

THE SENATE  
OF THE  
TWENTY-FIFTH LEGISLATURE  
STATE OF HAWAII  
REGULAR SESSION OF 2010

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FOURTEENTH DAY

FEBRUARY 9, 2010-TUESDAY-11:30 O'CLOCK A.M.

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ORDER OF BUSINESS

Invocation by The Reverend Alan Urasaki  
Pacific Buddhist Academy

Roll Call

Approval of the Journal

Introductions

1. Messages from the Governor: Nos. 236-238

<u>MEASURE</u>	<u>TITLE</u>	<u>REFERRAL</u>
<a href="#">G.M. No. 236</a>	Submitting for consideration and confirmation to the Contractors License Board, Gubernatorial Nominee, RANDALL B.C. LAU, for a term to expire 6-30-2014.	CPN
<a href="#">G.M. No. 237</a>	Informing the Senate that on February 9, 2010, the Governor has withdrawn DANE K. ODA, Gubernatorial Nominee to the Hawai'i Paroling Authority, from consideration by the Senate (GM225).	FILE
<a href="#">G.M. No. 238</a>	Dated February 1, 2010, transmitting the Hawaii Coastal Zone Management Program Report, prepared by the Department of Business, Economic Development and Tourism, Office of Planning, pursuant to Section 205A-3, HRS.	FILE

2. Departmental Communication No. 68

<u>MEASURE</u>	<u>TITLE</u>	<u>REFERRAL</u>
<a href="#">D.C. No. 68</a>	From the Office of Elections, dated February 8, 2010, transmitting a Report Relating to Office of Election Budget Provisions, pursuant to Act 162, SLH 2009.	FILE

3. House Communications: None

4. Senate Communications: None

5. Judiciary Communications: None

6. Introduction of Measures: Senate Concurrent Resolution Nos. 77-78  
Senate Resolution No. 33

7. Standing Committee Report Nos. 2067-2121

<a href="#">2067</a>	(HTH)	<a href="#">S.B. No. 2371, S.D. 1</a> "RELATING TO LIMITED BENEFIT HEALTH INSURANCE." (Recommends passage on <u>SECOND READING</u> and referral to CPN)
<a href="#">2068</a>	(HTH)	<a href="#">S.B. No. 2343, S.D. 1</a> "RELATING TO INSURANCE COVERAGE FOR MAMMOGRAMS." (Recommends passage on <u>SECOND READING</u> and referral to CPN)
<a href="#">2069</a>	(HTH/HMS)	<a href="#">S.B. No. 2031, S.D. 1</a> "RELATING TO CASE MANAGERS." (Recommends passage on <u>SECOND READING</u> and referral to CPN)

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| <a href="#">2070</a> | (CPN) | <a href="#">S.B. No. 2772, S.D. 1</a><br>"RELATING TO VETERINARY<br>MEDICINE."<br>(Recommends passage on <u>SECOND<br/>READING</u> and referral to JGO)                       |
| <a href="#">2071</a> | (CPN) | <a href="#">S.B. No. 2669, S.D. 1</a><br>"RELATING TO THE SOLICITATION OF<br>FUNDS FROM THE PUBLIC."<br>(Recommends passage on <u>SECOND<br/>READING</u> and referral to JGO) |
| <a href="#">2072</a> | (CPN) | <a href="#">S.B. No. 2020</a><br>"RELATING TO REAL PROPERTY."<br>(Recommends passage on <u>SECOND<br/>READING</u> and referral to JGO)  |
| <a href="#">2073</a> | (HMS) | <a href="#">S.B. No. 2098</a><br>"RELATING TO LEGISLATIVE<br>CAUCUSES."<br>(Recommends passage on <u>SECOND<br/>READING</u> and referral to JGO)                              |
| <a href="#">2074</a> | (HMS) | <a href="#">S.B. No. 2064</a><br>"RELATING TO CHILDREN AND<br>YOUTH."<br>(Recommends passage on <u>SECOND<br/>READING</u> and referral to JGO)                                |
| <a href="#">2075</a> | (HMS) | <a href="#">S.B. No. 2078, S.D. 1</a><br>"RELATING TO MINORS."<br>(Recommends passage on <u>SECOND<br/>READING</u> and referral to JGO)                                       |

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| <a href="#">2076</a> | (HMS) | <a href="#">S.B. No. 2226, S.D. 1</a><br>"RELATING TO SENIOR CITIZENS."<br>(Recommends passage on <u>SECOND READING</u> and referral to JGO)            |
| <a href="#">2077</a> | (TSM) | <a href="#">S.B. No. 2607, S.D. 1</a><br>"RELATING TO ACTIVITY DESKS."<br>(Recommends passage on <u>SECOND READING</u> and referral to CPN)             |
| <a href="#">2078</a> | (ENE) | <a href="#">S.B. No. 2817, S.D. 1</a><br>"RELATING TO SOLAR ENERGY DEVICES."<br>(Recommends passage on <u>SECOND READING</u> and referral to CPN)       |
| <a href="#">2079</a> | (ENE) | <a href="#">S.B. No. 2407, S.D. 1</a><br>"RELATING TO RENEWABLE ENERGY."<br>(Recommends passage on <u>SECOND READING</u> and referral to CPN)           |
| <a href="#">2080</a> | (ENE) | <a href="#">S.B. No. 2357, S.D. 1</a><br>"RELATING TO RENEWABLE ENERGY."<br>(Recommends passage on <u>SECOND READING</u> and referral to CPN)           |
| <a href="#">2081</a> | (ENE) | <a href="#">S.B. No. 2361, S.D. 1</a><br>"RELATING TO WASTE STREAM REDUCTION."<br>(Recommends passage on <u>SECOND READING</u> and referral to CPN/JGO) |
| <a href="#">2082</a> | (ENE) | <a href="#">S.B. No. 2356, S.D. 1</a><br>"RELATING TO LEAF BLOWERS."<br>(Recommends passage on <u>SECOND READING</u> and referral to JGO)               |

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| <a href="#">2083</a> | (CPN) | <a href="#">S.B. No. 2809, S.D. 1</a><br>"RELATING TO UTILITIES<br>REGULATION."<br>(Recommends passage on <u>SECOND<br/>READING</u> and referral to WAM)   |
| <a href="#">2084</a> | (CPN) | <a href="#">S.B. No. 2372, S.D. 1</a><br>"RELATING TO SUNRISE REVIEWS."<br>(Recommends passage on <u>SECOND<br/>READING</u> and referral to WAM)   |
| <a href="#">2085</a> | (ENE) | <a href="#">S.B. No. 2544, S.D. 1</a><br>"RELATING TO THE ISSUANCE OF<br>SPECIAL PURPOSE REVENUE BONDS<br>TO ASSIST HONOLULU SEAWATER AIR<br>CONDITIONING LLC PROJECTS ON THE<br>ISLAND OF OAHU."<br>(Recommends passage on <u>SECOND<br/>READING</u> and referral to WAM) |
| <a href="#">2086</a> | (ENE) | <a href="#">S.B. No. 2420, S.D. 1</a><br>"RELATING TO THE DEPOSIT<br>BEVERAGE CONTAINER PROGRAM."<br>(Recommends passage on <u>SECOND<br/>READING</u> and referral to WAM)   |
| <a href="#">2087</a> | (ENE) | <a href="#">S.B. No. 2563</a><br>"RELATING TO ENERGY EFFICIENCY."<br>(Recommends passage on <u>SECOND<br/>READING</u> and referral to WAM)   |
| <a href="#">2088</a> | (ENE) | <a href="#">S.B. No. 2926, S.D. 1</a><br>"RELATING TO THE ISSUANCE OF<br>SPECIAL PURPOSE REVENUE BONDS."<br>(Recommends passage on <u>SECOND<br/>READING</u> and referral to WAM)  |

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| <a href="#">2089</a> | (HMS)     | <a href="#">S.B. No. 2067, S.D. 1</a><br>"RELATING TO MEDICAID<br>ELIGIBILITY."<br>(Recommends passage on <u>SECOND<br/>READING</u> and referral to WAM)   |
| <a href="#">2090</a> | (HMS)     | <a href="#">S.B. No. 2049, S.D. 1</a><br>"RELATING TO VOCATIONAL<br>REHABILITATION."<br>(Recommends passage on <u>SECOND<br/>READING</u> and referral to WAM)  |
| <a href="#">2091</a> | (HRE/EDH) | <a href="#">S.B. No. 2649, S.D. 1</a><br>"RELATING TO UNIVERSITY OF<br>HAWAII PROJECTS."<br>(Recommends passage on <u>SECOND<br/>READING</u> and referral to WAM)  |
| <a href="#">2092</a> | (HTH)     | <a href="#">S.B. No. 2267, S.D. 1</a><br>"RELATING TO BUILDING DESIGN FOR<br>PERSONS WITH DISABILITIES."<br>(Recommends passage on <u>SECOND<br/>READING</u> and referral to WAM)                                      |
| <a href="#">2093</a> | (HTH)     | <a href="#">S.B. No. 2274, S.D. 1</a><br>"RELATING TO THE ISSUANCE OF<br>SPECIAL PURPOSE REVENUE BONDS<br>TO ASSIST HAWAII PACIFIC HEALTH."<br>(Recommends passage on <u>SECOND<br/>READING</u> and referral to WAM)   |
| <a href="#">2094</a> | (LBR)     | <a href="#">S.B. No. 2326</a><br>"RELATING TO WAGES, HOURS, AND<br>WORKING CONDITIONS OF<br>EMPLOYEES OF CONTRACTORS<br>PERFORMING SERVICES."<br>(Recommends passage on <u>SECOND<br/>READING</u> and referral to WAM) |

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| <a href="#">2095</a> | (HTH/HMS) | <a href="#">S.B. No. 2466, S.D. 1</a><br>"MAKING AN APPROPRIATION FOR THE WOMEN AND INFANT CHILDREN FARMERS' MARKET NUTRITION PROGRAM."<br>(Recommends passage on <u>SECOND READING</u> and referral to WAM) |
| <a href="#">2096</a> | (LBR)     | <a href="#">S.B. No. 2528, S.D. 1</a><br>"RELATING TO SEPARATION INCENTIVES."<br>(Recommends passage on <u>SECOND READING</u> and referral to WAM)   |
| <a href="#">2097</a> | (LBR)     | <a href="#">S.B. No. 2833, S.D. 1</a><br>"RELATING TO THE ISSUANCE OF PENSION OBLIGATION BONDS."<br>(Recommends passage on <u>SECOND READING</u> and referral to WAM)  |
| <a href="#">2098</a> | (LBR/JGO) | <a href="#">S.B. No. 2061, S.D. 1</a><br>"RELATING TO PROCUREMENT."<br>(Recommends passage on <u>SECOND READING</u> and referral to WAM)   |
| <a href="#">2099</a> | (CPN)     | <a href="#">S.B. No. 2022, S.D. 1</a><br>"RELATING TO MOTOR VEHICLES."<br>(Recommends passage on <u>SECOND READING</u> and referral to JGO)  |
| <a href="#">2100</a> | (CPN)     | <a href="#">S.B. No. 2799, S.D. 1</a><br>"RELATING TO UNIFORM REAL PROPERTY TRANSFER ON DEATH."<br>(Recommends passage on <u>SECOND READING</u> and referral to JGO)   |

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| <a href="#">2101</a> | (CPN) | <a href="#">S.B. No. 2842, S.D. 1</a><br>"RELATING TO THE PERMITTED TRANSFERS IN TRUST ACT."<br>(Recommends passage on <u>SECOND READING</u> and referral to WAM)  |
| <a href="#">2102</a> | (CPN) | <a href="#">S.B. No. 2887, S.D. 1</a><br>"RELATING TO TAXATION."<br>(Recommends passage on <u>SECOND READING</u> and referral to WAM)  |
| <a href="#">2103</a> | (WTL) | <a href="#">S.B. No. 2408, S.D. 1</a><br>"RELATING TO HOUSING DEVELOPMENT."<br>(Recommends passage on <u>SECOND READING</u> and referral to EDH)   |
| <a href="#">2104</a> | (WTL) | <a href="#">S.B. No. 2170</a><br>"RELATING TO FORCE FEEDING."<br>(Recommends passage on <u>SECOND READING</u> and referral to JGO)   |
| <a href="#">2105</a> | (PSM) | <a href="#">S.B. No. 2533</a><br>"RELATING TO AN AUDIT OF CONTRACTS OF THE DEPARTMENT OF PUBLIC SAFETY WITH THE CORRECTIONS CORPORATION OF AMERICA AND THE FEDERAL DETENTION CENTER."<br>(Recommends passage on <u>SECOND READING</u> and referral to WAM) |
| <a href="#">2106</a> | (PSM) | <a href="#">S.B. No. 2502</a><br>"MAKING AN APPROPRIATION TO THE HAWAII CIVIL AIR PATROL FOR OPERATING EXPENSES."<br>(Recommends passage on <u>SECOND READING</u> and referral to WAM)   |



<a href="#">2107</a>	(PSM)	<a href="#">S.B. No. 2540, S.D. 1</a> "RELATING TO PUBLIC SAFETY." (Recommends passage on <u>SECOND READING</u> and referral to WAM)
<a href="#">2108</a> (48 Hrs. Notice)	(CPN)	<a href="#">S.B. No. 2699, S.D. 1</a> "RELATING TO RESTORATION OF CERTAIN FORFEITED PROFESSIONAL AND VOCATIONAL LICENSES." (Recommends passage on <u>SECOND READING</u> and placement on the calendar for Third Reading)
<a href="#">2109</a> (48 Hrs. Notice)	(CPN)	<a href="#">S.B. No. 2812, S.D. 1</a> "RELATING TO CAPTIVE INSURANCE COMPANIES." (Recommends passage on <u>SECOND READING</u> and placement on the calendar for Third Reading)
<a href="#">2110</a> (48 Hrs. Notice)	(CPN)	<a href="#">S.B. No. 2596, S.D. 1</a> "RELATING TO GROUP LIFE INSURANCE." (Recommends passage on <u>SECOND READING</u> and placement on the calendar for Third Reading)
<a href="#">2111</a> (48 Hrs. Notice)	(CPN)	<a href="#">S.B. No. 2015, S.D. 1</a> "RELATING TO INTRASTATE TELECOMMUNICATIONS SERVICES." (Recommends passage on <u>SECOND READING</u> and placement on the calendar for Third Reading)

<a href="#">2112</a> (48 Hrs. Notice)	(TIA/WTL)	<a href="#">S.B. No. 2375, S.D. 1</a> "RELATING TO HIGHWAYS." (Recommends passage on <u>SECOND READING</u> and placement on the calendar for Third Reading)
<a href="#">2113</a> (48 Hrs. Notice)	(WTL)	<a href="#">S.B. No. 2524, S.D. 1</a> "RELATING TO ISLAND BURIAL COUNCILS." (Recommends passage on <u>SECOND READING</u> and placement on the calendar for Third Reading)
<a href="#">2114</a> (48 Hrs. Notice)	(WAM)	<a href="#">H.B. No. 2162, H.D. 1, S.D. 1</a> "MAKING APPROPRIATIONS TO PROVIDE FOR THE EXPENSES OF THE LEGISLATURE, THE AUDITOR, THE LEGISLATIVE REFERENCE BUREAU, AND THE OMBUDSMAN." (Recommends passage on <u>SECOND READING</u> and placement on the calendar for Third Reading)
<a href="#">2115</a> (One Day Notice)	(CPN)	<a href="#">S.B. No. 2018</a> "RELATING TO NEGOTIABLE INSTRUMENTS." (Recommends passage on <u>SECOND READING</u> and placement on the calendar for Third Reading)
<a href="#">2116</a> (One Day Notice)	(CPN)	<a href="#">S.B. No. 2016</a> "RELATING TO LIFE SETTLEMENTS." (Recommends passage on <u>SECOND READING</u> and placement on the calendar for Third Reading)

[2117](#)  
(One Day Notice)

(CPN)

[S.B. No. 2017](#)

"RELATING TO INSURANCE CLAIMS  
ADJUSTERS."

(Recommends passage on SECOND  
READING and placement on the calendar for  
Third Reading)

[2118](#)  
(One Day Notice)

(CPN)

[S.B. No. 2602](#)

"RELATING TO REAL ESTATE  
LICENSEES."

(Recommends passage on SECOND  
READING and placement on the calendar for  
Third Reading)

[2119](#)  
(One Day Notice)

(HRE/EDH)

[S.B. No. 2432](#)

"RELATING TO HAWAII INSTITUTE FOR  
EDUCATIONAL PARTNERSHIPS."

(Recommends passage on SECOND  
READING and placement on the calendar for  
Third Reading)

[2120](#)  
(One Day Notice)

(TIA)

[S.B. No. 2759](#)

"RELATING TO DRIVER LICENSING."

(Recommends passage on SECOND  
READING and placement on the calendar for  
Third Reading)

[2121](#)  
(One Day Notice)

(TIA)

[S.B. No. 2754](#)

"RELATING TO COMMERCIAL DRIVER  
LICENSING."

(Recommends passage on SECOND  
READING and placement on the calendar for  
Third Reading)

ORDER OF THE DAY

8. Deferred Matters – Agree/Disagree

HSE. COM. NO.

REFERRAL

10

[S.B. No. 1311, S.D. 1, H.D. 1](#)  
"RELATING TO AQUATIC  
RESOURCES."(Aquatic Resources; UH;  
DLNR)

AGREE/DISAGREE

9. Miscellaneous Communications: None

10. Miscellaneous Business

11. Announcements

• Committee Hearing Schedule:

<u>COMMITTEE</u>	<u>DATE &amp; TIME</u>	<u>ROOM</u>
HMS	2/9/2010 1:15 PM	016
HRE	2/9/2010 1:15 PM	225
PSM/CPN	2/9/2010 1:15 PM	229
PSM/LBR	2/9/2010 1:20 PM	229
PSM	2/9/2010 1:25 PM	229
HMS/TIA	2/9/2010 1:30 PM	016
WTL/HRE/EDH	2/9/2010 1:30 PM	225
LBR/EDH	2/9/2010 2:15 PM	224
HMS/CPN	2/9/2010 2:30 PM	016
ENE	2/9/2010 2:45 PM	225
ENE/WTL	2/9/2010 2:45 PM	225
HTH/LBR	2/9/2010 2:45 PM	224
LBR/HTH	2/9/2010 2:45 PM	224
TSM	2/9/2010 2:45 PM	229
ENE	2/9/2010 3:00 PM	225
LBR	2/9/2010 3:00 PM	224
LBR/JGO	2/9/2010 3:00 PM	224
HMS/LBR	2/9/2010 3:30 PM	224
LBR/HMS	2/9/2010 3:30 PM	224

HMS	2/9/2010 4:30 PM	016
CPN	2/10/2010 9:00 AM	229
CPN/TSM	2/10/2010 9:00 AM	229
CPN	2/10/2010 9:15 AM	229
JGO	2/10/2010 9:30 AM	016
WAM	2/10/2010 9:30 AM	211
CPN/TIA	2/10/2010 10:45 AM	229
CPN/WTL	2/10/2010 11:00 AM	229
EDH/EDT	2/10/2010 1:15 PM	225
EDH/HMS/CPN	2/10/2010 1:15 PM	225
TIA	2/10/2010 1:15 PM	224
TIA/PSM	2/10/2010 1:15 PM	224
EDH	2/10/2010 1:20 PM	225
EDT	2/10/2010 1:30 PM	016
EDT/TSM	2/10/2010 1:30 PM	016
TIA	2/10/2010 2:00 PM	224
HTH	2/10/2010 2:45 PM	016
HTH/EDT	2/10/2010 2:45 PM	016
WTL	2/10/2010 2:45 PM	229
HUS-HMS	2/11/2010 9:30 AM	329
WAM	2/11/2010 9:30 AM	211
WTL/JGO	2/11/2010 10:30 AM	016
HMS/PSM	2/11/2010 1:15 PM	016
PSM/WTL	2/11/2010 1:30 PM	229
CPN/LBR	2/17/2010 9:00 AM	229
CPN	2/17/2010 9:15 AM	229
EDN-EDH	2/17/2010 3:00 PM	309
EDN-EDH	2/17/2010 4:00 PM	309
HRE	2/18/2010 1:15 PM	225
HMS-HTH	2/18/2010 2:45 PM	016
CPN	2/23/2010 9:00 AM	229

- Senate Session will convene at 11:30 a.m. on Wednesday, February 10, 2010.

## 12. Adjournment