

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

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TWENTY-FOURTH DAY

MARCH 4, 2010-THURSDAY-11:30 O'CLOCK A.M.

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ORDER OF BUSINESS

Invocation by The Honorable Sam Slom  
Hawaii State Senate

Roll Call

Approval of the Journal

Introductions

1. Messages from the Governor: Nos. 338-341

<u>MEASURE</u>	<u>TITLE</u>	<u>REFERRAL</u>
<a href="#">G.M. No. 338</a>	Submitting for consideration and confirmation to the Land Use Commission, Gubernatorial Nominee, DUANE KANUHA, for a term to expire 6-30-2013.	WTL
<a href="#">G.M. No. 339</a>	Submitting for consideration and confirmation to the Land Use Commission, Gubernatorial Nominee, KYLE JAMES KALEO CHOCK, for a term to expire 6-30-2014.	WTL
<a href="#">G.M. No. 340</a>	Submitting for consideration and confirmation to the Land Use Commission, Gubernatorial Nominee, RONALD I. HELLER, for a term to expire 6-30-2014.	WTL



7. Standing Committee Report Nos. 2653-2657

[2653](#) (HMS)  
(One Day Notice)

[G.M. No. 266](#)  
"Submitting for consideration and confirmation to the Statewide Council on Independent Living, Gubernatorial Nominee, BEVERLY C. WONG, for a term to expire 6-30-2013."

(Recommends Senate Consent to Nomination)

[2654](#) (EDH)  
(One Day Notice)

[S.C.R. No. 21](#)  
"REQUESTING PUBLIC AND PRIVATE SCHOOLS TO INCORPORATE MORE KINESTHETIC AND OTHER TYPES OF LEARNING INTO SCHOOL CURRICULA."

(Recommends Adoption)

[2655](#) (EDH)  
(One Day Notice)

[S.C.R. No. 28, S.D. 1](#)  
"ENCOURAGING THE DEPARTMENT OF EDUCATION TO EXPAND IMPLEMENTATION OF THE OFFER VERSUS SERVE CONCEPT TO ALL PUBLIC SCHOOLS IN THE STATE TO FURTHER REDUCE FOOD AND MILK WASTE." (AMENDED TITLE)

(Recommends Adoption)

[2656](#) (EDH)  
(One Day Notice)

[S.C.R. No. 94, S.D. 1](#)  
"REQUESTING A REPORT ON TO THE ESTIMATED COST, COST SAVINGS, AND IMPACT OF PROVIDING AND EXPANDING ONLINE INSTRUCTION THROUGH THE HAWAII VIRTUAL LEARNING NETWORK'S PROGRAMS AND COURSES." (AMENDED TITLE)

(Recommends Adoption)

[2657](#)  
(One Day Notice)

(JGO)

[S.C.R. No. 38, S.D. 1](#)  
"RECOMMENDING THAT THE KAPOLEI  
COURT COMPLEX BE RENAMED THE  
"RONALD T.Y. MOON JUDICIAL  
COMPLEX".  
(Recommends Adoption)

ORDER OF THE DAY

8. Deferred Matters – Agree/Disagree

HSE. COM. NO.

REFERRAL

54	<a href="#">S.B. No. 466, S.D. 2, H.D. 1</a> "RELATING TO POLLUTION."(Leaf Blowers; Noise Pollution; Debris; Violations)	AGREE/DISAGREE
55	<a href="#">S.B. No. 549, S.D. 1, H.D. 1</a> "RELATING TO MOTOR VEHICLE EXPRESS WARRANTY ENFORCEMENT."(Motor Vehicles; Motorcycles; Warranty; Lemon Law)	AGREE/DISAGREE
58	<a href="#">S.B. No. 898, S.D. 2, H.D. 1</a> "RELATING TO CIVIL DEFENSE."(Liability Exemptions; Disasters; Care Homes; Schools)	AGREE/DISAGREE
165	<a href="#">S.B. No. 771, S.D. 1, H.D. 1</a> "RELATING TO APPRAISALS."(Real Estate Appraisal Arbitration; Uniform Standards of Professional Appraisal Practice)	AGREE/DISAGREE

9. Advise and Consent

<a href="#">2646</a>	HMS	<a href="#">G.M. No. 201</a> "Submitting for consideration and confirmation to the State Rehabilitation Council, Gubernatorial Nominee, NATHAN E. SAY, for a term to expire 6-30-2011."
<a href="#">Testimony Status</a>		
<a href="#">2647</a>	HMS	<a href="#">G.M. No. 202</a> "Submitting for consideration and confirmation to the Statewide Council on Independent Living, Gubernatorial Nominee, NATHAN E. SAY, for a term to expire 6-30-2014."
<a href="#">Testimony Status</a>		
<a href="#">2648</a>	TIA	<a href="#">G.M. No. 226</a> "Submitting for consideration and confirmation to the Harbors Modernization Group, Gubernatorial Nominee, EDWARD W. ENOS JR., for a term to expire 6-30-2014."
<a href="#">Testimony Status</a>		
<a href="#">2649</a>	TIA	<a href="#">G.M. No. 227</a> "Submitting for consideration and confirmation to the Commission on Transportation, Gubernatorial Nominee, PETE G. PASCUA JR., for a term to expire 6-30-2014."
<a href="#">Testimony Status</a>		
<a href="#">2649</a>	TIA	<a href="#">G.M. No. 228</a> "Submitting for consideration and confirmation to the Commission on Transportation, Gubernatorial Nominee, LESTER H. FUKUDA, for a term to expire 6-30-2013."
<a href="#">Testimony Status</a>		

[2650](#) WTL [G.M. No. 233](#)  
[Testimony Status](#) "Submitting for consideration and confirmation to the Island Burial Council, Island of Molokai, Gubernatorial Nominee, SUE ANN M.M. HASEGAWA, for a term to expire 6-30-2014."

[2651](#) JGO [G.M. No. 240](#)  
[Testimony Status](#) "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."

[2652](#) JGO [G.M. No. 241](#)  
[Testimony Status](#) "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."

#### 10. Adopt Resolutions

[2640](#) HMS [S.C.R. No. 32, S.D. 1](#)  
[Testimony Prior Versions Status](#) "ESTABLISHING A HAWAII STATE FALL PREVENTION TASK FORCE TO DEVELOP A STATEWIDE APPROACH TO REDUCING FALLS AMONG OLDER ADULTS."

[2641](#) HMS [S.R. No. 23, S.D. 1](#)  
[Testimony Prior Versions Status](#) "ESTABLISHING A HAWAII STATE FALL PREVENTION TASK FORCE TO DEVELOP A STATEWIDE APPROACH TO REDUCING FALLS AMONG OLDER ADULTS."

<a href="#">2642</a>	HMS	<a href="#">S.C.R. No. 31, S.D. 1</a> "EXTENDING THE DEADLINE FOR THE HOME FOR LIFE TASK FORCE TO REPORT ITS FINDINGS AND RECOMMENDATIONS FOR REDUCING BARRIERS TO AGING IN PLACE AND FACILITATING MULTIGENERATIONAL LIVING."
<a href="#">Testimony</a> <a href="#">Prior</a> <a href="#">Versions</a> <a href="#">Status</a>		
<a href="#">2643</a>	HMS	<a href="#">S.R. No. 24, S.D. 1</a> "EXTENDING THE DEADLINE FOR THE HOME FOR LIFE TASK FORCE TO REPORT ITS FINDINGS AND RECOMMENDATIONS FOR REDUCING BARRIERS TO AGING IN PLACE AND FACILITATING MULTIGENERATIONAL LIVING."
<a href="#">Testimony</a> <a href="#">Prior</a> <a href="#">Versions</a> <a href="#">Status</a>		
<a href="#">2644</a>	TIA	<a href="#">S.C.R. No. 76</a> "REQUESTING A STUDY TO RECOMMEND STATUTORY AMENDMENTS TO ADDRESS THE SAFE AND PROPER OPERATION OF BICYCLES, MOPEDS, TWO-SEAT MOPEDS, SEGWAYS, HYBRID BICYCLES, AND POWERFUL MOPEDS. "
<a href="#">Testimony</a> <a href="#">Prior</a> <a href="#">Versions</a> <a href="#">Status</a>		
<a href="#">2645</a>	TIA	<a href="#">S.R. No. 32</a> "REQUESTING A STUDY TO RECOMMEND STATUTORY AMENDMENTS TO ADDRESS THE SAFE AND PROPER OPERATION OF BICYCLES, MOPEDS, TWO-SEAT MOPEDS, SEGWAYS, HYBRID BICYCLES, AND POWERFUL MOPEDS. "
<a href="#">Testimony</a> <a href="#">Prior</a> <a href="#">Versions</a> <a href="#">Status</a>		

11. Third Reading

[Stand. Com. Rep. No. 2632](#)

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

[S.B. No. 2534, S.D. 2](#)

"RELATING TO BAIL." - (JGO)

(Release on Bail; Procedure)

[Stand. Com. Rep. No. 2633](#)

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

[S.B. No. 2897, S.D. 2](#)

"RELATING TO HIGHWAY SAFETY." - (JGO)

(Highway Safety; Ignition Interlock Program)

[\(See Stand. Com. Rep. No. 2635\)](#)

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

[H.B. No. 2077, H.D. 1, S.D. 1](#)

"RELATING TO EDUCATION." - (EDH)

(Department of Education; High School Student Age Limits)

[\(See Floor Amendment No. 2\)](#)

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

[S.B. No. 2527, S.D. 2](#)

"RELATING TO AGRICULTURE." - (WTL)

(Agricultural Commodity; Livestock)

[\(See Floor Amendment No. 3\)](#)

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

[S.B. No. 2738, S.D. 2](#)

"RELATING TO THE LEGACY LAND CONSERVATION COMMISSION." - (WTL)

(Legacy Land Conservation Commission; Invasive Species)

[\(See Floor Amendment No. 4\)](#)

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

[S.B. No. 2395, S.D. 2](#)

"RELATING TO THE BUDGET." - (WAM/JGO)

(State Budget; Conflict with Statutory Provision)



12. Miscellaneous Communications: None

13. Miscellaneous Business

14. Announcements

- Floor Presentation for Friday, March 5, 2010:

COMMENDING AND CONGRATULATING MOTHERS AGAINST DRUNK DRIVING (MADD) HAWAI'I ON THE 25<sup>TH</sup> ANNIVERSARY OF ITS FOUNDING.  
(Senator Ige)

HONORING THE JAPANESE CULTURAL CENTER OF HAWAII FOR THEIR CONTINUED EFFORTS TO SUPPORT THE HAWAII INTERNMENT PROJECT.  
(Senate Espero)

- Committee Hearing Schedule:

<u>COMMITTEE</u>	<u>DATE &amp; TIME</u>	<u>ROOM</u>
CPN	3/5/2010 9:00 AM	229
CPN	3/5/2010 9:30 AM	229
HTH/CPN	3/5/2010 10:00 AM	229
EDT	3/5/2010 1:15 PM	016
HTH	3/5/2010 2:45 PM	016
WTL	3/5/2010 2:45 PM	229
WTL/TIA	3/5/2010 2:45 PM	229
JGO	3/9/2010 9:30 AM	016
HMS/PSM	3/9/2010 1:15 PM	229
PSM	3/9/2010 1:20 PM	229
EDH	3/22/2010 1:15 PM	225

- Senate Session will convene at 11:30 a.m. on Friday, March 5, 2010.

15. Adjournment