



DISABILITY AND COMMUNICATION ACCESS BOARD

1010 Richards Street, Rm. 118 • Honolulu, Hawai'i 96813
Ph. (808) 586-8121 (V) • Fax (808) 586-8129 • (808) 586-8129 TTY

NOTICE OF MEETING

Disability and Communication Access Board

Legislative Committee Meeting

February 17, 2023

12:01 p.m. – 1:00 p.m.

AGENDA

The Disability and Communication Access Board will be meeting remotely using interactive conference technology. The public is welcome to participate as follows.

Public In-Person Meeting Location

Kamamalu Building
1010 Richards Street, Room 118
Honolulu, HI 96813

Participate Virtually via Zoom

Click on the link below or copy and paste it into your browser window:
<https://zoom.us/j/94814104193> and enter Meeting ID: 948 1410 4193

To join by phone

Dial 1 669 444 917 and enter Meeting ID: 948 1410 4193

Public Testimony

Testimony or comments presented by members of the public during Legislative Committee meetings shall be limited to two minutes per agenda item. In compliance with the Americans with Disabilities Act, a reasonable amount of additional time shall be afforded to persons with a communication disability to present testimony or comments, if needed. Any person who needs additional time to present testimony or comments is encouraged to contact the DCAB office in advance of the meeting. This rule shall be placed at the beginning of all Legislative Committee meeting agendas.

Members of the public may present comment or testimony during Legislative Committee meetings on each agenda item. Public comment or testimony, if any, shall be presented on each agenda item before the Legislative Committee deliberates on the item. After all public comment or testimony is presented, the Legislative Committee shall deliberate on the agenda item without further comment or testimony from the public unless further public comment or testimony is requested by the Legislative Committee.

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 of 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
Review Remote Meeting Procedures
 - This meeting is being recorded.
 - A quorum of Committee members is required to be visible on screen.
 - Raise hand to speak unless called upon.
 - Identify yourself before speaking.
- II. Introductions
- III. Statement from Public and Written Testimonies Submitted
- IV. Approval of Legislative Committee Meeting Minutes of February 3, 2023
- V. DCAB Legislative Positions Relating to 32nd Legislature, 2023 Bills
 - A. Non-Discrimination
 - Senate Bill 752, 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 certain residents, including residents with disabilities, to participate remotely in legislative hearings. Requires a report to the Legislature. Dissolves the working group on 6/30/2024.
 - B. Communication Access
 - Senate Bill 8, Relating to Administrative Rules. Requires all state agencies adopting, amending, or repealing a rule to make the full text of the rules of the agency available on the website of the Office of the Lieutenant Governor in a digitally accessible and searchable format.
 - C. Building Code, Design, and Facility Access
 - Senate Bill 140, Relating to the Housing Shortage. Requires the Office of Planning and Sustainable Development to identify and analyze existing and projected housing needs and identify adequate sites for housing sufficient to meet housing demands for all income levels each year.

D. Community Based Services and Employment

- House Bill 597, Relating to Health. Authorizes psychiatrists and advanced practice registered nurses to file a petition to initiate the administrative authorization process in cases where the patient objects to treatment and is not in the custody of the director or involuntarily committed to a psychiatric facility.
- House Bill 617/Senate Bill 679, Relating to Oral Health. Establishes an oral health task force to review the status of oral health in the State and make recommendations to improve oral health infrastructure in Hawai'i. Appropriates funds.
- House Bill 648/Senate Bill 898, Relating to Kupuna Housing. Temporarily expands the state rent supplement program to specifically target qualified individuals who are sixty-two years of age or older and are homeless or at imminent risk of becoming homeless. Requires HPHA to submit annual reports to the legislature. Appropriates funds. Repeals 6/30/2026.
- House Bill 897/Senate Bill 713, Relating to Health. Establishes a task force to review policy issues and opportunities relating to the navigation, access, and coverage of medicaid services by individuals with autism or fetal alcohol spectrum disorder and make a recommendation on whether a waiver or other approval from the Centers for Medicare and Medicaid Services is necessary to ensure accessibility of certain services for individuals with autism or fetal alcohol spectrum disorder.
- House Bill 900/Senate Bill 714, Relating to the Fetal Alcohol Spectrum Disorders. 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. Establishes a temporary fetal alcohol spectrum disorders task force within the department of health for administrative purposes. Requires a report to the legislature.
- House Bill 1263, Relating to Hawaii ABLE Savings Program. Authorizes the director of finance to use funds deposited into the Hawai'i ABLE savings program trust fund for any expenses incurred in developing and administering the Hawai'i ABLE savings program. Establishes a position within the state council on developmental disabilities of the department of health to support the Hawai'i ABLE savings program. Appropriates funds.
- House Bill 1296, Relating to Early Intervention Services. Establishes an early intervention services working group within the Department of Health to study and recommend ways to assist and support deaf and hard of hearing children, including implementation strategies. Requires report to Legislature. Appropriates moneys.
- House Bill 1397/Senate Bill 1551, Relating to Supportive Housing. Establishes a supportive housing pilot program in the statewide office on homelessness and housing solutions. Appropriates funds and establishes positions.
- Senate Bill 881, Relating to Homelessness. Authorizes the issuance of general obligation bonds to the Hawai'i Public Housing Authority for the development and construction of permanent supportive housing for certain vulnerable individuals. Requires the Hawai'i Housing Finance and Development Corporation to consider any available federal low-income housing tax credits needed for construction of permanent supportive housing units.

- House Bill 1488, Relating to Respite Care. Requires the department of health to provide respite care, paid for by the State, to operators of certain care homes.
- Senate Bill 317, Relating to Audiology and Speech-Language Pathology Interstate Compact. Establishes provisions relating to the Audiology and Speech-Language Pathology Interstate Compact to facilitate interstate practice of audiology and speech-language pathology.
- Senate Bill 1170, Relating to Affordable Housing Credits. Requires the counties to issue affordable housing credits for affordable housing units that are constructed pursuant to chapter 201H, Hawai'i Revised Statutes. Repeals on June 30, 2031.

E. Transportation and Mobility

- House Bill 415, HD1/Senate Bill 101, Making an Appropriation to Implement the Recommendations of the Task Force on Mobility Management, Established Pursuant to Act 214, Session Laws of Hawaii 2013. Makes an appropriation to the Department of Health to implement the recommendations of the statewide mobility management task force, established pursuant to Act 214, Session Laws of Hawai'i 2013. Effective 7/1/3000.
- Senate Concurrent Resolution 7, Urging the City and County of Honolulu to Improve Access to TheBus in Oahu's Rural Communities.
- House Bill 104/Senate Bill 214, Relating to Public Transit. Establishes the offense of interference with the operation of a public transit vehicle.
- House Bill 107/Senate Bill 217, Relating to Renewal of Driver's Licenses. Authorizes the renewal of driver's licenses online or by electronic or digital means.

F. Administration

- House Bill 300/Senate Bill 354, Relating to the State Budget. Appropriates funds for the operating and capital improvement budget of the Executive Branch for fiscal years 2023-2024 and 2024-2025.
- House Bill 545/Senate Bill 1196, Relating to Boards and Commissions. Clarifies that board and commission holdover members shall not hold office beyond the end of the second regular legislative session following the expiration of the member's term of office regardless of any conflicting statutes.

G. Other

- House Bill 40, Relating to the General Fund. Provides a tax credit to taxpayers and makes deposits to the emergency and budget reserve fund and other post-employment benefits trust fund pursuant to article VII, section 6, of the Hawai'i State Constitution. Appropriates funds.
- House Bill 1440/Senate Bill 1595, Relating to the Uniform Guardianship, Conservatorship, and Other Protective Arrangements Act. Adopts the Uniform Guardianship, Conservatorship, and Other Protective Arrangements Act. Repeals the superseded Uniform Guardianship and Protective Proceedings Act.

- Senate Bill 50/House Bill 326, Relating to Plastic Straws. Prohibits the distribution, sale, and provision of plastic straws, except for those who request single-use plastic straws for medical reasons. Establishes a fine for violators. Takes effect 1/1/2024.

VI. Open Forum: Public comment on issues not on the agenda for consideration for the Board's agenda at the next meeting.

VII. Next Meeting

VIII. Adjournment

If you have a disability and require an auxiliary aid or service or other accommodation to participate in the meeting, please contact Scott Castor at (808) 586-8121 or email, dcab@doh.hawaii.gov. Requests made as early as possible will allow adequate time to fulfill your request.

Upon request, this notice is available in alternate formats.

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



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MINUTES Legislative Committee Meeting

Location: 1010 Richards Street #118 and via Zoom
Date: February 17, 2023
Time: 12:01 p.m.

PRESENT: Dean Georgiev, Chairperson; Anthony Akamine, Rosanna Daniel-Kanetake, Violet Horvath, Committee Members; Kirby Shaw, Bryan Mick, Curtis Motoyama, Staff

GUESTS: Peter Fritz, Donald Sakamoto

- I. Chairperson Dean Georgiev called the meeting to order at 12:20 p.m.
- II. The attendees introduced themselves.
- III. There were no public testimonies submitted prior to the meeting.
- IV. The February 3, 2023 Legislative Committee meeting minutes were approved as circulated (M/S/P Horvath/Akamine).
- V. The Committee voted on the following bills:
 - A. Non-Discrimination
 - Senate Bill 752, 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 certain residents, including residents with disabilities, to participate remotely in legislative hearings. Requires a report to the Legislature. Dissolves the working group on 6/30/2024.

MOTION: SUPPORT WITH COMMENT TO DEFER TO THE LEGISLATURE TO DETERMINE WHO LEADS THE WORKING GROUP
(M/S/P Horvath/Akamine)

B. Communication Access

- Senate Bill 8, Relating to Administrative Rules. Requires all state agencies adopting, amending, or repealing a rule to make the full text of the rules of the agency available on the website of the Office of the Lieutenant Governor in a digitally accessible and searchable format.

The Committee did not discuss Senate Bill 8, because the Senate Committee on Government Operations deferred this bill.

C. Building Code, Design, and Facility Access

- Senate Bill 140, Relating to the Housing Shortage. Requires the Office of Planning and Sustainable Development to identify and analyze existing and projected housing needs and identify adequate sites for housing sufficient to meet housing demands for all income levels each year.

MOTION: **MONITOR WITH COMMENT** (M/S/P Akamine/Horvath)

D. Community Based Services and Employment

- House Bill 597, Relating to Heath. Authorizes psychiatrists and advanced practice registered nurses to file a petition to initiate the administrative authorization process in cases where the patient objects to treatment and is not in the custody of the director or involuntarily committed to a psychiatric facility.

The Committee did not discuss House Bill 597, because the House Committee on Health and Homelessness deferred this bill.

- House Bill 617/Senate Bill 679, Relating to Oral Health. Establishes an oral health task force to review the status of oral health in the State and make recommendations to improve oral health infrastructure in Hawai'i. Appropriates funds.

MOTION: **SUPPORT** (M/S/P Horvath/Akamine)

- House Bill 648/Senate Bill 898, Relating to Kupuna Housing. Temporarily expands the state rent supplement program to specifically target qualified individuals who are sixty-two years of age or older and are homeless or at imminent risk of becoming homeless. Requires HPHA to submit annual reports to the legislature. Appropriates funds. Repeals 6/30/2026.

MOTION: **SUPPORT WITH COMMENT** (M/S/P Horvath/Akamine)

- House Bill 1263, Relating to Hawaii ABLE Savings Program. Authorizes the director of finance to use funds deposited into the Hawai'i ABLE savings program trust fund for any expenses incurred in developing and administering the Hawai'i ABLE savings program. Establishes a position within the state council on developmental disabilities of the department of health to support the Hawai'i ABLE savings program. Appropriates funds.

MOTION: **SUPPORT WITH COMMENT** (M/S/P Akamine/Horvath)

- House Bill 1296, Relating to Early Intervention Services. Establishes an early intervention services working group within the Department of Health to study and recommend ways to assist and support deaf and hard of hearing children, including implementation strategies. Requires report to Legislature. Appropriates moneys.

The Committee discussed this bill in a previous meeting.

- House Bill 1397/Senate Bill 1551, Relating to Supportive Housing. Establishes a supportive housing pilot program in the statewide office on homelessness and housing solutions. Appropriates funds and establishes positions.

MOTION: SUPPORT WITH COMMENT TO EXCEED FEDERAL ACCESSIBILITY GUIDELINES (M/S/P Horvath/Akamine)

E. Transportation and Mobility

- House Bill 415, HD1/Senate Bill 101, Making an Appropriation to Implement the Recommendations of the Task Force on Mobility Management, Established Pursuant to Act 214, Session Laws of Hawaii 2013. Makes an appropriation to the Department of Health to implement the recommendations of the statewide mobility management task force, established pursuant to Act 214, Session Laws of Hawai'i 2013. Effective 7/1/3000.

MOTION: SUPPORT (M/S/P Horvath/Akamine)

- Senate Concurrent Resolution 7, Urging the City and County of Honolulu to Improve Access to TheBus in Oahu's Rural Communities.

MOTION: SUPPORT (M/S/P Horvath/Akamine)

- House Bill 104/Senate Bill 214, Relating to Public Transit. Establishes the offense of interference with the operation of a public transit vehicle.

MOTION: SUPPORT (M/S/P Horvath/Akamine)

VI. Chairperson Dean Georgiev recessed the meeting at 1:01 p.m.

NOTE: All votes were unanimous unless otherwise noted.

Respectfully submitted,



CURTIS S. MOTOYAMA