# THE SENATE OF THE TWENTY-FIFTH LEGISLATURE STATE OF HAWAI'I REGULAR SESSION OF 2010

## FIRST DAY

#### JANUARY 20, 2010-WEDNESDAY-10:00 O'CLOCK A.M.

#### **ORDER OF BUSINESS**

Invocation by The Reverend Alan Urasaki Pacific Buddhist Academy

National Anthem and Hawai'i Pono'i by Senators Mike Gabbard and Brickwood Galuteria

Roll Call

#### Introductions

1. Messages from the Governor: Nos. 1-144

<u>MEASURE</u>	<u>TITLE</u>	REFERRAL
<u>G.M. No. 1</u>	Dated July 16, 2009, transmitting the Hawaii Health Systems Corporation's Annual Audit and Report for FY 2008 pursuant to Section 323F-22, HRS.	FILE
<u>G.M. No. 2</u>	Dated August 28, 2009, transmitting the Department of Agriculture's Annual Report for Fiscal Year 2008 and the Statistics of Hawaii Agriculture 2007 Report, prepared pursuant to Section 141-1, HRS.	FILE
G.M. No. 3	Dated September 8, 2009, transmitting the Hawaii Strategic Development Corporation's 2008 Annual Report, pursuant to Section 211F-15, HRS.	FILE

<u>G.M. No. 4</u>	Dated September 30, 2009, transmitting a statement on a recording error affecting the general fund balance for fiscal year 2008-2009.	FILE
<u>G.M. No. 5</u>	Dated October 6, 2009, transmitting a report prepared by the Department of Public Safety pursuant to Section 487R-4, HRS, on unauthorized access to personal information records.	FILE
<u>G.M. No. 6</u>	Dated October 8, 2009, transmitting the Project-Funded Staff Services Budget Report, prepared by the Department of Land and Natural Resources pursuant to Act 162, Section 67, SLH 2009.	FILE
G.M. No. 7	Dated October 8, 2009, transmitting a Report on Geothermal Royalties Dispositions and Status of Geothermal and Cable System Development, prepared by the Department of Land and Natural Resources pursuant to Sections 182-18 and 196D- 11, HRS.	FILE
<u>G.M. No. 8</u>	Dated October 14, 2009, transmitting a Report on the Status of the Kaho'olawe Rehabilitation Trust Fund, prepared by the Department of Land and Natural Resources, Kaho'olawe Island Reserve Commission, pursuant to Section 6K-9.5, HRS.	FILE
<u>G.M. No. 9</u>	Dated October 14, 2009, transmitting a Report on the Identification of Rivers and Streams Worthy of Protection, prepared by the Department of Land and Natural Resources, Commission on Water Resource Management, pursuant to Section 174C-31, HRS.	FILE
G.M. No. 10	Dated October 14, 2009, transmitting a Report on Revenues Generated from General Administrative Penalties Imposed Under Chapter 183, Hawaii Revised Statutes, prepared by the Department of Land and Natural Resources, Division of Forestry and Wildlife, pursuant to Section 183-5, HRS.	FILE

G.M. No. 11	Dated October 14, 2009, transmitting a Report on Administratively Established Accounts and Funds of the Department of Land and Natural Resources, prepared by the Department of Land and Natural Resources pursuant to Section 37-52.5, HRS.	FILE
G.M. No. 12	Dated October 14, 2009, transmitting a Report on the Operations of the Filing Office for Financing Statements Under the Uniform Commercial Code, Secured Transactions (Revised Article 9), prepared by the Department of Land and Natural Resources pursuant to Section 490:9-527, HRS.	FILE
<u>G.M. No. 13</u>	Dated October 20, 2009, transmitting the Disability and Communication Access Board Annual Report for Fiscal Year 2008-2009, prepared by the Department of Health pursuant to Section 348F-4, HRS.	FILE
<u>G.M. No. 14</u>	Dated October 21, 2009, transmitting the Annual Report of the Tobacco Enforcement Unit for Fiscal Year 2008-2009, prepared by the Department of the Attorney General pursuant to Section 28-15, HRS.	FILE
<u>G.M. No. 15</u>	Dated October 21, 2009, transmitting the Report on the Number of Pen Register Orders and Orders for Trap and Trace Devices Applied for by Law Enforcement Agencies of the State, prepared by the Department of the Attorney General pursuant to Section 803-47, HRS.	FILE
<u>G.M. No. 16</u>	Dated October 21, 2009, transmitting the Report on Receipts and Expenditures of the Antitrust Trust Fund for Fiscal Year 2008-2009, prepared by the Department of the Attorney General pursuant to Section 28-13, HRS.	FILE

G.M. No. 17	Dated October 21, 2009, transmitting the Report on Litigation Deposits Trust Fund Transactions and Collections Made on Behalf of Other Departments and Agencies for Fiscal Year 2008-2009, prepared by the Department of the Attorney General pursuant to Section 28-16, HRS.	FILE
<u>G.M. No. 18</u>	Dated October 26, 2009, transmitting the Report on the Hawaii Dam and Reservoir Safety Program, prepared by the Department of Land and Natural Resources pursuant to Section 179D- 29, HRS.	FILE
G.M. No. 19	Dated November 12, 2009, transmitting the Hawaii State Public Library System's Annual Report for Fiscal Year Ending June 30, 2009, prepared by the Department of Education, Hawaii State Public Library System, pursuant to Act 129, SLH 1989, and Act 327, SLH 1993 as amended by Act 45, SLH 1999.	FILE
G.M. No. 20	Dated November 13, 2009, transmitting a Report on the Hawaii Statewide Trail And Access System "Na Ala Hele", prepared by the Department of Land and Natural Resources, Division of Forestry and Wildlife, pursuant to Section 198D-9, HRS.	FILE
G.M. No. 21	Dated November 13, 2009, transmitting a Report on Budgetary and Other Issues Regarding Invasive Species, prepared by the Department of Land and Natural Resources, Division of Forestry and Wildlife, pursuant to Section 194-2, HRS, and Act 162, Section 19, SLH 2009.	FILE
G.M. No. 22	Dated November 13, 2009, transmitting a Report on the Status of the Program for Environmentally-Themed Products to Support the Environment, prepared by the Department of Land and Natural Resources, Division of Forestry and Wildlife, pursuant to Section 195D-5.5, HRS.	FILE

G.M. No. 23	Dated November 13, 2009, transmitting a Report Relating to the Natural Area Reserves System, Natural Area Partnership Program, and the Financial Condition of the Natural Area Reserve Fund, prepared by the Department of Land and Natural Resources, Division of Forestry and Wildlife, pursuant to Section 195-6.6, HRS.	FILE
G.M. No. 24	Dated November 13, 2009, transmitting a Report on the Status of the Issuance of Incidental Take Licenses for Endangered, Threatened, Proposed, and Candidate Species; and the Condition of the Endangered Species Trust Fund for the Period July 1, 2008-June30, 2009, prepared by the Department of Land and Natural Resources, Division of Forestry and Wildlife, pursuant to Section 195D-26, HRS.	FILE
G.M. No. 25	Dated November 13, 2009, transmitting a Report Relating to the Wildlife Revolving Fund for Fiscal Year 2008-2009, prepared by the Department of Land and Natural Resources pursuant to Section 183D-10.5, HRS.	FILE
G.M. No. 26	Dated November 13, 2009, transmitting the Report Relating to the Forest Stewardship Program, prepared by the Department of Land and Natural Resources, Division of Forestry and Wildlife, pursuant to Section 195F-6, HRS.	FILE
G.M. No. 27	Dated November 13, 2009, transmitting a Report on the Accomplishments, Recommendations for Changes in State Plan or Future Programs and Account of All Income, Expenditures and Fund Balance of the Hawaii Historic Preservation Fund for Fiscal Year 2008-2009, prepared by the Department of Land and Natural Resources pursuant to Section 6E-3, HRS.	FILE

G.M. No. 28	Dated November 13, 2009, transmitting the Progress Report on the Implementation of Act 15, First Special Session Laws of Hawaii, 2009, to Develop a Master Plan for Ahupuaa O Kahana State Park, prepared by the Department of Land and Natural Resources, Division of State Parks, pursuant to Act 15, Section 8, First Special Session of 2009.	FILE
G.M. No. 29	Dated November 13, 2009, transmitting a Report Relating to Public Land Liability and Recommendations of the Task Force on Beach and Water Safety, prepared by the Department of Land and Natural Resources pursuant to Act 82, Section 4, SLH 2003.	FILE
G.M. No. 30	Dated November 16, 2009, transmitting the Department of Taxation's Report on its Goals and Objectives, pursuant to Act 100, SLH 1999.	FILE
G.M. No. 31	Dated November 16, 2009, transmitting the Department of Taxation's Electronic Funds Transfer Report, pursuant to Section 231-9.9, HRS.	FILE
G.M. No. 32	Dated November 18, 2009, transmitting a Report Relating to the Land Conservation Fund and the Legacy Land Conservation Program, prepared by the Department of Land and Natural Resources pursuant to Section 173A-5, HRS.	FILE
G.M. No. 33	Dated November 19, 2009, transmitting the 2009 Annual Report on Recommendations for Denial of Claims for Legislative Relief, prepared by the Department of the Attorney General pursuant to Section 37-77, HRS.	FILE
<u>G.M. No. 34</u>	Dated November 30, 2009, transmitting a Report Relating to Claims Against the State, prepared by the Office of the Governor pursuant to Act 162, Section 130, SLH 2009.	FILE

G.M. No. 35	Dated November 30, 2009, transmitting a Report on the Impact of the High Technology Business Investment Tax Credit on Hawaii's Economy for Calendar Year 2008, prepared by the Department of Taxation pursuant to Act 206, SLH 2007.	FILE
G.M. No. 36	Dated November 30, 2009, transmitting the Annual Report of Proceedings under the Hawaii Omnibus Criminal Forfeiture Act for Fiscal Year 2008-2009, prepared by the Department of the Attorney General pursuant to Section 712A-16, HRS.	FILE
G.M. No. 37	Dated November 18, 2009, transmitting the Annual Report for Fiscal Year 2008-2009, prepared by the Department of Health, Alcohol and Drug Abuse Division, pursuant to Section 321-195, HRS.	FILE
G.M. No. 38	Dated December 4, 2009, transmitting a Report on the Disaster Relief Expenditures Resulting from the October 15, 2006 Kiholo Bay Earthquake, prepared by the Department of Land and Natural Resources pursuant to Act 78, Section 5, SLH 2007.	FILE
G.M. No. 39	Dated December 4, 2009, transmitting the Annual Report of the Stadium Authority - Stadium Special Fund Statement of Receipts, Expenditures, and Transfers for Fiscal Year Ended June 30, 2009, prepared by the Department of Accounting and General Services pursuant to Section 109-3, HRS.	FILE
G.M. No. 40	Dated December 10, 2009, transmitting a Report on the Establishment of a Federally Funded Civil Service Position, prepared by the Department of Agriculture pursuant to Act 162, Section 134, SLH 2009.	FILE

G.M. No. 41	Letter dated December 11, 2009, from the Office of the Governor fulfilling the reporting requirements of Act 213, SLH 2008, regarding expenditures of qualified rehabilitation programs and related activities.	FILE
G.M. No. 42	Dated December 15, 2009, transmitting the 2009 Annual Compliance Resolution Fund Report, prepared by the Department of Commerce and Consumer Affairs pursuant to Section 26-9, HRS.	FILE
G.M. No. 43	Dated December 15, 2009, transmitting a Report Relating to Mortgage Loan Originators, prepared by the Department of Commerce and Consumer Affairs pursuant to Act 32, First Special Session of 2009.	FILE
G.M. No. 44	Dated December 15, 2009, transmitting the Report of the Hawaii Anti-Trafficking Task Force, prepared by the Department of the Attorney General pursuant to Act 260, SLH 2006.	FILE
G.M. No. 45	Dated December 15, 2009, transmitting the Annual Reports of the Medical Claims Conciliation Panel and the Design Claims Conciliation Panel, prepared by the Department of Commerce and Consumer Affairs pursuant to Sections 671-20 and 672B-17, HRS.	FILE
G.M. No. 46	Dated December 15, 2009, transmitting a Report on the Use of Remote Dispensing Machines, prepared by the Department of Commerce and Consumer Affairs, Board of Pharmacy, pursuant to Act 212, SLH 2008.	FILE
G.M. No. 47	Dated December 15, 2009, transmitting a Report Relating to Public Accountancy, prepared by the Department of Commerce and Consumer Affairs, Board of Public Accountancy, pursuant to Act 172, SLH 2009.	FILE

G.M. No. 48	Dated December 15, 2009, transmitting the Real Estate Commission's 2009 Annual Report, prepared by the Department of Commerce and Consumer Affairs, Real Estate Branch, pursuant to Section 467-4, HRS.	FILE
<u>G.M. No. 49</u>	Dated December 15, 2009, transmitting the Energy Feedstock Program Report, prepared by the Department of Agriculture pursuant to Act 159, SLH 2007.	FILE
G.M. No. 50	Dated December 15, 2009, transmitting the Life Settlements Act Report, prepared by the Department of Commerce and Consumer Affairs, Insurance Division, pursuant to Act 177, SLH 2008.	FILE
G.M. No. 51	Dated December 15, 2009, transmitting the Annual External Review Report, prepared by the Department of Commerce and Consumer Affairs, Insurance Division, pursuant to Section 432E-13, HRS.	FILE
G.M. No. 52	Dated December 15, 2009, transmitting the Loss Mitigation Grant Program Report, prepared by the Department of Commerce and Consumer Affairs, Insurance Division, pursuant to Section 431:22-102, HRS.	FILE
G.M. No. 53	Dated December 15, 2009, transmitting the 2009 Report of the Insurance Commissioner, prepared by the Department of Commerce and Consumer Affairs, Insurance Division, pursuant to Section 431:2-211, HRS.	FILE
G.M. No. 54	Dated December 16, 2009, transmitting the Annual Report Outlining the Status of the Office of Health Care Assurance Special Fund, prepared by the Department of Health pursuant to Section 321-1.4, HRS.	FILE

G.M. No. 55	Dated December 16, 2009, transmitting a Report on the Cleanup and Investigation of Illegal Dumping and Illegal Structures at Laumaile Street in Kalihi, prepared by the Department of Health, Solid and Hazardous Waste Branch, and the Department of Planning and Permitting and Police Department's District 5 Crime Reduction Unit of the City and County of Honolulu, pursuant to S.C.R. No. 89 (2009).	FILE
<u>G.M. No. 56</u>	Dated December 16, 2009, transmitting the Annual Report on the Activities under the Neurotrauma Special Fund, prepared by the Department of Health pursuant to Section 321H-4, HRS.	FILE
<u>G.M. No. 57</u>	Dated December 16, 2009, transmitting the Annual Report on the Receipt and Expenditures from the Emergency Medical Services Special Fund, prepared by the Department of Health, pursuant to Section 321-234, HRS.	FILE
G.M. No. 58	Dated December 16, 2009, transmitting a Report on Expenditures for the Partnerships in Community Living (PICL) Program for Fiscal Year 2009-2010, prepared by the Department of Health pursuant to Act 162, Section 21, SLH 2009.	FILE
G.M. No. 59	Dated December 16, 2009, transmitting the Annual Report on the Receipt and Expenditures from the Trauma System Special Fund, prepared by the Department of Health pursuant to Section 321-22.5, HRS.	FILE
G.M. No. 60	Dated December 16, 2009, transmitting the Annual Report that Identifies the Status of the Home Care Agency Licensing Program, prepared by the Department of Health pursuant to Act 21, First Special Session of 2009.	FILE

<u>G.M. No. 61</u>	Dated December 16, 2009, transmitting a Report on Services for Persons with Developmental Disabilities or Mental Retardation, prepared by the Department of Health pursuant to Section 333F-6, HRS.	FILE
G.M. No. 62	Dated December 18, 2009, transmitting the Annual Financial Report for the Newborn Metabolic Screening Special Fund, prepared by the Department of Health pursuant to Section 321-291, HRS.	FILE
G.M. No. 63	Dated December 18, 2009, transmitting a Report on the Expenditures of the Special Fund to Support the Provision of the Early Intervention Program, prepared by the Department of Health, Early Intervention Section, pursuant to Act 162, SLH 2009.	FILE
G.M. No. 64	Dated December 18, 2009, transmitting the Annual Report on the Primary Care Incentive Program, prepared by the Department of Health pursuant to Section 321-1.5, HRS.	FILE
<u>G.M. No. 65</u>	Dated December 18, 2009, transmitting the Annual Report of the Activities of the Board of Certification of Operating Personnel in Wastewater Treatment Facilities, prepared by the Department of Health pursuant to Section 340B-12, HRS.	FILE
G.M. No. 66	Dated December 18, 2009, transmitting the Annual Report for the Domestic Violence and Sexual Assault Special Fund, prepared by the Department of Health, Maternal and Child Health Branch, pursuant to Section 321-1.3, HRS.	FILE
G.M. No. 67	Dated December 21, 2009, transmitting the Annual Report on the Cash Economy Enforcement Act, prepared by the Department of Taxation pursuant to Act 134, Section 9, SLH 2009.	FILE

G.M. No. 68	Dated December 21, 2009, transmitting the Executive Budget Supplemental for the Budget Period 2009-11 and the Budget in Brief-FY 2011 Executive Supplemental Budget, prepared by the Department of Budget and Finance pursuant to Section 37-72, HRS.	FILE
G.M. No. 69	Dated December 16, 2009, transmitting the High Technology Innovation Corporation's 2009 Annual Report, pursuant to Section 206M-56, HRS.	FILE
<u>G.M. No. 70</u>	Dated December 16, 2009, transmitting a Report on "High Technology; Incubation Center; Kakaako," prepared by the High Technology Development Corporation pursuant to Act 150, SLH 2007.	FILE
G.M. No. 71	Dated December 18, 2009, transmitting the Annual Report of Administratively Established Appropriations, prepared by the Department of Agriculture pursuant to Act 178, SLH 2002.	FILE
<u>G.M. No. 72</u>	Dated December 18, 2009, transmitting a Report on the Development of a Plan to Optimize the Use of the Kamuela Vacuum Cooling Plant, prepared by the Department of Agriculture pursuant to H.C.R. No. 113 (2009).	FILE
G.M. No. 73	Dated December 22, 2009, transmitting the Report on the Impact of the Important Agricultural Land Qualified Agricultural Cost Tax Credit and a Quantitative and Qualitative Assessment of the Impact of the Loan Guaranty Program, prepared by the Department of Agriculture and the Department of Taxation pursuant to Act 233, SLH 2008.	FILE

G.M. No. 74	Dated December 14, 2009, transmitting a report on the nine positions established on December 7, 2009 to carry out energy activities and projects included in the State Energy Program using funding provided by the American Recovery and Reinvestment Act (ARRA), prepared by the Department of Business, Economic Development and Tourism pursuant to Act 162, Section 134, SLH 2009.	FILE
G.M. No. 75	Dated December 16, 2009, transmitting the 2009 Report on the Hawaii Petroleum Market under the Petroleum Industry Monitoring, Analysis and Reporting (PIMAR) Program, prepared by the Public Utilities Commission pursuant to Section 486J-5, HRS.	FILE
G.M. No. 76	Dated December 18, 2009, transmitting the report, "Benchmarking Hawaii's Emerging Industries," prepared by the Department of Business, Economic Development and Tourism pursuant to Section 201-19, HRS.	FILE
G.M. No. 77	Dated December 28, 2009, transmitting the Report of Agencies that Delegated the Audit Responsibility and Transfer Funds to Internal Post Audit, prepared by the Department of Accounting and General Services pursuant to Act 162, Section 116, SLH 2009.	FILE
G.M. No. 78	Dated December 29, 2009, transmitting the Annual Report on the Building Code Council, prepared by the Department of Accounting and General Services pursuant to Act 82, SLH 2007.	FILE
G.M. No. 79	Dated December 29, 2009, transmitting the Department of Accounting and General Services' Annual Report on Goals and Objectives for the Period July 1, 2008 through June 30, 2009, pursuant to Act 100, SLH 1999.	FILE

G.M. No. 80	Dated December 29, 2009, transmitting the Annual Report of Claims and Lawsuits Arbitrated, Compromised, or Settled for \$10,000 or less for Fiscal Year 2008-2009, prepared by the Department of Accounting and General Services pursuant to Section 41D-4, HRS.	FILE
G.M. No. 81	Dated December 29, 2009, transmitting the Annual Report on the Wireless Enhanced 911 Board for the Period July 1, 2008, through June 30, 2009, prepared by the Department of Accounting and General Services pursuant to Section 138-6, HRS.	FILE
G.M. No. 82	Dated December 30, 2009, transmitting the Office of Information Practices' 2009 Annual Report, pursuant to Section 92F-42, HRS.	FILE
G.M. No. 83	Dated December 31, 2009, transmitting the Teacher Education Coordinating Committee 2008-2009 Annual Report, prepared by the Department of Education pursuant to Section 304-20, HRS.	FILE
<u>G.M. No. 84</u>	Dated December 31, 2009, transmitting the School-Level Minor Repairs and Maintenance Account Report, prepared by the Department of Education pursuant to Section 302A-1504, HRS.	FILE
G.M. No. 85	Dated December 31, 2009, transmitting the School Impact Fees Report, prepared by the Department of Education pursuant to Act 245, SLH 2007.	FILE
G.M. No. 86	Dated December 31, 2009, transmitting the Annual Report (CY 2009) on the Medicaid School-Based Claiming Program, prepared by the Department of Education pursuant to Act 141, SLH 2005.	FILE
G.M. No. 87	Dated December 31, 2009, transmitting the Annual Report Relating to Early Learning, prepared by the Department of Education pursuant to Act 14, First Special Session of 2008.	FILE

G.M. No. 88	Dated December 31, 2009, transmitting a Report Relating to the State Budget on the Progress of Restructuring Under NCLB, prepared by the Department of Education pursuant to Act 162, SLH 2009.	FILE
<u>G.M. No. 89</u>	Dated December 31, 2009, transmitting a Report Relating to Services for Children of Incarcerated Parents, prepared by the Department of Education pursuant to Act 240, SLH 2008.	FILE
<u>G.M. No. 90</u>	Dated December 31, 2009, transmitting a Report on the Number of Due Process Hearings Relating to Reimbursement of Private School Tuition, prepared by the Department of Education pursuant to Act 179, SLH 2008.	FILE
G.M. No. 91	Dated December 31, 2009, transmitting the September 2009 Report on the Medicaid School-Based Claiming Program, prepared by the Department of Education pursuant to Act 141, SLH 2005.	FILE
G.M. No. 92	Dated December 31, 2009, transmitting the Secondary School Student Conference Report, prepared by the Department of Education pursuant to Section 317-6, HRS.	FILE
G.M. No. 93	Dated December 31, 2009, transmitting the Report on Guidelines to Reduce the Truancy Rate in the Public School System, prepared by the Department of Education pursuant to S.C.R. No. 74 (2008).	FILE
G.M. No. 94	Dated December 31, 2009, transmitting a Report on Periodic Repricing Reviews, prepared by the Department of Education pursuant to S.C.R. No. 64 and S.R. No. 38 (2009).	FILE

G.M. No. 95	Dated December 31, 2009, transmitting a Report on Converting Hard Cover Text Books to E-books for Use in Public Schools, prepared by the Department of Education pursuant to S.C.R. No. 30 (2009).	FILE
G.M. No. 96	Dated December 31, 2009, transmitting a Report on Project Funded Staff, prepared by the Department of Education pursuant to Act 162, SLH 2009.	FILE
G.M. No. 97	Dated December 31, 2009, transmitting a Report on Services Provided to Address the Needs of Homeless Students, prepared by the Department of Education pursuant to Act 162, Section 38, SLH 2009.	FILE
G.M. No. 98	Dated December 31, 2009, transmitting a Report on the Mandatory Expulsion Policy for Possession of a Firearm, prepared by the Department of Education pursuant to Section 302A-1134, HRS.	FILE
G.M. No. 99	Dated December 31, 2009, transmitting the Incentive and Innovation Grant Trust Fund Report, prepared by the Department of Education pursuant to Section 302A-301, HRS.	FILE
G.M. No. 100	Dated December 31, 2009, transmitting the Education Assessment and Accountability Annual Reports, prepared by the Department of Education pursuant to Section 302A-1004, HRS.	FILE
G.M. No. 101	Dated December 31, 2009, transmitting the Federal Grants Search, Development, and Application Revolving Fund Report, prepared by the Department of Education pursuant to Section 302A-1405, HRS.	FILE
G.M. No. 102	Dated December 31, 2009, transmitting the Annual Report of the State Education Facilities Improvement Special Fund, prepared by the Department of Education pursuant to Section 36-32, HRS.	FILE

<u>G.M. No. 103</u>	Dated December 31, 2009, transmitting the Annual Report for Repair and Maintenance, prepared by the Department of Education pursuant to Sections 36-35, 36-36, and 302A-1312, HRS.	FILE
G.M. No. 104	Dated December 31, 2009, transmitting the Federal and Trust Funds Report, prepared by the Department of Education pursuant to Section 29-25, HRS.	FILE
G.M. No. 105	Dated December 31, 2009, transmitting a Report on the Transfers of Appropriated Funds and Positions, prepared by the Department of Education pursuant to Section 37-74, HRS.	FILE
G.M. No. 106	Dated December 31, 2009, transmitting the Comprehensive Accountability System Report, prepared by the Department of Education pursuant to Section 302A-1004, HRS.	FILE
G.M. No. 107	Dated December 31, 2009, transmitting the School-by-School Expenditure Report, prepared by the Department of Education pursuant to Section 302A-1004, HRS.	FILE
G.M. No. 108	Dated December 31, 2009, transmitting the Carryover of Funds Report, prepared by the Department of Education pursuant to Section 37-41.5, HRS.	FILE
G.M. No. 109	Submitting for consideration and confirmation to the Circuit Court of the First Circuit, State of Hawaii, Gubernatorial Nominee, EDWARD H. KUBO, JR, for a term to expire in ten years.	JGO
<u>G.M. No. 110</u>	Dated December 16, 2009, transmitting the Special Fund Report, prepared by the Public Utilities Commission pursuant to Section 269-33, HRS.	FILE

G.M. No. 111	Dated December 16, 2009, transmitting the Annual Report, prepared by the Public Utilities Commission pursuant to Section 269-5, HRS.	FILE
G.M. No. 112	Dated December 29, 2009, transmitting a Report to Expedite the Production and Delivery of Hawaii Cacao to the Marketplace, prepared by the Department of Agriculture pursuant to H.C.R. No. 326 (2008.).	FILE
G.M. No. 113	Dated December 17, 2009, transmitting the 2009 Energy Resources Coordinator Annual Report, prepared by the Department of Business Economic Development and Tourism pursuant to Section 196-4, HRS.	FILE
G.M. No. 114	Dated December 18, 2009, transmitting a Report on the Automation of the Marriage Registration System, prepared by the Department of Health pursuant to Act 162, SLH 2009.	FILE
G.M. No. 115	Dated December 18, 2009, transmitting a Report on the Policies and Procedures Implemented by Hospitals to Reduce Elective Cesarean Sections and Induction of Labor, prepared by the Department of Health pursuant to H.C.R. No. 215 (2009.).	FILE
G.M. No. 116	Dated December 18, 2009, transmitting an Annual Evaluation Report on Elder Programs, prepared by the Department of Health, Executive Office on Aging, pursuant to Section 349-5, HRS.	FILE
G.M. No. 117	Dated December 18, 2009, transmitting a Report on the Expenditure of All Funds for the Comprehensive Breast and Cervical Cancer Control Program, prepared by the Department of Human Services and the Department of Health pursuant to Act 52, Section 4, SLH 2008.	FILE
G.M. No. 118	Dated December 30, 2009, transmitting a Report on Positions Exempted from the Civil Service, prepared by the Department of Human Resources Development, pursuant to Act 300, SLH 2006.	FILE

G.M. No. 119	Submitting for consideration and confirmation to the Intermediate Court of Appeals as Associate Judge, Gubernatorial Nominee, LAWRENCE M. REIFURTH for a term of ten years.	JGO
G.M. No. 120	Dated December 30, 2009, transmitting the 2009 Annual Report of the Hawaii Strategic Development Corporation, prepared by the Department of Business, Economic Development, and Tourism pursuant to Act 211, Section 15.	FILE
G.M. No. 121	Dated January 8, 2010, transmitting a Report on Home Property Liens, prepared by the Department of Human Services pursuant to Section 346-29.5, HRS.	FILE
G.M. No. 122	Dated January 8, 2010, transmitting the Annual Report on the State Pharmacy Assistance Program, prepared by the Department of Human Services pursuant to Section 346-347, HRS.	FILE
G.M. No. 123	Dated January 7, 2010, transmitting a Report Relating to Global Warming, prepared by the Department of Business, Economic Development and Tourism pursuant to Act 20, Special Session of 2009.	FILE
G.M. No. 124	Dated December 30, 2009, transmitting the Employees' Retirement System's Report on its Hawaii Venture Capital Investment Program, pursuant to Act 260, SLH 2007.	FILE
G.M. No. 125	Dated December 30, 2009, transmitting the Employees' Retirement System's Annual Report Regarding its Direct Holdings in Sudan Scrutinized Companies, pursuant to Act 192, SLH 2007.	FILE
G.M. No. 126	Letter dated January 7, 2010, informing the Senate of a scanning error on the compact discs of the Executive Budget Supplemental transmitted on December 21, 2009, and sending the link for the download of the corrected file.	FILE

G.M. No. 127	Dated January 8, 2010, transmitting a Report on the Results of the State's Periodic Repricing Review, prepared by the Department of Human Resources and Development pursuant to S.C.R. No. 64 (2009).	FILE
G.M. No. 128	Dated January 7, 2010, transmitting the 2009 Annual Report of the Narcotics Enforcement Division, prepared by the Department of Public Safety pursuant to Section 329-11, HRS.	FILE
G.M. No. 129	Date January 7, 2010, transmitting a Report on the Electronic Monitoring Pilot Program for Eligible Committed Persons, a Report on Three Additional Warrant Teams for FY 2010 and 2011, and a Report on Public Safety Employees Sick Leave Abuse and Overtime Costs - Reducing Costs, prepared by the Department of Public Safety pursuant to Act 162, Sections 44, 45 and 47, SLH 2009.	FILE
G.M. No. 130	Dated January 7, 2010, transmitting a Report on Gender Responsive Community Based Programs for Women, prepared by the Department of Public Safety pursuant to Section 329-11, HRS.	FILE
G.M. No. 131	Dated January 7, 2010, transmitting the Annual Report on the Status of the Federal Reimbursement Maximization Special Fund, prepared by the Department of Public Safety pursuant to Section 353C-7, HRS.	FILE
G.M. No. 132	Dated January 7, 2010, transmitting a Report on the Criminal Offender Treatment Act, prepared by the Department of Public Safety pursuant to Chapter 353G, HRS.	FILE
G.M. No. 133	Dated January 7, 2010, transmitting the Annual Report on Goals and Objectives, prepared by the Department of Public Safety pursuant to Act 100, SLH 1999.	FILE

G.M. No. 134	Dated January 4, 2010, transmitting the 2009 Hawaii Small Business Regulatory Review Board Annual Report Summary, prepared by the Department of Business, Economic Development and Tourism pursuant to Chapter 201M, HRS.	FILE
G.M. No. 135	Dated January 8, 2010, transmitting the 2009 Annual Report on Psychotropic Medication, prepared by the Department of Human Services pursuant to Section 346-59.9, HRS.	FILE
G.M. No. 136	Dated January 14, 2010, transmitting the Annual Report on Solid Waste Management, prepared by the Department of Health, Office of Solid Waste Management, pursuant to Section 342G-15, HRS.	FILE
G.M. No. 137	Dated January 14, 2010, transmitting the Annual Audit Report of the Sanitation Branch, prepared by the Department of Health pursuant to Section 321-27.5, HRS.	FILE
G.M. No. 138	Dated January 14, 2010, transmitting the Annual Report on the Mental Health and Substance Abuse Special Fund, prepared by the Department of Health pursuant to Section 334-15, HRS.	FILE
G.M. No. 139	Dated January 14, 2010, transmitting the Annual Report on Initiatives and Improvements in Kalaupapa Settlement and to Track Patient and Non-Patient Costs Separately, Whenever Appropriate and Possible, prepared by the Department of Health pursuant to Section 326-25.5, HRS.	FILE
G.M. No. 140	Dated January 14, 2010, transmitting a Report on the Status of the Environmental Health Education Fund, prepared by the Department of Health pursuant to Section 321-27, HRS.	FILE
G.M. No. 141	Dated January 14, 2010, transmitting a Report on the Environmental Response Revolving Fund for Fiscal Year 2009, prepared by the Department of Health pursuant to Chapters 128D and 128E, HRS.	FILE

G.M. No. 142	Dated January 14, 2010, transmitting a Report Relating to the Drinking Water Treatment Revolving Loan Fund of the Department of Health, prepared by the Department of Health, Wastewater Branch, pursuant to Section 340E-33, HRS.	FILE
<u>G.M. No. 143</u>	Dated January 14, 2010, transmitting a Report Relating to the State Water Pollution Control Revolving Fund of the Department of Health, prepared by the Department of Health, Wastewater Branch, pursuant to Section 342D- 82, HRS.	FILE
G.M. No. 144	Dated January 8, 2010, transmitting the Project-funded Staff Services Budget Report, prepared by the Hawaii Community Development Authority pursuant to Act 162, Section 63, SLH 2009.	FILE

## 2. Departmental Communication Nos. 1-61

<u>MEASURE</u>	<u>TITLE</u>	REFERRAL
D.C. No. 1	From the State Auditor dated July 23, 2009, transmitting a report, "Study of the Social and Financial Impacts of Mandatory Health Insurance Coverage for the Diagnosis and Treatment of Autism Spectrum Disorders" (Report No. 09-09).	FILE
D.C. No. 2	From the Department of Health dated August 7, 2009, transmitting the Indicators of Environmental Health report.	FILE
D.C. No. 3	From the Department of Business, Economic Development and Tourism dated September 15, 2009, transmitting the 2009 Hawaii Data Disc containing the 2004-2008 State of Hawaii Data Books.	FILE

D.C. No. 4	From the County of Hawai'i Police Department dated December 3, 2009, transmitting the 2009 Annual Misconduct Report pursuant to Section 52D-3.5, HRS.	FILE
D.C. No. 5	From the Department of Education, Office of Human Resources, dated September 25, 2009, transmitting the Annual Employment Report 2008-2009.	FILE
D.C. No. 6	From the State Auditor dated September 29, 2009, transmitting a report, "Investment Portfolio Review of the Office of Hawaiian Affairs" (Report No. 09-10).	FILE
D.C. No. 7	From the Hawai'i Tourism Authority dated September 30, 2009, transmitting a fact sheet on the 150th Annual Session of the American Dental Association held at the Hawai'i Convention Center.	FILE
D.C. No. 8	From the County Clerk, County of Hawai'i, dated October 15, 2009, transmitting Resolution No. 220-09 (Draft 3) which was adopted by the Hawai'i County Council on October 7, 2009.	FILE
D.C. No. 9	From the University of Hawai'i dated November 12, 2009, transmitting the Report on the University of Hawai'i Project Adjustment Fund pursuant to Act 162, Section 95, SLH 2009.	FILE
D.C. No. 10	From the University of Hawai'i dated November 20, 2009, transmitting the Report on Amounts Budgeted for Personnel Costs FY2009 pursuant to Act 162, Section 160, SLH 2009	FILE
D.C. No. 11	From the University of Hawai'i dated November 20, 2009, transmitting the Annual Report on Transfer of Appropriated Funds and Positions FY2009 pursuant to Section 37-74, HRS.	FILE

D.C. No. 12	From the Department of Budget and Finance dated November 18, 2009, transmitting certified statements and supporting schedules on the debt limit and total outstanding indebtedness of the State of Hawaii as of July 1, 2009 pursuant to Sections 39-92 and 39-93, HRS.	FILE
D.C. No. 13	From the State Auditor dated December 2, 2009, transmitting a letter that summarizes the effects of the Hawai'i State Teacher's Association (HSTA) voluntary employees' beneficiary association (VEBA) trust pilot program on the Hawai'i Employer-Union Health Benefits Trust Fund (EUTF), pursuant to Act 5, Special Session of 2008.	FILE
D.C. No. 14	From the County of Hawai'i Police Department dated December 4, 2010, transmitting a report concerning electric guns and their use during calendar year 2009, pursuant to Section 134-16, HRS.	FILE
D.C. No. 15	From the University of Hawai'i dated December 4, 2009, transmitting the Annual Report on the Research and Training Revolving Fund 2008-2009 pursuant to Section 304A-2253, HRS.	FILE
<u>D.C. No. 16</u>	From the University of Hawai'i dated December 4, 2009, transmitting the Annual Report on Government Operations pursuant to Act 100, SLH 1999.	FILE
D.C. No. 17	From the University of Hawai'i dated December 7, 2009, transmitting the Report on University of Hawai'i at Hilo Agriculture Programs Developed by Kulani Correctional Facility for 2010 pursuant to H.C.R. No. 260, (2008).	FILE
D.C. No. 18	From the University of Hawai'i dated December 7, 2009, transmitting the Annual Report on Hawai'i P-20 Partnerships for Education and Plans for Education in the Twenty-First Century pursuant to Act 281, SLH 2007.	FILE

D.C. No. 19	From the University of Hawai'i dated December 7, 2009, transmitting the Annual Report on University of Hawai'i Uncollectible Accounts FY2009 pursuant to Section 40-82, HRS.	FILE
D.C. No. 20	From the City and County of Honolulu Police Department dated December 10, 2009, transmitting the 2009 Annual Misconduct Report pursuant to Section 52D-3.5, HRS.	FILE
D.C. No. 21	From the City and County of Honolulu Police Department dated December 14, 2009, transmitting a report concerning electric guns and their use during calendar year 2009 pursuant to Section 134-16, HRS.	FILE
D.C. No. 22	From the University of Hawai'i dated December 14, 2009, transmitting the Annual Report on the Mauna Kea Lands pursuant to Act 132, SLH 2009.	FILE
D.C. No. 23	From the University of Hawai'i dated December 15, 2009, transmitting the Annual Report on the Construction Academy Curriculum pursuant to Section 304A-1144, HRS.	FILE
D.C. No. 24	From the University of Hawai'i dated December 15, 2009, transmitting the Annual Report on University of Hawai'i Tuition & Fees Special Fund Expenditures for the Purpose of Generating Private Donations pursuant to Section 304A-2153, HRS.	FILE
D.C. No. 25	From the University of Hawai'i dated December 15, 2009, transmitting the Annual Report on the Community College Conference Center Revolving Fund pursuant to Section 304A-2273, HRS.	FILE
D.C. No. 26	From the University of Hawai'i dated December 15, 2009, transmitting the Report on the Skilled Worker and Business Development Center pursuant to Act 34, Section 2, SLH 2009.	FILE

D.C. No. 27	From the University of Hawai'i dated December 15, 2009, transmitting the Report on Hawaii Excellence through Science and Technology Academy Pilot Program pursuant to Act 111, Section 8, SLH 2007.	FILE
D.C. No. 28	From the University of Hawai'i dated December 15, 2009, transmitting the Annual Report on Salary pursuant to Section 304A-1004, HRS.	FILE
D.C. No. 29	From the University of Hawai'i dated December 17, 2009, transmitting the Annual Report on University of Hawai'i Special, Revolving, and Trust Funds FY2009 pursuant to Sections 304A-106 and 304A-2007, HRS.	FILE
D.C. No. 30	From the University of Hawai'i dated December 17, 2009, transmitting the Annual Report on Teacher Education Coordination Committee pursuant to Section 304A-1202, HRS.	FILE
D.C. No. 31	From the University of Hawai'i dated December 17, 2009, transmitting the Annual Report from the Hawai'i Natural Energy Institute pursuant to Section 304A-1891, HRS.	FILE
D.C. No. 32	From the University of Hawai'i, dated December 17, 2009, transmitting the Annual Report on University of Hawai'i Risk Management Special Fund pursuant to Section 304A-2151, HRS.	FILE
D.C. No. 33	From the University of Hawai'i dated December 17, 2009, transmitting the Annual Report on University Revenue Bonds Issued FY2009 pursuant to Section 304A-2689, HRS.	FILE
D.C. No. 34	From the University of Hawai'i, dated December 17, 2009, transmitting the Report from the Public Policy Center, University of Hawai'i at Manoa on Hawai'i 2050 Sustainability Plan for 2010 pursuant to Act 225, SLH 2008.	FILE

D.C. No. 35	From the University of Hawai'i dated December 17, 2009, transmitting the Final Report by the University of Hawai'i at Manoa John A. Burns School of Medicine on the Current Practices of Hawai'i Telemedicine System for 2010 pursuant to H.C.R. No. 138 (2008).	FILE
D.C. No. 36	From the University of Hawai'i dated December 17, 2009, transmitting the Report on Uses of University of Hawai'i Special Funds to Finance Projects Where the Method of Financing is Designated to be by University of Hawai'i Revenue Bonds pursuant to Act 162, Section 84, SLH 2009.	FILE
D.C. No. 37	From the Hawai'i Teacher Standards Board dated December 17, 2009, transmitting a report reviewing the findings of the Auditor's Report No. 09-05 pursuant to Act 2, Special Session of 2009.	FILE
D.C. No. 38	From the University of Hawai'i dated December 17, 2009, transmitting the Report on a University of Hawai'i Plan to Develop a Scholarship Program for Hawai'i Residents to Study Abroad pursuant to H.C.R. No. 217, (2009).	FILE
D.C. No. 39	From the University of Hawai'i dated December 17, 2009, transmitting the Annual Report on Operations of the Hawai'i Research Center for Future Studies pursuant to Section 304A-3253, HRS.	FILE
D.C. No. 40	From the University of Hawai'i dated December 17, 2009, transmitting the Annual Report on the Hawai'i Institute for Education Partnership pursuant to Section 304A-1203, HRS.	FILE
D.C. No. 41	From the University of Hawai'i dated December 17, 2009, transmitting the Report on Hawai'i Teacher Standards Board pursuant to Act 2, Section 9, SLH 2009.	FILE

D.C. No. 42	From the University of Hawai'i dated December 18, 2009, transmitting the Report on a Comprehensive Approach to the Teaching and Training of Engineering at University of Hawai'i Campuses Statewide pursuant to S.R. No. 105 (2009).	FILE
D.C. No. 43	From the State Auditor dated December 22, 2009, transmitting a report, "Review of Revolving Funds, Trust Funds, and Trust Accounts for the Departments of the Attorney General and Business, Economic Development & Tourism, and the University of Hawai'i," (Report No. 09-11).	FILE
D.C. No. 44	From the State Ombudsman dated December 22, 2009, transmitting the Annual Report for Fiscal Year 2008-2009 (Report No. 40).	FILE
D.C. No. 45	From the Hawai'i Tourism Authority dated December 22, 2009, transmitting its 2009 Annual Report.	FILE
D.C. No. 46	From the Hawai'i Teacher Standards Board dated December 17, 2009, transmitting the 2010 Annual Report pursuant to Section 302A-803(4), HRS.	FILE
D.C. No. 47	From the Family Celebration Commission, dated December 29, 2009, transmitting its Annual Report pursuant to H.C.R. No. 269 (2006).	FILE
D.C. No. 48	From the Hawai'i Community Foundation, dated December 30, 2009, transmitting a Report on the Financial Condition, Use of Funds, and Performance Outcomes for the Trust Fund, pursuant to Act 162, SLH 2009.	FILE

D.C. No. 49	From the Ho'okako'o Corporation dated December 30, 2009, transmitting the Report on National and State Research, Policies, and Models for Expanded Learning Time and Status Report on Current Efforts in Hawaii to Rethink and Redesign the Use of Learning Time for Student Success, pursuant to S.C.R. No. 52 (2009).	FILE
D.C. No. 50	From the Department of Business, Economic Development, and Tourism dated December 30, 2009, transmitting the Greenhouse Gas Emissions Reduction Task Force's Work Plan and Proposed Regulatory Scheme, Along with any Proposed Legislation, pursuant to Act 234, Section 7, SLH 2007.	FILE
D.C. No. 51	From the University of Hawaii at Manoa dated January 6, 2010, transmitting the Report on Hawaii's Environmental Review System pursuant to Act 1, SLH 2008.	FILE
D.C. No. 52	From the Office of Hawaiian Affairs dated January 6, 2010, transmitting its 2009 Annual Report pursuant to Section 10-15, HRS.	FILE
D.C. No. 53	From the Maui Police Department dated January 5, 2010, transmitting the 2009 Standard of Conduct Annual Report pursuant to Act 242, SLH 2009.	FILE
D.C. No. 54	From the Maui Police Department dated January 6, 2010, transmitting the 2009 Annual Discipline Report on Suspensions and Terminations pursuant to Act 242, SLH 2009.	FILE
D.C. No. 55	From the State Auditor dated January 5, 2010, transmitting a letter pursuant to S.C.R. No. 84 (2009) which requests the auditor to conduct an immediate financial statement audit of the Waters of Life Public Charter School for fiscal years 2006-2008.	FILE

D.C. No. 56	From the Hawaii Health Systems Corporation dated January 6, 2010, transmitting the Comprehensive, Independent Review and Evaluation of Hawaii Health Systems Corporation, prepared by Stroudwater Associates pursuant to Act 162, Section 31, SLH 2009.	FILE
D.C. No. 57	From the Kauai Police Department dated January 9, 2010, transmitting the 2009 Annual Report on Misconduct pursuant to 52D-3.5, HRS.	FILE
D.C. No. 58	From the University of Hawai'i dated January 9, 2010, transmitting the Annual Report on the Nursing Scholars Program pursuant to Section 304A-3305, HRS.	FILE
D.C. No. 59	From the University of Hawai'i dated January 9, 2010, transmitting a Report on the Student Scholarship and Assistance Special Fund 2008-2009 pursuant to Section 304A-2159, HRS.	FILE
D.C. No. 60	From the University of Hawai'i dated January 12, 2010, transmitting the Annual Report of the Research Corporation of the University of Hawai'i for the fiscal year ending June 30, 2009.	FILE
D.C. No. 61	From the University of Hawai'i dated January 12, 2010, transmitting the Annual Report from the Medical Education Council, pursuant to Section 304A-1704, HRS.	FILE

3. House Communications: None

4. Senate Communications: None

5. Judiciary Communications: None

6. Introduction of Measures: Senate Bill Nos. 2001 - 2197

Senate Concurrent Resolution Nos. 1 and 2

S.C.R. NO.	<u>TITLE</u>	REFERRAL
1	"REQUESTING THE CHIEF JUSTICE OF THE HAWAII SUPREME COURT TO ADDRESS THE LEGISLATURE ASSEMBLED IN JOINT SESSION FOR THE STATE OF THE JUDICIARY ADDRESS."	ADOPT
2	"REQUESTING THE PRESIDENT OF THE UNIVERSITY OF HAWAII TO ADDRESS THE LEGISLATURE ASSEMBLED IN JOINT SESSION FOR THE STATE OF THE UNIVERSITY OF HAWAII SYSTEM ADDRESS."	ADOPT

## ORDER OF THE DAY

- 7. Miscellaneous Communications: None
- 8. Miscellaneous Business
- 9. Announcements
- Committee Hearing Schedule:

<u>COMMITTEE</u>	DATE & TIME	<u>ROOM</u>
JLCAIP	1/20/2010 12:00 PM	229
WAM	1/20/2010 2:00 PM	211
HTH-HLT	1/20/2010 2:45 PM	016
JGO	1/21/2010 9:30 AM	016
WAM	1/21/2010 10:15 AM	211
WAM	1/21/2010 1:30 PM	211
WAM	1/22/2010 9:30 AM	211
EDT-EBM	1/22/2010 1:15 PM	016
WAM	1/22/2010 1:30 PM	211

ORDER OF THE DAY FIRST DAY January 20, 2010 Page 32 of 32

EDH-EDN	1/22/2010 2:00 PM	309
HTH-HLT	1/22/2010 2:45 PM	016
JGO	1/29/2010 9:30 AM	016
EDH-EDN	1/20/2010 1:30 PM	309

• Senate Session will convene at 11:30 a.m. on Thursday, January 21, 2010.

# 10. Adjournment