

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

THIRTY-FIFTH DAY

MARCH 19, 2010-FRIDAY-11:30 O'CLOCK A.M.

ORDER OF BUSINESS

Invocation by Dr. Larry Corbett
Central Union Church

Roll Call

Approval of the Journal

Introductions

- Floor Presentation:

COMMENDING AND CONGRATULATING THE 'IOLANI SCHOOL MIDDLE SCHOOL ORCHESTRA FOR TAKING TOP HONORS AT THE AMERICAN STRING TEACHER'S ASSOCIATION'S 2010 NATIONAL ORCHESTRA FESTIVAL.
(Senator Taniguchi)

1. Messages from the Governor: None
2. Departmental Communication No. 76

MEASURE

TITLE

REFERRAL

[D.C. No. 76](#)

From the State Auditor dated March 18, 2010, transmitting a report, "Financial Examination of the Department of Budget and Finance," (Report No. 10-03).

FILE

3. House Communication No. 270

Informing the Senate that on March 18, 2010, the House disagreed to the amendments proposed by the Senate to the following House bill:

REFERRAL

270

[H.B. No. 1900, S.D. 1](#)
"RELATING TO MILITARY PERSONNEL."(Prisoner of War and Missing in Action Casualty Status)

FILE

4. Senate Communications: None

5. Judiciary Communications: None

6. Standing Committee Report Nos. 2773-2827

[2773](#)

(LBR)

[H.B. No. 2935, H.D. 3, S.D. 1](#)
"RELATING TO EMPLOYMENT PRACTICES."
(Recommends passage on SECOND READING and referral to JGO)

[2774](#)

(ENE)

[H.B. No. 2643, H.D. 2, S.D. 1](#)
"RELATING TO CLEAN ENERGY BONDS."
(Recommends passage on SECOND READING and referral to WAM)

[2775](#)

(LBR)

[H.B. No. 2257, H.D. 2](#)
"RELATING TO UNEMPLOYMENT INSURANCE BENEFITS."
(Recommends passage on SECOND READING and referral to WAM)

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| 2776 | (LBR) | H.B. No. 2429, H.D. 1, S.D. 1
"RELATING TO SEPARATION
INCENTIVES."
(Recommends passage on <u>SECOND
READING</u> and referral to WAM) |
| 2777 | (EDT) | H.B. No. 2698, H.D. 2, S.D. 1
"RELATING TO TECHNOLOGY."
(Recommends passage on <u>SECOND
READING</u> and referral to WAM) |
| 2778 | (EDT) | H.B. No. 2831, H.D. 2, S.D. 1
"RELATING TO THE NATURAL ENERGY
LABORATORY OF HAWAII
AUTHORITY."
(Recommends passage on <u>SECOND
READING</u> and referral to WAM) |
| 2779 | (EDT) | H.B. No. 2984, H.D. 2, S.D. 1
"RELATING TO TAX CREDITS."
(Recommends passage on <u>SECOND
READING</u> and referral to WAM) |
| 2780 | (CPN) | H.B. No. 2132, H.D. 1, S.D. 1
"RELATING TO MORTGAGE
FORECLOSURES."
(Recommends passage on <u>SECOND
READING</u> and referral to JGO) |
| 2781 | (CPN) | H.B. No. 2354, H.D. 1, S.D. 1
"RELATING TO INSURANCE FRAUD."
(Recommends passage on <u>SECOND
READING</u> and referral to JGO) |

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| 2782 | (CPN/ENE) | H.B. No. 2631, H.D. 2, S.D. 1
"RELATING TO ENERGY INDUSTRY REPORTING."
(Recommends passage on <u>SECOND READING</u> and referral to JGO/WAM) |
| 2783 | (WTL) | H.B. No. 1684, H.D. 2, S.D. 1
"RELATING TO INVASIVE SPECIES."
(Recommends passage on <u>SECOND READING</u> and referral to JGO) |
| 2784 | (CPN/PSM) | H.B. No. 2092, H.D. 1, S.D. 1
"RELATING TO PUBLIC SAFETY."
(Recommends passage on <u>SECOND READING</u> and referral to WAM) |
| 2785 | (PSM/WTL) | H.B. No. 1818, H.D. 2, S.D. 1
"RELATING TO COGNITIVE RESTRUCTURING."
(Recommends passage on <u>SECOND READING</u> and referral to WAM) |
| 2786 | (JGO) | H.B. No. 2595, H.D. 1, S.D. 1
"RELATING TO GENERAL EXCISE TAX."
(Recommends passage on <u>SECOND READING</u> and referral to WAM) |
| 2787 | (JGO) | H.B. No. 1901, H.D. 2, S.D. 1
"RELATING TO PROCUREMENT OF VOTING SYSTEM EQUIPMENT."
(Recommends passage on <u>SECOND READING</u> and referral to WAM) |
| 2788 | (TIA/WTL) | H.B. No. 2441, H.D. 2, S.D. 1
"RELATING TO PROCUREMENT."
(Recommends passage on <u>SECOND READING</u> and referral to JGO) |

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| <u>2789</u> | (WTL) | <u>H.B. No. 2503, H.D. 1, S.D. 1</u>
"RELATING TO THE ENVIRONMENT."
(Recommends passage on <u>SECOND</u>
<u>READING</u> and referral to WAM) |
| <u>2790</u> | (WTL) | <u>H.B. No. 2290, H.D. 2, S.D. 1</u>
"RELATING TO AGRICULTURE."
(Recommends passage on <u>SECOND</u>
<u>READING</u> and referral to WAM) |
| <u>2791</u> | (HMS/HTH) | <u>H.B. No. 2085, H.D. 1, S.D. 1</u>
"RELATING TO HEALTH."
(Recommends passage on <u>SECOND</u>
<u>READING</u> and referral to JGO) |
| <u>2792</u> | (WTL) | <u>H.B. No. 2583, S.D. 1</u>
"RELATING TO IMPOUNDED VESSELS."
(Recommends passage on <u>SECOND</u>
<u>READING</u> and referral to WAM) |
| <u>2793</u> | (WTL) | <u>H.B. No. 2582, S.D. 1</u>
"RELATING TO VESSELS AT ALA WAI
AND KEEHI BOAT HARBORS."
(Recommends passage on <u>SECOND</u>
<u>READING</u> and referral to WAM) |
| <u>2794</u> | (WTL) | <u>H.B. No. 2775, H.D. 2, S.D. 1</u>
"RELATING TO AGRICULTURE."
(Recommends passage on <u>SECOND</u>
<u>READING</u> and referral to WAM) |

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| 2795 | (EDT/CPN) | H.B. No. 1926, H.D. 2, S.D. 1
"RELATING TO THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM."
(Recommends passage on <u>SECOND READING</u> and referral to WAM) |
| 2796 | (EDT/HRE) | H.B. No. 2382, H.D. 1, S.D. 1
"RELATING TO DIGITAL MEDIA."
(Recommends passage on <u>SECOND READING</u> and referral to WAM) |
| 2797 | (EDH/HMS) | H.B. No. 2568, S.D. 1
"RELATING TO THE BOARD OF DIRECTORS OF THE HAWAII PUBLIC HOUSING AUTHORITY."
(Recommends passage on <u>SECOND READING</u> and referral to JGO) |
| 2798 | (EDH) | H.B. No. 2306, H.D. 2, S.D. 1
"RELATING TO SALARIES."
(Recommends passage on <u>SECOND READING</u> and referral to WAM) |
| 2799 | (EDH/LBR) | H.B. No. 1287, H.D. 2, S.D. 1
"RELATING TO PUBLIC EMPLOYMENT."
(Recommends passage on <u>SECOND READING</u> and referral to WAM) |
| 2800 | (LBR/CPN) | H.B. No. 2897, H.D. 1, S.D. 1
"RELATING TO CONTRACTORS."
(Recommends passage on <u>SECOND READING</u> and referral to JGO) |

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| 2801 | (EDT) | H.B. No. 2133, H.D. 1, S.D. 1
"RELATING TO PROCUREMENT."
(Recommends passage on <u>SECOND READING</u> and referral to JGO) |
| 2802 | (EDT) | H.B. No. 2505, H.D. 1, S.D. 1
"RELATING TO THE ACCESS HAWAII COMMITTEE."
(Recommends passage on <u>SECOND READING</u> and referral to WAM) |
| 2803 | (HTH/HRE) | H.B. No. 2056, H.D. 1, S.D. 1
"RELATING TO PHARMACIST LICENSURE."
(Recommends passage on <u>SECOND READING</u> and referral to CPN) |
| 2804 | (EDH) | H.B. No. 2376, H.D. 3, S.D. 1
"PROPOSING AMENDMENTS TO THE HAWAII CONSTITUTION RELATING TO THE BOARD OF EDUCATION."
(Recommends passage on <u>SECOND READING</u> and referral to JGO) |
| 2805 | (EDH) | H.B. No. 2377, H.D. 3, S.D. 1
"RELATING TO EDUCATION."
(Recommends passage on <u>SECOND READING</u> and referral to WAM) |
| 2806 | (EDH/LBR) | H.B. No. 2486, H.D. 2, S.D. 1
"RELATING TO EDUCATION."
(Recommends passage on <u>SECOND READING</u> and referral to WAM) |
| 2807 | (EDH/HMS/WTL) | H.B. No. 2318, H.D. 2, S.D. 1
"RELATING TO THE HOMELESS."
(Recommends passage on <u>SECOND READING</u> and referral to WAM) |

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| 2808 | (LBR/HMS/HTH) | H.B. No. 2461, H.D. 2, S.D. 1
"RELATING TO INSURANCE."
(Recommends passage on <u>SECOND READING</u> and referral to WAM) |
| 2809 | (WTL) | H.B. No. 2741, H.D. 1, S.D. 1
"RELATING TO SMALL BOAT HARBORS."
(Recommends passage on <u>SECOND READING</u> and referral to WAM) |
| 2810 | (WTL) | H.B. No. 2409, H.D. 2, S.D. 1
"RELATING TO AQUACULTURE."
(Recommends passage on <u>SECOND READING</u> and referral to WAM) |
| 2811 | (JGO) | H.B. No. 2901, H.D. 2, S.D. 1
"RELATING TO PROCUREMENT."
(Recommends passage on <u>SECOND READING</u> and referral to WAM) |
| 2812 | (CPN) | H.B. No. 2288, H.D. 1, S.D. 1
"RELATING TO PRIVATE TRANSFER FEES."
(Recommends passage on <u>SECOND READING</u> and referral to JGO) |
| 2813 | (CPN/TSM) | H.B. No. 2783, H.D. 2, S.D. 1
"RELATING TO GENERAL EXCISE TAX."
(Recommends passage on <u>SECOND READING</u> and referral to WAM) |

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| 2814 | (CPN) | H.B. No. 2875, H.D. 1, S.D. 1
"RELATING TO THE HAWAII
HURRICANE RESERVE TRUST FUND."
(Recommends passage on <u>SECOND</u>
<u>READING</u> and referral to WAM) |
| 2815 | (EDT) | H.B. No. 2962, H.D. 1, S.D. 1
"RELATING TO TAXATION."
(Recommends passage on <u>SECOND</u>
<u>READING</u> and referral to WAM) |
| 2816 | (JGO) | H.B. No. 2000, H.D. 2, S.D. 1
"RELATING TO THE JUDICIARY."
(Recommends passage on <u>SECOND</u>
<u>READING</u> and referral to WAM) |
| 2817 | (LBR) | H.B. No. 1390, H.D. 2, S.D. 1
"RELATING TO WORKERS'
COMPENSATION."
(Recommends passage on <u>SECOND</u>
<u>READING</u> and referral to WAM) |
| 2818 | (WTL) | H.B. No. 674, H.D. 1, S.D. 1
"RELATING TO HAWAIIAN AFFAIRS."
(Recommends passage on <u>SECOND</u>
<u>READING</u> and referral to WAM) |
| 2819 | (WTL) | H.B. No. 2923, H.D. 2, S.D. 1
"RELATING TO PUBLIC LANDS."
(Recommends passage on <u>SECOND</u>
<u>READING</u> and referral to WAM) |
| 2820 | (EDT/CPN) | H.B. No. 2877, H.D. 1, S.D. 1
"RELATING TO TAXATION."
(Recommends passage on <u>SECOND</u>
<u>READING</u> and referral to WAM) |

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| <u>2821</u> | (EDT) | <u>H.B. No. 2945, H.D. 2, S.D. 1</u>
"RELATING TO ECONOMIC DEVELOPMENT."
(Recommends passage on SECOND READING and referral to WAM) |
| <u>2822</u> | (WTL/ENE/EDT) | <u>H.B. No. 2421, H.D. 2, S.D. 1</u>
"RELATING TO GOVERNMENT."
(Recommends passage on SECOND READING and referral to WAM) |
| <u>2823</u> | (HTH/TIA) | <u>H.B. No. 2170, H.D. 1, S.D. 1</u>
"RELATING TO VITAL STATISTICS."
(Recommends passage on SECOND READING and referral to WAM) |
| <u>2824</u> | (HMS/HTH) | <u>H.B. No. 2774, H.D. 2, S.D. 1</u>
"RELATING TO HUMAN SERVICES."
(Recommends passage on SECOND READING and referral to WAM) |
| <u>2825</u>
(48 Hrs. Notice) | (CPN) | <u>H.B. No. 2027, H.D. 1, S.D. 1</u>
"RELATING TO DISHONORED CHECKS."
(Recommends passage on SECOND READING and placement on the calendar for Third Reading) |
| <u>2826</u> | (HRE) | <u>S.C.R. No. 44, S.D. 1</u>
"EXPRESSING SUPPORT FOR THE UNIVERSITY OF HAWAII AT HILO COLLEGE OF PHARMACY'S EFFORTS TO OBTAIN FEDERAL FUNDING TO ESTABLISH THE BIG ISLAND OF HAWAII AS A BEACON COMMUNITY."
(Recommends referral to WAM) |

[2827](#) (HRE)

[S.R. No. 29, S.D. 1](#)

"EXPRESSING SUPPORT FOR THE UNIVERSITY OF HAWAII AT HILO COLLEGE OF PHARMACY'S EFFORTS TO OBTAIN FEDERAL FUNDING TO ESTABLISH THE BIG ISLAND OF HAWAII AS A BEACON COMMUNITY."
(Recommends referral to WAM)

ORDER OF THE DAY

7. Advise and Consent

[2771](#) TIA

[Testimony Status](#)

[G.M. No. 352](#)

"Submitting for consideration and confirmation to the Commission on Transportation, Gubernatorial Nominee, MICHAEL TRESLER, CPA, for a term to expire 6-30-2011."

[2772](#) WTL

[Testimony Status](#)

[G.M. No. 316](#)

"Submitting for consideration and confirmation to the Legacy Land Conservation Commission, Gubernatorial Nominee, KAIWI NUI YOON, for a term to expire 6-30-2014."

8. Third Reading

[\(See Stand. Com. Rep. No. 2747\)](#)

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

[H.B. No. 2845, H.D. 1, S.D. 1](#)

"RELATING TO LANDS CONTROLLED
BY THE STATE." - (WTL/EDH)

(State-Controlled Lands; Repurchased or
Foreclosed Homes)

9. Miscellaneous Communications: None

10. Miscellaneous Business

11. Announcements

- Floor Presentation for Monday, March 22, 2010:

HONORING AND RECOGNIZING THE LIFE AND CONTRIBUTIONS OF PATSY
TAKEMOTO MINK IN CELEBRATION OF NATIONAL WOMEN'S HISTORY
MONTH. (Senator Kidani)

- Committee Hearing Schedule:

<u>COMMITTEE</u>	<u>DATE & TIME</u>	<u>ROOM</u>
EDT/EDH/WTL/	3/19/2010 1:15 PM	225
EDH	3/19/2010 1:45 PM	225
HMS/EDH	3/19/2010 2:15 PM	225
HTH	3/19/2010 2:45 PM	016
HTH/CPN	3/19/2010 2:45 PM	016
HTH	3/19/2010 3:00 PM	016
EDH	3/22/2010 1:15 PM	225
TIA	3/22/2010 1:15 PM	224
EDT	3/22/2010 1:30 PM	016
EDH/TIA	3/22/2010 2:00 PM	225
TIA/WTL	3/22/2010 2:45 PM	229
WTL/TIA	3/22/2010 2:45 PM	229
WTL	3/22/2010 3:15 PM	229
CPN	3/23/2010 9:30 AM	229
CPN	3/23/2010 9:45 AM	229
EDH/CPN	3/23/2010 10:00 AM	229
WAM	3/23/2010 10:00 AM	211

HMS	3/23/2010 1:15 PM	016
HRE/EDH	3/23/2010 1:15 PM	225
EDT	3/24/2010 1:15 PM	016
EDH-EDN	3/24/2010 2:15 PM	309
WTL	3/24/2010 2:45 PM	229
EDH	3/24/2010 3:00 PM	225
HUS-HMS	3/25/2010 10:00 AM	Farrington High School
HMS	3/25/2010 1:15 PM	016
ENE/TIA/WTL	3/25/2010 2:45 PM	225
TSM	3/25/2010 2:45 PM	229
ENE/WTL	3/25/2010 3:00 PM	225
HMS/JGO	3/25/2010 3:00 PM	016
HUS-HSG-HMS	3/25/2010 4:30 PM	Aging and Disability Resource Center, Training Room (Hilo)
HMS	4/13/2010 1:15 PM	016

- Senate Session will convene at 11:30 a.m. on Monday, March 22, 2010.

12. Adjournment