

HOUSE OF REPRESENTATIVES
STATE OF HAWAII
TWENTY-SIXTH STATE LEGISLATURE
REGULAR SESSION, 2012

February 14, 2012

18th Day

ORDER OF BUSINESS

Invocation - Pastor Timothy Jay Mason
Calvary by the Sea Lutheran Church

1. Roll Call
2. Reading of the Journal
3. Messages from the Governor

Received message numbers 1102 and 1103 informing the House that the following Senate Bills were signed into law on February 13, 2012:

S.B. No. 239, S.D. 2, H.D. 2, C.D. 1 Act 2
S.B. No. 809, S.D. 1, H.D. 1, C.D. 1 Act 3

4. Senate Communications

Received communication returning H.B. No. 2002, H.D. 1, having passed Third Reading in the Senate.

Received communications transmitting the following Senate Bills, both having passed Third Reading in the Senate:

S.B. No. 2061, S.D. 1
S.B. No. 2759, S.D. 1

ORDER OF THE DAY

5. Reports of Standing Committees

EDUCATION

Stand. Comm. Rep. No. 299-12

H.B. No. 2007, H.D. 1

RELATING TO INSTRUCTIONAL TIME.
(Instructional Time; Bell Schedules)

AS AMENDED, PASS SECOND READING,
REFER TO FINANCE

Stand. Comm. Rep. No. 300-12

H.B. No. 2816, H.D. 1

RELATING TO THE ISSUANCE OF SPECIAL
PURPOSE REVENUE BONDS FOR LE JARDIN
ACADEMY.
(SPRB; Le Jardin Academy)

AS AMENDED, PASS SECOND READING,
REFER TO FINANCE

Stand. Comm. Rep. No. 301-12

H.B. No. 2273

RELATING TO CONCUSSIONS.
(Concussions; Concussion Awareness Program;
School Athletics)

REFER TO FINANCE

Stand. Comm. Rep. No. 302-12

H.B. No. 2416, H.D. 1

RELATING TO EDUCATION.
(School Absenteeism; Working Group;
Appropriation)

AS AMENDED, PASS SECOND READING,
REFER TO FINANCE

EDUCATION

Stand. Comm. Rep. No. 303-12

H.B. No. 1683

RELATING TO JUNIOR KINDERGARTEN.
(Junior Kindergarten)

PASS SECOND READING, REFER TO
FINANCE

Stand. Comm. Rep. No. 304-12

H.B. No. 2008

RELATING TO CHARTER SCHOOLS.
(Charter Schools; Board of Education;
Appropriation)

PASS SECOND READING, REFER TO
FINANCE

Stand. Comm. Rep. No. 305-12

H.B. No. 2091

RELATING TO EDUCATION.
(Department of Education; Assessment Program;
Appropriation)

PASS SECOND READING, REFER TO
FINANCE

Stand. Comm. Rep. No. 306-12

H.B. No. 2127

RELATING TO THE ISSUANCE OF SPECIAL
PURPOSE REVENUE BONDS FOR HAWAII
PREPARATORY ACADEMY.
(Hawaii Preparatory Academy; Special Revenue
Purpose Bonds)

PASS SECOND READING, REFER TO
FINANCE

EDUCATION

Stand. Comm. Rep. No. 307-12

H.B. No. 2728, H.D. 1

RELATING TO EARLY LEARNING.
(Early Learning System Funding; Income Tax
Refund Check-Off)

AS AMENDED, PASS SECOND READING,
REFER TO FINANCE

EDUCATION/LABOR & PUBLIC EMPLOYMENT

Stand. Comm. Rep. No. 308-12

H.B. No. 2513, H.D. 1

RELATING TO EDUCATION.
(Public Schools; School Health Aides)

AS AMENDED, PASS SECOND READING,
REFER TO FINANCE

EDUCATION/HUMAN SERVICES

Stand. Comm. Rep. No. 309-12

H.B. No. 2519, H.D. 1

RELATED TO EARLY LEARNING.
(Education; Early Childhood)

AS AMENDED, PASS SECOND READING,
REFER TO FINANCE

TOURISM

Stand. Comm. Rep. No. 310-12

H.B. No. 2078, H.D. 1

RELATING TO TAXATION.
(Transient Accommodations Tax; Registration
Identification Number; Advertisements; Websites)

AS AMENDED, PASS SECOND READING,
REFER TO FINANCE

HAWAIIAN AFFAIRS

Stand. Comm. Rep. No. 311-12

H.B. No. 2531

RELATING TO THE HAWAIIAN HOMES
COMMISSION ACT.
(Hawaiian Homes Commission Act;
Administration)

PASS SECOND READING, REFER TO
FINANCE

Stand. Comm. Rep. No. 312-12

H.B. No. 2809

RELATING TO KALO APPRECIATION MONTH.
(Kalo Appreciation Month)

PASS SECOND READING, REFER TO
AGRICULTURE

ENERGY & ENVIRONMENTAL PROTECTION

Stand. Comm. Rep. No. 313-12

H.B. No. 2042, H.D. 1

RELATING TO ENERGY.
(Energy; Renewable Portfolio Standards)

AS AMENDED, PASS SECOND READING,
REFER TO CONSUMER PROTECTION &
COMMERCE

Stand. Comm. Rep. No. 314-12

H.B. No. 2483, H.D. 1

RELATING TO ENVIRONMENT.
(Hawaii State Planning Act; Priority Guidelines;
Climate Change)

AS AMENDED, PASS SECOND READING,
REFER TO FINANCE

ENERGY & ENVIRONMENTAL PROTECTION

Stand. Comm. Rep. No. 315-12

H.B. No. 2259

RELATING TO ENERGY.
(Energy; State Hydrogen Codes and Standards;
Appropriation)

PASS SECOND READING, REFER TO
FINANCE

Stand. Comm. Rep. No. 316-12

H.B. No. 2484, H.D. 2

RELATING TO ELECTRIC VEHICLES.
(Electric Vehicles)

AS AMENDED, REFER TO FINANCE

Stand. Comm. Rep. No. 317-12

H.B. No. 2740

RELATING TO TAXATION.
(Power Generation; Naphtha Fuel Tax; Sunset;
Repeal)

PASS SECOND READING, REFER TO
FINANCE

TRANSPORTATION

Stand. Comm. Rep. No. 318-12

H.B. No. 2004, H.D. 1

RELATING TO TRANSPORTATION.
(Department of Transportation; Airport;
Concessions)

AS AMENDED, PASS SECOND READING,
REFER TO FINANCE

Stand. Comm. Rep. No. 319-12

H.B. No. 2005, H.D. 1

RELATING TO TRANSPORTATION.
(Transportation; Security Technology Study;
Report)

AS AMENDED, PASS SECOND READING,
REFER TO FINANCE

TRANSPORTATION

Stand. Comm. Rep. No. 320-12

H.B. No. 1791

RELATING TO HOMICIDE.
(License Revocation; Sentencing)

PASS SECOND READING, REFER TO
JUDICIARY

Stand. Comm. Rep. No. 321-12

H.B. No. 2309

RELATING TO PERSONAL INFORMATION.
(Personal Information; Unlawful Use of Certificate
of Identification or Driver's License)

PASS SECOND READING, REFER TO
JUDICIARY

Stand. Comm. Rep. No. 322-12

H.B. No. 1928

RELATING TO TESTING FOR INTOXICANTS.
(Driver's Licensing; Penalties; Refusal to Submit
to Testing)

PASS SECOND READING, REFER TO
JUDICIARY

Stand. Comm. Rep. No. 323-12

H.B. No. 2453

RELATING TO CIVIL IDENTIFICATION.
(Civil Identification)

PASS SECOND READING, REFER TO
FINANCE

Stand. Comm. Rep. No. 324-12

H.B. No. 2617

RELATING TO PENALTIES.
(Motor vehicles; bumper height; penalties)

PASS SECOND READING, REFER TO
JUDICIARY

TRANSPORTATION

Stand. Comm. Rep. No. 325-12

H.B. No. 2800

RELATING TO TRANSPORTATION.
(Transportation)

PASS SECOND READING, REFER TO
FINANCE

Stand. Comm. Rep. No. 326-12

H.B. No. 2153, H.D. 1

RELATING TO TOLL ROADS.
(Transportation; Toll Roads)

AS AMENDED, PASS SECOND READING,
REFER TO FINANCE

HIGHER EDUCATION/INTERNATIONAL AFFAIRS

Stand. Comm. Rep. No. 327-12

H.B. No. 1997, H.D. 1

RELATING TO HIGHER EDUCATION.
(Higher Education; Exports; International
Students)

PASS SECOND READING, REFER TO
FINANCE

HIGHER EDUCATION/EDUCATION

Stand. Comm. Rep. No. 328-12

H.B. No. 2093, H.D. 2

RELATING TO AGRICULTURAL EDUCATION.
(Agricultural Education; Pilot Project;
Appropriation)

AS AMENDED, REFER TO FINANCE

LABOR & PUBLIC EMPLOYMENT

Stand. Comm. Rep. No. 329-12

H.B. No. 2491, H.D. 1

RELATING TO THE HAWAII EMPLOYER-
UNION HEALTH BENEFITS TRUST FUND.
(Employer-Union Health Benefits Trust Fund;
Other Post-employment Benefits Trust)

AS AMENDED, PASS SECOND READING,
REFER TO FINANCE

Stand. Comm. Rep. No. 330-12

H.B. No. 2572, H.D. 1

RELATING TO STATE EMPLOYMENT.
(Civil Service; Exemptions; State Employment)

AS AMENDED, PASS SECOND READING,
REFER TO FINANCE

Stand. Comm. Rep. No. 331-12

H.B. No. 1819

RELATING TO THE EMERGENCY AND
BUDGET RESERVE FUND.
(Emergency and Budget Reserve Fund; General
Fund Balance)

PASS SECOND READING, REFER TO
FINANCE

Stand. Comm. Rep. No. 332-12

H.B. No. 2492, H.D. 1

RELATING TO THE HAWAII EMPLOYER-
UNION HEALTH BENEFITS TRUST FUND.
(Hawaii Employer-Union Health Benefits Trust
Fund)

AS AMENDED, PASS SECOND READING,
REFER TO FINANCE

LABOR & PUBLIC EMPLOYMENT

Stand. Comm. Rep. No. 333-12

H.B. No. 1848, H.D. 1

RELATING TO COLLECTIVE BARGAINING.
(Collective Bargaining; EUTF; Contributions and
Dispute Resolutions)

AS AMENDED, PASS SECOND READING,
REFER TO FINANCE

Stand. Comm. Rep. No. 334-12

H.B. No. 2766, H.D. 1

RELATING TO PUBLIC WORKS.
(Public Works; Wage and Hour Law; Special
Fund; Appropriation)

AS AMENDED, PASS SECOND READING,
REFER TO FINANCE

PUBLIC SAFETY & MILITARY AFFAIRS

Stand. Comm. Rep. No. 335-12

H.B. No. 2353

RELATING TO VETERANS CEMETERIES.
(Veterans Cemeteries; Appropriation)

PASS SECOND READING, REFER TO
FINANCE

Stand. Comm. Rep. No. 336-12

H.B. No. 1723

RELATING TO THE TRICARE PROGRAM.
(TRICARE Program; Health Care; General
Excise Tax; Exemption)

REFER TO FINANCE

Stand. Comm. Rep. No. 337-12

H.B. No. 1968

RELATING TO CIGARETTES.
(Reduced Ignition Propensity Cigarette Special
Fund)

PASS SECOND READING, REFER TO
FINANCE

AGRICULTURE/TRANSPORTATION

Stand. Comm. Rep. No. 338-12

H.B. No. 1941, H.D. 1

MAKING AN APPROPRIATION FOR
AGRICULTURAL INSPECTION FACILITIES
AND RELATED INFRASTRUCTURE.
(Agriculture; Biosecurity; Appropriation)

AS AMENDED, PASS SECOND READING,
REFER TO FINANCE

AGRICULTURE

Stand. Comm. Rep. No. 339-12

H.B. No. 2244, H.D. 1

RELATING TO AGRICULTURE INSPECTORS.
(Agriculture; DOA; Inspections; Deputy
Inspectors; Fees)

AS AMENDED, PASS SECOND READING,
REFER TO FINANCE

AGRICULTURE/ECONOMIC REVITALIZATION & BUSINESS

Stand. Comm. Rep. No. 340-12

H.B. No. 2432, H.D. 1

RELATING TO PROCUREMENT.
(Procurement)

AS AMENDED, PASS SECOND READING,
REFER TO FINANCE

ENERGY & ENVIRONMENTAL PROTECTION/AGRICULTURE

Stand. Comm. Rep. No. 341-12

H.B. No. 2834

RELATING TO THE HAWAII ECONOMIC
DEVELOPMENT TASK FORCE.
(Economic Development Task Force)

PASS SECOND READING, REFER TO
FINANCE

HUMAN SERVICES/CULTURE & THE ARTS

Stand. Comm. Rep. No. 342-12

H.B. No. 2133

RELATING TO DOMESTIC VIOLENCE.
(Domestic Violence Awareness Month)

PASS SECOND READING, REFER TO
FINANCE

HUMAN SERVICES/HEALTH

Stand. Comm. Rep. No. 343-12

H.B. No. 2189, H.D. 1

RELATING TO MEDICAID.
(Medicaid Home and Community-Based Waiver
Programs; Family Member)

AS AMENDED, PASS SECOND READING,
REFER TO FINANCE

HUMAN SERVICES

Stand. Comm. Rep. No. 344-12

H.B. No. 2467, H.D. 1

RELATING TO CHILD ABUSE.
(Child Abuse)

AS AMENDED, PASS SECOND READING,
REFER TO JUDICIARY

Stand. Comm. Rep. No. 345-12

H.B. No. 1773

RELATING TO ACCUSED TO TRANSPORT
WITNESS OR WITNESSES.
(Accused to Transport Witness or Witnesses;
Prosecuting Attorney's Package)

PASS SECOND READING, REFER TO
JUDICIARY

HUMAN SERVICES

Stand. Comm. Rep. No. 346-12

H.B. No. 2334, H.D. 1

RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST THE HAWAII ISLAND COMMUNITY DEVELOPMENT CORPORATION.
(SPRBs; Hawaii Island Community Development Corporation)

AS AMENDED, PASS SECOND READING,
REFER TO FINANCE

HEALTH

Stand. Comm. Rep. No. 347-12

H.B. No. 2516, H.D. 1

MAKING AN APPROPRIATION FOR EARLY CHILDHOOD HEALTH.
(Health; Early Childhood)

AS AMENDED, PASS SECOND READING,
REFER TO FINANCE

Stand. Comm. Rep. No. 348-12

H.B. No. 1966, H.D. 1

RELATING TO VACCINATIONS.
(Vaccinations; Children)

AS AMENDED, PASS SECOND READING,
REFER TO CONSUMER PROTECTION & COMMERCE

Stand. Comm. Rep. No. 349-12

H.B. No. 2555, H.D. 1

RELATING TO VITAL STATISTICS FEES.
(Health; Vital Statistics Fees)

AS AMENDED, PASS SECOND READING,
REFER TO FINANCE

HEALTH

Stand. Comm. Rep. No. 350-12

H.B. No. 2567, H.D. 1

RELATING TO MARRIAGE LICENSE FEES.
(Marriage Licenses; Fees)

AS AMENDED, PASS SECOND READING,
REFER TO FINANCE

Stand. Comm. Rep. No. 351-12

H.B. No. 2556, H.D. 1

RELATING TO DISPOSITION OF DEAD
HUMAN BODIES.
(Human Bodies; Disposition of)

AS AMENDED, PASS SECOND READING,
REFER TO FINANCE

Stand. Comm. Rep. No. 352-12

H.B. No. 2732

RELATING TO TAX CREDITS.
(Tax Credits; Safety Helmets; Senior Citizens)

PASS SECOND READING, REFER TO
FINANCE

Stand. Comm. Rep. No. 353-12

H.B. No. 2312, H.D. 1

RELATING TO TORTS.
(Liability; Good Faith; Cardiopulmonary
Resuscitation)

AS AMENDED, PASS SECOND READING,
REFER TO JUDICIARY

Stand. Comm. Rep. No. 354-12

H.B. No. 1958, H.D. 1

RELATING TO DENTAL SERVICES.
(Dental Services)

AS AMENDED, PASS SECOND READING,
REFER TO CONSUMER PROTECTION &
COMMERCE

HEALTH

Stand. Comm. Rep. No. 355-12

H.B. No. 2726, H.D. 1

RELATING TO ANIMALS.
(Spay and Neuter Special Fund; Income Check-off)

AS AMENDED, PASS SECOND READING,
REFER TO FINANCE

Stand. Comm. Rep. No. 356-12

H.B. No. 2749, H.D. 1

RELATING TO ALLOWING DOGS IN
RESTAURANTS.
(Dogs; Restaurants)

AS AMENDED, PASS SECOND READING,
REFER TO JUDICIARY

Stand. Comm. Rep. No. 357-12

H.B. No. 2232, H.D. 1

RELATING TO HEALTH.
(Health; Physicians; Medical School Students;
Pelvic Examinations; Informed Consent)

AS AMENDED, PASS SECOND READING,
REFER TO JUDICIARY

Stand. Comm. Rep. No. 358-12

H.B. No. 2227, H.D. 1

RELATING TO BIRTH CERTIFICATES.
(New Birth Certificates; Transgender)

AS AMENDED, PASS SECOND READING,
REFER TO FINANCE

HEALTH/LABOR & PUBLIC EMPLOYMENT

Stand. Comm. Rep. No. 359-12

H.B. No. 2374

RELATING TO THE OFFICE OF LANGUAGE ACCESS.
(Office of Language Access)

PASS SECOND READING, REFER TO FINANCE

JUDICIARY

Stand. Comm. Rep. No. 360-12

H.B. No. 2361, H.D. 1

RELATING TO DEBT COLLECTION.
(Attorney General; Collections; Delinquent Accounts)

AS AMENDED, PASS SECOND READING, REFER TO FINANCE

Stand. Comm. Rep. No. 361-12

H.B. No. 1779, H.D. 1

RELATING TO APPROPRIATIONS TO THE DEPARTMENT OF THE PROSECUTING ATTORNEY OF THE CITY AND COUNTY OF HONOLULU.
(Appropriations; City and County of Honolulu Prosecuting Attorney; Prosecuting Attorney Package)

AS AMENDED, PASS SECOND READING, REFER TO FINANCE

Stand. Comm. Rep. No. 362-12

H.B. No. 1789, H.D. 1

MAKING AN APPROPRIATION TO THE DEPARTMENT OF THE PROSECUTING ATTORNEY OF THE COUNTY OF MAUI.
(Appropriation; Maui Prosecuting Attorney)

AS AMENDED, PASS SECOND READING, REFER TO FINANCE

CONSUMER PROTECTION & COMMERCE/JUDICIARY

Stand. Comm. Rep. No. 363-12

H.B. No. 2375

RELATING TO THE MORTGAGE RESCUE
FRAUD PREVENTION ACT.
(Property Foreclosures, Liens, and
Encumbrances; Mortgage Rescue Fraud;
Distressed Property)

PASS SECOND READING, REFER TO
FINANCE

WATER, LAND, & OCEAN RESOURCES/ENERGY & ENVIRONMENTAL PROTECTION

Stand. Comm. Rep. No. 364-12

H.B. No. 2250, H.D. 1

RELATING TO THE EMERGENCY
ENVIRONMENTAL WORKFORCE.
(Environmental Workforce; Appropriation)

AS AMENDED, PASS SECOND READING,
REFER TO FINANCE

WATER, LAND, & OCEAN RESOURCES

Stand. Comm. Rep. No. 365-12

H.B. No. 2462, H.D. 1

RELATING TO PUBLIC LAND LIABILITY.
(Public Land Liability)

AS AMENDED, PASS SECOND READING,
REFER TO JUDICIARY

Stand. Comm. Rep. No. 366-12

H.B. No. 2588, H.D. 1

RELATING TO GROUNDED VESSELS.
(Grounded Vessels)

AS AMENDED, PASS SECOND READING,
REFER TO FINANCE

WATER, LAND, & OCEAN RESOURCES

Stand. Comm. Rep. No. 367-12

H.B. No. 2822

MAKING AN APPROPRIATION TO THE DEPARTMENT OF LAND AND NATURAL RESOURCES.

(Appropriations; Department of Land and Natural Resources)

PASS SECOND READING, REFER TO FINANCE

EDUCATION

Stand. Comm. Rep. No. 368-12

H.B. No. 1986

RELATING TO THE HAWAIIAN LANGUAGE IMMERSION PROGRAM.

(Hawaiian Language Immersion Program; Office of Hawaiian Affairs Package)

REFER TO FINANCE

EDUCATION/LABOR & PUBLIC EMPLOYMENT

Stand. Comm. Rep. No. 369-12

H.B. No. 2010

RELATING TO CHARTER SCHOOLS.
(Education; Charter Schools)

PASS SECOND READING, REFER TO FINANCE

Stand. Comm. Rep. No. 370-12

H.B. No. 2527, H.D. 1

RELATING TO EDUCATION.
(Public Schools; Performance Management; Tenure)

AS AMENDED, PASS SECOND READING, REFER TO FINANCE

LABOR & PUBLIC EMPLOYMENT

Stand. Comm. Rep. No. 371-12

H.B. No. 2711, H.D. 1

RELATING TO A LIVING WAGE FOR WORKERS ON SERVICE CONTRACTS. (Public Works; Wages; Contractors; Public Contracts; Service Employees)

AS AMENDED, PASS SECOND READING, REFER TO FINANCE

Stand. Comm. Rep. No. 372-12

H.B. No. 2102

RELATING TO THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND. (Hawaii Employer-Union Health Benefits Trust Fund; Medicare Part B Reimbursements)

PASS SECOND READING, REFER TO FINANCE

Stand. Comm. Rep. No. 373-12

H.B. No. 2439

RELATING TO EMPLOYER-UNION HEALTH BENEFITS TRUST FUND. (Employer-Union Health Benefits Trust Fund; Definitions)

PASS SECOND READING, REFER TO FINANCE

TRANSPORTATION/PUBLIC SAFETY & MILITARY AFFAIRS

Stand. Comm. Rep. No. 374-12

H.B. No. 2071

RELATING TO TRAFFIC. (Stationary Vehicle; Passing; Vacate Lane; Reduce Speed; Render Aid)

PASS SECOND READING, REFER TO JUDICIARY

JUDICIARY

Stand. Comm. Rep. No. 375-12

H.B. No. 1695

RELATING TO TAXATION.
(Tax Penalties)

PASS SECOND READING, REFER TO
FINANCE

Stand. Comm. Rep. No. 376-12

H.B. No. 2559, H.D. 1

RELATING TO MORTALITY REVIEW OF
DEATHS OF PERSONS WITH
DEVELOPMENTAL OR INTELLECTUAL
DISABILITIES.

(Mortality Review for Persons with
Developmental or Intellectual Disabilities)

REFER TO FINANCE

Stand. Comm. Rep. No. 377-12

H.B. No. 2614, H.D. 1

RELATING TO THE COMMERCIAL HARBORS.
(Department of Transportation, Harbors;
Administrative Violations of Rules;
Reimbursement from Tenant for Security
Violations)

REFER TO FINANCE

Stand. Comm. Rep. No. 378-12

H.B. No. 2475, H.D. 1

RELATING TO PUBLIC MEETINGS.
(Sunshine Law; Board Meetings; Notice of Board
Meetings)

AS AMENDED, PASS SECOND READING,
REFER TO FINANCE

JUDICIARY

Stand. Comm. Rep. No. 379-12

H.B. No. 1708, H.D. 2

RELATING TO MENTAL HEALTH.
(Mental Health; Emergency Examination;
Telemedicine)

AS AMENDED, REFER TO FINANCE

Stand. Comm. Rep. No. 380-12

H.B. No. 2436, H.D. 1

RELATING TO THE INFORMATION PRIVACY
AND SECURITY COUNCIL.
(Information Privacy and Security Council)

AS AMENDED, PASS SECOND READING,
PLACE ON THE CALENDAR FOR THIRD
READING

6. Introduction of Resolutions

H.R. Nos. 27-28
H.C.R. No. 48

7. Announcements

House session will convene at 12:00 noon on Wednesday, February 15, 2012.

[Committee Referral Sheet No. 26](#)
[Committee Referral Sheet No. 27](#)

Floor Presentation for Wednesday, February 15, 2012:

HONORING ARMY PRIVATE FIRST CLASS EDWARD BARUT, RECIPIENT
OF THE PURPLE HEART MEDAL AND COMBAT ACTION BADGE, FOR HIS
ULTIMATE ACT OF SERVICE AND VALOR IN SERVING OUR NATION.