

STAND. COM. REP. NO.

2012

Honolulu, Hawaii

FEB 02 2010

RE: S.B. No. 2436
S.D. 1

Honorable Colleen Hanabusa
President of the Senate
Twenty-Fifth State Legislature
Regular Session of 2010
State of Hawaii

Madam:

Your Committees on Education and Housing and Human Services and Commerce and Consumer Protection, to which was referred S.B. No. 2436 entitled:

"A BILL FOR AN ACT RELATING TO EDUCATION,"

beg leave to report as follows:

The purpose of this measure is to appropriate Hawaii hurricane relief funds and emergency and budget reserve funds to restore as many instructional days during the 2009-2010 school year as possible.

Testimony in support of this measure was submitted by one state agency, three private organizations, and one individual. Testimony in opposition to this measure was submitted by one state agency, three private organizations, and twelve individuals. Comments were submitted by two state agencies and one private organization. Written testimony presented to the Committees may be reviewed on the Legislature's website.

Your Committees recognize the concerns expressed by testifiers over the use of emergency and budget reserve funds for the restoration of instructional days. Your Committees have considered using this measure in combination with other measures being considered by the Legislature to resolve the restoration of instructional days over the remainder of the 2009-2010 school year and the entire 2010-2011 school year, and find that this measure should focus primarily on the restoration of instructional days



for the 2010-2011 school year and secondarily on the restoration of remaining instructional days for the 2009-2010 school year.

Your Committees have considered information from the Department of Education regarding the cost per day of operating Hawaii's public schools and find that an appropriation of \$75,000,000 in Hawaii hurricane relief funds is appropriate. Furthermore, your Committees find it appropriate to temporarily remove the language indicating the Governor's recommendation for immediate passage of the measure, with the recommendation that this language be re-inserted prior to final reading, in accordance with section 9 of article VII of the Constitution of the State of Hawaii.

Your Committees have amended this measure by:

- (1) Removing section 1, which indicates the Governor's recommendation for immediate passage of the measure;
- (2) Eliminating the appropriation of and references to emergency and budget reserve funds;
- (3) Specifying \$75,000,000 as the amount of Hawaii hurricane relief funds to be appropriated;
- (4) Directing the appropriation to restore as many days as possible during the 2010-2011 school year, with any remaining funds to be used to restore as many days as possible during the 2009-2010 school year; and
- (5) Making technical, nonsubstantive changes for the purposes of style and clarity.

As affirmed by the records of votes of the members of your Committees on Education and Housing and Human Services and Commerce and Consumer Protection that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 2436, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 2436, S.D. 1, and be referred to the Committee on Ways and Means.



Respectfully submitted on
behalf of the members of the
Committees on Education and
Housing and Human Services and
Commerce and Consumer
Protection,

Suzanne Chun Oakland
SUZANNE CHUN OAKLAND, Chair

Norman Sakamoto
NORMAN SAKAMOTO, Chair

Rosalyn H. Baker
ROSALYN H. BAKER, Chair



The Senate
Twenty-Fifth Legislature
State of Hawaii

Record of Votes
Committee on Education and Housing
EDH

Bill / Resolution No.:* SB2436	Committee Referral: EDH/HMS/CPN, WAM	Date: 2-1-2010		
<input type="checkbox"/> The committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <input type="checkbox"/> Pass, unamended 2312 <input checked="" type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
SAKAMOTO, Norman (C)	✓			
KIDANI, Michelle N. (VC)	✓			
CHUN OAKLAND, Suzanne	✓			
GALUTERIA, Brickwood	✓			
TSUTSUI, Shan S.	✓			
HEMMINGS, Fred			✓	
TOTAL	5		1	
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: <div style="text-align:right; font-family: cursive; font-size: 1.2em;">Michelle N. Kidani</div>				
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*Only one measure per Record of Votes

The Senate
 Twenty-Fifth Legislature
 State of Hawaii


Record of Votes
Committee on Human Services
HMS

Bill / Resolution No.:* <i>SB 2436</i>	Committee Referral: <i>EDIT/HMS/CPN, WAM</i>	Date: <i>2-1-10</i>		
<input type="checkbox"/> The committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <input type="checkbox"/> Pass, unamended 2312 <input checked="" type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
CHUN OAKLAND, Suzanne (C)	✓			
IHARA, Jr., Les (VC)				✓
GREEN, M.D., Josh	✓			
HEMMINGS, Fred			✓	
TOTAL	<i>2</i>	<i>0</i>	<i>1</i>	<i>1</i>
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: <div style="text-align:center; font-family: cursive; font-size: 1.2em;"><i>John D. ...</i></div>				
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The Senate
Twenty-Fifth Legislature
State of Hawaii

Record of Votes
Committee on Commerce and Consumer Protection
CPN

Bill / Resolution No.:* SB 2436	Committee Referral: EDH/HMS/CPN, WAM	Date: 2/1/10		
<input type="checkbox"/> The committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <input type="checkbox"/> Pass, unamended 2312 <input checked="" type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
BAKER, Rosalyn H. (C)	✓			
IGE, David Y. (VC)				✓
ESPERO, Will	✓			
GREEN, M.D., Josh	✓			
IHARA, Jr., Les				✓
SAKAMOTO, Norman	✓			
HEMMINGS, Fred			✓	
TOTAL	4	0	1	2
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: <div style="text-align:center; font-family: cursive; font-size: 1.2em;">  </div>				
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