

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

FORTY-EIGHTH DAY

APRIL 13, 2010-TUESDAY-11:30 O'CLOCK A.M.

ORDER OF BUSINESS

Invocation by Kalena Silva, Ph.D.
Director of the College of Hawaiian Language; University of Hawaii at Hilo

Roll Call

Approval of the Journal

Introductions

1. Messages from the Governor: Nos. 470-473

<u>MEASURE</u>	<u>TITLE</u>	<u>REFERRAL</u>
G.M. No. 470	Informing the Senate that on April 12, 2010, the Governor signed the following bill into law: SB2758 (Act 014). "RELATING TO SAFETY INSPECTION OF MOTOR CARRIER VEHICLES."	FILE
G.M. No. 471	Informing the Senate that on April 12, 2010, the Governor signed the following bill into law: SB2754 (Act 015). "RELATING TO COMMERCIAL DRIVER LICENSING."	FILE
G.M. No. 472	Informing the Senate that on April 12, 2010, the Governor signed the following bill into law: SB2759 (Act 016). "RELATING TO DRIVER LICENSING."	FILE

[G.M. No. 473](#)

Informing the Senate that on April 12, 2010, the Governor signed the following bill into law:
[SB2676 SD1](#) (Act 017).
"RELATING TO THE ALOHA TOWER DEVELOPMENT CORPORATION."

FILE

2. Departmental Communications: None
3. House Communication Nos. 561-564

Informing the Senate that on April 12, 2010, the House agreed to the amendments proposed by the Senate and that said bills passed Final Reading in the House:

REFERRAL

561

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

FILE

[H.B. No. 1927, H.D. 2, S.D. 1](#)
"RELATING TO OWNER-BUILDERS."(Contractors; Owner-Builders)

[H.B. No. 2197, H.D. 1, S.D. 1](#)
"RELATING TO CONDOMINIUMS."(Condominiums; Solar Energy; Wind Energy)

[H.B. No. 2546, S.D. 1](#)
"RELATING TO RESTORATION OF CERTAIN FORFEITED PROFESSIONAL AND VOCATIONAL LICENSES."(Restoration Time Limits; Forfeited Licenses; Chiropractic Examiners; Individual Real Estate Brokers and Salespersons)

[H.B. No. 2561, S.D. 1](#)
"RELATING TO LANDS CONTROLLED BY THE STATE."(Lands Controlled by the State)

[H.B. No. 2568, S.D. 1](#)

"RELATING TO THE BOARD OF DIRECTORS OF THE HAWAII PUBLIC HOUSING AUTHORITY."(Public Housing; HPHA; Board of Directors)

Informing the Senate that on April 12, 2010, the House made changes to conferee assignments to the following bills:

562

[H.B. No. 2020, H.D. 2, S.D. 2](#)

FILE

"RELATING TO COUNTIES."(Traffic Regulation)

Added Representatives Souki and Karamatsu as Co-Chairs.

563

[H.B. No. 2003, H.D. 3, S.D. 2](#)

FILE

"RELATING TO CAMPAIGN FINANCING."(Elections; Campaign Financing)

Added Representative Marumoto as a member.

[H.B. No. 2450, H.D. 1, S.D. 2](#)

"RELATING TO RENEWABLE ENERGY FACILITIES."(Renewable Energy Facilities; Subdivision Requirement; Exemptions)

Added Representative Thielen as a member.

Informing the Senate that on April 12, 2010, the House appointed Conferees to the following bill:

564

[H.B. No. 2690, S.D. 2](#)

FILE

"RELATING TO GOVERNMENT."(State Operations; Attorney General Positions; Television and Film Functions of the State; Principals and Vice Principal Contracts; Cafeteria Managers and Workers; Employer-Union Health Benefits Trust Fund; Legislator Salary Reductions)

M. Oshiro / Karamatsu / McKelvey / Manahan / Rhoads / Tokioka, Co-Chrs.

4. Senate Communications: None
5. Judiciary Communications: None
6. Standing Committee Report Nos. 3140-3144

[3140](#)
(One Day Notice)

(HMS)

[G.M. No. 396](#)

"Submitting for consideration and confirmation to the Policy Advisory Board for Elder Affairs (PABEA), Gubernatorial Nominee, HERBERT C. SHARP, for a term to expire 6-30-2014."

(Recommends Senate Consent to Nomination)

[3140](#)
(One Day Notice)

(HMS)

[G.M. No. 444](#)

"Submitting for consideration and confirmation to the Policy Advisory Board for Elder Affairs (PABEA), Gubernatorial Nominee, F. ADELE RUGG, for a term to expire 6-30-2014."

(Recommends Senate Consent to Nomination)

[3141](#)
(One Day Notice)

(PSM)

[G.M. No. 454](#)

"Submitting for consideration and confirmation to the Civil Defense Advisory Council, Gubernatorial Nominee, EDWARD R. CRUICKSHANK, for a term to expire 6-30-2011."

(Recommends Senate Consent to Nomination)

[3142](#)
(One Day Notice)

(HMS)

[G.M. No. 412](#)

"Submitting for consideration and confirmation to the Early Learning Council, Gubernatorial Nominee, CHARLES E. LARSON, for a term to expire 6-30-2012."

(Recommends Senate Consent to Nomination)

[3142](#)
(One Day Notice)

(HMS)

[G.M. No. 413](#)

"Submitting for consideration and confirmation to the Early Learning Council, Gubernatorial Nominee, CRYSTAL RAY K. NAONE, for a term to expire 6-30-2012."

(Recommends Senate Consent to Nomination)

[3143](#)
(One Day Notice)

(HMS)

[G.M. No. 443](#)

"Submitting for consideration and confirmation to the Commission on Fatherhood, Gubernatorial Nominee, ELWOOD EDWARD MACHADO, for a term to expire 6-30-2012."

(Recommends Senate Consent to Nomination)

[3144](#)
(One Day Notice)

(HMS)

[H.C.R. No. 64, S.D. 1](#)

"RECOGNIZING MARCH AS "ADULT RESIDENTIAL CARE HOME AND ADULT FOSTER HOME OPERATORS MONTH.""

(Recommends Adoption)

ORDER OF THE DAY

7. Deferred Matters – Agree/Disagree

HSE. COM. NO.

REFERRAL

463

[S.B. No. 2346, S.D. 1, H.D. 1](#)

AGREE/DISAGREE

"RELATING TO THE HAWAII TEACHER STANDARDS BOARD."(Hawaii Teacher Standards Board)

8. Advise and Consent

3130	TSM	G.M. No. 229 "Submitting for consideration and confirmation to the Board of Directors of the Hawai'i Tourism Authority, Gubernatorial Nominee, KELVIN M. BLOOM, for a term to expire 6-30-2014."
Testimony Status		
3130	TSM	G.M. No. 230 "Submitting for consideration and confirmation to the Board of Directors of the Hawai'i Tourism Authority, Gubernatorial Nominee, PATRICIA ANN EWING, for a term to expire 6-30-2014."
Testimony Status		
3130	TSM	G.M. No. 231 "Submitting for consideration and confirmation to the Board of Directors of the Hawai'i Tourism Authority, Gubernatorial Nominee, CHARLENE "CHA" MAE KU'UPUAALA THOMPSON, for a term to expire 6-30-2014."
Testimony Status		
3130	TSM	G.M. No. 305 "Submitting for consideration and confirmation to the Board of Directors of the Hawai'i Tourism Authority, Gubernatorial Nominee, VERNON FOOK LEONG CHAR, for a term to expire 6-30-2014."
Testimony Status		
3130	TSM	G.M. No. 353 "Submitting for consideration and confirmation to the Board of Directors of the Hawai'i Tourism Authority, Gubernatorial Nominee, PATRICK K. FITZGERALD, for a term to expire 6-30-2014."
Testimony Status		

3131 Testimony Status	WTL	G.M. No. 339 "Submitting for consideration and confirmation to the Land Use Commission, Gubernatorial Nominee, KYLE JAMES KALEO CHOCK, for a term to expire 6-30-2014."
3132 Testimony Status	WTL	G.M. No. 425 "Submitting for consideration and confirmation to the Island Burial Council, Islands of Kaua'i and Ni'ihau, Gubernatorial Nominee, CLISSON KUNANE AIPOALANI, for a term to expire 6-30-2014."
3133 Testimony Status	WTL	G.M. No. 426 "Submitting for consideration and confirmation to the Island Burial Council, Island of Molokai, Gubernatorial Nominee, KEKAMAIIKAMAIIKALANI HELM, for a term to expire 6-30-2014."
3134 Testimony Status	WTL	G.M. No. 427 "Submitting for consideration and confirmation to the Board of Land and Natural Resources, Gubernatorial Nominee, ROBERT J. PACHECO, for a term to expire 6-30-2014."
3135 Testimony Status	WTL	G.M. No. 428 "Submitting for consideration and confirmation to the Molokai Irrigation System Water Users Advisory Board, Gubernatorial Nominee, LARRY S. SAGARIO, for a term to expire 6-30-2011."

[3135](#) WTL
[Testimony Status](#)

[G.M. No. 461](#)
"Submitting for consideration and confirmation to the Molokai Irrigation System Water Users Advisory Board, Gubernatorial Nominee, MOKE KIM, for a term to expire 6-30-2013."

[3136](#) WTL
[Testimony Status](#)

[G.M. No. 446](#)
"Submitting for consideration and confirmation to the Natural Area Reserve System Commission, Gubernatorial Nominee, MARIE M. BRUEGMANN, for a term to expire 6-30-2014."

[3137](#) WTL
[Testimony Status](#)

[G.M. No. 459](#)
"Submitting for consideration and confirmation to the Board of Agriculture, Gubernatorial Nominee, MICHELLE M. GALIMBA, for a term to expire 6-30-2014."

[3138](#) WTL
[Testimony Status](#)

[G.M. No. 460](#)
"Submitting for consideration and confirmation to the Kaho'olawe Island Reserve Commission, Gubernatorial Nominee, KA'IULANI MURPHY, for a term to expire 6-30-2012."

9. Adopt Resolution

[3139](#) TSM/TIA
[Testimony Prior Versions Status](#)

[H.C.R. No. 141](#)
"SUPPORTING THE APPLICATION OF HAWAIIAN AIRLINES TO PROVIDE AIRLINE SERVICE TO HANEDA AIRPORT IN TOKYO, JAPAN."

10. Final Reading

[S.B. No. 2001, S.D. 1, H.D. 1](#)

"RELATING TO TAXATION."

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

(Tax Credit; Research Activities)

[S.B. No. 2159, H.D. 1](#)

"RELATING TO TRAFFIC ABSTRACT FEE."

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

(Traffic Abstract Fee)

[S.B. No. 2401, S.D. 1, H.D. 1](#)

"RELATING TO STATE FINANCES."

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

(High Technology Tax Credits; Temporary Suspension)

11. Miscellaneous Communication No. 3

MEASURE

TITLE

REFERRAL

[M.C. No. 3](#)

From the Honorable Colleen Hanabusa, President of the Senate, and the Honorable Calvin K.Y. Say, Speaker of the House of Representatives, dated April 12, 2010, transmitting a Legislative Communication authorizing a waiver of the April 8, 2010 disagree deadline on the 2010 Legislative Timetable for S.B. No. 2346, S.D. 1, H.D. 1.

FILE

12. Miscellaneous Business

13. Announcements

- Committee Hearing Schedule:

<u>COMMITTEE</u>	<u>DATE & TIME</u>	<u>ROOM</u>
HMS	4/13/2010 1:15 PM	016
HRE	4/13/2010 1:15 PM	329
CONF	4/13/2010 1:30 PM	423
HTH	4/13/2010 2:00 PM	229
CONF	4/13/2010 4:45 PM	312
CONF	4/13/2010 5:00 PM	312
CONF	4/14/2010 8:30 AM	329
CONF	4/14/2010 9:15 AM	312
CONF	4/14/2010 9:30 AM	312
CONF	4/14/2010 10:15 AM	329
CONF	4/14/2010 6:45 PM	309
CONF	4/14/2010 7:00 PM	309
PBS	4/15/2010 9:30 AM	312
CONF	4/15/2010 1:00 PM	224
LBR	4/15/2010 4:00 PM	312
WAM	4/16/2010 9:30 AM	211

- Senate Session will convene at 12:00 noon on Wednesday, April 14, 2010.

14. Adjournment