

HOUSE OF REPRESENTATIVES
STATE OF HAWAII
TWENTY-FIFTH STATE LEGISLATURE
REGULAR SESSION, 2009

March 20, 2009

33rd Day

ORDER OF BUSINESS

Invocation - Reverend Arthur J. Kaufman
Aiea Hongwanji

1. Roll Call
2. Reading of the Journal
3. Messages from the Governor
4. Senate Communications

ORDER OF THE DAY

5. Floor Presentations

[H.R. No. 287](#) COMMENDS AND CONGRATULATES LEIMOMI MO'OKINI LUM
FOR OUTSTANDING SERVICES IN PERPETUATING HAWAII'S
ANCIENT CULTURAL HERITAGE.

[H.R. No. 288](#) CONGRATULATING UNIVERSITY OF HAWAII 2008-2009 CHEER
SQUAD CHEERLEADING CHAMPIONS OF RAH! PAULA ABDUL'S
CHEERLEADING BOWL.

6. Reports of Standing Committees

TRANSPORTATION

Stand. Comm. Rep. No. 1023

S.B. No. 442, S.D. 2, H.D. 1

RELATING TO TRANSIT ORIENTED DEVELOPMENT.
(County Infrastructure Development Revolving Loan Fund)

AS AMENDED, PASS SECOND READING,
REFER TO HOUSING/WATER, LAND, &
OCEAN RESOURCES

LEGISLATIVE MANAGEMENT

Stand. Comm. Rep. No. 1024

S.B. No. 477

RELATING TO GOVERNMENT RETENTION OF ATTORNEYS.
(Attorneys; Governmental Retention)

PASS SECOND READING, REFER TO
JUDICIARY

Stand. Comm. Rep. No. 1025

S.B. No. 1215, H.D. 1

PROPOSING AN AMENDMENT TO THE HAWAII CONSTITUTION RELATING TO RESIDENCE REQUIREMENTS FOR MEMBERS OF THE LEGISLATURE.
(Elections; Candidates; Residency Requirements)

AS AMENDED, PASS SECOND READING,
REFER TO JUDICIARY

TOURISM, CULTURE, & INTERNATIONAL AFFAIRS

Stand. Comm. Rep. No. 1026

S.B. No. 602, S.D. 2

RELATING TO THE ARTS.
(Culture and Arts; Works of Art)

PASS SECOND READING, REFER TO
HAWAIIAN AFFAIRS

TOURISM, CULTURE, & INTERNATIONAL AFFAIRS

Stand. Comm. Rep. No. 1027

S.B. No. 1334, S.D. 2

RELATING TO HAWAIIAN MUSIC AND DANCE.
(Culture; Museum for Hawaiian Music and
Dance; Appropriation)

PASS SECOND READING, REFER TO
HAWAIIAN AFFAIRS

HUMAN SERVICES

Stand. Comm. Rep. No. 1028

S.B. No. 774, S.D. 2, H.D. 1

RELATING TO SCHOOLS.
(DOE; Non-School-Hour Programs; Safe Haven;
TANF Funds; Appropriation)

AS AMENDED, PASS SECOND READING,
REFER TO EDUCATION

AGRICULTURE

Stand. Comm. Rep. No. 1029

S.B. No. 1223, S.D. 1, H.D. 1

RELATING TO HAWAII MADE PRODUCTS.
(Hawaii Made Products)

AS AMENDED, PASS SECOND READING,
REFER TO CONSUMER PROTECTION &
COMMERCE

Stand. Comm. Rep. No. 1030

S.B. No. 1179, S.D. 2, H.D. 1

RELATING TO EDUCATION.
(Department of Education; Farm to School
Program)

AS AMENDED, PASS SECOND READING,
REFER TO EDUCATION

EDUCATION

Stand. Comm. Rep. No. 1031

S.B. No. 178, S.D. 1

RELATING TO FOOD WASTE RECYCLING.
(Food Waste Recycling; Solid Waste;
Appropriation)

PASS SECOND READING, REFER TO
ENERGY & ENVIRONMENTAL PROTECTION

Stand. Comm. Rep. No. 1032

S.B. No. 799, H.D. 1

PROPOSING AN AMENDMENT TO ARTICLE X,
SECTION 2, OF THE HAWAII CONSTITUTION,
TO CLARIFY THE SELECTION OF THE
STUDENT MEMBER OF THE BOARD OF
EDUCATION.

(Board of Education; Student Member)

AS AMENDED, PASS SECOND READING,
REFER TO JUDICIARY

Stand. Comm. Rep. No. 1033

S.B. No. 733, S.D. 2

RELATING TO EDUCATION.
(DOE; School Impact Fees)

PASS SECOND READING, REFER TO WATER,
LAND, & OCEAN RESOURCES

CONSUMER PROTECTION & COMMERCE

Stand. Comm. Rep. No. 1034

S.B. No. 121, S.D. 1

RELATING TO THE UNIFORM PRUDENT
MANAGEMENT OF INSTITUTIONAL FUNDS
ACT.

(Uniform Prudent Management of Institutional
Funds Act)

PASS SECOND READING, REFER TO
FINANCE

HEALTH

Stand. Comm. Rep. No. 1035

S.B. No. 427

RELATING TO GENERAL EXCISE TAXATION.
(General Excise Tax; Health Care; TRICARE
Program; Exemption)

PASS SECOND READING, REFER TO
ECONOMIC REVITALIZATION, BUSINESS, &
MILITARY AFFAIRS

Stand. Comm. Rep. No. 1036

S.B. No. 230, S.D. 1

RELATING TO THE RIGHTS OF VICTIMS.
(Victims Rights; Department of Health
Notification)

PASS SECOND READING, REFER TO
JUDICIARY

CONSUMER PROTECTION & COMMERCE/JUDICIARY

Stand. Comm. Rep. No. 1037

S.B. No. 301, S.D. 2

RELATING TO THE HAWAII REGISTERED
AGENTS ACT.
(Hawaii Registered Agents Act)

PASS SECOND READING, REFER TO
FINANCE

HUMAN SERVICES

Stand. Comm. Rep. No. 1038

S.B. No. 190, S.D. 1, H.D. 1

RELATING TO COMMUNITY CARE FOSTER
FAMILY HOME.
(Human Services; Community Care Foster
Family Home; Private Pay Clients)

AS AMENDED, PASS SECOND READING,
REFER TO FINANCE

HEALTH/HUMAN SERVICES

Stand. Comm. Rep. No. 1039

S.B. No. 1140, S.D. 2, H.D. 1

RELATING TO HEALTH CARE.
(Health Plan Payments; Critical Access Hospitals;
Federally Qualified Health Centers)

AS AMENDED, PASS SECOND READING,
REFER TO CONSUMER PROTECTION &
COMMERCE

HEALTH

Stand. Comm. Rep. No. 1040

S.B. No. 1676, S.D. 2

RELATING TO HEALTH.
(Telehealth; Medicine and Surgery; Expansion of
Services)

PASS SECOND READING, REFER TO
CONSUMER PROTECTION &
COMMERCE/JUDICIARY

Stand. Comm. Rep. No. 1041

S.B. No. 1263, S.D. 2, H.D. 1

RELATING TO TATTOO ARTISTS.
(Tattoo Artists; Regulation; Licensure; Permits;
Temporary License)

AS AMENDED, PASS SECOND READING,
REFER TO CONSUMER PROTECTION &
COMMERCE/JUDICIARY

Stand. Comm. Rep. No. 1042

S.B. No. 1332, S.D. 2, H.D. 1

RELATING TO HEALTHCARE.
(Respiratory Care Practitioners; Licensing)

AS AMENDED, PASS SECOND READING,
REFER TO CONSUMER PROTECTION &
COMMERCE/JUDICIARY

HEALTH

Stand. Comm. Rep. No. 1043

S.B. No. 1137, S.D. 2, H.D. 1

RELATING TO HEALTH.
(Hawaii Health Systems Corporation; Criminal
History Record Checks)

AS AMENDED, PASS SECOND READING,
REFER TO JUDICIARY

Stand. Comm. Rep. No. 1044

S.B. No. 585, S.D. 2, H.D. 1

RELATING TO REMOTE DISPENSING.
(Remote Dispensing Pharmacy; Health
Insurance; Prescription Drugs; Remote Areas)

AS AMENDED, PASS SECOND READING,
REFER TO CONSUMER PROTECTION &
COMMERCE

Stand. Comm. Rep. No. 1045

S.B. No. 43, S.D. 2, H.D. 1

RELATING TO PHYSICIAN WORKFORCE
ASSESSMENT.
(Physician Workforce Assessment and Planning)

AS AMENDED, PASS SECOND READING,
REFER TO HIGHER EDUCATION/CONSUMER
PROTECTION & COMMERCE

Stand. Comm. Rep. No. 1046

S.B. No. 169, S.D. 2, H.D. 1

RELATING TO HAWAII HEALTH CORPS.
(Hawaii Health Corps Program; Physician
Shortage; Health Care)

AS AMENDED, PASS SECOND READING,
REFER TO HIGHER EDUCATION

HEALTH

Stand. Comm. Rep. No. 1047

S.B. No. 1205, S.D. 2, H.D. 1

RELATING TO TEMPORARY HEALTH
INSURANCE FOR UNEMPLOYED PERSONS.
(Health Insurance)

AS AMENDED, PASS SECOND READING,
REFER TO LABOR & PUBLIC EMPLOYMENT

EDUCATION

Stand. Comm. Rep. No. 1048

S.B. No. 389, S.D. 1, H.D. 1

RELATING TO CAPITAL IMPROVEMENT
PROJECTS.
(Capital Improvement Projects; Allotment;
Memorandum of Understanding)

AS AMENDED, PASS SECOND READING,
REFER TO LEGISLATIVE MANAGEMENT

HIGHER EDUCATION/EDUCATION

Stand. Comm. Rep. No. 1049

S.B. No. 1129, S.D. 1, H.D. 1

RELATING TO ATHLETIC TRAINERS.
(Athletic Trainers; Registration; Licensing)

AS AMENDED, PASS SECOND READING,
REFER TO CONSUMER PROTECTION &
COMMERCE

HOUSING

Stand. Comm. Rep. No. 1050

S.B. No. 754, S.D. 1, H.D. 1

RELATING TO AFFORDABLE HOUSING.
(Affordable Housing; LRB Review)

AS AMENDED, PASS SECOND READING,
REFER TO LEGISLATIVE MANAGEMENT

HOUSING

Stand. Comm. Rep. No. 1051

S.B. No. 910, S.D. 1, H.D. 1

RELATING TO THE TRANSFER OF HOMELESS PROGRAMS WITHIN THE DEPARTMENT OF HUMAN SERVICES. (Homeless Programs)

AS AMENDED, PASS SECOND READING, REFER TO JUDICIARY

PUBLIC SAFETY

Stand. Comm. Rep. No. 1052

S.B. No. 560, S.D. 2

RELATING TO PUBLIC SAFETY. (Public Safety; Task Force; Study of Disparate Treatment; Native Hawaiians)

PASS SECOND READING, REFER TO HAWAIIAN AFFAIRS

Stand. Comm. Rep. No. 1053

S.B. No. 212, S.D. 2

RELATING TO PUBLIC SAFETY. (Public Safety; Freedom of Information; Out-of-State Prisons)

PASS SECOND READING, REFER TO JUDICIARY

Stand. Comm. Rep. No. 1054

S.B. No. 231, S.D. 1

RELATING TO PUBLIC SAFETY. (Adult Offenders; Transfer Fees; Probation Services Special Fund)

PASS SECOND READING, REFER TO JUDICIARY

PUBLIC SAFETY

Stand. Comm. Rep. No. 1055

S.B. No. 619, S.D. 2

RELATING TO VOTING.
(Voting Rights, Incarcerated Persons)

PASS SECOND READING, REFER TO
JUDICIARY

Stand. Comm. Rep. No. 1056

S.B. No. 1147, S.D. 1, H.D. 1

RELATING TO STATE DISASTER RELIEF.
(Civil Defense; Disaster; Governor's Declaration)

AS AMENDED, PASS SECOND READING,
REFER TO JUDICIARY

Stand. Comm. Rep. No. 1057

S.B. No. 967, S.D. 2, H.D. 1

RELATING TO CONTROLLED SUBSTANCES.
(Controlled Substances)

AS AMENDED, PASS SECOND READING,
REFER TO CONSUMER PROTECTION &
COMMERCE/JUDICIARY

Stand. Comm. Rep. No. 1058

S.B. No. 1148, S.D. 2, H.D. 1

RELATING TO THE COMPREHENSIVE
OFFENDER REENTRY SYSTEM.
(Corrections; Offender Reentry)

AS AMENDED, PASS SECOND READING,
REFER TO LEGISLATIVE MANAGEMENT

ECONOMIC REVITALIZATION, BUSINESS, & MILITARY AFFAIRS

Stand. Comm. Rep. No. 1059

S.B. No. 614, H.D. 1

RELATING TO FAMILY LEAVE.
(Family Leave; Military Deployment)

AS AMENDED, PASS SECOND READING,
REFER TO LABOR & PUBLIC EMPLOYMENT

ECONOMIC REVITALIZATION, BUSINESS, & MILITARY AFFAIRS

Stand. Comm. Rep. No. 1060

S.B. No. 896, S.D. 1, H.D. 1

RELATING TO CIVIL SERVICE LAW.
(Hawaii National Guard Adult Programs)

AS AMENDED, PASS SECOND READING,
REFER TO LABOR & PUBLIC EMPLOYMENT

Stand. Comm. Rep. No. 1061

S.B. No. 623, S.D. 1, H.D. 1

RELATING TO TUITION ASSISTANCE.
(National Guard; Tuition Assistance)

AS AMENDED, PASS SECOND READING,
REFER TO HIGHER EDUCATION

Stand. Comm. Rep. No. 1062

S.B. No. 1276, S.D. 2, H.D. 1

RELATING TO SMALL BUSINESS.
(Small Business Regulatory Flexibility)

AS AMENDED, PASS SECOND READING,
REFER TO JUDICIARY

LABOR & PUBLIC EMPLOYMENT

Stand. Comm. Rep. No. 1063

S.B. No. 1568, S.D. 2

RELATING TO UNEMPLOYMENT INSURANCE.
(Unemployment Insurance)

PASS SECOND READING, REFER TO HUMAN
SERVICES

Stand. Comm. Rep. No. 1064

S.B. No. 1203, S.D. 2

RELATING TO COMMUNITY SERVICE.
(Community Service)

PASS SECOND READING, REFER TO HUMAN
SERVICES

LABOR & PUBLIC EMPLOYMENT

Stand. Comm. Rep. No. 1065

S.B. No. 905, S.D. 2, H.D. 1

RELATING TO THE OFFICE OF COMMUNITY SERVICES.

(Office of Community Services)

AS AMENDED, PASS SECOND READING,
REFER TO HUMAN SERVICES

Stand. Comm. Rep. No. 1066

S.B. No. 667, S.D. 2, H.D. 1

RELATING TO WHISTLEBLOWERS' PROTECTION.

(Employment Practices; Whistleblowers' Protection)

AS AMENDED, PASS SECOND READING,
REFER TO JUDICIARY

LABOR & PUBLIC EMPLOYMENT/ECONOMIC REVITALIZATION, BUSINESS, & MILITARY AFFAIRS

Stand. Comm. Rep. No. 1067

S.B. No. 782, S.D. 1, H.D. 1

RELATING TO EMPLOYMENT SECURITY.
(Employment Security; Domestic Violence)

AS AMENDED, PASS SECOND READING,
REFER TO JUDICIARY

HAWAIIAN AFFAIRS

Stand. Comm. Rep. No. 1068

S.B. No. 1108

RELATING TO NATIVE HAWAIIANS.
(Aha Kiole Advisory Committee; Report)

PASS SECOND READING, REFER TO WATER,
LAND, & OCEAN RESOURCES

HAWAIIAN AFFAIRS

Stand. Comm. Rep. No. 1069

S.B. No. 579, S.D. 2, H.D. 1

RELATING TO THE HAWAIIAN LANGUAGE.
(Hawaiian Language; Letterhead; Symbols;
Emblems)

AS AMENDED, PASS SECOND READING,
REFER TO WATER, LAND, & OCEAN
RESOURCES/JUDICIARY

Stand. Comm. Rep. No. 1070

S.B. No. 1085, S.D. 2, H.D. 1

RELATING TO CEDED LANDS.
(Ceded Lands; Public Land Trust; Management)

AS AMENDED, PASS SECOND READING,
REFER TO WATER, LAND, & OCEAN
RESOURCES/JUDICIARY

ECONOMIC REVITALIZATION, BUSINESS, & MILITARY AFFAIRS/AGRICULTURE

Stand. Comm. Rep. No. 1071

S.B. No. 1248, S.D. 1, H.D. 1

RELATING TO STATE ENTERPRISE ZONES.
(Enterprise Zone Program; Agricultural Producers
and Manufacturers)

AS AMENDED, PASS SECOND READING,
REFER TO ENERGY & ENVIRONMENTAL
PROTECTION

ECONOMIC REVITALIZATION, BUSINESS, & MILITARY AFFAIRS

Stand. Comm. Rep. No. 1072

S.B. No. 687, S.D. 2, H.D. 1

RELATING TO PROCUREMENT.
(Procurement; Bid Protest; Inadvertent Errors;
Administrative Proceedings)

AS AMENDED, PASS SECOND READING,
REFER TO JUDICIARY

ECONOMIC REVITALIZATION, BUSINESS, & MILITARY AFFAIRS

Stand. Comm. Rep. No. 1073

S.B. No. 1680, S.D. 2, H.D. 1

RELATING TO TECHNOLOGY.
(Hawaii Broadband commissioner; Broadband Regulation; Broadband Franchising; Broadband Permitting)

AS AMENDED, PASS SECOND READING,
REFER TO CONSUMER PROTECTION &
COMMERCE

HEALTH

Stand. Comm. Rep. No. 1074

S.B. No. 420, S.D. 2, H.D. 1

RELATING TO NATUROPATHIC MEDICINE.
(Naturopathic Medicine; Naturopathy; Parenteral Therapy)

AS AMENDED, PASS SECOND READING,
REFER TO CONSUMER PROTECTION &
COMMERCE

ENERGY & ENVIRONMENTAL PROTECTION

Stand. Comm. Rep. No. 1075

S.B. No. 1260, S.D. 1

RELATING TO AIR POLLUTION FEES.
(Air Pollution; Fees)

PASS SECOND READING, REFER TO
FINANCE

Stand. Comm. Rep. No. 1076

S.B. No. 242, S.D. 2

RELATING TO SEAWATER AIR
CONDITIONING.
(Enterprise Zones; Seawater Air Conditioning Cooling System)

PASS SECOND READING, REFER TO
ECONOMIC REVITALIZATION, BUSINESS, &
MILITARY AFFAIRS

ENERGY & ENVIRONMENTAL PROTECTION

Stand. Comm. Rep. No. 1077

S.B. No. 606, S.D. 2

RELATING TO CONDOMINIUMS.
(Condominiums; Solar Energy; Wind Energy)

PASS SECOND READING, REFER TO
CONSUMER PROTECTION & COMMERCE

Stand. Comm. Rep. No. 1078

S.B. No. 868, S.D. 2, H.D. 1

RELATING TO ENERGY RESOURCES.
(Energy Resources; Power Generation Utilities,
Transportation Fuels; State Energy Resources
Coordinator)

AS AMENDED, PASS SECOND READING,
REFER TO CONSUMER PROTECTION &
COMMERCE

Stand. Comm. Rep. No. 1079

S.B. No. 1671, S.D. 1, H.D. 1

RELATING TO FOSSIL FUELS.
(Fossil Fuel; Electric Generation; Renewable
Energy; PUC)

AS AMENDED, PASS SECOND READING,
REFER TO CONSUMER PROTECTION &
COMMERCE

Stand. Comm. Rep. No. 1080

S.B. No. 605, S.D. 1, H.D. 1

RELATING TO NOISE.
(Noise; Decibel Weighting)

AS AMENDED, PASS SECOND READING,
REFER TO CONSUMER PROTECTION &
COMMERCE/JUDICIARY

ENERGY & ENVIRONMENTAL PROTECTION/WATER, LAND, & OCEAN RESOURCES

Stand. Comm. Rep. No. 1081

S.B. No. 1173, S.D. 2, H.D. 1

RELATING TO ENERGY EFFICIENCY.
(Energy-Efficiency)

AS AMENDED, PASS SECOND READING,
REFER TO CONSUMER PROTECTION &
COMMERCE

ENERGY & ENVIRONMENTAL PROTECTION/HOUSING

Stand. Comm. Rep. No. 1082

S.B. No. 1338, S.D. 2, H.D. 1

RELATING TO HOUSEHOLD ENERGY
DEMAND.
(Solar Energy, Clotheslines, Household Energy
Demand)

AS AMENDED, PASS SECOND READING,
REFER TO FINANCE

ENERGY & ENVIRONMENTAL PROTECTION

Stand. Comm. Rep. No. 1083

S.B. No. 1202, S.D. 2, H.D. 1

RELATING TO TRANSPORTATION ENERGY
INITIATIVES.
(Transportation; Energy Efficient Vehicles)

AS AMENDED, PASS SECOND READING,
REFER TO TRANSPORTATION/ECONOMIC
REVITALIZATION, BUSINESS, & MILITARY
AFFAIRS

Stand. Comm. Rep. No. 1084

S.B. No. 1258, S.D. 2, H.D. 1

RELATING TO RENEWABLE ENERGY.
(Renewable Energy)

AS AMENDED, PASS SECOND READING,
REFER TO CONSUMER PROTECTION &
COMMERCE

HAWAIIAN AFFAIRS

Stand. Comm. Rep. No. 1085

S.B. No. 995, S.D. 2, H.D. 1

RELATING TO THE OFFICE OF HAWAIIAN
AFFAIRS.
(Office of Hawaiian Affairs; Public Land Trust)

AS AMENDED, PASS SECOND READING,
REFER TO WATER, LAND, & OCEAN
RESOURCES/JUDICIARY

ENERGY & ENVIRONMENTAL PROTECTION/HOUSING

Stand. Comm. Rep. No. 1086

S.B. No. 390, S.D. 2, H.D. 1

RELATING TO ENERGY RESOURCES.
(Energy Resources; Solar Water Heating)

AS AMENDED, PASS SECOND READING,
REFER TO CONSUMER PROTECTION &
COMMERCE

EDUCATION

Stand. Comm. Rep. No. 1087

S.B. No. 1164, S.D. 2, H.D. 1

RELATING TO INTERSTATE COMPACT ON
EDUCATIONAL OPPORTUNITY FOR MILITARY
CHILDREN.
(Education; Military Children)

AS AMENDED, PASS SECOND READING,
REFER TO ECONOMIC REVITALIZATION,
BUSINESS, & MILITARY AFFAIRS

7. Announcements

[Committee Referral Sheet No. 35](#)

[Committee Referral Sheet No. 36](#)

Floor Presentations for Monday, March 23, 2009:

RECOGNIZING AND CONGRATULATING LEILEHUA HIGH SCHOOL MULES BOYS CROSS COUNTRY TEAM FOR WINNING THE 2008 HONOLULU MARATHON/HAWAII HIGH SCHOOL ATHLETIC ASSOCIATION CROSS COUNTRY STATE CHAMPIONSHIP.

CONGRATULATING BEBI DAVIS AS THE 2009 HAWAII STATE TEACHER OF THE YEAR, AND GLENN LEE, PEGGY ANN PAVAO, RAMONA TAKAHASHI, JOHN CONSTANINOU, ROBERTA KOKX, AND MARY LARDIZABAL AS THE 2009 HAWAII STATE DISTRICT TEACHERS OF THE YEAR.