

THE SENATE
OF THE
TWENTY-FIFTH LEGISLATURE
STATE OF HAWAII
REGULAR SESSION OF 2009

THIRTIETH DAY

MARCH 17, 2009-TUESDAY-11:30 O'CLOCK A.M.

ORDER OF BUSINESS

Invocation by The Most Reverend Clarence Silva
Bishop of Honolulu, Catholic Diocese

Roll Call

Approval of the Journal

Introductions

- Floor Presentations:

COMMENDING THE HEALTHY START PROGRAM ON ITS 25TH
ANNIVERSARY. (Senator Espero)

CONGRATULATING KAHU MOHALA ON ITS 25TH ANNIVERSARY. (Senator
Espero)

CONGRATULATING THE JUNIOR LEAGUE OF HAWAII ON ITS 85TH
ANNIVERSARY. (Senator Espero)

1. Messages from the Governor: Nos. 489-490

<u>MEASURE</u>	<u>TITLE</u>	<u>REFERRAL</u>
G.M. No. 489	Informing the Senate that on March 12, 2009, the Governor has withdrawn MERCEDES NERI, Gubernatorial Nominee to the Board of Registration of the Islands of Maui, Molokai, Lanai, and Kaho'olawe from consideration by the Senate (GM350)	FILE

[G.M. No. 490](#) Dated March 16, 2009, transmitting the Department of Taxation's Annual Report 2007-2008, pursuant to Section 231-3, HRS. FILE

2. Departmental Communications: None

3. House Communication Nos. 345-347

Informing the Senate that on March 16, 2009, the following House Bills passed Third Reading in the House:

REFERRAL

345 [H.B. No. 200, H.D. 1](#) WAM
"RELATING TO THE STATE BUDGET."(State Budget)

346 [H.B. No. 300, H.D. 1](#) JGO, WAM
"RELATING TO THE JUDICIARY."(Judiciary; Appropriations)

347 [H.B. No. 900, H.D. 2](#) WTL, WAM
"RELATING TO THE BUDGET OF THE OFFICE OF HAWAIIAN AFFAIRS."(OHA Budget)

4. Senate Communications: None

5. Judiciary Communications: None

6. Introduction of Measures: Senate Concurrent Resolution Nos. 74-90
Senate Resolution Nos. 45-55

ORDER OF THE DAY

7. Advise and Consent

873 Testimony Status	CPN	G.M. No. 416 "Submitting for consideration and confirmation to the Motor Vehicle Repair Industry Board, Gubernatorial Nominee, ROY M. SASUGA, for a term to expire 6-30-2010."
874 Testimony Status	CPN	G.M. No. 277 "Submitting for consideration and confirmation to the Motor Vehicle Industry Licensing Board, Gubernatorial Nominee, WERNER UMBHAU, for a term to expire 6-30-2013."
875 Testimony Status	CPN	G.M. No. 251 "Submitting for consideration and confirmation to the Cable Advisory Committee, Gubernatorial Nominee, JOHN K. GIBO, for a term to expire 6-30-2010."
876 Testimony Status	CPN	G.M. No. 248 "Submitting for consideration and confirmation to the Board of Private Detectives and Guards, Gubernatorial Nominee, WARREN J. FERREIRA, for a term to expire 6-30-2013."

[877](#) CPN
[Testimony Status](#)

[G.M. No. 253](#)
"Submitting for consideration and confirmation to the Board of Acupuncture, Gubernatorial Nominee, RANDALL M. HASHIMOTO, for a term to expire 6-30-2012."

[877](#) CPN
[Testimony Status](#)

[G.M. No. 279](#)
"Submitting for consideration and confirmation to the Board of Acupuncture, Gubernatorial Nominee, ULRIKE WEISS, for a term to expire 6-30-2013."

[878](#) CPN
[Testimony Status](#)

[G.M. No. 273](#)
"Submitting for consideration and confirmation to the Board of Examiners in Optometry, Gubernatorial Nominee, JOY BERNADETTE YUKIKO SHIMABUKU, for a term to expire 6-30-2013."

[879](#) CPN
[Testimony Status](#)

[G.M. No. 276](#)
"Submitting for consideration and confirmation to the Board of Physical Therapy, Gubernatorial Nominee, MICHAEL D. TURNER, for a term to expire 6-30-2013."

[880](#) CPN
[Testimony Status](#)

[G.M. No. 271](#)
"Submitting for consideration and confirmation to the Board of Veterinary Examiners, Gubernatorial Nominee, REBECCA H. RHOADES DVM, for a term to expire 6-30-2013."

[881](#) CPN
[Testimony Status](#)

[G.M. No. 275](#)
"Submitting for consideration and confirmation to the Board of Electricians and Plumbers, Gubernatorial Nominee, MAURICE F. TORIGOE, for a term to expire 6-30-2013."

882	CPN	G.M. No. 252 "Submitting for consideration and confirmation to the Board of Dental Examiners, Gubernatorial Nominee, MARIAN J. GREY, for a term to expire 6-30-2013."
Testimony		
Status		
882	CPN	G.M. No. 264 "Submitting for consideration and confirmation to the Board of Dental Examiners, Gubernatorial Nominee, CHERYL M. NAKAGAWA RDH, for a term to expire 6-30-2013."
Testimony		
Status		
883	CPN	G.M. No. 265 "Submitting for consideration and confirmation to the Elevator Mechanics Licensing Board, Gubernatorial Nominee, RONALD H. NAKAMINE, for a term to expire 6-30-2013."
Testimony		
Status		
884	CPN	G.M. No. 267 "Submitting for consideration and confirmation to the Board of Psychology, Gubernatorial Nominee, CAROL L. NOWAK, for a term to expire 6-30-2012."
Testimony		
Status		
884	CPN	G.M. No. 270 "Submitting for consideration and confirmation to the Board of Psychology, Gubernatorial Nominee, MARGO I. PETER, for a term to expire 6-30-2012."
Testimony		
Status		

885	CPN	G.M. No. 263 "Submitting for consideration and confirmation to the Board of Massage Therapy, Gubernatorial Nominee, OLIVIA B. NAGASHIMA, for a term to expire 6-30-2010."
Testimony		
Status		
885	CPN	G.M. No. 415 "Submitting for consideration and confirmation to the Board of Massage Therapy, Gubernatorial Nominee, WENDEE J. WILSON, for a term to expire 6-30-2013."
Testimony		
Status		
886	CPN	G.M. No. 258 "Submitting for consideration and confirmation to the Board of Acupuncture, Gubernatorial Nominee, LAN K. KAO, for a term to expire 6-30-2012."
Testimony		
Status		
887	CPN	G.M. No. 256 "Submitting for consideration and confirmation to the Elevator Mechanics Licensing Board, Gubernatorial Nominee, JUDITH A. JORDAN, for a term to expire 6-30-2013."
Testimony		
Status		
888	CPN	G.M. No. 255 "Submitting for consideration and confirmation to the State Board of Nursing, Gubernatorial Nominee, JAMES S. HOBAN JR., for a term to expire 6-30-2012."
Testimony		
Status		
889	CPN	G.M. No. 250 "Submitting for consideration and confirmation to the Pest Control Board, Gubernatorial Nominee, ALVIN F. FUKUYAMA, for a term to expire 6-30-2013."
Testimony		
Status		

889	CPN	G.M. No. 261
Testimony Status		"Submitting for consideration and confirmation to the Pest Control Board, Gubernatorial Nominee, ROBERT H. KOIDE, for a term to expire 6-30-2013."
890	CPN	G.M. No. 249
Testimony Status		"Submitting for consideration and confirmation to the Board of Dental Examiners, Gubernatorial Nominee, DAN F. FUJII DDS, MPH, for a term to expire 6-30-2013."
891	CPN	G.M. No. 247
Testimony Status		"Submitting for consideration and confirmation to the Board of Directors of the Hawai'i Hurricane Relief Fund, Gubernatorial Nominee, HAROLD R. DECOSTA, for a term to expire 6-30-2013."
892	CPN	G.M. No. 246
Testimony Status		"Submitting for consideration and confirmation to the Hawaii Medical Board, Gubernatorial Nominee, BRIAN E. CODY, for a term to expire 6-30-2013."
893	CPN	G.M. No. 245
Testimony Status		"Submitting for consideration and confirmation to the Board of Pharmacy, Gubernatorial Nominee, MARK E. BROWN, for a term to expire 6-30-2013."
894	CPN	G.M. No. 244
Testimony Status		"Submitting for consideration and confirmation to the State Board of Barbering and Cosmetology, Gubernatorial Nominee, LEE ANN M. APAO, for a term to expire 6-30-2013."

895	CPN	G.M. No. 243
Testimony Status		"Submitting for consideration and confirmation to the Board of Physical Therapy, Gubernatorial Nominee, CHARLES A. AKI, for a term to expire 6-30-2013."

8. Adopt Resolutions

870	EDT/PSM	S.C.R. No. 24, S.D. 1
Testimony Prior Versions Status		"URGING FULL PRESERVATION OF UNITED STATES MARINE CORPS AIR STATION EWA AS A NATIONAL MONUMENT, MUSEUM, AND RESTORED PARK FOR THE STATE OF HAWAII."

871	PSM	S.R. No. 28, S.D. 1
Testimony Prior Versions Status		"PROCLAIMING 2009 AS THE YEAR OF THE NONCOMMISSIONED OFFICER CORPS OF THE UNITED STATES ARMY."

872	PSM	S.C.R. No. 47, S.D. 1
Testimony Prior Versions Status		"PROCLAIMING 2009 AS THE YEAR OF THE NONCOMMISSIONED OFFICER CORPS OF THE UNITED STATES ARMY."

896	PSM/JGO	S.R. No. 20, S.D. 1 "URGING THE UNITED STATES POSTAL SERVICE TO ISSUE POSTAL STAMPS HONORING THE WORLD WAR II NISEI SOLDIERS, OTHER DISTINGUISHED MILITARY UNITS IN UNITED STATES HISTORY, AND AMERICANS WHO WORKED TOWARD ENDING DISCRIMINATION BASED ON RACE OR NATIONAL ORIGIN."
Testimony Prior Versions Status		
897	PSM/JGO	S.C.R. No. 33, S.D. 1 "URGING THE UNITED STATES POSTAL SERVICE TO ISSUE POSTAL STAMPS HONORING THE WORLD WAR II NISEI SOLDIERS, OTHER DISTINGUISHED MILITARY UNITS IN UNITED STATES HISTORY, AND AMERICANS WHO WORKED TOWARD ENDING DISCRIMINATION BASED ON RACE OR NATIONAL ORIGIN."
Testimony Prior Versions Status		
898	EDT	S.C.R. No. 42 "REQUESTING CONGRESS TO DESIGNATE THE AREA IN HONOLULU BETWEEN KALIHI AND PUNAHOU STREETS, AND THE PALI LOOKOUT AND THE PACIFIC OCEAN AS A NATIONAL HERITAGE AREA."
Testimony Prior Versions Status		

9. Miscellaneous Communications: None

10. Miscellaneous Business

11. Announcements

• Committee Hearing Schedule:

<u>COMMITTEE</u>	<u>DATE & TIME</u>	<u>ROOM</u>
HMS/CPN	3/17/2009 1:15 PM	016
HRE	3/17/2009 1:15 PM	225
PSM	3/17/2009 1:15 PM	229
HMS/HTH	3/17/2009 1:30 PM	016
HMS	3/17/2009 2:00 PM	016
ENE/EDT	3/17/2009 2:45 PM	225
ENE	3/17/2009 3:00 PM	225
CPN	3/18/2009 9:00 AM	229
EDT	3/18/2009 1:15 PM	016
EDT/CPN	3/18/2009 1:15 PM	016
EDT	3/18/2009 1:45 PM	016
TIA	3/18/2009 1:45 PM	224
EDH	3/18/2009 2:00 PM	225
HTH	3/18/2009 2:40 PM	016
HTH/HRE	3/18/2009 2:45 PM	016
WTL/ENE	3/18/2009 2:45 PM	229
WTL	3/18/2009 3:00 PM	229
HTH/ENE	3/18/2009 3:30 PM	016
WTL/EDT	3/18/2009 4:00 PM	229
CPN	3/19/2009 9:00 AM	229
EDT	3/19/2009 9:00 AM	229
HTH/CPN	3/19/2009 9:30 AM	229
WAM	3/19/2009 10:00 AM	211
WAM	3/19/2009 10:10 AM	211
HTH/PSM	3/19/2009 1:00 PM	229
HMS/LBR	3/19/2009 1:15 PM	016
HRE	3/19/2009 1:15 PM	225
PSM/ENE	3/19/2009 1:15 PM	229
PSM	3/19/2009 1:30 PM	229
HMS/HTH	3/19/2009 1:45 PM	016
HTH/HMS	3/19/2009 1:45 PM	016
HMS	3/19/2009 2:15 PM	016
ENE/TIA	3/19/2009 2:45 PM	225
LBR	3/19/2009 2:45 PM	224
TSM	3/19/2009 2:45 PM	229
ENE/HRE	3/19/2009 3:30 PM	225
ENE	3/19/2009 3:45 PM	225
JGO	3/20/2009 9:30 AM	016
EDH	3/20/2009 1:15 PM	225

EDH/WTL	3/20/2009 1:15 PM	225
EDT	3/20/2009 1:15 PM	016
EDT/HTH	3/20/2009 1:15 PM	016
EDH	3/20/2009 1:30 PM	225
HTH/LBR	3/20/2009 2:45 PM	016
EDH	3/23/2009 1:15 PM	225
EDH/LBR	3/23/2009 1:30 PM	225
LBR/EDH	3/23/2009 1:30 PM	225
EDH/HMS	3/23/2009 1:45 PM	225
EDH	3/23/2009 2:00 PM	225
PSM/TSM	3/24/2009 1:15 PM	229
PSM	3/24/2009 1:30 PM	229

- Senate Session will convene at 11:00 a.m. on Wednesday, March 18, 2009.
- The Statehood Celebration Joint Session will convene at 12:00 noon on Wednesday, March 18, 2009, in the House Chamber.

12. Adjournment