Building Code, Design, and Facility Access
 - Community Based Services and Employment for Persons with Disabilities
 - Transportation and Mobility
 - Emergency Preparedness
 - Administration
 - Other
 - B. Determining Types of Positions to Take on Bills
 - Support – DCAB supports the bill’s subject matter without suggesting changes. Requires written testimony.
 - Support Intent – DCAB supports the concept of the bill and suggests changes. Requires written testimony.
 - Oppose – DCAB is against the concept of the bill and suggests amendments to the bill. Requires written testimony.
 - No Position – Comments – DCAB staff understands and empathizes with the intent of the bill and offers comments about how to amend the bill. Requires written testimony.
 - Monitor – DCAB staff tracks the bill and if necessary, brings to the Committee when the bill may have an impact on the disability community. No written testimony required.
- V. DCAB Legislative Positions Relating to 31st Legislature, 2022 Bills

Review of bills and determine type of position, see attached in meeting packet.
- VI. Open Forum:
Public comment on issues not on the agenda, for consideration for Committee agenda at the next meeting.
- VII. Announcement of Next Meeting

Meeting may be continued to Tuesday, February 8, 2022 at 12:00 p.m.

VIII. Adjournment

Anyone who requires an auxiliary aid or service for effective communication or other accommodation to participate in the meeting, should contact the Cindy Omura at (808) 586-8121 or email, dcab@doh.hawaii.gov by Tuesday, February 1, 2022. Requests made as early as possible will allow adequate time to fulfil your request. If a request is received after this date, we will try to obtain the auxiliary aid/service or accommodation, however, the auxiliary aid/service or accommodation may not be available in time for the meeting.

Upon request, this notice is available in alternate formats.

The agenda and meeting materials for this meeting is also made available for inspection at the DCAB's office located at 1010 Richards Street, Room 118, Honolulu, Hawaii 96813 and on the DCAB website at: <https://health.hawaii.gov/dcab/dcab-agendas-and-minutes/>.



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DRAFT DCAB LEGISLATIVE POSITION STATEMENTS 2022 Legislature

Due to the rapid pace of the Legislature and short testimony deadlines that do not always allow for bringing a measure to the attention of the DCAB Legislative Committee, the following position statements will facilitate the timely preparation and submittal of testimony on bills and resolutions during the 2022 Legislature.

The following is not an exhaustive list of issues and positions. It is based on consistency of positions taken on similar issues during the most recent legislative sessions. In addition, there are two new measures that will be introduced.

Parking for Persons with Disabilities

- Support the "Dollar Bill" to fund DCAB's parking program.
- Oppose legislation to revert to "free meter parking" for all permit holders.
- Support legislation to increase the minimum number of parking spaces for persons with disabilities or study the issue.
- Support legislation to improve enforcement, provided that law enforcement is able to implement the provisions.
- Oppose legislation to issue disability parking permits to people solely on the basis of vision loss, pregnancy, age, developmental or mental disability, behavioral, or other non-mobility related condition.
- Oppose legislation to issue disability parking permits to agencies or transportation companies.

Non-discrimination Against Persons with Disabilities/Civil Rights

- Support legislation for the provision of reasonable modification of policies, practices and procedures in state government programs and services to provide for equal access for persons with disabilities (this could impact many different programs).
- Oppose legislation for separate identification cards for people with disabilities in addition to a driver's license or a state identification card.

- Provide comments on the provision of state government services to ensure that the needs of persons with disabilities are taken into consideration without supporting or opposing the underlying service.
- Provide comments on the process of voting to ensure that the needs of persons with disabilities are taken into consideration.
- Support legislation that requires the Senate and the House to permit remote testimony, via telephone, at public hearings.

Communication Access

- Support legislation to maintain or increase captioning provisions in movie theaters; [oppose efforts to reduce requirements established in the law].
- Support efforts to include increased access to online state information (to include, but not be limited to website accessibility, social media platforms, and digital information provided through kiosks or other similar means) with funding for implementation.

Service and Other Animals for Persons with Disabilities

- Support state legislation to clarify state law to be consistent with federal law, but not to exceed federal law in areas such as certification or licensure. Support the interest of individuals with service animals (dogs) when considering legislation to eliminate discriminatory inquiries or practices when entering places of public accommodation.
- Support the interest of individuals with service animals (dogs) when considering legislation to eliminate discriminatory inquiries or practices when entering places of public accommodation.
- Oppose expansion of service animal legislation to assistance animals or other emotional support animals in settings other than housing already required under federal and state law

Building Code, Design, and Facility Access

- Support legislation to increase building accessibility for persons with disabilities that exceed federal guidelines for entities covered by Titles II and III of the ADA.
- Oppose legislation that would require DCAB to perform tasks that DCAB staff have no expertise.

Community Based Services and Employment for Persons with Disabilities

- Support legislation to increase reimbursement for hearing aids.

- Support legislation to require the Department of Human Services (DHS) to establish a Medicaid buy-in program for workers with disabilities.

Transportation and Mobility

- Support legislation following the "DCAB Guiding Principles on the Mobility and Safety of Pedestrians with Disabilities" and "DCAB Guiding Principles on Public Transit Fixed Route Bus and Paratransit Services."

Emergency Preparedness

- Support legislation to ensure the inclusion of persons with disabilities in emergency preparedness efforts; including planning, exercises, notifications, emergency sheltering, and mitigation and recovery efforts.

Administration

- Support legislation consistent with facilitating the operation of DCAB as a Board or Commission.
- Oppose legislation that would change the status of the DCAB Special Fund.

Other

- Support legislation to provide a tax credit or deduction or to exempt or reduce general excise tax on the sale of mobility enhancing equipment or durable medical equipment, hearing aids, prosthetic devices, and prescription drugs sold pursuant to a doctor's prescription when the basis for the acquisition of the item is due to a person's disability.
- Support legislation that includes a representative from DCAB on a task force if the bill or resolution includes a position above and only if there's adequate staffing to attend and participate in meetings. Oppose the legislation if the criteria above are not met.

Parking for Persons with Disabilities

House Bill 2153, Relating to Funding for Parking for Disabled Persons: Creates an accessible parking special account within the disability and communication access board special fund. Increases the state vehicle registration fee by \$1, to be deposited into the accessible parking special account. Requires all costs associated with the statewide parking program for persons with disabilities to be appropriated from the accessible parking special account beginning July 1, 2023. Companion Bill: Senate Bill 3121.

House Bill 1448, Relating to Traffic Fines: Authorizes the respective counties to impose and collect fines for violations of the Statewide Traffic Code, in addition to the fines imposed by the State under Chapter 291C, HRS.

House Bill 1575, Relating to Physician Assistants: Expands the scope of practice for physician assistants. Requires a sampling of medical records, rather than all medical records, to be reviewed when physician assistants prescribe controlled substances.

House Bill 1575 has a similar bill, Senate Bill 2445.

Senate Bill 2445, Relating to Physician Assistants: Expands the authorized scope of practice for physician assistants.

Senate Bill 2540, Relating to Parking for Persons with Disabilities: Requires private businesses selling goods and services to the public, including retail malls and shopping centers, to provide a minimum of 6 per cent of its parking spaces for persons with disabilities. Imposes a penalty for failure to comply. Convenes a task force to review expanding eligibility requirements for disability parking permits.

Non-discrimination Against Persons with Disabilities/Civil Rights

House Bill 1509, Relating to Law Enforcement: Prohibits the issuance of warrants, including no-knock warrants, that permit entry by an officer to a house, store, or other building without first audibly declaring the officer's office and business. Requires law enforcement officers serving an arrest warrant at a house or a search warrant at a house, store, or other building to audibly declare the officer's office and business and wait at least thirty seconds for compliance before entry. Requires officers serving a warrant to do so while wearing an authorized uniform and activated body-worn video camera.

House Bill 1955, Relating to Discrimination: Establishes provisions relating to civil remedies for discriminatory reporting to a law enforcement officer. Provides that a person who summons or reports to a law enforcement officer, without reason to suspect a crime, offense, or imminent danger has occurred or is occurring, because of that

person's belief or perception involving a member of a protected class shall be civilly liable.

House Bill 2369, Relating to the Model State Right-to Repair law: Requires original equipment manufacturers of digital electronic equipment to make documentation, parts, and tools available to independent repair providers and owners for the purposes of diagnosis, maintenance, and repair on fair and reasonable terms.

Senate Bill 2323, Relating to Policing: Requires officers serving a warrant to declare the officer's office and business and wait thirty seconds before entry into a house, store, or other building, subject to certain circumstances. Requires officers serving a warrant issued by a district court to do so in an authorized uniform and wear and use a body-worn video camera.

Senate Bill 2576, Relating to Law Enforcement: Prohibits the issuance of warrants, including no-knock warrants, that permit entry by an officer to a house, store, or other building without first audibly declaring the officer's office and business. Requires law enforcement officers serving an arrest warrant at a house or a search warrant at a house, store, or other building to audibly declare the officer's office and business and wait at least thirty seconds for compliance before entry. Requires officers serving a warrant to do so while wearing an authorized uniform and activated body-worn video camera.

Senate Bill 2624, Relating to Health: Requires the Department of Health to implement a telehealth pilot project and publish an evaluation report on the telehealth pilot project outcomes. Exempts the telehealth pilot project from the Hawaii Public Procurement Code for a period of 12 months. Clarifies that the period of performance of all procurements made during this temporary exemption shall not exceed the term of the telehealth pilot project. Requires the Department of Health to implement and administer a rural healthcare pilot project to provide physicians serving selected rural areas with an availability fee and reimbursements for certain expenses.

Communication Access

House Bill 1418, Relating to Broadband Service Infrastructure: Defines broadband equity. Clarifies the Hawaii Broadband and Digital Equity Office's duties to promote and support digital equity and broadband deployment.

House Bill 1419, Relating to Electronic Information Technology: Requires the office of enterprise technology services to develop, publish, and periodically update electronic information technology disability access standards to be implemented by state entities.

House Bill 1487, Relating to the Hawaii Tourism Authority: Requires the HTA to create educational videos, educational audio recordings, and supplementary informative paper material to be provided and distributed on incoming commercial flights.

House Bill 1782, Relating to Broadband Service Infrastructure: Allows an electric utility to own, operate, lease, plan, construct, install, maintain, and/or replace broadband facilities, including middle mile infrastructure, to help facilitate the development of and investment in broadband facilities and services to rural, unserved, underserved, and urban communities throughout the State.

House Bill 1892, Relating to the Department of Health: Requires the Department of Health to provide to elderly residents free wireless broadband internet access in parking lots adjoining Department of Health buildings in each county. Appropriates moneys.

House Bill 2386, Relating to Elections: Requires the Office of Elections to prepare a digital voter registration guide to be posted on its website. Requires the Office of Election to mail a notice with each ballot notifying voters that a voter information guide may be found on its website. Makes an appropriation.

Senate Bill 2076, Relating to Broadband Service Infrastructure: Defines broadband equity. Clarifies the Hawaii Broadband and Digital Equity Office's duties to promote and support digital equity and broadband deployment.

Senate Bill 2144: Relating to Electronic Information Technology Accessibility for Persons with Disabilities: Requires that all electronic information technology developed, purchased, used, or provided by a state entity be made accessible to persons with disabilities. Requires the Office of Enterprise Technology Services, in consultation with the Disability and Communication Access Board and a working group comprising stakeholders, to develop and publish electronic information technology accessibility standards to be implemented by all state entities. Requires review and amendment of the standards every 3 years after the date of publication, or as needed, to reflect advances or changes in information technology.

Senate Bill 2208, Relating to Tourism: Requires the Hawaii Tourism Authority, in collaboration with the Department of Land and Natural Resources, to implement and administer tourism related initiatives that are designed to educate visitors on the State's protected areas and wildlife, including public service announcement videos to be shown by transportation companies. Requires aircraft and vessel passengers to complete "Promise to Preserve and Protect Hawaii's Environment" declaration forms. Requires transportation companies to distribute and collect declaration forms for delivery to the Department of Land and Natural Resources.

Senate Bill 2981, Relating to Broadband: Makes an appropriation to expand access to broadband in the State.

Senate Bill 3212: Relating to Telecommunication: Requires the Office of Enterprise Technology Services to establish a working group to conduct a study to identify state office buildings that can provide equitable telecommunication access to allow residents of the counties of Hawaii, Kauai, and Maui, and rural areas of the City and County of Honolulu, including residents with disabilities, to participate remotely in legislative

hearings. Requires a report to the Legislature. Dissolves the working group on 6/30/2023.

Senate Bill 3226: Requires the Office of Elections to prepare a digital voter registration guide to be posted on its website. Requires the Office of Election to mail a notice with each ballot notifying voters that a voter information guide may be found on its website. Makes an appropriation.

Senate Bill 3341, Relating to the Hawaii Broadband and Digital Equity Office: Amends the Hawaii Broadband and Digital Equity Office's duties, including requiring the office to prioritize the access to broadband in rural areas of the State.

Service and Other Animals

House Bill 1944, Relating to Service Animals: Requires that a disclaimer be provided by sellers or providers of emotional support animals or certificates, identifications, tags, vests, leashes, and harnesses for emotional support animals that the animal is not a service animal. Establishes penalties.

House Bill 2271, Relating to Assistance Animals: Defines "assistance animal" for purposes of the State's fair housing laws. Clarifies the type of verification a person with a disability must provide to request an assistance animal as a reasonable housing accommodation.

House Bill 2319, Relating to Service Animals: Requires the department of agriculture to be responsible for all neighbor island inspection permit fees for service animals that are located in the State and are being transported for release at Kona, Kahului, or Lihue airports.

Senate Bill 2002, Relating to Fair Housing Reasonable Accommodations: Codifies the administrative rule definition of "assistance animal". Clarifies the type of verification an individual may provide to substantiate a reasonable accommodation request for a specific assistance animal. Specifies that possession of a vest or other distinguishing animal garment, tag, or registration document commonly purchased online and purporting to identify an animal as a service animal or assistance animal does not constitute valid verification of a disability-related need for an assistance animal.

Senate Bill 2194, Relating to Service Animals: Specifies that anxiety and emotional disorders are disabilities for which service animals may be trained to assist. Permits animals that provide emotional support to qualify as service animals.

Senate Bill 2429, Relating to Service Animals: Requires a tenant to disclose to a landlord their ownership of a service animal. Provides for a penalty for a tenant's failure to disclose.

Senate Bill 2438, Relating to Service Animals: Requires that a disclaimer be provided by sellers or providers of emotional support animals or certificates, identifications, tags, vests, leashes, and harnesses for emotional support animals that the animal is not a service animal. Establishes penalties.

Building Code, Design, and Facility Access

House Bill 1729, Relating to Affordable Housing: Extends to ninety days the amount of time within which a county legislative body must approve, approve with modification, or disapprove an affordable housing project after HHFDC has submitted the preliminary plans and specifications. Deems the project to be approved on the ninety-first day if not previously disapproved by the county legislative body.

House Bill 1836, Relating to Housing: Establishes expedited county approvals for district boundary amendments for affordable housing projects on land areas fifteen acres or less. Requires consultation with the Hawaii community development authority for affordable housing development within designated community development districts.

Senate Bill 2192, Relating to Housing: Extends the timeframe given to the county councils to approve, approve with modification, or disapprove an affordable housing project submitted for review pursuant to section 201H38(a), Hawaii Revised Statutes, from forty-five days to sixty days.

Senate Bill 2425, Relating to Accessibility: Requires a retail establishment with an employee toilet facility to allow a customer suffering from an eligible medical condition to use that restroom during normal business hours, under certain conditions. Exempts a retail establishment and employees from civil liability in allowing an eligible customer to use an employee toilet facility. Establishes fines.

Senate Bill 2493, Relating to Planning: Requires counties to affirmatively further fair housing and conduct certain assessments to combat discrimination and overcome patterns of segregation. Requires counties to amend their general plans to accommodate housing-related policies adopted pursuant to this Act.

Senate Bill 2530, Relating to the Department of Health: Requires the Department of Health to adopt rules requiring any property having more than 1 food establishment on the property to make available to customers restroom facilities or toilets, or both, and handwashing sinks.

Senate Bill 2913, Relating to Accessibility: Requires a retail establishment with an employee toilet facility to allow a customer suffering from an eligible medical condition to use that restroom during normal business hours, under certain conditions. Exempts a retail establishment and employees from civil liability in allowing an eligible customer to use an employee toilet facility. Establishes fines.

Community Based Services and Employment

House Bill 1406, Relating to Improving Access to Psychiatric Care for Medicaid Patients: Specifies that coverage for telehealth under the State's medicaid managed care and fee-for-service programs includes psychiatric services delivered via telehealth through a behavioral health care manager who is present in a primary health care provider's office.

House Bill 1506, Relating to Family Leave: Requires the department of labor and industrial relations to establish and administer a family leave insurance program. Provides family leave insurance benefits and extends the period of family leave to 16 weeks for businesses that employ one or more employees who meet the hourly qualifications. Appropriates funds.

House Bill 1622, Relating to the Employment of Persons with Disabilities: Establishes Employment First as a state policy for persons with disabilities. Requires state and county agencies to implement Employment First in hiring and in all programs and services administered or funded by the State or counties. Applies Employment First principles to Medicaid home- and community-based waiver programs.

House Bill 1634, Relating to Telehealth: Prohibits health insurers, mutual benefit societies, and health maintenance organizations from excluding coverage of a service solely because the service is provided through telehealth and not through face-to-face contact. Requires parity between telehealth services and face-to-face services for purposes of deductibles, copayments, coinsurance, benefit limits, and utilization reviews.

House Bill 1665, Relating to Health: Establishes a core state behavioral health crisis services system. Provides for the designation of 1 or more crisis hotline centers to provide crisis intervention services and crisis care coordination to individuals accessing the suicide prevention and behavioral health crisis hotline. Requires the Department of Health to provide to crisis callers onsite response services using mobile crisis teams. Requires the State to fund treatment for crisis receiving and stabilization services related to 988 calls.

House Bill 1708: Relating to Access to Behavioral Health Services: Allows for standard telephone contacts for telehealth purposes related to behavior health services.

House Bill 1752, Relating to Housing: Part I prohibits negative advertising relating to source of income for available rental units and provides potential tenants with remedies against a landlord for a violation of the prohibition. Part II requires the Hawaii public housing authority to adopt rules without regard to chapter 91, Hawaii Revised Statutes, to establish specified incentives for landlords who participate in the tenant-based assistance housing choice voucher program under section 8 of the United States

Housing Act of 1937. Part III requires that the Hawaii public housing authority adopt rules to establish a maximum of fifteen days after receipt of an owner's or landlord's inspection request as a reasonable time within which to inspect a dwelling unit for lease under the section 8 housing choice voucher program.

House Bill 1773: Relating to Health: Appropriates moneys to extend Medicaid postpartum coverage to 12 months following the end of pregnancy.

House Bill 1787, Relating to Persons with Disabilities: Establishes employment first as a state policy with respect to persons with disabilities. 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.

House Bill 1814, Relating to Fetal Alcohol Disorders: Establishes a temporary fetal alcohol spectrum disorders task force within the Department of Health for administrative purposes. Requires a report to the Legislature. Establishes the fetal alcohol spectrum disorders special fund, to be administered by the Department of Human Services, and which shall consist of federal funds and interest earned on those funds.

House Bill 1907, Relating to Cannabis: Legalizes, regulates, and taxes cannabis and manufactured cannabis products for responsible, adult use. Exempts sales of cannabis and manufactured cannabis products for medical use from the general excise tax. Clarifies that qualifying out-of-state patients have the same rights and privileges under the medical cannabis law. Allows qualifying out-of-state patients to cultivate medical cannabis.

House Bill 1918, Relating to Access to Treatment for Terminally Ill Patients: Codifies a terminally ill patient's right to try experimental treatment options.

House Bill 1919, Relating to General Excise Tax Exemptions: Exempts certain foods, medical services, and feminine hygiene products from the general excise tax.

House Bill 1945, Relating to the Neighbor Islands Blind and Visually Impaired Service Pilot Program: Requires the Department of Human Services to establish a neighbor islands blind and visually impaired service pilot program that provides training and other services to blind or visually impaired individuals residing on the neighbor islands. Requires the Department of Human Services to report to Legislature before the Regular Session of 2025. Appropriates funds. Repeals 06/30/2025.

House Bill 1946, Relating to Health Insurance: Requires all insurers in the state, including medicaid managed care programs, to cover annual mental health wellness examinations beginning 1/1/2023.

House Bill 1980, Relating to Telephonic Services: Permits, but does not require, Medicaid, insurance providers, and health maintenance organizations to cover telephonic behavioral health services under certain circumstances. Clarifies that telephonic services do not constitute telehealth.

House Bill 2057, Relating to Telehealth: Allows for standard telephone contacts for telehealth purposes.

House Bill 2149, Relating to Newborn Hearing Screening and Diagnosis: Amends the newborn hearing screening statute to mandate reporting of diagnostic audiologic evaluation results to improve hearing follow-up of infants. Updates definitions and terminology.

House Bill 2155, Relating to Fees: Amends the marriage license statute to support the Hawaii Birth Defects Program, modernization of the vital statistics system, operating costs of marriage license agents, and spouse and child abuse programs of the department of human services and of the judiciary.

House Bill 2214, Relating to the Social Workers for Public safety Pilot Program for impaired offenders: Social Worker; Public Safety; Pilot Program; Appropriation (\$)

Senate Bill 206, Relating to Rental Discrimination: Prohibits discrimination, including in advertisements for available real property, based on participation in a housing assistance program or requirements related to participation in housing assistance programs, in real estate transactions and requirements.

Senate Bill 352, Relating to Lead-Based Paint: Prohibits the use of lead-based paint on outdoor structures after 12/31/2021. Effective 7/1/50.

Senate Bill 2019, Relating to Behavioral Health Services: Requires the Department of Health to establish 9-8-8 call centers that meet certain minimum requirements and to adopt administrative rules. Requires the Department of Health to establish crisis response teams that meet certain requirements. Creates funding mechanisms for crisis and intervention services. Establishes a 9-8-8 fee to fund the services created by this Act. Establishes a board to oversee and implement the services created by this Act. Requires the Department of Health to set a timeline to accomplish the services created by this Act. Establishes the 9-8-8 special fund.

Senate Bill 2022, Relating to Hearing and Vision Program: Amends the hearing and vision program statute to increase the early identification of children with hearing or vision loss, by establishing consistent protocols for hearing and vision screening and follow-up, screener training, and data collection for quality improvement.

Senate Bill 2024, Relating to Newborn Hearing Screening: Requires diagnostic audiologic evaluation results of newborn hearing screening evaluations, or infants whose hearing status changes, to be provided to the Department of Health.

Senate Bill 2029, Relating to Parkinson's Disease Research: Establishes the Parkinson's Disease Research Collection Database to be administered by the Department of Health.

Senate Bill 2034, Relating to Health: Requires assessment of patients who are subject to emergency hospitalization, diagnosed with a mental illness or severe substance use disorder, and found to be lacking decisional capacity to determine if a surrogate or guardian needs to be appointed to make appropriate health care decisions for the patient.

Senate Bill 2073, Relating to Telehealth: Allows for standard telephone contacts for telehealth purposes.

Senate Bill 2073 has a similar bill, House Bill 1708.

House Bill 2145, Relating to Kupuna Care Program: Incorporates the kupuna caregivers program into the kupuna care program and adds services for care recipients, caregivers, and employed caregivers.

Senate Bill 2145 has a similar bill, Senate Bill 3113.

Senate Bill 2222, Relating to Housing: Part I prohibits negative advertising relating to source of income for available rental units and provides potential tenants with remedies against a landlord for a violation of the prohibition. Part II requires the Hawaii public housing authority to adopt rules without regard to chapter 91, Hawaii Revised Statutes, to establish specified incentives for landlords who participate in the tenant-based assistance housing choice voucher program under section 8 of the United States Housing Act of 1937. Part III requires that the Hawaii public housing authority adopt rules to establish a maximum of fifteen days after receipt of an owner's or landlord's inspection request as a reasonable time within which to inspect a dwelling unit for lease under the section 8 housing choice voucher program.

Senate Bill 2222 has a similar bill, House Bill 1752.

Senate Bill 2314, Relating to Rental Discrimination: Prohibits discrimination, including in advertisements for rental property, in rental transactions based on participation in a section 8 housing choice program or any permanent supportive housing program or requirements related to participation in these housing assistance programs. Appropriates funds.

Senate Bill 2314 has a similar bill, Senate Bill 2902.

Senate Bill 2399, Relating to Rental Discrimination: Prohibits discrimination in rental transactions based on participation in any government rental assistance program,

including low-income housing assistance under the United States Housing Act of 1937, 42 U.S.C. § 1437f, as amended.

Senate Bill 2437, Relating to the Neighbor Islands Blind and Visually Impaired Service Pilot Program: Requires the Department of Human Services to establish a neighbor islands blind and visually impaired service pilot program that provides training and other services to blind or visually impaired individuals residing on the neighbor islands. Requires the Department of Human Services to report to Legislature before the Regular Session of 2025. Appropriates funds. Repeals 06/30/2025.

Senate Bill 2437 has a similar bill, House Bill 1945.

Senate Bill 2439, Relating to Hearing Aids: Requires health insurance policies and contracts issued after 12/31/22 to provide coverage for the cost of hearing aids at a minimum of \$1,500 per hearing aid for each hearing-impaired ear every thirty-six months in their base plans.

Senate Bill 2241: Relating to Medical Care for Minors: Permits minors to consent to medical care related to the diagnosis or treatment of HIV or the prevention of HIV. Provides that a minor, under certain circumstances, shall not be liable for payment for treatment or prevention of HIV. Authorizes physician assistants, in addition to physicians and advanced practice registered nurses, to render medical care and services to minors.

Senate Bill 2073 has a similar bill, Senate Bill 2729.

Senate Bill 2455: Relating to Cannabis: Legalizes, regulates, and taxes cannabis and manufactured cannabis products for responsible, adult use. Exempts sales of cannabis and manufactured cannabis products for medical use from the general excise tax. Clarifies that qualifying out-of-state patients have the same rights and privileges under the medical cannabis law. Allows qualifying out-of-state patients to cultivate medical cannabis.

Senate Bill 2467, Relating to Mental Health Screening: Requires that one annual mental health screening be included in health insurance coverage for diagnosis and treatment of mental disorders.

Senate Bill 2467 has similar bills, House Bill 1946, Senate Bill 2585.

Senate Bill 2468, Relating to Housing Discrimination: Allows counties to prohibit discrimination against renters based on their source of income.

Senate Bill 2585: Relating to Health Insurance: Requires all insurers in the state, including medicaid managed care programs, to cover annual mental health wellness examinations beginning 1/1/2023.

Senate Bill 2585 has similar bills, House Bill 1946, Senate Bill 2467.

Senate Bill 2634, Relating to Health: Appropriates moneys to extend Medicaid postpartum coverage to 12 months following the end of pregnancy.

Senate Bill 2634 has similar bills, House Bill 1773, Senate Bill 2746.

Senate Bill 2645, Relating to Access to Behavioral Health: Allows for standard telephone contacts for telehealth purposes related to behavior health services.

Senate Bill 2647, Relating to Fetal Alcohol Spectrum Disorders: Establishes a temporary fetal alcohol spectrum disorders task force within the Department of Health for administrative purposes. Requires a report to the Legislature. Establishes the fetal alcohol spectrum disorders special fund, to be administered by the Department of Human Services, and which shall consist of federal funds and interest earned on those funds.

Senate Bill 2647 has a similar bill, House Bill 1814.

Senate Bill 2729, Relating to Medical Care for Minors: Permits minors to consent to medical care and services related to the diagnosis, treatment, or prevention of HIV. Specifies that a minor, under certain circumstances, shall not be liable for payment associated with the diagnosis, treatment, or prevention of HIV. Authorizes physician assistants, in addition to physicians and advanced practice registered nurses, to render such medical care and services to minors.

Senate Bill 2729 has a similar bill, House Bill 2241.

Senate Bill 2746, Relating to Health: Appropriates moneys to extend Medicaid postpartum coverage to 12 months following the end of pregnancy.

Senate Bill 2746 has similar bills, House Bill 1773, Senate Bill 2634.

Senate Bill 2875, Relating to Persons with Disabilities: Establishes employment first as a state policy with respect to persons with disabilities. 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.

Senate Bill 2875 has similar bills, House Bill 1622, House Bill 1787.

Senate Bill 2902, Relating to Rental Discrimination: Prohibits discrimination, including in advertisements for rental property, in rental transactions based on participation in a

section 8 housing choice program or any permanent supportive housing program or requirements related to participation in these housing assistance programs.

Senate Bill 2902 has a similar bill, Senate Bill 2314.

Senate Bill 3113, Relating to Kupuna Care Program: Incorporates the kupuna caregivers program into the kupuna care program and adds services for care recipients, caregivers, and employed caregivers.

Senate Bill 3113 has a similar bill, House Bill 2145.

Senate Bill 3117, Relating to newborn hearing Screening and Diagnosis: Amends the newborn hearing screening statute to mandate reporting of diagnostic audiologic evaluation results to improve hearing follow-up of infants. Updates definitions and terminology.

Senate Bill 3117 has a similar bill, House Bill 2419.

Senate Bill 3123, Relating to Fees: Amends the marriage license statute to support the Hawaii Birth Defects Program, modernization of the vital statistics system, operating costs of marriage license agents, and spouse and child abuse programs of the department of human services and of the judiciary.

Senate Bill 3123 has a similar bill, House Bill 2155.

Senate Bill 3234, Relating to Health: Recognizes and formalizes the Prevent Suicide Hawaii Task Force to implement its strategic plan to reduce suicide in Hawaii by twenty-five per cent by 2025. Appropriates funds to the Department of Health's Emergency Medical Services and Injunction System Branch to support the branch operations to prevent or reduce suicide in the State.

Senate Bill 3253, Relating to Mental health: Removes the "imminent" requirement from the standard for emergency mental health examinations and requires mental health workers to consider a person's history of mental illness in determining whether the person requires an emergency mental health examination.

Senate Bill 3288, Relating to Telehealth: Prohibits health insurers, mutual benefit societies, and health maintenance organizations from excluding coverage of a service solely because the service is provided through telehealth and not through face-to-face contact. Requires parity between telehealth services and face-to-face services for purposes of deductibles, copayments, coinsurance, benefit limits, and utilization reviews.

Senate Bill 3288 has a similar bill, House Bill 1634.

Senate Bill 3356: Relating to Cannabis: Authorizes the Department of Health to approve in-vehicle receipt of medical cannabis and medical cannabis products on or near the premises of dispensaries under certain conditions.

SCR1: Urging DOE to Employ Qualified Blind Persons as Orientation and Mobility Instructors, and in Other Positions, as Teachers of Visually Impaired Students.

Transportation and Mobility

House Bill 1429, Relating to Renewal of Drivers Licenses: Allows for the renewal of driver's licenses online or by electronic or digital means.

House Bill 1429 has a similar bill, Senate Bill 2105.

House Bill 1681: Relating to Transportation Network Companies: Establishes requirements and permitting procedures for transportation network companies operating in the State. Makes permanent insurance requirements for transportation network companies and transportation network drivers.

Senate Bill 2105, Relating to Renewal of Drivers Licenses: Allows for the renewal of driver's licenses online or by electronic or digital means.

Senate Bill 2105 has a similar bill, House Bill 1429.

Senate Bill 2158, Relating to the use of Sirens by Emergency Vehicles: Allows emergency response vehicles to not use sirens if the siren is not reasonably necessary under the circumstances.

Senate Bill 3361, Relating to Airports: Establishes the Airport Advisory Working Group in the Department of Transportation to advise on airport design and construction projects to prioritize user experience while reflecting local culture, environment, and the history of Hawaii.

Emergency Preparedness

Administration

House Bill 1504, Relating to Paid Sick Leave: Requires employers to provide a minimum amount of paid sick leave to employees to be used to care for themselves or a family member who is ill or needs medical care and supplemental paid sick leave to employees under certain public health emergency conditions.

House Bill 1506, Relating to Family Leave: Requires the department of labor and industrial relations to establish and administer a family leave insurance program. Provides family leave insurance benefits and extends the period of family leave to 16 weeks for businesses that employ one or more employees who meet the hourly qualifications. Appropriates funds.

House Bill 1506 has a similar bill, Senate Bill 2312.

House Bill 2407, Relating to Family Leave: Provides employees with up to eight weeks of paid family leave during the first year after birth of the individual's child, adoption of a child by the individual, or placement of a child with the individual through foster care, and eight weeks of paid family leave to care for the individual's family member with a serious health condition during any benefit year, paid through an employer-based private insurance program currently used to provide for temporary disability benefits. Repeals chapter 398, Hawaii Revised Statutes. Appropriates funds to the Department of Labor and Industrial Relations.

House Bill 2407 has a similar bill, Senate Bill 3316.

Senate Bill 2143, Relating to Board Meetings: Requires each state board to make its board packets publicly available prior to the board's meeting.

Senate Bill 2176, Relating to the State Budget: Adjusts and request appropriations for fiscal biennium 2021-2023 funding requirements for operations and capital improvement projects of Executive Branch agencies and programs. Companion: House Bill 1600.

Senate Bill 2197: Relating to Temporary Disability Insurance: Prohibits the denial of temporary disability benefits based on the amount of sick leave credits accrued prior to disability.

Senate Bill 2205, Relating to Suicide Prevention: Creates a task force to develop and implement a plan to utilize the 988 calling code of the National Suicide and Mental Health Lifeline. Makes an appropriation.

Senate Bill 2312: Relating to Family Leave: Requires the department of labor and industrial relations to establish and administer a family leave insurance program. Provides family leave insurance benefits and extends the period of family leave to 16 weeks for businesses that employ one or more employees who meet the hourly qualifications. Appropriates funds.

Senate Bill 2312 has a similar bill, House Bill 1506.

Senate Bill 2404: Relating to Remote Access to Legislative Committee Hearings: Requires each house of the State Legislature to establish procedures that enable the Legislature to live broadcast all legislative committee hearings via the Internet; enable the public to present oral testimony remotely at legislative committee hearings by use of

interactive conference technology; and enable the Legislature to electronically record legislative committee hearings and make the recordings accessible to the public. Defines interactive conference technology.

Senate Bill 2492, Relating to Paid Sick leave: Requires employers to provide a minimum amount of paid sick leave to employees to be used to care for themselves or a family member who is ill or needs medical care and supplemental paid sick leave to employees under certain public health emergency conditions.

Senate Bill 2492 has a similar bill, House Bill 1504.

Senate Bill 2708, Relating to the Hawaii Employer-Union Health Benefits Trust Fund: Amends the definition of "employee-beneficiary" to include the surviving unmarried adult child of a deceased retired member if the child is incapable of self-support due to a mental or physical incapacity that existed prior to the unmarried child's reaching the age of nineteen years.

Senate Bill 2831, Relating to Employee Leave: Requires temporary disability insurance to provide extended coverage to an employee who has a preterm birth requiring the newborn baby to stay in a neonatal intensive care unit or birth requiring the newborn baby to stay in a neonatal intensive care unit for more than eight weeks, provided the employee provides kangaroo care to or expresses breast milk for the newborn. Requires family leave to be extended for an employee who has a preterm birth requiring the newborn baby to stay in a neonatal intensive care unit or birth requiring the newborn baby to stay in a neonatal intensive care unit for more than eight weeks, provided the employee provides kangaroo care to or expresses breast milk for the newborn. Requires the Department of Health to amend the Hawaii Administrative Rules to include neonatal care as related condition where the phrase "pregnancy, childbirth, or other related condition" is used.

Senate Bill 3316, Relating to Family Leave: Provides employees with up to eight weeks of paid family leave during the first year after birth of the individual's child, adoption of a child by the individual, or placement of a child with the individual through foster care, and eight weeks of paid family leave to care for the individual's family member with a serious health condition during any benefit year, paid through an employer-based private insurance program currently used to provide for temporary disability benefits. Repeals chapter 398, Hawaii Revised Statutes. Appropriates funds to the Department of Labor and Industrial Relations.

Senate Bill 3316 has a similar bill, House Bill 2407.

Other

House Bill 1435, Relating to Public Notices: Allows government agencies to publish public notices on an official website as an alternative to a newspaper.

House Bill 1435 has a similar bill, Senate Bill 2111.

House Bill 1542, Relating to Legislative Access Through Remote Testimony: Requires each house of the legislature to establish by its rule, procedures that enables the legislature to use remote testimony at legislative committee hearings, enable the public to present oral testimony at legislative committee hearings through remote testimony, and accommodate persons with disabilities through remote testimony. Defines "remote testimony".

House Bill 1542 has a similar bill, Senate Bill 2436.

House Bill 1762, Relating to Language Access: Requires the executive director of the office of language access to submit an annual report to the governor and legislature on compliance, complaints, resolution of complaints, and recommendations to enhance and promote language access. Appropriates funds to establish limited English proficiency language coordinator positions in the departments of commerce and consumer affairs, health, and agriculture, and the Hawaii emergency management agency.

House Bill 1905, Relating to the Clean Air Bill of Rights: Affirms the right of every person in the State to breathe clean air that will have no negative impact on their health or well-being, the right to be free from exposure to secondhand smoke or pesticide drift, and the right to be free from exposure to aerosolized chemicals or fugitive dust that creates a nuisance or disturbs the peaceful enjoyment of a person's property. Recognizes the right to bring citizen suits.

House Bill 1914, Relating to Sensory Rooms: Requires the department of education to construct and implement sensory rooms for children diagnosed with autism spectrum disorder in all public schools. Appropriates funds for the planning, design, and construction of the sensory rooms. Appropriates funds for special education teachers to staff the sensory rooms.

House Bill 2401, Relating to Quality Schools: Establishes a shortage differential salary incentive program within the department of education to provide shortage differential pay for teachers working in special education, hard-to-staff locations, and Hawaiian immersion positions. Provides automatic step increases in teacher salaries for each year of satisfactory service completed by public school teachers. Increases the amount of time available to teachers for planning, preparation, and collaboration.

House Bill 2498, Relating to the Individuals with Disabilities Education Act: Requires the Department of Health to submit a request, as allowed by federal code, to the United States Department of Education to allow parents of children with a disability to continue receiving early intervention services after the child turns three years of age and until the child enters kindergarten.

House Bill 2498 has a similar bill, Senate Bill 2748.

Senate Bill 2111, Relating to Public Notices: Allows government agencies to publish public notices on an official website as an alternative to a newspaper.

Senate Bill 2111 has a similar bill, House Bill 1435.

Senate Bill 2381, Relating to Technology Access for Individuals with Disabilities: Declares the policy of the State that electronic information technology developed, purchased, or provided by the State shall be accessible to and usable by individuals with disabilities equivalent to access and use by individuals without disabilities. Requires the Disability and Communication Access Board to develop, review, and revise electronic information technology disability access standards. Requires all state entities to incorporate the disability access standards into their development and procurement policies and processes within a specific timeframe.

House Bill 2289: Relating to Disability Awareness: Designates the month of October as "Disability Awareness Month: Employment, Enrichment, and Inclusion" in recognition of the employment challenges and successes of persons with disabilities in the State.

Senate Bill 2281: Relating to Psychology: Establishes licensure requirements for school psychologists to be administered by the Board of Psychology. Requires all school psychologists to be licensed by July 1, 2025. Increases the composition of the Board of Psychology to include two school psychologists.

Senate Bill 2436, Relating to Legislative Access Through Remote Testimony: Requires each house of the legislature to establish by its rule, procedures that enables the legislature to use remote testimony at legislative committee hearings, enable the public to present oral testimony at legislative committee hearings through remote testimony, and accommodate persons with disabilities through remote testimony. Defines "remote testimony".

Senate Bill 2436 has a similar bill, House Bill 1542.

Senate Bill 2551, Relating to School Campuses: Requires the Department of Education, State Public Charter School Commission, and each county's police commission to create a memorandum of understanding and other governing protocols, with input and collaboration from child development and justice experts, to provide clear guidelines on student discipline and police on campus.

Senate Bill 2748, Relating to the Individuals with Disabilities Education Act: Requires the Department of Health to submit a request, as allowed by federal code, to the United States Department of Education to allow parents of children with a disability to continue receiving early intervention services after the child turns three years of age and until the child enters kindergarten.

Senate Bill 2748 has a similar bill, House Bill 2498.

Senate Bill 2822, Relating to Asthma: Requires the Department of Education to offer optional asthma education courses to students and provide mandatory asthma training to teachers and other department employees who interact with students.

Senate Bill 2919, Relating to Disability Health Disparity: Requires the Department of Human Services to submit a report focused on the health disparities experienced by individuals with disabilities in Hawaii before Regular Session of 2023.