# THE SENATE THE TWENTY-SIXTH LEGISLATURE REGULAR SESSION OF 2012

### **COMMITTEE ON WAYS AND MEANS**

Senator David Y. Ige, Chair Senator Michelle N. Kidani, Vice Chair

# **NOTICE OF DECISION MAKING**

DATE: Wednesday, April 11, 2012

TIME: 9:35 a.m.

PLACE: Conference Room 211

State Capitol

415 South Beretania Street

# AGENDA

Decision making meeting only, no public testimony will be accepted.

Persons wishing to offer comments may do so 24 hours prior to the hearing.

See submittal instructions below.

AGL. WAM

The following measure(s) were previously heard in their respective Standing Committees:

REQUESTING THE AUDITOR TO CONDUCT A

•	(SSCR3048) Status & Testimony	MANAGEMENT AUDIT OF THE MEASUREMENT STANDARDS BRANCH OF THE DEPARTMENT OF AGRICULTURE.	AGL, WAIW
	SCR 134 (SSCR3045) Status & Testimony	REQUESTING THE DEPARTMENT OF AGRICULTURE TO IMPLEMENT AN INCENTIVE PROGRAM TO PROMOTE THE PURCHASE OF HAWAII-GROWN AGRICULTURAL COMMODITIES.	AGL, WAM
	SCR 171, SD1  (SSCR3102)  Status & Testimony	REQUESTING THE AGRIBUSINESS DEVELOPMENT CORPORATION TO ACQUIRE LAND FOR IMPROVEMENTS TO ITS INFRASTRUCTURE NECESSARY TO ACHIEVE ITS MISSION.	AGL/WLH, WAM
	SR 71 (SSCR3046) Status & Testimony	REQUESTING THE DEPARTMENT OF AGRICULTURE TO IMPLEMENT AN INCENTIVE PROGRAM TO PROMOTE THE PURCHASE OF HAWAII-GROWN AGRICULTURAL COMMODITIES.	AGL, WAM
	SR 101, SD1  (SSCR3103)  Status & Testimony	REQUESTING THE AGRIBUSINESS DEVELOPMENT CORPORATION TO ACQUIRE LAND FOR IMPROVEMENTS TO ITS INFRASTRUCTURE NECESSARY TO ACHIEVE ITS MISSION.	AGL/WLH, WAM
	SCR 53, SD1 (SSCR2856)	REQUESTING COLLABORATION AMONG VARIOUS STATE AGENCIES TO IDENTIFY AND REMOVE BARRIERS RELATING TO WORKFORCE DATA SHARING AND NURSING	CPN/JDL, WAM

RELATING TO WORKFORCE DATA SHARING AND NURSING

PRACTICE IN THE STATE.

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Status & Testimony

SCR 89. SD1



**SCR 108** REQUESTING THE INSURANCE COMMISSIONER TO CPN, WAM REVIEW THE ACCUMULATION OF CAPITAL RESERVES (SSCR3091) AND SURPLUS OF MANAGED CARE PLANS WHEN REVIEWING RATE FILINGS. Status & **Testimony SCR 36, SD1** REQUESTING DEVELOPMENT OF A PLAN TO EXAMINE EDT/EDU, WAM THE LONG-TERM USES OF THE HAWAII FILM STUDIO (SSCR3120) DIAMOND HEAD CAMPUS. Status & **Testimony SCR 55, SD1** REQUESTING THE LIEUTENANT GOVERNOR TO REPORT EDT, WAM TO THE LEGISLATURE ON THE STATE'S STRATEGIC PLAN (SSCR3025) TO EXPAND ASIA-PACIFIC BUSINESS DEVELOPMENT Status & OPPORTUNITIES FOR HAWAII BUSINESSES, AND THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, **Testimony** AND TOURISM TO INCLUDE IN THE DEPARTMENT'S ANNUAL REPORT THE PROGRESS OF IMPLEMENTATION OF THE STRATEGIC PLAN. REQUESTING THE DEPARTMENT OF LAND AND NATURAL **SCR 56, SD1** EDT/WLH. WAM RESOURCES TO DEVELOP RECOMMENDATIONS FOR (SSCR3030) INCREASED FEES TO HELP SUPPORT A FULLY STAFFED Status & STATE HISTORIC PRESERVATION DIVISION PROGRAM. **Testimony SCR 57, SD1** REQUESTING THE DEPARTMENT OF ACCOUNTING AND EDT, WAM GENERAL SERVICES TO ESTABLISH A WORKING GROUP (SSCR3107) TO DEVELOP RECOMMENDATIONS REGARDING THE ADMINISTRATIVE PLACEMENT OF THE STATE Status & FOUNDATION ON CULTURE AND THE ARTS. **Testimony** REQUESTING THE RENAMING OF AND THE EXTENSION OF EDT/PGM, WAM **SCR 40, SD1** THE PROMPT PAYMENT TASK FORCE TO DEVELOP (SSCR2835) RECOMMENDATIONS TO ADDRESS ISSUES THAT AFFECT PROCUREMENT FOR GOODS AND SERVICES PURCHASED Status & THROUGH NONPROFIT ORGANIZATIONS, INCLUDING **Testimony** HUMAN SERVICE NONPROFIT ORGANIZATIONS THAT DELIVER PIVOTAL GOODS AND SERVICES TO INDIVIDUALS, FAMILIES, COMMUNITIES, AND OTHER SMALL BUSINESSES. **SCR 33, SD1** REQUESTING THE DEPARTMENT OF EDUCATION AND EDU, WAM BOARD OF EDUCATION TO INSTITUTE A GREEN HAWAII (SSCR3043) PROGRAM WITHIN THE PUBLIC SCHOOL SYSTEM. Status & Testimony REQUESTING THE BOARD OF EDUCATION AND EDU, WAM **SCR 120** DEPARTMENT OF EDUCATION TO APPLY TO THE UNITED (SSCR3040) STATES DEPARTMENT OF EDUCATION FOR A WAIVER OF THE REQUIREMENTS OF THE NO CHILD LEFT BEHIND Status & ACT. **Testimony** 

REQUESTING THE BOARD OF EDUCATION AND **SCR 121, SD1** EDU, WAM DEPARTMENT OF EDUCATION TO REVIEW AND EVALUATE (SSCR3124) COMPLIANCE WITH AND EFFECTIVENESS OF THE REINVENTING EDUCATION ACT OF 2004, AS AMENDED. Status & **Testimony SCR 122** REQUESTING THE BOARD OF EDUCATION AND STATE EDU, WAM LIBRARIAN TO DEVELOP A STRATEGIC PLAN TO OPTIMIZE (SSCR3039) THE USE OF STATE PUBLIC LIBRARY FACILITIES. Status & **Testimony** REQUESTING THE BOARD OF EDUCATION AND **SR 61, SD1** EDU, WAM DEPARTMENT OF EDUCATION TO REVIEW AND EVALUATE (SSCR3123) COMPLIANCE WITH AND EFFECTIVENESS OF THE Status & REINVENTING EDUCATION ACT OF 2004, AS AMENDED. **Testimony SR 62** REQUESTING THE BOARD OF EDUCATION AND STATE EDU, WAM LIBRARIAN TO DEVELOP A STRATEGIC PLAN TO OPTIMIZE (SSCR3038) THE USE OF STATE PUBLIC LIBRARY FACILITIES. Status & **Testimony SCR 42, SD1** REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO HMS/CPN/EDT, CONDUCT A STUDY TO DETERMINE WAYS, OTHER THAN WAM (SSCR3122) TAX INCENTIVES, TO ENCOURAGE EMPLOYERS TO PROVIDE AND PAY FOR LONG-TERM CARE INSURANCE Status & AND INDIVIDUALS TO PURCHASE LONG-TERM CARE **Testimony** INSURANCE. **SCR 44, SD1** REQUESTING THE INSURANCE COMMISSIONER TO HMS/CPN, WAM CONDUCT A FACT-FINDING AND FEASIBILITY STUDY ON (SSCR3110) THE VIABILITY OF USING ACCELERATED DEATH BENEFITS AND VIATICAL SETTLEMENTS AS A SOURCE OF FUNDING Status & FOR LONG-TERM CARE NEEDS. **Testimony** REQUESTING THE DEPARTMENT OF HUMAN SERVICES **SCR 147, SD1** HMS, WAM TO REEXAMINE THE BASIC HEALTH PLAN UNDER THE (SSCR3053) FEDERAL PATIENT PROTECTION AND AFFORDABLE CARE ACT ONCE FEDERAL RULES HAVE BEEN ISSUED AND TO Status & CONSIDER AMENDING THE FEDERAL SECTION 1115 Testimony WAIVER GRANTED TO HAWAII TO RAISE THE MEDICAID

**SCR 153, SD1** 

(SSCR3049)

Status & Testimony

REQUESTING THE DEPARTMENT OF HUMAN SERVICES TO IMPLEMENT A DEMONSTRATION PROJECT TO

HAWAII'S PEOPLE.

INCOME ELIGIBILITY CEILING TO PROVIDE THE GREATEST HEALTH CARE COVERAGE TO SERVE THE NEEDS OF

INTEGRATE HEALTHCARE FOR INDIVIDUALS ENROLLED IN BOTH MEDICAID AND MEDICARE.

HMS, WAM

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REQUESTING THE DEPARTMENT OF HUMAN SERVICES SR 82, SD1 HMS, WAM TO REEXAMINE THE BASIC HEALTH PLAN UNDER THE (SSCR3054) FEDERAL PATIENT PROTECTION AND AFFORDABLE CARE ACT ONCE FEDERAL RULES HAVE BEEN ISSUED AND TO Status & **Testimony** CONSIDER AMENDING THE FEDERAL SECTION 1115 WAIVER GRANTED TO HAWAII TO RAISE THE MEDICAID INCOME ELIGIBILITY CEILING TO PROVIDE THE GREATEST HEALTH CARE COVERAGE TO SERVE THE NEEDS OF HAWAII'S PEOPLE. REQUESTING THE DEPARTMENT OF HUMAN SERVICES SR 90, SD1 HMS, WAM TO IMPLEMENT A DEMONSTRATION PROJECT TO (SSCR3050) INTEGRATE HEALTHCARE FOR INDIVIDUALS ENROLLED IN Status & BOTH MEDICAID AND MEDICARE. Testimony HTH/JDL, WAM **SCR 94** REQUESTING THE DEPARTMENT OF HEALTH AND THE DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS TO (SSCR3108) CONDUCT A STUDY TO PROMOTE WORKPLACE WELLNESS PROGRAMS. Status & **Testimony** REQUESTING THE AUDITOR TO CONDUCT AN IMPACT **SCR 129** HTH/CPN, WAM ASSESSMENT REPORT ON LEGISLATION MANDATING (SSCR3095) CERTAIN HEALTH INSURANCE COVERAGE FOR OUTPATIENT PRESCRIPTION DRUGS. Status & **Testimony** SCR 2, SD1 REQUESTING THE STATE'S FULL COMPLIANCE WITH HWN/WLH, WAM SECTION 5 OF ACT 178, SESSION LAWS OF HAWAII 2006. (SSCR3056) Status & **Testimony SCR 63, SD1** REQUESTING THE AUDITOR TO CONDUCT A FISCAL AUDIT HWN/WLH, WAM OF THE KAHO'OLAWE REHABILITATION TRUST FUND. (SSCR3055) Status & **Testimony SCR 87, SD1** REQUESTING A REVIEW OF THE STATE'S FUNDING FOR HWN/EDU, WAM EXISTING ENGLISH AS A SECOND LANGUAGE (SSCR3057) INSTRUCTION AND ACTIVITIES AND HAWAIIAN LANGUAGE PROGRAMS OFFERED IN HAWAII AND ANY DISPARITIES IN Status & FUNDING FOR THE STATE'S TWO OFFICIAL LANGUAGES. **Testimony SR 43, SD1** REQUESTING A REVIEW OF THE STATE'S FUNDING FOR HWN/EDU, WAM EXISTING ENGLISH AS A SECOND LANGUAGE (SSCR3058) INSTRUCTION AND ACTIVITIES AND HAWAIIAN LANGUAGE PROGRAMS OFFERED IN HAWAII AND ANY DISPARITIES IN Status & FUNDING FOR THE STATE'S TWO OFFICIAL LANGUAGES. **Testimony** 

SCR 6, SD1

(SSCR3023)

Status & REQUESTING THE DEPARTMENT OF PUBLIC SAFETY TO PGM, WAM REINVEST FUNDS ORIGINALLY INTENDED FOR INCARCERATION INTO STRUCTURED COMMUNITY
PLACEMENT PROGRAMS FOR ELIGIBLE NON-VIOLENT

Testimony FEMALE OFFENDERS.



URGING THE UNITED STATES CONGRESS TO AMEND THE **SCR 30, SD1** PGM, WAM UNFUNDED MANDATES REFORM ACT. (SSCR3024) Status & **Testimony SCR 137** REQUESTING THE DIRECTOR OF THE OFFICE OF PGM, WAM AEROSPACE DEVELOPMENT TO COORDINATE (SSCR3034) COMMENTS AND IDENTIFY A LEAD ENTITY TO PREPARE A PROPOSAL, ON BEHALF OF THE STATE, FOR HAWAII TO Status & BE SELECTED AS ONE OF THE FEDERAL AVIATION **Testimony** ADMINISTRATION'S SIX UNMANNED AIRCRAFT SYSTEM TEST SITES. ENCOURAGING THE MILITARY STRATEGY OF FORWARD-**SCR 139** PGM, WAM BASING A VISIBLE MILITARY FORCE IN HAWAII AND (SSCR3101) URGING THE MILITARY AFFAIRS COUNCIL OF THE CHAMBER OF COMMERCE OF HAWAII TO CONTINUE WITH Status & ITS WORK AS THE LIAISON FOR HAWAII IN MATTERS **Testimony** RELATING TO THE MILITARY'S PRESENCE IN HAWAII. REQUESTING THE DEPARTMENT OF HUMAN RESOURCES **SCR 167, SD1** PGM, WAM DEVELOPMENT TO CONVENE A TASK FORCE TO EXAMINE (SSCR3105) MANAGEMENT POLICIES REGARDING THE USE OF OVERTIME BY STATE AND COUNTY EMPLOYEES. Status & **Testimony SCR 170, SD1** REQUESTING THE DEPARTMENT OF PUBLIC SAFETY TO PGM, WAM ENTER INTO A PUBLIC-PRIVATE PARTNERSHIP (SSCR3099) AGREEMENT FOR THE PLANNING, DESIGN, CONSTRUCTION, TURNKEY, AND FINANCING OF A NEW Status & MAUI REGIONAL PUBLIC SAFETY COMPLEX AT PUUNENE, **Testimony** MAUI, WITH A STRONG EMPHASIS ON RE-ENTRY. TRANSITION, AND SUPPORT FOR FAMILY PROGRAMS. REQUESTING THE DIRECTOR OF THE OFFICE OF **SR 73** PGM, WAM AEROSPACE DEVELOPMENT TO COORDINATE (SSCR3033) COMMENTS AND IDENTIFY A LEAD ENTITY TO PREPARE A PROPOSAL, ON BEHALF OF THE STATE, FOR HAWAII TO Status & **Testimony** BE SELECTED AS ONE OF THE FEDERAL AVIATION ADMINISTRATION'S SIX UNMANNED AIRCRAFT SYSTEM TEST SITES. **SR 75** ENCOURAGING THE MILITARY STRATEGY OF FORWARD-PGM, WAM BASING A VISIBLE MILITARY FORCE IN HAWAII AND (SSCR3100) URGING THE MILITARY AFFAIRS COUNCIL OF THE CHAMBER OF COMMERCE OF HAWAII TO CONTINUE WITH Status & ITS WORK AS THE LIAISON FOR HAWAII IN MATTERS **Testimony** RELATING TO THE MILITARY'S PRESENCE IN HAWAII. PGM, WAM

**SR 97, SD1** 

(SSCR3106)

Status & Testimony

REQUESTING THE DEPARTMENT OF HUMAN RESOURCES DEVELOPMENT TO CONVENE A TASK FORCE TO EXAMINE

MANAGEMENT POLICIES REGARDING THE USE OF OVERTIME BY STATE AND COUNTY EMPLOYEES.

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REQUESTING THE DEPARTMENT OF PUBLIC SAFETY TO SR 100, SD1 PGM, WAM ENTER INTO A PUBLIC-PRIVATE PARTNERSHIP (SSCR3098) AGREEMENT FOR THE PLANNING, DESIGN. CONSTRUCTION, TURNKEY, AND FINANCING OF A NEW Status & **Testimony** MAUI REGIONAL PUBLIC SAFETY COMPLEX AT PUUNENE, MAUI, WITH A STRONG EMPHASIS ON RE-ENTRY, TRANSITION, AND SUPPORT FOR FAMILY PROGRAMS. REQUESTING THE HAWAII TOURISM AUTHORITY TO TSM, WAM **SCR 35, SD1** STUDY THE FEASIBILITY OF DEVELOPING A HOTEL, (SSCR2814) TRAINING HOTEL, OR OTHER COMMERCIAL RETAIL FACILITY ABOVE THE HAWAII CONVENTION CENTER Status & FACILITY. **Testimony** REQUESTING THE HAWAII TOURISM AUTHORITY TO **SR 14, SD1** TSM, WAM STUDY THE FEASIBILITY OF DEVELOPING A HOTEL, (SSCR2813) TRAINING HOTEL, OR OTHER COMMERCIAL RETAIL FACILITY ABOVE THE HAWAII CONVENTION CENTER Status & **Testimony** FACILITY. **SCR 12** AUTHORIZING THE ISSUANCE OF A TERM, NON-WLH, WAM **EXCLUSIVE EASEMENT COVERING A PORTION OF STATE** (SSCR2812) SUBMERGED LANDS AT LAHAINA, MAUI, FOR MAINTENANCE AND REPAIR OF EXISTING DECK AND Status & IMPROVEMENTS. **Testimony** APPROVING THE SALE OF THE LEASED FEE INTEREST IN **SCR 18** WLH, WAM 593 KULIOUOU ROAD, HONOLULU, HAWAII. (SSCR2824) Status & **Testimony SCR 19** APPROVING THE SALE OF THE LEASED FEE INTEREST IN WLH, WAM 619 KULIOUOU ROAD, HONOLULU, HAWAII. (SSCR2825) Status & **Testimony SCR 20** APPROVING THE SALE OF THE LEASED FEE INTEREST IN WLH, WAM 644 HOKIOKIO PLACE, HONOLULU, HAWAII. (SSCR2826) Status & **Testimony** APPROVING THE SALE OF THE LEASED FEE INTEREST IN **SCR 21** WLH, WAM 2314 10TH AVENUE, HONOLULU, HAWAII. (SSCR2827) Status & **Testimony SCR 22** APPROVING THE SALE OF THE LEASED FEE INTEREST IN WLH, WAM 41-557 KAMANAAINA PLACE, WAIMANALO, HAWAII. (SSCR2828) Status & Testimony

SCR 23 (SSCR2829) Status & Testimony	APPROVING THE SALE OF THE LEASED FEE INTEREST IN 2949 ALA ILIMA STREET, NO. 303, HONOLULU, HAWAII.	WLH, WAM
SCR 24 (SSCR2830) Status &	APPROVING THE SALE OF THE LEASED FEE INTEREST IN 95-031 KUAHELANI AVENUE, NO. 242, MILILANI, HAWAII.	WLH, WAM
Testimony  SCR 25  (SSCR2831)  Status & Testimony	APPROVING THE SALE OF THE LEASED FEE INTEREST IN 95-017 KUAHELANI AVENUE, NO. 321, MILILANI, HAWAII.	WLH, WAM
SCR 113  (SSCR3121)  Status & Testimony	AUTHORIZING THE ISSUANCE OF A TERM, NON- EXCLUSIVE EASEMENT COVERING A PORTION OF STATE SUBMERGED LANDS AT HONOKAWAI, LAHAINA, MAUI, FOR SEAWALL PURPOSES.	WLH, WAM
SCR 117, SD1  (SSCR3113)  Status & Testimony	URGING THE STATE TO EXPAND THE SCOPE OF THE COMPREHENSIVE INFORMATION SYSTEM ESTABLISHED PURSUANT TO ACT 54, SESSION LAWS OF HAWAII 2011, TO FURTHER INCLUDE PUBLIC FACILITIES, THEREBY CREATING A COMPREHENSIVE ASSET MANAGEMENT SYSTEM FOR PUBLIC LANDS AND PUBLIC FACILITIES.	WLH, WAM
SCR 118 (SSCR3127) Status & Testimony	URGING THE OFFICE OF PLANNING TO TIMELY CONDUCT AND COMPLETE REGIONAL PLANS AND STUDIES AS REQUIRED BY STATUTE.	WLH, WAM
SR 52  (SSCR3090)  Status & Testimony	REQUESTING THE INSURANCE COMMISSIONER TO REVIEW THE ACCUMULATION OF CAPITAL RESERVES AND SURPLUS OF MANAGED CARE PLANS WHEN REVIEWING RATE FILINGS.	CPN, WAM
SCR 124, SD1  (SSCR3044)  Status & Testimony	AUTHORIZING THE ISSUANCE OF A TERM, NON- EXCLUSIVE EASEMENT, COVERING A PORTION OF STATE SUBMERGED LANDS AT MAHINAHINA, LAHAINA, MAUI, FOR RUBBLE ROCK REVETMENT PURPOSES.	WLH, WAM
SCR 155, SD1  (SSCR3125)  Status & Testimony	URGING THE KAHO'OLAWE ISLAND RESERVE COMMISSION TO REQUIRE EACH STEWARDSHIP PROGRAM CONDUCTING ACTIVITIES ON THE KAHO'OLAWE ISLAND RESERVE TO OBTAIN LIABILITY AND PROPERTY DAMAGE INSURANCE AND LIST THE STATE AS AN ADDITIONAL INSURED.	WLH, WAM

**SR 58, SD1** 

(SSCR3114)

Status &

**Testimony** 

**SR 59** 

(SSCR3126)

Status & **Testimony** 

URGING THE STATE TO EXPAND THE SCOPE OF THE

COMPREHENSIVE INFORMATION SYSTEM ESTABLISHED PURSUANT TO ACT 54, SESSION LAWS OF HAWAII 2011, TO FURTHER INCLUDE PUBLIC FACILITIES, THEREBY

WLH, WAM

WLH, WAM

CREATING A COMPREHENSIVE ASSET MANAGEMENT SYSTEM FOR PUBLIC LANDS AND PUBLIC FACILITIES.

URGING THE OFFICE OF PLANNING TO TIMELY CONDUCT AND COMPLETE REGIONAL PLANS AND STUDIES AS

REQUIRED BY STATUTE.

### Comments may be submitted as follows:

By Email: Email if less than 5 pages in length, to Committee at WAMTestimony@Capitol.hawaii.gov. Please indicate the measure, date and time of the hearing. Email sent to individual office or any other Senate office will not be accepted.

By Web: Online if less than 4MB in size, at http://www.capitol.hawaii.gov/submittestimony.aspx

In person: One copy of comments to the Committee Clerk, Room 215, State Capitol. Please mark as comments and indicate the measure, date and time of the hearing.

Please note: If you submit your written comments after 24 hours prior to the hearing, a copy of your comments may not be available during the hearing but will be posted online after the hearing.

**FOR AMENDED NOTICES:** Measures that have been deleted are stricken through and measures that have been added are underscored. If a measure is both underscored and stricken through, that measure has been deleted from the agenda.

If you require auxiliary aids or services to participate in the public hearing process (i.e. ASL or foreign language interpreter, or wheelchair accessibility), please contact the committee clerk at least 24 hours prior to the hearing so that arrangements can be made.

FOR FURTHER INFORMATION, PLEASE CALL THE COMMITTEE CLERK AT 586-6800.

This hearing will be on Twitter: https://twitter.com/HI\_Senate\_WAM.

Senator David Y. Ige Chair