

SHRM HAWAII

BILL TRACKING REPORT

March 19, 2013

- DID NOT CROSS OVER

House Bills: 40

Senate Bills: 27

BILL NO.	LINK	TITLE	DESCRIPTION	STATUS	INTRODUCER(S)	REFERRAL
HB 6	http://www.capitol.hi	Paid Sick and Safe Leave	Requires employers to provide a minimum amount of paid sick and safe leave to employees to be used to care for themselves or a family member who is ill, needs medical care, or is a victim of domestic violence, sexual assault, or stalking.	3/7/13 HB6: Pass First Reading	TAKAYAMA, AQUINO, BELATTI, CULLEN, HANOHANO, ITO, KAWAKAMI, KOBAYASHI, MIZUNO, OHNO, SAY, TAKUMI, TSUJI, Ichiyama	LAB, JUD, FIN
HB 53	http://www.capitol.hi	Minimum Wage; Employment	Increases minimum wage to \$8.25 starting 7/1/13 and \$8.75 starting 7/1/14 and ending 6/30/15. Adjusts the minimum hourly wage thereafter in accord with the consumer priced index. Effective 7/1/13.	1/18/13 HB53: Referred to LAB, FIN, referral sheet 1	TAKUMI, C. LEE, Nakashima	LAB, FIN
HB 54	http://www.capitol.hi	Employment Discrimination; Unemployed Status of Job Applicant	Prohibits any employer or employment agency from publishing a job advertisement that states or suggests that an applicant for the job must be currently employed.	3/1/13 HB54: Forty-eight (48) hours notice Tuesday, 03-05-13.	TAKUMI	LAB, JUD
HB 58	http://www.capitol.hi	Employment Security; Unemployment; Work-sharing Benefits	Authorizes certain private employers to administer a work-sharing plan to avoid temporary layoffs, if approved by the DLIR. Allows employees under a work-sharing plan to receive unemployment benefits to compensate for lost wages.	3/7/13 HB58: Pass First Reading	TAKUMI	LAB, FIN
HB 59	http://www.capitol.hi	Wages; Payment of Compensation; Penalties	Requires employers to provide employees with specific wage and employer information at the time of hiring and in employees' pay records. Increases civil and criminal penalties for employers' noncompliance with wage rate notice requirements. Require public notice of employer violations.	3/7/13 HB59: Pass First Reading	TAKUMI	LAB, JUD, FIN
HB 61	http://www.capitol.hi	Pharmacists; Pharmacy; License; Out-Of-State; Mail Order; Permit	Requires an out-of-state pharmacy delivering drugs into the State to have in its employ a pharmacist licensed under chapter 461, HRS.	3/7/13 HB61: Pass First Reading	EVANS, MORIKAWA, Ing, McKelvey, Mizuno	HLT, CPC
HB 144	http://www.capitol.hi	Professional Employer Organizations; Registration; Fees	Repeals chapter 373L; adds definitions and registration and fee requirements to professional employer organization (PEO) law; requires notice to DOTAX of PEO violations for general excise tax exemption purposes; allows PEOs to be successor employers to client companies; establishes a sliding scale bond requirement for PEOs based upon annual payrolls. Effective July 1, 2112. (HB144 HD2)	3/14/13 HB144: The committee (s) on CPN recommend(s) that the measure be PASSED, WITH AMENDMENTS. The votes in CPN were as follows: 5 Aye(s): Senator(s) Baker, Galuteria, Nishihara, Solomon, Wakai; Aye (s) with reservations: none ; 0 No (es): none; and 2 Excused: Senator(s) Taniguchi, Slom.	SOUKI, MCKELVEY, NAKASHIMA	CPN, WAM
HB 169	http://www.capitol.hi	Family Leave; Military Deployment	Amends the state family leave law to allow an employee with a family member in the United States armed forces who is on active duty or notified of a call to active duty, to use state family leave for certain activities for which an employee may take military family leave under federal law. Requires certain documentation to certify the validity of the family leave request. Effective July 1, 2030. (HB169 HD2)	3/7/13 HB169: Passed First Reading.	TAKAI, AQUINO, ITO, JOHANSON, MCKELVEY, OHNO, THIELEN, TSUJI	PSM/JDL, WAM

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HB 189	http://www.capitol.hi	Boards and Commissions Membership; Gender Equity	Requires that the governor or appointing authority strive for gender equity when appointing members of state boards and commissions, and give priority to achieving the goal of gender equity when appointing members to vacancies, at-large positions, and alternates.	2/28/13 HB189: Referred to JDL.	EVANS, CARROLL, HANOHANO, ICHIYAMA, KOBAYASHI, C. LEE, LOWEN, MCKELVEY, MIZUNO, MORIKAWA, OHNO, TAKUMI, TSUJI, WOOLEY, Cabanilla, Ing	JDL
HB 305	http://www.capitol.hi	Family Leave; Long-Term Care Services	Amends chapter 398, Hawaii Revised Statutes, to provide additional support to women and family caregivers by expanding the law to apply to the provision of long-term care services to family members with a physical, sensory, cognitive or self-care disability.	3/7/13 HB305: Pass First Reading	JOHANSON, CHEAPE, FALE, FUKUMOTO, MCDERMOTT, THIELEN, WARD	LAB, HLT
HB 333	http://www.capitol.hi	General Excise Tax	Repeals the general excise tax exemption on income derived by fraternal benefit, religious, charitable, scientific, and educational nonprofit organizations from fees for convention, conference, or trade show exhibits or display spaces. Specifies that representatives authorized or employed by an unlicensed seller through the use of exhibit or display space at a conference, convention, or trade show is subject to the general excise tax.	1/22/13 HB333: Referred to FIN, referral sheet 3	BROWER, ICHIYAMA, TAKAI, Cachola, Nakashima, Onishi, Souki	FIN
HB 333	http://www.capitol.hi	General Excise Tax	Repeals the general excise tax exemption on income derived by fraternal benefit, religious, charitable, scientific, and educational nonprofit organizations from fees for convention, conference, or trade show exhibits or display spaces. Specifies that representatives authorized or employed by an unlicensed seller through the use of exhibit or display space at a conference, convention, or trade show is subject to the general excise tax.	1/22/13 HB333: Referred to FIN, referral sheet 3	BROWER, ICHIYAMA, TAKAI, Cachola, Nakashima, Onishi, Souki	FIN
HB 406	http://www.capitol.hi	Paid Sick and Safe Leave	Requires employers to provide a minimum amount of paid sick and safe leave to employees to care for themselves or a family member who is ill, needs medical care, or is a victim of domestic violence, sexual assault, or stalking. Effective 7/1/13.	3/7/13 HB406: Pass First Reading	BELATTI, HANOHANO, Carroll, Ichiyama, Lowen	LAB, JUD, FIN
HB 409	http://www.capitol.hi	Breastfeeding; Workplace Accommodation	Requires certain employers to provide reasonable time and a clean location for breastfeeding employees to express breast milk in privacy. Requires covered employers to post a notice. Establishes a civil fine.	3/7/13 HB409: Pass First Reading	BELATTI, CARROLL, JORDAN, MORIKAWA, THIELEN	LAB, JUD, FIN
HB 436	http://www.capitol.hi	Workers' Compensation; Impartial Physician; Examination	Requires that a workers' compensation impartial examination be conducted by a doctor whose specialty is appropriate for the injury to be examined. Effective January 1, 2113. (HB436 HD1)	3/12/13 HB436: The committee (s) on JDL recommend(s) that the measure be PASSED, WITH AMENDMENTS. The votes in JDL were as follows: 4 Aye(s): Senator(s) Hee, Shimabukuro, Gabbard; Aye(s) with reservations: Senator(s) Slom ; 0 No(es): none; and 1 Excused: Senator(s) Ihara.	NAKASHIMA, AWANA, BELATTI, EVANS, HANOHANO, LUKE, MIZUNO, NISHIMOTO, ONISHI, SAIKI, WOODSON	JDL, WAM
HB 437	http://www.capitol.hi	Workers' Compensation; Medical Examinations(\$)	Requires, among other things, independent medical examinations and permanent impairment rating examinations for workers' compensation claims to be performed by physicians mutually agreed upon by employers and employees or appointed by the Director of the Department of Labor and Industrial Relations. Allows for the use of an out-of-state physician under certain conditions. Appropriates unspecified funds. Effective January 1, 2113. Repealed on June 30, 2018. (HB437 HD1)	2/25/13 HB437: The committee (s) on FIN recommend(s) that the measure be deferred.	NAKASHIMA, ING, Hashem, Ichiyama, Luke, Nishimoto	LAB, FIN

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HB 456	http://www.capitol.hi	Family Leave; Siblings	Permits an employee to use family leave time to care for a sibling. Defines "sibling". Effective July 1, 2013.	3/7/13 HB456: Pass First Reading	TAKAI, BROWER, ITO, JOHANSON, C. LEE, WOODSON, YAMANE, Cachola, Nakashima	LAB, JUD, FIN
HB 512	http://www.capitol.hi	Minimum Wage; Consumer Price Index	Increases minimum hourly wage rate to \$7.75 per hour beginning July 1, 2013, and recalculates minimum hourly wage rate in accordance with consumer price index, effective each January 1 thereafter. Effective July 1, 2013.	3/7/13 HB512: Pass First Reading	JORDAN, BELATTI, HANOHANO, ING, C. LEE, OSHIRO, Ichiyama	LAB, FIN
HB 616	http://www.capitol.hi	Family Leave; Siblings; Grandchild	Adds definition of "sibling" to the Family Leave Law. Permits an employee to use family leave to care for a sibling, grandchild, or a civil union partner.	1/22/13 HB616: Referred to LAB, JUD, FIN, referral sheet 3	TAKAYAMA, CULLEN, HASHEM, ICHIYAMA, ITO, TSUJI, YAMANE	LAB, JUD, FIN
HB 634	http://www.capitol.hi	Employment; Worker Retention	Establishes job security requirements upon the divestiture of a covered establishment if the covered establishment employs 100 or more persons. Effective July 1, 2030. (HB634 HD1)	3/15/13 HB634: The committee (s) on JDL/CPN has scheduled a public hearing on 03-19-13 9:45AM in conference room 016.	YAMASHITA, CHOY, COFFMAN, CULLEN, HAR, ICHIYAMA, ITO, JORDAN, KAWAKAMI, OSHIRO, SAY, TAKAYAMA, TOKIOKA, TSUJI, YAMANE	JDL/CPN, WAM
HB 713	http://www.capitol.hi	Personal Account; Privacy; Employment; Social Networking Website	Prohibits employers from requiring, requesting, suggesting, or causing employees and potential employees to grant access to personal account usernames or passwords for a social networking website. Effective January 1, 2100. (HB713 HD2)	3/11/13 HB713: The committee (s) on TEC/CPN has scheduled a public hearing on 03-20-13 10:00AM in conference room 229.	ING	TEC/CPN, JDL
HB 745	http://www.capitol.hi	Labor; Employment; Family School Leave; Education	Authorizes family school leave for employees of employers who employ an unspecified number of employees, provided certain requirements are met, so that employees may participate in their children's school activities. Prohibits employers from discharging or otherwise discriminating against an employee for taking family school leave. Allows for a civil penalty in an amount equal to three times the amount of the employee's lost wages and benefits in certain circumstances.	2/4/13 HB745: Re-referred to LAB/EDN, FIN, referral sheet 13	OHNO, HANOHANO, ICHIYAMA, MIZUNO, MORIKAWA, RHOADS, TAKUMI, WOODSON, Awana, Belatti, Brower, Evans, Ing, Lowen, Nishimoto, Takayama	LAB/EDN, FIN
HB 790	http://www.capitol.hi	Charitable Solicitation of Funds from the Public	Extends reporting requirements to commercial co-venturers, allows for penalties to be imposed on commercial co-venturers who fail to comply with the reporting requirements, and clarifies the exemption from registration for organizations who receive less than \$25,000 in contributions annually.	2/8/13 HB790: This measure has been deleted from the meeting scheduled on Monday 02-11-13 3:30PM in conference room 325.	SOUKI (Introduced by request of another party)	CPC
HB 791	http://www.capitol.hi	Nonprofit Corporations; Inspection of Records by Directors	Explicitly provides that directors of a nonprofit corporation shall have access to the books, records, and documents of the corporation to the extent reasonably related to their duties as directors at any reasonable time. (SD1)	3/18/13 HB791: Report adopted; Passed Second Reading, as amended (SD 1) and referred to JDL.	SOUKI (Introduced by request of another party)	CPN, JDL

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HB 860	http://www.capitol.hi	Itemized Income Tax Deductions	Exempts charitable income tax deductions from the itemized deduction caps.	1/24/13 HB860: Referred to FIN, referral sheet 5	SOUKI (Introduced by request of another party)	FIN
HB 915	http://www.capitol.hi	Employment Security Law	Prohibits noncharging of an employer's account when the employer (or agent) is at fault and imposes a fifteen per cent penalty on fraudulent benefit overpayments effective October 1, 2013; provides for deductions from federal income tax refunds to recover delinquent debts effective April 1, 2013; and allows the withdrawal of fees from the unemployment trust fund effective April 1, 2013	3/15/13 HB915: The committee (s) on WAM has scheduled a public hearing on 03-20-13 10:00AM in conference room 211.	SOUKI (Introduced by request of another party)	WAM
HB 916	http://www.capitol.hi	Minimum Wage; Consumer Price Index	Increases the minimum hourly wage to \$8.75 per hour beginning January 1, 2014; adjusts the minimum hourly wage thereafter in accordance with the consumer price index; and increases the tip credit to thirty cents.	2/5/13 HB916: Passed Second Reading and referred to the committee(s) on FIN with none voting aye with reservations; none voting no (0) and Carroll, Har, Oshiro, Takumi excused (4).	SOUKI (Introduced by request of another party)	LAB/EDB, FIN
HB 917	http://www.capitol.hi	Wages; Payment of Compensation	Requires employers to provide employees with specific wage and employer information in employees' pay records; requires employers to maintain accurate and timely wage recordkeeping. Effective January 1, 2014.	3/5/13 HB917: Referred to JDL, WAM.	SOUKI (Introduced by request of another party)	JDL, WAM
HB 922	http://www.capitol.hi	Workers' Compensation Medical Treatment; Decisions Without a Hearing	Allows the Director of Labor and Industrial Relations to make a decision on disputes regarding treatment plans and continued medical services without a hearing, upon the mutual consent of both parties. (HD2)	3/12/13 HB922: The committee (s) on JDL recommend(s) that the measure be PASSED, UNAMENDED. The votes in JDL were as follows: 4 Aye(s): Senator(s) Hee, Shimabukuro, Gabbard, Slom; Aye(s) with reservations: none ; 0 No(es): none; and 1 Excused: Senator(s) Ihara.	SOUKI (Introduced by request of another party)	JDL, WAM
HB 929	http://www.capitol.hi	Employment and Training Assessment	Beginning January 1, 2013, exempts the employment and training assessment on contributory employers with zero per cent and the maximum rate according to the applicable contribution rate schedule in section 383-68.	3/15/13 HB929: The committee (s) on WAM has scheduled a public hearing on 03-20-13 10:00AM in conference room 211.	SOUKI (Introduced by request of another party)	WAM
HB 954	http://www.capitol.hi	General Excise Tax; Nonprofit Organizations	Mandates that nonprofit organizations receive notice before denial of general excise tax benefit; limits liability of persons having control of certain amounts held in trust for nonprofit organizations; and defines "nonprofit organization".	1/24/13 HB954: Referred to FIN, referral sheet 5	SOUKI (Introduced by request of another party)	FIN
HB 1023	http://www.capitol.hi	Internet Privacy Protection Act	Prohibits educational institutions and employers from requesting a student, prospective student employee, or prospective employee to grant access to, allow observation of, or disclose information that allows access to or observation of personal internet accounts. Provides penalties.	2/6/13 HB1023: The committee (s) on EDN/HED recommend(s) that the measure be deferred.	KAWAKAMI, ICHIYAMA, ITO, OSHIRO, SAY, TOKIOKA, TSUJI	EDN/HED, JUD

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HB 1028	http://www.capitol.hi	Employment Security; Weekly Benefit Amounts; Contribution Rate Schedules; Minimum Wages; Increases	Extends the calculation of the maximum weekly unemployment benefit amount at seventy-five percent of the average weekly wage to December 31, 2013. Retains, for calendar year 2013, the employer contribution rate for unemployment benefits at schedule F and extends the 2013 first quarter deadline for payment of employer contributions to May 31, 2013. Increases the hourly minimum wage to \$7.75 on January 1, 2014, \$8.25 on January 1, 2015, \$8.75 on January 1, 2016, and \$9.00 on January 1, 2017. Applies retroactively to January 1, 2013. (HB1028 HD2)	3/7/13 HB1028: Passed First Reading.	YAMASHITA, CHOY, COFFMAN, CULLEN, HAR, ICHIYAMA, ITO, JORDAN, KAWAKAMI, OSHIRO, SAY, TAKAYAMA, TOKIOKA, TSUJI, YAMANE	JDL, WAM
HB 1044	http://www.capitol.hi	Disaster Relief; Tsunami Evacuation	Requires businesses located in tsunami evacuation areas to close at an unspecified period of time following first sounding of tidal wave or tsunami warning sirens until further notice. Makes qualifications for gas stations, businesses that sell staple goods, and health care providers.	1/28/13 HB1044: Referred to PBS, CPC, referral sheet 6	AQUINO	PBS, CPC
HB 1053	http://www.capitol.hi	Itemized Income Tax Deductions	Exempts charitable income tax deductions from the itemized deduction caps.	1/28/13 HB1053: Referred to FIN, referral sheet 6	LUKE, BROWER, CHEAPE, C. LEE, MCKELVEY, MORIKAWA, NAKASHIMA, NISHIMOTO, ONISHI, WARD, Ing, Lowen, Ohno, Rhoads	FIN
HB 1057	http://www.capitol.hi	Meal Breaks; Employees	Requires employers to provide meal breaks for employees who work more than a total of five hours a day. Imposes penalties on employers who fail to provide meal breaks. Clarifies that the employer's liability is based on an employee's regular wage at the time the infraction occurred.	3/7/13 HB1057: Pass First Reading	ING, C. LEE, MIZUNO, RHOADS, Aquino, Hashem, Morikawa	LAB, JUD
HB 1176	http://www.capitol.hi	Workers' Compensation; Medical Service Fees; Disputes	Authorizes the employer and provider of services to notify the director of labor and industrial relations in the event of a reasonable disagreement relating to specific medical service charges. Requires that the notice of dispute is done in writing and that the parties negotiate during the thirty-one calendar days following the date of the notice to the director. Allows parties to request the director to render an administrative decision without a hearing in the event the parties fail to reach an agreement within the thirty-one day negotiation period. Establishes that the administrative decision rendered by the director is final and nonappealable.	3/7/13 HB1176: Pass First Reading	NAKASHIMA	LAB, FIN
HB 1215	http://www.capitol.hi	Minimum Wages; Increase	Increases the hourly minimum wage to \$8 on 1/1/14, \$8.25 on 1/1/15, and \$8.75 on 1/1/17.	1/28/13 HB1215: Referred to LAB, FIN, referral sheet 6	YAMASHITA	LAB, FIN
HB 1360	http://www.capitol.hi	General Excise Tax; Use Tax; Suspension of Exemptions	Makes permanent the suspension of certain General Excise Tax and Use Tax exemptions as enacted by Act 105, Session Laws of Hawaii 2011. Effective June 29, 2013.	3/7/13 HB1360: Pass First Reading	LUKE	FIN
HB 1399	http://www.capitol.hi	Professional Employer Organizations	Repeals HRS chapter 373L; adds definitions and registration and fee requirements to professional employer organization (PEO) law; requires notice to DOTAX of PEO violations for general excise tax exemption purposes; allows PEOs to be successor employers to client companies.	1/28/13 HB1399: Referred to LAB, CPC, FIN, referral sheet 7	YAMASHITA, AQUINO, CHOY, CULLEN, HAR, ICHIYAMA, JORDAN, MCKELVEY, NAKASHIMA, OSHIRO, SAY, TAKAYAMA, TSUJI, Hashem	LAB, CPC, FIN

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SB 108	http://www.capitol.hi	Paid Sick and Safe Leave	Requires employers to provide a minimum amount of paid sick and safe leave to employees to be used to care for themselves or a family member who is ill, needs medical care, or is a victim of domestic violence, sexual assault, or stalking.	1/17/13 SB108: Referred to HMS/JDL, WAM.	CHUN OAKLAND, GALUTERIA, Baker, Espero, Ihara, Shimabukuro	HMS/JDL, WAM
SB 247	http://www.capitol.hi	General Excise Tax; Charitable Organizations	Exempts the general excise tax rate for fundraising activities by charitable organizations.	1/22/13 SB247: Referred to WAM.	SLOM	WAM
SB 331	http://www.capitol.hi	Minimum Wage; Employment	Increases the hourly minimum wage to \$7.75 on January 1, 2014, \$8.25 on January 1, 2015, \$8.75 on January 1, 2016, and \$9.00 on January 1, 2017. Effective July 1, 2050. (SB331 HD1)	3/19/13 SB331: Reported from LAB (Stand. Com. Rep. No. 1025) as amended in HD 1, recommending passage on Second Reading and referral to FIN.	HEE	LAB, FIN
SB 332	http://www.capitol.hi	Wages; Payment of Compensation	Requires employers to provide employees with specific wage and employer information in employees' pay records; requires employers to maintain accurate and timely wage recordkeeping. Effective 07/01/50. (SD1)	3/15/13 SB332: The committees on LAB recommend that the measure be PASSED, WITH AMENDMENTS. The votes were as follows: 9 Ayes: Representative(s) Nakashima, Hashem, Aquino, Ichiyama, Ing, Takumi, Yamane, Yamashita, Johanson; Ayes with reservations: none; Noes: none; and Excused: none.	HEE	LAB, FIN
SB 393	http://www.capitol.hi	Family Leave; Siblings; Grandchild	Adds definition of "sibling" to the Family Leave Law. Permits an employee to use family leave to care for a sibling, grandchild, or a civil union partner.	1/22/13 SB393: Referred to JDL.	CHUN OAKLAND, RUDERMAN, Baker, Galuteria, Ige, Kidani, Shimabukuro, L. Thielen	JDL
SB 510	http://www.capitol.hi	Professional Employer Organizations; Registration; Fees	Repeals chapter 373L; adds definitions and registration and fee requirements to professional employer organization (PEO) law; requires notice to DOTAX of PEO violations for general excise tax exemption purposes; allows PEOs to be successor employers to client companies; establishes a sliding scale bond requirement for PEOs based upon annual payrolls. Effective July 1, 2112. (SB510 HD1)	3/18/13 SB510: Bill scheduled for decision making on Wednesday, 03-20-13 2:00PM in conference room 325.	BAKER, CHUN OAKLAND, GREEN, KEITH-AGARAN, Ruderman, Shimabukuro	LAB, CPC, FIN
SB 532	http://www.capitol.hi	Breastfeeding; Workplace Accommodation	Requires certain employers to provide reasonable time and private location for breastfeeding employees to express breast milk. Requires covered employers to post a notice. Establishes a civil fine of an unspecified amount. Effective July 1, 2113. (SB532 HD1)	3/15/13 SB532: Bill scheduled to be heard by JUD on Tuesday, 03-19-13 2:00PM in House conference room 325.	CHUN OAKLAND, Baker, Kidani, Shimabukuro, L. Thielen, Tokuda	LAB, JUD, FIN
SB 534	http://www.capitol.hi	Paid Sick and Safe Leave	Requires employers to provide a minimum amount of paid sick and safe leave to employees to care for themselves or a family member who is ill, needs medical care, or is a victim of domestic violence, sexual assault, or stalking. Effective 7/1/13.	1/22/13 SB534: Referred to JDL, WAM.	TOKUDA, BAKER, CHUN OAKLAND, Kidani, Shimabukuro	JDL, WAM

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SB 546	http://www.capitol.hi	Family Leave; Military Deployment	Allows an employee with a family member in the United States armed forces who is on active duty or notified of a call to active duty, to use family leave for certain activities for which an employee may take military family leave under federal law. Provides employers with a mechanism to certify the validity of requests for military family leave. Effective July 1, 2013. (SD1)	2/6/13 SB546: Report adopted; Passed Second Reading, as amended (SD 1) and referred to JDL.	ESPERO, Baker, Green	PSM, JDL
SB 562	http://www.capitol.hi	Labor; Employment; Family School Leave; Education; Legislative Reference Bureau	Requires the legislative reference bureau to conduct a study on family school leave that examines the feasibility and potential impact of requiring employers to allow parents and guardians of school-aged children to take leave from their employment to participate in their children's educational activities and to report to the legislature. (SD1)	2/12/13 SB562: Report adopted; Passed Second Reading, as amended (SD 1) and referred to WAM.	TOKUDA, CHUN OAKLAND, Baker, Ige, Kidani	EDU/JDL, WAM
SB 786	http://www.capitol.hi	General Excise Tax; Charitable Organizations	Exempts the general excise tax rate for fundraising activities by charitable organizations.	1/22/13 SB786: Referred to WAM.	SLOM, Ige, Keith-Agaran, Wakai	WAM
SB 813	http://www.capitol.hi	Professional Employer Organizations; Registration and Fees; Enterprise Zone Coverage; General Excise Tax Exemption; Transfer of Experience Record as Successor Employer	Amends definitions and adds registration and fee requirements for professional employer organizations; repeals chapter 373L, Hawaii Revised Statutes; amends the definition of leased employees for enterprise zone coverage of a qualified business; amends the general excise tax exemption for professional employer organizations; allows professional employer organizations to apply for a transfer of a client company's experience record for unemployment insurance contribution purposes.	2/14/13 SB813: The committee on CPN deferred the measure.	CHUN OAKLAND, ESPERO, IHARA, Dela Cruz	CPN, WAM
SB 874	http://www.capitol.hi	Workers' Compensation; Impartial Physician; Exam	Requires a workers' compensation impartial exam to be conducted by a doctor whose specialty is appropriate for the injury to be examined.	2/14/13 SB874: Report adopted; Passed Second Reading and referred to WAM.	HEE	JDL, WAM
SB 875	http://www.capitol.hi	Workers' Compensation; Medical Examinations; Appropriation(\$)	Amends section 386-79, HRS, to require independent medical examinations and permanent impairment rating examinations for workers' compensation claims to be performed by physicians mutually agreed upon by employers and employees or appointed by the director of the department of labor and industrial relations. Allows for the use of an out-of-state physician under certain conditions. Appropriates unspecified funds. Effective 7/1/2050. Section 2 effective 7/1/13. Repeals on 6/30/2018. (SD1)	2/15/13 SB875: Report adopted; Passed Second Reading, as amended (SD 1) and referred to WAM.	HEE	HTH/JDL, WAM
SB 876	http://www.capitol.hi	Workers' Compensation; Medical Service Fees; Disputes	Authorizes the employer and provider of services to notify the director of labor and industrial relations in the event of a reasonable disagreement relating to specific medical service charges. Requires that the notice of dispute is done in writing and that the parties negotiate during the thirty-one calendar days following the date of the notice to the director. Allows parties to request the director to render an administrative decision without a hearing in the event the parties fail to reach an agreement within the thirty-one day negotiation period. Allows the direct to assess a \$250 fee to either or both parties who fail to negotiate in good faith. Mandates that the administrative decision rendered by the director shall be appealable to the appellate board for ninety days after the administrative decision is issued and thereafter to the intermediate appellate court, subject to chapter 602, HRS. Effective July 1, 2050. (SD1)	2/15/13 SB876: Report adopted; Passed Second Reading, as amended (SD 1) and referred to WAM.	HEE	HTH/JDL, WAM

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BILL NO.	LINK	TITLE	DESCRIPTION	STATUS	INTRODUCER(S)	REFERRAL
SB 1020	http://www.capitol.hi.gov	Charitable Solicitation of Funds from the Public; Commercial Co-venturers	Extends reporting and recordkeeping requirements to commercial co-venturers; allows penalties to be imposed on commercial co-venturers who fail to comply with reporting requirements; clarifies the exemption from registration for organizations who receive less than \$25,000 in contributions annually. (SD1)	3/18/13 SB1020: The committee (s) on CPC recommend(s) that the measure be deferred until 03-25-13.	KIM (Introduced by request of another party)	CPC
SB 1021	http://www.capitol.hi.gov	Nonprofit Corporations; Inspection of Records by Directors	Explicitly provides that directors of a nonprofit corporation shall have access to the books and records of the corporation to the extent reasonably related to their duties. (SD1)	2/13/13 SB1021: Report adopted; Passed Second Reading, as amended (SD 1) and referred to JDL.	KIM (Introduced by request of another party)	CPN, JDL
SB 1092	http://www.capitol.hi.gov	Hurricane Reserve Trust Fund; Recapitalization; Appropriation(\$)	Makes a general fund appropriation of an unspecified amount for fiscal year 2014-2015 to recapitalize the hurricane reserve trust fund. (SD1)	3/14/13 SB1092: The committees on FIN recommend that the measure be PASSED, WITH AMENDMENTS. The votes were as follows: 17 Ayes: Representative(s) Luke, Nishimoto, Johanson, Cullen, Hashem, Ing, Jordan, Kobayashi, Lowen, Morikawa, Onishi, Takayama, Tokioka, Woodson, Yamashita, Fukumoto, Ward; Ayes with reservations: none; Noes: none; and Excused: none.	KIM (Introduced by request of another party)	FIN
SB 1146	http://www.capitol.hi.gov	Employment Security Law	Prohibits noncharging of an employer's account when the employer (or agent) is at fault and imposes a fifteen per cent penalty on fraudulent benefit overpayments effective October 1, 2013; provides for deductions from federal income tax refunds to recover delinquent debts effective April 1, 2013; and allows the withdrawal of fees from the unemployment trust fund effective April 1, 2013	1/24/13 SB1146: Referred to JDL, WAM.	KIM (Introduced by request of another party)	JDL, WAM
SB 1147	http://www.capitol.hi.gov	Minimum Wage; Consumer Price Index	Increases the minimum hourly wage to \$8.75 per hour beginning January 1, 2014; adjusts the minimum hourly wage thereafter in accordance with the consumer price index; and increases the tip credit to thirty cents.	1/24/13 SB1147: Referred to JDL, WAM.	KIM (Introduced by request of another party)	JDL, WAM
SB 1148	http://www.capitol.hi.gov	Wages; Payment of Compensation	Requires employers to provide employees with specific wage and employer information in employees' pay records; requires employers to maintain accurate and timely wage recordkeeping. Effective January 1, 2014.	1/24/13 SB1148: Referred to JDL, WAM.	KIM (Introduced by request of another party)	JDL, WAM
SB 1153	http://www.capitol.hi.gov	Workers' Compensation Medical Treatment; Decisions; Denial of	Amends section 386-21(c), Hawaii Revised Statutes, by allowing the Director of Labor and Industrial Relations to make a decision on disputes regarding treatment plans and continued medical services without a hearing.	1/24/13 SB1153: Referred to JDL, WAM.	KIM (Introduced by request of another party)	JDL, WAM

SHRM HAWAII

BILL TRACKING REPORT

March 19, 2013

- DID NOT CROSS OVER

House Bills: 40

Senate Bills: 27

BILL NO.	LINK	TITLE	DESCRIPTION	STATUS	INTRODUCER(S)	REFERRAL
SB 1160	http://www.capitol.hi	Employment and Training Assessment	Beginning January 1, 2013, exempts the employment and training assessment on contributory employers with zero per cent and the maximum rate according to the applicable contribution rate schedule in section 383-68.	1/24/13 SB1160: Referred to JDL, WAM.	KIM (Introduced by request of another party)	JDL, WAM
SB 1185	http://www.capitol.hi	General Excise Tax; Nonprofit Organizations	Mandates that nonprofit organizations receive notice before denial of general excise tax benefit; limits liability of persons having control of certain amounts held in trust for nonprofit organizations; and defines "nonprofit organization". (SD1)	3/14/13 SB1185: The committees on FIN recommend that the measure be PASSED, UNAMENDED. The votes were as follows: 17 Ayes: Representative(s) Luke, Nishimoto, Johanson, Cullen, Hashem, Ing, Jordan, Kobayashi, Lowen, Morikawa, Onishi, Takayama, Tokioka, Woodson, Yamashita, Fukumoto, Ward; Ayes with reservations: none; Noes: none; and Excused: none.	KIM (Introduced by request of another party)	FIN
SB 1263	http://www.capitol.hi	Meal Breaks; Employees	Requires employers, under certain circumstances, to provide meal breaks for any employee who works more than five consecutive hours. Imposes penalties on employers who fail to provide meal breaks. Clarifies that the employer's liability is based on an employee's regular wage at the time the infraction occurred. Effective 07/01/50. (SD1)	2/11/13 SB1263: Report adopted; Passed Second Reading, as amended (SD 1) and referred to WAM.	SHIMABUKURO	JDL, WAM
SB 1288	http://www.capitol.hi	Family Leave; Siblings	Permits an employee to use family leave time to care for a sibling. Defines "sibling". Effective 07/01/50. (SD1)	2/14/13 SB1288: Report adopted; Passed Second Reading, as amended (SD 1) and referred to WAM.	KIDANI, BAKER, CHUN OAKLAND, NISHIHARA, TOKUDA, Ihara, Shimabukuro	JDL, WAM
SB 1302	http://www.capitol.hi	Workers' Compensation; Repackaged Medications and Compounded Medications	Restricts reimbursement of repackaged prescription drugs and compound medications to amounts comparable to that of retail pharmacies under state law.	1/28/13 SB1302: Referred to JDL/CPN, WAM.	KIM (Introduced by request of another party)	JDL/CPN, WAM