

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

TWENTY-FIFTH DAY

MARCH 5, 2010-FRIDAY-11:30 O'CLOCK A.M.

ORDER OF BUSINESS

Invocation by Headmaster Peiper Toyama
Pacific Buddhist Academy

Roll Call

Approval of the Journal

Introductions

- Floor Presentations:

COMMENDING AND CONGRATULATING MOTHERS AGAINST DRUNK
DRIVING (MADD) HAWAI'I ON THE 25TH 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)

1. Messages from the Governor: Nos. 342-345

<u>MEASURE</u>	<u>TITLE</u>	<u>REFERRAL</u>
G.M. No. 342	Dated January 26, 2010, transmitting a Report on the Development of a Plan for Increasing Aid and Assistance to Certified Organic Farmers, prepared by the Department of Agriculture pursuant to S.C.R. No 38 (2009).	FILE

G.M. No. 343	Dated March 1, 2010, transmitting the 2009 Report of the Commission to Promote Uniform Legislation, prepared by the Department of the Attorney General.	FILE
G.M. No. 344	Dated March 1, 2010, transmitting a Report on the Series of Discussions Convened by the Na Ala Hele Advisory Council on the Safe Use of Hunting Dogs on Trails that Cross Public Hunting Areas, prepared by the Department of Land and Natural Resources pursuant to H.C.R. No. 60 (2009).	FILE
G.M. No. 345	Dated March 1, 2010, transmitting a Report on the Accounting of All Receipts from Lands Described in Section 5(f) of the Admission Act for Fiscal Year 2008-2009, prepared by the Department of Land and Natural Resources pursuant to Act 178, Section 5, SLH 2006.	FILE

2. Departmental Communication No. 75

<u>MEASURE</u>	<u>TITLE</u>	<u>REFERRAL</u>
D.C. No. 75	From the County of Hawaii, Department of Environmental Management, dated February 24, 2010, transmitting the Kapoho Beach Lots, Farm Lots, and Vacationland Estates Wastewater Feasibility Report, pursuant to Act 223, SLH 2006.	FILE

3. House Communications Nos. 254-258

Informing the Senate that on March 4, 2010, the following House Bill passed Third Reading in the House:

REFERRAL

254 [H.B. No. 2003, H.D. 3](#) JGO
"RELATING TO CAMPAIGN
FINANCING."(Elections; Campaign Financing)

Returning the following Senate Bills which passed Third Reading in the House on March 4, 2010:

255 [S.B. No. 2015, S.D. 1](#) FILE
"RELATING TO INTRASTATE
TELECOMMUNICATIONS
SERVICES."(Intrastate Telecommunications
Services)

256 [S.B. No. 2017](#) FILE
"RELATING TO INSURANCE CLAIMS
ADJUSTERS."(Insurance Claims Adjusters;
Crop Insurance)

257 [S.B. No. 2812, S.D. 1](#) FILE
"RELATING TO CAPTIVE INSURANCE
COMPANIES."(Captive Insurance Companies)

Informing the Senate that on March 4, 2010, the House disagreed to the amendments proposed by the Senate to the following House bill:

258 [H.B. No. 2077, H.D. 1, S.D. 1](#) FILE
"RELATING TO EDUCATION."(Department of
Education; High School Student Age Limits)

4. Senate Communications: None

5. Judiciary Communications: None

6. Introduction of Measures: Senate Concurrent Resolution Nos. 147-157
Senate Resolution Nos. 67-69

7. Standing Committee Report Nos. 2658-2670

[2658](#) (CPN)
(One Day Notice)

[G.M. No. 180](#)
"Submitting for consideration and confirmation to the Contractors License Board, Gubernatorial Nominee, GERALD YAMADA, for a term to expire 6-30-2014."

(Recommends Senate Consent to Nomination)

[2658](#) (CPN)
(One Day Notice)

[G.M. No. 236](#)
"Submitting for consideration and confirmation to the Contractors License Board, Gubernatorial Nominee, RANDALL B.C. LAU, for a term to expire 6-30-2014."

(Recommends Senate Consent to Nomination)

[2659](#) (CPN)
(One Day Notice)

[G.M. No. 181](#)
"Submitting for consideration and confirmation to the Board of Dental Examiners, Gubernatorial Nominee, MELANIE BILBAENO VALLEJOS DDS, for a term to expire 6-30-2014."

(Recommends Senate Consent to Nomination)

[2660](#) (CPN)
(One Day Notice)

[G.M. No. 182](#)
"Submitting for consideration and confirmation to the Board of Electricians and Plumbers, Gubernatorial Nominee, LINDSEY JOHN KIMURA, for a term to expire 6-30-2014."

(Recommends Senate Consent to Nomination)

[2661](#) (CPN)
(One Day Notice)

[G.M. No. 185](#)
"Submitting for consideration and confirmation to the Board of Massage Therapy, Gubernatorial Nominee, RHONDA C. SCOTT, for a term to expire 6-30-2014."

(Recommends Senate Consent to Nomination)

[2662](#) (CPN)
(One Day Notice)

[G.M. No. 187](#)
"Submitting for consideration and confirmation to the Hawaii Medical Board, Gubernatorial Nominee, DANNY MORITO TAKANISHI JR., for a term to expire 6-30-2014."

(Recommends Senate Consent to Nomination)

[2663](#) (CPN)
(One Day Notice)

[G.M. No. 188](#)
"Submitting for consideration and confirmation to the State Board of Nursing, Gubernatorial Nominee, MATTHEW J. BISHOP, for a term to expire 6-30-2013."

(Recommends Senate Consent to Nomination)

[2663](#)
(One Day Notice)

(CPN)

[G.M. No. 189](#)

"Submitting for consideration and confirmation to the State Board of Nursing, Gubernatorial Nominee, STEPHEN A. KULA PHD, for a term to expire 6-30-2013."

(Recommends Senate Consent to Nomination)

[2663](#)
(One Day Notice)

(CPN)

[G.M. No. 190](#)

"Submitting for consideration and confirmation to the State Board of Nursing, Gubernatorial Nominee, CECILIA P.S. MUKAI PHD, for a term to expire 6-30-2013."

(Recommends Senate Consent to Nomination)

[2664](#)
(One Day Notice)

(CPN)

[G.M. No. 192](#)

"Submitting for consideration and confirmation to the Public Utilities Commission, Gubernatorial Nominee, CARLITO P. CALIBOSO, for a term to expire 6-30-2016."

(Recommends Senate Consent to Nomination)

[2665](#)
(One Day Notice)

(CPN)

[G.M. No. 193](#)

"Submitting for consideration and confirmation to the Real Estate Commission, Gubernatorial Nominee, FRANCES ALLISON TORRE GENDRANO, for a term to expire 6-30-2014."

(Recommends Senate Consent to Nomination)

[2666](#)
(One Day Notice)

(CPN)

[G.M. No. 195](#)

"Submitting for consideration and confirmation to the Board of Veterinary Examiners, Gubernatorial Nominee, ELWOOD ICHIRO KITA, for a term to expire 6-30-2014."

(Recommends Senate Consent to Nomination)

[2667](#)
(One Day Notice)

(WTL)

[G.M. No. 234](#)

"Submitting for consideration and confirmation to the Commission on Water Resource Management, Gubernatorial Nominee, WILLIAM D. BALFOUR JR., for a term to expire 6-30-2010."

(Recommends Senate Consent to Nomination)

[2667](#)
(One Day Notice)

(WTL)

[G.M. No. 235](#)

"Submitting for consideration and confirmation to the Commission on Water Resource Management, Gubernatorial Nominee, WILLIAM D. BALFOUR JR., for a term to expire 6-30-2014."

(Recommends Senate Consent to Nomination)

[2668](#)
(One Day Notice)

(WTL)

[G.M. No. 273](#)

"Submitting for consideration and confirmation to the Island Burial Council, Islands of Kaua'i and Ni'ihau, Gubernatorial Nominee, JAMES WILFRED FUJITA, for a term to expire 6-30-2012."

(Recommends Senate Consent to Nomination)

[2668](#) (WTL)
(One Day Notice)

[G.M. No. 274](#)
"Submitting for consideration and confirmation to the Island Burial Council, Islands of Kaua'i and Ni'ihau, Gubernatorial Nominee, DEBRA U'ILANI RUIZ, for a term to expire 6-30-2013."

(Recommends Senate Consent to Nomination)

[2669](#) (WTL)
(One Day Notice)

[G.M. No. 311](#)
"Submitting for consideration and confirmation to the Koke'e State Park Advisory Council, Gubernatorial Nominee, NOREEN R. OHAI-DANIELS, for a term to expire 6-30-2011."

(Recommends Senate Consent to Nomination)

[2670](#) (WTL)
(One Day Notice)

[G.M. No. 312](#)
"Submitting for consideration and confirmation to the Legacy Land Conservation Commission, Gubernatorial Nominee, ROBERT J. SHALLENBERGER, for a term to expire 6-30-2014."

(Recommends Senate Consent to Nomination)

ORDER OF THE DAY

8. Advise and Consent

2653	HMS	G.M. No. 266
Testimony Status		"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."

9. Adopt Resolutions

2654	EDH	S.C.R. No. 21
Testimony Prior Versions Status		"REQUESTING PUBLIC AND PRIVATE SCHOOLS TO INCORPORATE MORE KINESTHETIC AND OTHER TYPES OF LEARNING INTO SCHOOL CURRICULA."

2655	EDH	S.C.R. No. 28, S.D. 1
Testimony Prior Versions Status		"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)

2656	EDH	S.C.R. No. 94, S.D. 1
Testimony Prior Versions Status		"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)

[2657](#)

JGO

[S.C.R. No. 38, S.D. 1](#)

"RECOMMENDING THAT THE KAPOLEI COURT COMPLEX BE RENAMED THE "RONALD T.Y. MOON JUDICIAL COMPLEX"."

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

10. Final Reading

[S.B. No. 549, S.D. 1, H.D. 1](#)

"RELATING TO MOTOR VEHICLE EXPRESS WARRANTY ENFORCEMENT."

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

(Motor Vehicles; Motorcycles; Warranty; Lemon Law)

[S.B. No. 771, S.D. 1, H.D. 1](#)

"RELATING TO APPRAISALS."

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

(Real Estate Appraisal Arbitration; Uniform Standards of Professional Appraisal Practice)

11. Miscellaneous Communications: None

12. Miscellaneous Business

13. Announcements

- Committee Hearing Schedule:

<u>COMMITTEE</u>	<u>DATE & TIME</u>	<u>ROOM</u>
EDT	3/5/2010 1:15 PM	016
HTH	3/5/2010 2:45 PM	016
WTL	3/5/2010 2:45 PM	229
EDH	3/8/2010 1:15 PM	225
EDT	3/8/2010 1:15 PM	016
TIA	3/8/2010 1:15 PM	224

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
LBR	3/9/2010 2:45 PM	224
EDH	3/22/2010 1:15 PM	225

- Senate Session will convene at 11:30 a.m. on Monday, March 8, 2010.

14. Adjournment