

THE SENATE
OF THE
TWENTY-FOURTH LEGISLATURE
STATE OF HAWAII
REGULAR SESSION OF 2008

THIRTY-FIFTH DAY

MARCH 19, 2008-WEDNESDAY-11:30 O'CLOCK A.M.

ORDER OF BUSINESS

Invocation by Mr. Ainoa Nani'ole
Office of the Honorable Russell S. Kokubun
Hawai'i State Senate

Roll Call

Approval of the Journal

Introductions

- Floor Presentations:

CONGRATULATING THE RECIPIENTS OF THE 50TH ANNUAL GRAMMY
AWARD FOR BEST HAWAIIAN ALBUM – "TREASURES OF HAWAIIAN
SLACK KEY GUITAR – LIVE IN CONCERT FROM MAUI." (Senator English)

RECOGNIZING CLIFF HASHIMOTO AS THE ALI'I NUI AND GRAND
MASTER OF THE ROYAL ORDER OF KAMEHAMEHA I. (Senator English)

1. Messages from the Governor: No. 548

<u>MEASURE</u>	<u>TITLE</u>	<u>REFERRAL</u>
G.M. No. 548	Dated March 17, 2008, transmitting the Hawaii State Council on Developmental Disabilities' 2007 Annual Report, pursuant to Section 333E-3, HRS.	FILE

2. Departmental Communication No. 38

<u>MEASURE</u>	<u>TITLE</u>	<u>REFERRAL</u>
D.C. No. 38	from the State Auditor dated March 18, 2008, transmitting a report, "Sunrise Report: Condominium Commission," (Report No. 08-07).	FILE

3. House Communication Nos. 383-384

		<u>REFERRAL</u>
	Informing the Senate that on March 18, 2008, the following House Concurrent Resolutions were adopted in the House:	
383	H.C.R. No. 16 "REQUESTING THE UNITED STATES CONGRESS TO RATIFY THE UNITED NATIONS CONVENTION ON THE ELIMINATION OF ALL FORMS OF DISCRIMINATION AGAINST WOMEN."(Discrimination Against Women; Ratify Treaty)	
384	H.C.R. No. 111, H.D. 1 "URGING HAWAII'S CONGRESSIONAL DELEGATION TO SUPPORT LEGISLATION SUPPORTING INCENTIVES FOR PUBLIC HOUSING TENANTS TO TRANSITION INTO PERMANENT HOUSING."(Public Housing Tenants; Transition into Permanent Housing)	

4. Senate Communications: None

5. Judiciary Communications: None

6. Standing Committee Reports Nos. 2985-3024

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| 2985 | (IGM) | H.B. No. 2376, H.D. 1
"RELATING TO THE STATE FIRE COUNCIL."
(Recommends passage on <u>SECOND READING</u> and referral to WAM) |
| 2986 | (IGM) | H.B. No. 2207, H.D. 1
"MAKING AN APPROPRIATION FOR DISASTER RELIEF."
(Recommends passage on <u>SECOND READING</u> and referral to WAM) |
| 2987 | (IGM) | H.B. No. 2555, H.D. 1
"MAKING AN APPROPRIATION FOR THE HAWAII CIVIL AIR PATROL."
(Recommends passage on <u>SECOND READING</u> and referral to WAM) |
| 2988 | (IGM) | H.B. No. 2523
"RELATING TO THE LAND USE COMMISSION."
(Recommends passage on <u>SECOND READING</u> and referral to WTL) |
| 2989 | (EDU) | H.B. No. 2045
"RELATING TO ESTABLISHING A GLOBAL YOUTH CENTER."
(Recommends passage on <u>SECOND READING</u> and referral to WAM) |
| 2990 | (EDU) | H.B. No. 2245, H.D. 1, S.D. 1
"RELATING TO THE UNIVERSITY OF HAWAII."
(Recommends passage on <u>SECOND READING</u> and referral to WAM) |

- [2991](#) (EDU) [H.B. No. 2163, H.D. 2, S.D. 1](#)
"RELATING TO COMPTROLLER SUPERVISION OF ACCOUNTS."
(Recommends passage on SECOND READING and referral to WAM)
- [2992](#) (EDU) [H.B. No. 3398, H.D. 3, S.D. 1](#)
"RELATING TO FOREIGN LANGUAGE PROGRAMS."
(Recommends passage on SECOND READING and referral to WAM)
- [2993](#) (EDU) [H.B. No. 3226, H.D. 3, S.D. 1](#)
"RELATING TO THE UNIVERSITY OF HAWAII."
(Recommends passage on SECOND READING and referral to WAM)
- [2994](#) (EDU) [H.B. No. 2369](#)
"RELATING TO THE AFTER-SCHOOL PLUS PROGRAM REVOLVING FUND."
(Recommends passage on SECOND READING and referral to WAM)
- [2995](#) (EDU) [H.B. No. 2614, S.D. 1](#)
"RELATING TO ISLAND PACIFIC ACADEMY."
(Recommends passage on SECOND READING and referral to WAM)
- [2996](#) (EDU) [H.B. No. 2547, S.D. 1](#)
"RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR MAUI PREPARATORY ACADEMY."
(Recommends passage on SECOND READING and referral to WAM)

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| 2997 | (HTH) | H.B. No. 2366, S.D. 1
"RELATING TO THE ORGAN DONOR
REGISTRY."
(Recommends passage on <u>SECOND</u>
<u>READING</u> and referral to WAM) |
| 2998 | (TIA) | H.B. No. 3011, H.D. 1, S.D. 1
"RELATING TO MOTOR VEHICLE
REGISTRATION."
(Recommends passage on <u>SECOND</u>
<u>READING</u> and referral to JDL) |
| 2999 | (TIA/JDL) | H.B. No. 3377, S.D. 1
"RELATING TO HIGHWAY SAFETY."
(Recommends passage on <u>SECOND</u>
<u>READING</u> and referral to WAM) |
| 3000 | (TIA) | H.B. No. 3197, S.D. 1
"MAKING AN EMERGENCY
APPROPRIATION TO THE
DEPARTMENT OF TRANSPORTATION
FOR THE STATE HIGHWAY SYSTEM."
(Recommends passage on <u>SECOND</u>
<u>READING</u> and referral to WAM) |
| 3001 | (TIA) | H.B. No. 2437
"RELATING TO TRAFFIC."
(Recommends passage on <u>SECOND</u>
<u>READING</u> and referral to WAM) |
| 3002 | (TIA) | H.B. No. 3249, H.D. 1
"RELATING TO TRANSPORTATION."
(Recommends passage on <u>SECOND</u>
<u>READING</u> and referral to JDL) |

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| 3003 | (HTH/HSP) | H.B. No. 2881, H.D. 2, S.D. 1
"RELATING TO PERINATAL CARE."
(Recommends passage on <u>SECOND READING</u> and referral to WAM) |
| 3004 | (JDL) | H.B. No. 1365, S.D. 1
"RELATING TO THE STATE OF HAWAII DEFERRED COMPENSATION PLANS."
(Recommends passage on <u>SECOND READING</u> and referral to WAM) |
| 3005 | (WTL) | H.B. No. 2907
"MAKING AN APPROPRIATION FOR FERAL PIG ABATEMENT."
(Recommends passage on <u>SECOND READING</u> and referral to WAM) |
| 3006 | (WTL) | H.B. No. 3178, S.D. 1
"RELATING TO CIVIL PENALTIES FOR VIOLATIONS ON PUBLIC LANDS."
(Recommends passage on <u>SECOND READING</u> and referral to JDL) |
| 3007 | (CPH) | H.B. No. 2347, H.D. 1
"RELATING TO METAL."
(Recommends passage on <u>SECOND READING</u> and referral to JDL) |
| 3008 | (CPH) | H.B. No. 3331, H.D. 2, S.D. 1
"RELATING TO CONDOMINIUMS."
(Recommends passage on <u>SECOND READING</u> and referral to JDL) |
| 3009 | (CPH) | H.B. No. 2326, H.D. 2, S.D. 1
"RELATING TO MORTGAGES."
(Recommends passage on <u>SECOND READING</u> and referral to JDL) |

- [3010](#) (CPH) [H.B. No. 2513, H.D. 1](#)
"AUTHORIZING THE ISSUANCE OF
GENERAL OBLIGATION BONDS AND
MAKING AN APPROPRIATION TO THE
DWELLING UNIT REVOLVING FUND."
(Recommends passage on SECOND
READING and referral to WAM)
- [3011](#) (CPH) [H.B. No. 3367, H.D. 2, S.D. 1](#)
"RELATING TO WIRELESS ENHANCED
911."
(Recommends passage on SECOND
READING and referral to WAM)
- [3012](#) (HSP) [H.B. No. 2761, H.D. 1, S.D. 1](#)
"RELATING TO WOMEN'S HEALTH."
(Recommends passage on SECOND
READING and referral to WAM)
- [3013](#) (HSP) [H.B. No. 2770, H.D. 1, S.D. 1](#)
"RELATING TO BRIDGE TO HOPE
PROGRAM."
(Recommends passage on SECOND
READING and referral to WAM)
- [3014](#) (EDT) [H.B. No. 3191, H.D. 1, S.D. 1](#)
"RELATING TO CONFORMITY OF THE
HAWAII INCOME TAX LAW TO THE
INTERNAL REVENUE CODE."
(Recommends passage on SECOND
READING and referral to WAM)
- [3015](#) (HSP) [H.B. No. 2735, H.D. 2, S.D. 1](#)
"RELATING TO PUBLIC HOUSING."
(Recommends passage on SECOND
READING and referral to WAM)

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| 3016 | (HSP/HTH) | H.B. No. 2576, H.D. 2, S.D. 1
"MAKING AN APPROPRIATION FOR THE HAWAII HEALTH SYSTEMS CORPORATION."
(Recommends passage on <u>SECOND READING</u> and referral to WAM) |
| 3017 | (HSP/JDL) | H.B. No. 2272, H.D. 2, S.D. 1
"RELATING TO QUALIFIED COMMUNITY REHABILITATION PROGRAMS."
(Recommends passage on <u>SECOND READING</u> and referral to WAM) |
| 3018 | (HSP) | H.B. No. 2346, H.D. 2, S.D. 1
"RELATING TO ENDANGERING THE WELFARE OF A MINOR."
(Recommends passage on <u>SECOND READING</u> and referral to JDL) |
| 3019 | (HSP/HTH) | H.B. No. 2412, H.D. 1, S.D. 1
"RELATING TO HEALTH."
(Recommends passage on <u>SECOND READING</u> and referral to WAM) |
| 3020 | (HSP) | H.B. No. 3352, H.D. 2, S.D. 1
"RELATING TO AN AUDIT OF THE HAWAII DISABILITY RIGHTS CENTER."
(Recommends passage on <u>SECOND READING</u> and referral to WAM) |
| 3021 | (HSP) | H.B. No. 523, H.D. 2, S.D. 1
"RELATING TO CHILDREN."
(Recommends passage on <u>SECOND READING</u> and referral to JDL) |

3022	(HSP)	H.B. No. 3400, H.D. 2, S.D. 1 "RELATING TO PUBLIC ASSISTANCE." (Recommends passage on <u>SECOND READING</u> and referral to JDL)
3023	(AHW/CPH)	H.B. No. 2965, H.D. 2, S.D. 1 "RELATING TO AGRICULTURAL WATER SECURITY." (Recommends passage on <u>SECOND READING</u> and referral to WAM)
3024	(AHW)	H.B. No. 3120, H.D. 2, S.D. 1 "RELATING TO ANIMAL QUARANTINE FACILITIES." (Recommends passage on <u>SECOND READING</u> and referral to WAM)

ORDER OF THE DAY

7. Third Reading

[Stand. Com. Rep. No. 2979](#)

[Testimony](#) [Prior Versions](#) [Status](#)

[H.B. No. 3037](#)

"MAKING AN EMERGENCY APPROPRIATION FOR ELECTRICITY, SEWER, REFUSE, AND INSURANCE PREMIUM PAYMENTS." - (WAM)

(Emergency Appropriation, Stadium.)

[\(See Stand. Com. Rep. No. 2980\)](#)

[Testimony](#) [Prior Versions](#) [Status](#)

[H.B. No. 3038](#)

"MAKING AN EMERGENCY APPROPRIATION FOR ELECTRICITY PAYMENTS STATEWIDE." - (WAM)

(Emergency Appropriation; electricity.)

8. Referrals and Re-Referrals

RE-REFERRALS FOR WEDNESDAY, MARCH 19, 2008

<u>MEASURE</u>	<u>TITLE</u>	<u>RE-REFERRAL</u>
H.B. 94, H.D. 1	RELATING TO INSURANCE. (Life Settlements Model Act; Stranger- Originated Life Insurance) (CPH, WAM)	CPH, JDL
H.B. 2256, H.D. 2, S.D. 1	RELATING TO INSURANCE. (Insurance; Unfair Practices; Exception for Small Insurers) (HTH/CPH, JDL, WAM)	HTH/CPH, JDL

<u>MEASURE</u>	<u>TITLE</u>	<u>RE-REFERRAL</u>
S.C.R. 168	REQUESTING THE DEPARTMENT OF HEALTH AND THE DEPARTMENT OF EDUCATION TO CONDUCT A FULL INVESTIGATION INTO THE CAUSES OF ILLNESSES REPORTED BY STUDENTS AND TEACHERS AT WAIMEA CANYON MIDDLE SCHOOL DURING OCCASIONS IN 2006, 2007, AND 2008. (Schools; Pesticide Spraying; Testing) (HTH/EDU/ENE)	HTH/EDU/AHW/ENE
S.R. 93	REQUESTING THE DEPARTMENT OF HEALTH AND THE DEPARTMENT OF EDUCATION TO CONDUCT A FULL INVESTIGATION INTO THE CAUSES OF ILLNESSES REPORTED BY STUDENTS AND TEACHERS AT WAIMEA CANYON MIDDLE SCHOOL DURING OCCASIONS IN 2006, 2007, AND 2008. (Schools; Pesticide Spraying; Testing) (HTH/EDU/ENE)	HTH/EDU/AHW/ENE

9. Miscellaneous Communications: None

10. Miscellaneous Business

11. Announcements

- Committee Hearing Schedule:

<u>COMMITTEE</u>	<u>DATE & TIME</u>	<u>ROOM</u>
AHW/HTH	3/19/2008 1:15 PM	016
HSP/HTH	3/19/2008 1:15 PM	016
HTH	3/19/2008 1:15 PM	016
HTH/ENE	3/19/2008 1:15 PM	016
HTH/HSP	3/19/2008 1:15 PM	016
HTH/CPH	3/19/2008 1:20 PM	016
AHW	3/19/2008 1:45 PM	224
EDT	3/19/2008 2:00 PM	225
EDT/EDU	3/19/2008 2:00 PM	225
ENE	3/19/2008 2:45 PM	414
ENE/WTL/IGM	3/19/2008 2:45 PM	414
IGM	3/19/2008 2:45 PM	414
EDT	3/20/2008 1:15 PM	224
HIC	3/20/2008 1:15 PM	229
HSP	3/20/2008 1:15 PM	016
AHW	3/20/2008 2:45 PM	224
AHW/ENE	3/20/2008 2:45 PM	224
ENE/AHW	3/20/2008 2:45 PM	224
PBS	3/20/2008 2:45 PM	225
ENE	3/20/2008 4:00 PM	414
HIC	3/22/2008 1:30 PM	229
IGM	3/24/2008 1:00 PM	229
EDU	3/24/2008 1:15 PM	225
ENE/IGM	3/24/2008 1:15 PM	229
TSG	3/25/2008 1:00 PM	229
EDT	3/25/2008 1:15 PM	224
AHW	4/1/2008 2:45 PM	224
AHW	4/3/2008 2:45 PM	224
PBS-PSM	4/5/2008 9:00 AM	225

- Senate Session will convene at 11:30 a.m. on Thursday, March 20, 2008.

12. Adjournment