

STAND. COM. REP. NO. **2422**

Honolulu, Hawaii

FEB 22 2012

RE: S.B. No. 2772
S.D. 1

Honorable Shan S. Tsutsui
President of the Senate
Twenty-Sixth State Legislature
Regular Session of 2012
State of Hawaii

Sir:

Your Committee on Education, to which was referred S.B. No. 2772 entitled:

"A BILL FOR AN ACT RELATING TO THE HAWAII STATE PUBLIC LIBRARY SYSTEM,"

begs leave to report as follows:

The purpose and intent of this measure is to clarify that the transfer of certain functions pertaining to Department of Education personnel and facilities by Act 51, Session Laws of Hawaii 2004 (Act 51), does not apply to the Hawaii State Public Library System and its employees.

Your Committee received testimony in support of this measure from the Hawaii State Public Library System (HSPLS), Department of Human Resources Development, and Department of Accounting and General Services (DAGS).

Your Committee finds that Act 51 transferred the control of certain functions pertaining to education personnel and facilities to the Department of Education; however Act 51 was silent as to HSPLS employees and HSPLS administrative and personnel functions. This measure will clarify the intent of the Legislature that HSPLS was not to be affected by this transfer of functions.

Your Committee has amended this measure by:

- (1) Adding language in the purpose section to clarify that despite the passage of Act 51, DAGS continues to be the

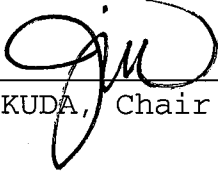


expending agency for HSPLS' capital improvement funds and continues to perform repair and maintenance for HSPLS; and

- (2) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2772, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2772, S.D. 1, and be placed on the calendar for Third Reading.

Respectfully submitted on
behalf of the members of the
Committee on Education,



JILL TOKUDA, Chair



The Senate
 Twenty-Sixth Legislature
 State of Hawai'i

Record of Votes
Committee on Education
EDU

Bill / Resolution No.:* SB2772	Committee Referral: EDU	Date: 2-3-12		
<input type="checkbox"/> The committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <input type="checkbox"/> Pass, unamended 2312 <input checked="" type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
TOKUDA, Jill N. (C)	✓			
KIDANI, Michelle N. (VC)	✓			
CHUN OAKLAND, Suzanne	✓			
NISHIHARA, Clarence K.	✓			
TANIGUCHI, Brian T.	✓			
SLOM, Sam				✓
TOTAL	5	0	0	1
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: <div style="text-align:center; font-family: cursive; font-size: 1.2em;">Michelle N. Kidani</div>				
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy				

*Only one measure per Record of Votes