

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

SIXTEENTH DAY

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

ORDER OF BUSINESS

Invocation by The Honorable Gary L. Hooser
Hawai'i State Senate

Roll Call

Approval of the Journal

Introductions

1. Messages from the Governor: Nos. 240-244

<u>MEASURE</u>	<u>TITLE</u>	<u>REFERRAL</u>
G.M. No. 240	Submitting for consideration and confirmation to the Intermediate Court of Appeals as Associate Judge, Gubernatorial Nominee, LISA M. GINOZA, for a term of ten years.	JGO
G.M. No. 241	Submitting for consideration and confirmation to the Circuit Court of the First Circuit, State of Hawaii, Gubernatorial Nominee, ROBERT M. BROWNING, for a term to expire in ten years.	JGO
G.M. No. 242	Submitting for consideration and confirmation as Chairman of the Department of Hawaiian Home Lands, Gubernatorial Nominee, KAULANA PARK, for a term to expire 12-31-2010.	WTL

[G.M. No. 243](#) Submitting for consideration and confirmation as JGO
State Procurement Administrator, Gubernatorial
Nominee, AARON FUJIOKA, for a term to
expire 08-25-2013.

[G.M. No. 244](#) Dated February 1, 2010, transmitting the Hawaii FILE
Health Systems Corporation's Annual Internal
Audit Report for Calendar Year 2009, pursuant to
Section 323F-22, HRS.

2. Departmental Communications: None

3. House Communication Nos. 14-20

Informing the Senate that on February 10, 2010,
the following House Bills passed Third Reading
in the House:

REFERRAL

14 [H.B. No. 134, H.D. 2](#)
"RELATING TO MOTOR VEHICLE DRIVER
LICENSING."(Motor Vehicle Driver Licensing)

15 [H.B. No. 939, H.D. 1](#)
"RELATING TO COASTAL ZONE
MANAGEMENT."(Coastal Zone Management;
Permits)

16 [H.B. No. 1684, H.D. 2](#)
"RELATING TO INVASIVE
SPECIES."(Invasive Species; Penalties)

17 [H.B. No. 1992, H.D. 1](#)
"RELATING TO THE INTERMEDIATE
APPELLATE COURT."(Intermediate Court of
Appeals; Subpoenas; Oaths)

18 [H.B. No. 2254, H.D. 1](#)
"RELATING TO COMPUTER
SECURITY."(Computer Crimes; Unauthorized
Installation of Software)

- 19 [H.B. No. 2360](#)
"RELATING TO INTRASTATE
TELECOMMUNICATIONS
SERVICES."(Intrastate Telecommunications
Services)
- 20 [H.B. No. 2721, H.D. 1](#)
"RELATING TO COURT
REPORTERS."(Judiciary; Shorthand Reporters)

4. Senate Communications: None
5. Judiciary Communications: None
6. Introduction of Measures: Senate Concurrent Resolution Nos. 79-80
 Senate Resolution Nos. 34-35
7. Standing Committee Report Nos. 2173-2205

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| 2173 | (ENE) | S.B. No. 2423
"RELATING TO CONDOMINIUMS."
(Recommends passage on <u>SECOND</u>
<u>READING</u> and referral to CPN) |
| 2174 | (ENE) | S.B. No. 2488, S.D. 1
"RELATING TO RENEWABLE ENERGY."
(Recommends passage on <u>SECOND</u>
<u>READING</u> and referral to CPN) |
| 2175 | (ENE) | S.B. No. 2559, S.D. 1
"RELATING TO ENVIRONMENTAL
PROTECTION."
(Recommends passage on <u>SECOND</u>
<u>READING</u> and referral to JGO) |

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| 2176 | (HMS) | S.B. No. 2662, S.D. 1
"RELATING TO PORNOGRAPHY
OFFENSES AGAINST CHILDREN."
(Recommends passage on <u>SECOND</u>
<u>READING</u> and referral to JGO) |
| 2177 | (HMS) | S.B. No. 2044, S.D. 1
"MAKING AN APPROPRIATION FOR
THE MAINTENANCE OF DOMESTIC
VIOLENCE SHELTERS."
(Recommends passage on <u>SECOND</u>
<u>READING</u> and referral to WAM) |
| 2178 | (HMS/HTH) | S.B. No. 2101, S.D. 1
"RELATING TO FUNDING FOR
PARKING FOR DISABLED PERSONS."
(Recommends passage on <u>SECOND</u>
<u>READING</u> and referral to WAM) |
| 2179 | (HMS/HTH) | S.B. No. 2087, S.D. 1
"RELATING TO EARLY INTERVENTION
SERVICES."
(Recommends passage on <u>SECOND</u>
<u>READING</u> and referral to WAM) |
| 2180 | (WTL) | S.B. No. 2522, S.D. 1
"RELATING TO LANDOWNER
LIABILITY."
(Recommends passage on <u>SECOND</u>
<u>READING</u> and referral to JGO) |
| 2181 | (WTL) | S.B. No. 2485, S.D. 1
"RELATING TO MOKAUEA ISLAND."
(Recommends passage on <u>SECOND</u>
<u>READING</u> and referral to JGO) |

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| 2182 | (WTL) | S.B. No. 2523, S.D. 1
"RELATING TO AGRICULTURAL INSPECTIONS."
(Recommends passage on <u>SECOND READING</u> and referral to WAM) |
| 2183 | (WTL) | S.B. No. 2525, S.D. 1
"RELATING TO LANDS CONTROLLED BY THE STATE."
(Recommends passage on <u>SECOND READING</u> and referral to EDH) |
| 2184 | (TIA) | S.B. No. 2545, S.D. 1
"RELATING TO INTOXICATING LIQUOR."
(Recommends passage on <u>SECOND READING</u> and referral to CPN) |
| 2185 | (TIA/PSM) | S.B. No. 2213, S.D. 1
"RELATING TO COUNTIES."
(Recommends passage on <u>SECOND READING</u> and referral to WAM) |
| 2186 | (EDT) | S.B. No. 2299, S.D. 1
"RELATING TO CREATIVE MEDIA."
(Recommends passage on <u>SECOND READING</u> and referral to WAM) |
| 2187 | (EDT) | S.B. No. 2829, S.D. 1
"RELATING TO TAXATION."
(Recommends passage on <u>SECOND READING</u> and referral to WAM) |
| 2188 | (EDH/TIA) | S.B. No. 2110, S.D. 1
"RELATING TO AFFORDABLE HOUSING."
(Recommends passage on <u>SECOND READING</u> and referral to WTL) |

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| 2189 | (EDH/TIA) | S.B. No. 2575, S.D. 1
"RELATING TO HOUSING."
(Recommends passage on <u>SECOND READING</u> and referral to WAM) |
| 2190 | (EDH) | S.B. No. 2281, S.D. 1
"RELATING TO EDUCATION."
(Recommends passage on <u>SECOND READING</u> and referral to WAM) |
| 2191 | (HMS/HTH) | S.B. No. 2474
"RELATING TO INTOXICATING LIQUOR VIOLATIONS INVOLVING MINORS."
(Recommends passage on <u>SECOND READING</u> and referral to JGO) |
| 2192 | (PSM) | S.B. No. 2911, S.D. 1
"RELATING TO THE POWER OF ARREST."
(Recommends passage on <u>SECOND READING</u> and referral to JGO) |
| 2193 | (PSM) | S.B. No. 2843, S.D. 1
"RELATING TO FLAGS."
(Recommends passage on <u>SECOND READING</u> and referral to JGO) |
| 2194 | (PSM) | S.B. No. 2768, S.D. 1
"RELATING TO PAROLE."
(Recommends passage on <u>SECOND READING</u> and referral to JGO) |

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| 2195 | (PSM) | S.B. No. 2365, S.D. 1
"RELATING TO CONSUMER
FIREWORKS."
(Recommends passage on <u>SECOND</u>
<u>READING</u> and referral to JGO) |
| 2196 | (PSM) | S.B. No. 2202, S.D. 1
"RELATING TO THE CIVIL DEFENSE
AND EMERGENCY ACT."
(Recommends passage on <u>SECOND</u>
<u>READING</u> and referral to JGO) |
| 2197 | (PSM) | S.B. No. 2702, S.D. 1
"RELATING TO A MAJOR DISASTER
TRUST ACCOUNT."
(Recommends passage on <u>SECOND</u>
<u>READING</u> and referral to WAM) |
| 2198 | (WTL/HRE/EDH) | S.B. No. 2903, S.D. 1
"RELATING TO THE HAWAIIAN
LANGUAGE COLLEGE."
(Recommends passage on <u>SECOND</u>
<u>READING</u> and referral to WAM) |
| 2199 | (WTL/TIA) | S.B. No. 2942, S.D. 1
"RELATING TO THE ALOHA TOWER
DEVELOPMENT CORPORATION."
(Recommends passage on <u>SECOND</u>
<u>READING</u> and referral to WAM) |
| 2200 | (HMS) | S.B. No. 2075
"MAKING AN APPROPRIATION FOR
THE STATE COMMISSION ON
FATHERHOOD."
(Recommends passage on <u>SECOND</u>
<u>READING</u> and referral to WAM) |

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| 2201 | (HMS/HTH) | S.B. No. 2088, S.D. 1
"RELATING TO FUNDING OF EARLY INTERVENTION SERVICES."
(Recommends passage on <u>SECOND READING</u> and referral to WAM) |
| 2202 | (HMS/HTH) | S.B. No. 2089, S.D. 1
"RELATING TO HEALTHY START."
(Recommends passage on <u>SECOND READING</u> and referral to WAM) |
| 2203 | (HMS) | S.B. No. 2417
"MAKING AN EMERGENCY APPROPRIATION FOR THE DEPARTMENT OF HUMAN SERVICES TO ADDRESS THE BUDGET SHORTFALL."
(Recommends passage on <u>SECOND READING</u> and referral to WAM) |
| 2204 | (HMS/HTH) | S.B. No. 2099, S.D. 1
"RELATING TO HEALTH."
(Recommends passage on <u>SECOND READING</u> and referral to JGO) |
| 2205
(One Day Notice) | (HMS) | S.B. No. 2076
"RELATING TO THE COMMISSION ON FATHERHOOD."
(Recommends passage on <u>SECOND READING</u> and placement on the calendar for Third Reading) |

ORDER OF THE DAY

8. Third Reading

[\(See Stand. Com. Rep. No. 2108\)](#)

[Testimony](#) [Prior Versions](#) [Status](#)

[S.B. No. 2699, S.D. 1](#)

"RELATING TO RESTORATION OF CERTAIN FORFEITED PROFESSIONAL AND VOCATIONAL LICENSES." - (CPN)

(Restoration Time Limits; Forfeited Licenses; Chiropractic Examiners; Individual Real Estate Brokers and Salespersons)

[\(See Stand. Com. Rep. No. 2109\)](#)

[Testimony](#) [Prior Versions](#) [Status](#)

[S.B. No. 2812, S.D. 1](#)

"RELATING TO CAPTIVE INSURANCE COMPANIES." - (CPN)

(Captive Insurance Companies)

[\(See Stand. Com. Rep. No. 2110\)](#)

[Testimony](#) [Prior Versions](#) [Status](#)

[S.B. No. 2596, S.D. 1](#)

"RELATING TO GROUP LIFE INSURANCE." - (CPN)

(Group Life Insurance Policies)

[\(See Stand. Com. Rep. No. 2111\)](#)

[Testimony](#) [Prior Versions](#) [Status](#)

[S.B. No. 2015, S.D. 1](#)

"RELATING TO INTRASTATE TELECOMMUNICATIONS SERVICES." - (CPN)

(Intrastate Telecommunications Services)

[\(See Stand. Com. Rep. No. 2112\)](#)

[Testimony](#) [Prior Versions](#) [Status](#)

[S.B. No. 2375, S.D. 1](#)

"RELATING TO HIGHWAYS." - (TIA/WTL)

(Highways; Scenic Lookouts; Vending)

[\(See Stand. Com. Rep. No. 2113\)](#)

[Testimony](#) [Prior Versions](#) [Status](#)

[S.B. No. 2524, S.D. 1](#)

"RELATING TO ISLAND BURIAL COUNCILS." - (WTL)

(Island Burial Councils; Molokai; Waiver of Requirements)

[\(See Stand. Com. Rep. No. 2114\)](#)

[Testimony](#) [Prior Versions](#) [Status](#)

[H.B. No. 2162, H.D. 1, S.D. 1](#)

"MAKING APPROPRIATIONS TO PROVIDE FOR THE EXPENSES OF THE LEGISLATURE, THE AUDITOR, THE LEGISLATIVE REFERENCE BUREAU, AND THE OMBUDSMAN." - (WAM)

(Legislative Appropriations)

9. Miscellaneous Communications: None

10. Miscellaneous Business

11. Announcements

- Floor Presentation for Friday, February 12, 2010:

RECOGNIZING PEARL HARBOR HISTORIC SITES PARTNERS AND COMMEMORATING THE 65TH ANNIVERSARY OF THE END OF WORLD WAR II AND THE ROLE OF THE USS MISSOURI IN THE SURRENDER CEREMONY.
(Senator Sakamoto)

- Committee Hearing Schedule:

<u>COMMITTEE</u>	<u>DATE & TIME</u>	<u>ROOM</u>
HMS/PSM	2/11/2010 1:15 PM	016
HTH/PSM	2/11/2010 1:30 PM	229
PSM	2/11/2010 1:30 PM	229
PSM/WTL	2/11/2010 1:30 PM	229
FIN-WAM	2/12/2010 2:30 PM	Auditorium
CPN/LBR	2/17/2010 9:00 AM	229
CPN	2/17/2010 9:15 AM	229

EDH/HRE/LBR	2/17/2010 1:15 PM	225
EDN-EDH	2/17/2010 3:00 PM	309
EDN-EDH	2/17/2010 4:00 PM	309
CPN	2/18/2010 9:00 AM	229
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 Friday, February 12, 2010.

12. Adjournment