

THE SENATE
OF THE
TWENTY-SIXTH LEGISLATURE
STATE OF HAWAII
REGULAR SESSION OF 2012

TWENTY-EIGHTH DAY

MARCH 9, 2012-FRIDAY-11:30 O'CLOCK A.M.

ORDER OF BUSINESS

Roll Call

Approval of the Journal

Introductions

- Floor Presentations:

RECOGNIZING PLANNED PARENTHOOD OF HAWAII FOR ITS 45 YEARS OF SERVICE TO THE PEOPLE OF HAWAII. (Senator Baker)

RECOGNIZING THE 2012 HAWAII BUSINESS HALL OF FAME LAUREATES. (Senator Slom)

1. Messages from the Governor: Nos. 224-227 and 767-799

<u>MEASURE</u>	<u>TITLE</u>	<u>REFERRAL</u>
G.M. No. 224	Dated February 10, 2012, transmitting proposed changes to the FY 12-13 Supplemental Budget for the Departments of Commerce and Consumer Affairs and Health.	FILE
G.M. No. 225	Dated March 1, 2012, transmitting proposed changes to the FY 12-13 Supplemental Budget for the Departments of Accounting and General Services, Attorney General, Budget and Finance, Commerce and Consumer Affairs, Education, Human Services, Public Safety, and Transportation.	FILE

<u>G.M. No. 226</u>	Dated March 2, 2012, transmitting the proposed changes to the FY 12-13 Supplemental Budget, Capital Improvement Program, for the Department of Transportation.	FILE
<u>G.M. No. 227</u>	Dated March 8, 2012, transmitting proposed changes to the FY 12-13 Supplemental Budget, which consist of corrections for items listed in Governor's Message No. 225 dated March 1, 2012, relating to the Departments of Commerce and Consumer Affairs and Budget and Finance; and proposed budget message items for the Departments of Accounting and General Services, Land and Natural Resources, and Transportation.	FILE
<u>G.M. No. 767</u>	Submitting for consideration and confirmation to the Hawai'i Aerospace Advisory Committee, Gubernatorial Nominee, FRANK OLIC, for a term to expire 6-30-2013.	PGM
<u>G.M. No. 768</u>	Submitting for consideration and confirmation to the State Board of Public Accountancy, Gubernatorial Nominee, GABRIEL LEE, for a term to expire 6-30-2016.	CPN
<u>G.M. No. 769</u>	Submitting for consideration and confirmation to the State Board of Public Accountancy, Gubernatorial Nominee, GREGG TAKETA, for a term to expire 6-30-2016.	CPN
<u>G.M. No. 770</u>	Submitting for consideration and confirmation to the State Boxing Commission of Hawai'i, Gubernatorial Nominee, SNOOKY FUJIKAWA, for a term to expire 6-30-2016.	CPN
<u>G.M. No. 771</u>	Submitting for consideration and confirmation to the State Boxing Commission of Hawai'i, Gubernatorial Nominee, MYOUNG OH, for a term to expire 6-30-2016.	CPN

<u>G.M. No. 772</u>	Submitting for consideration and confirmation to the State Boxing Commission of Hawai'i, Gubernatorial Nominee, ABRAHAM PACHECO, for a term to expire 6-30-2015.	CPN
<u>G.M. No. 773</u>	Submitting for consideration and confirmation to the State Boxing Commission of Hawai'i, Gubernatorial Nominee, BIENVENIDO VILLAFLORES, for a term to expire 6-30-2016.	CPN
<u>G.M. No. 774</u>	Submitting for consideration and confirmation to the Board of Dental Examiners, Gubernatorial Nominee, MARK CHUN, for a term to expire 6-30-2016.	CPN
<u>G.M. No. 775</u>	Submitting for consideration and confirmation to the Board of Dental Examiners, Gubernatorial Nominee, PAUL GUEVARA, for a term to expire 6-30-2015.	CPN
<u>G.M. No. 776</u>	Submitting for consideration and confirmation to the Board of Dental Examiners, Gubernatorial Nominee, GARRETT OTA, for a term to expire 6-30-2016.	CPN
<u>G.M. No. 777</u>	Submitting for consideration and confirmation to the Motor Vehicle Industry Licensing Board, Gubernatorial Nominee, RANDALL HASHIMOTO, for a term to expire 6-30-2016.	CPN
<u>G.M. No. 778</u>	Submitting for consideration and confirmation to the Board of Examiners in Optometry, Gubernatorial Nominee, JERE LOO, for a term to expire 6-30-2015.	CPN
<u>G.M. No. 779</u>	Submitting for consideration and confirmation to the Board of Physical Therapy, Gubernatorial Nominee, DEBRA KUBOTA, for a term to expire 6-30-2015.	CPN
<u>G.M. No. 780</u>	Submitting for consideration and confirmation to the Board of Physical Therapy, Gubernatorial Nominee, NEIL SHIMABUKURO, for a term to expire 6-30-2016.	CPN

<u>G.M. No. 781</u>	Submitting for consideration and confirmation to the Early Learning Council, Gubernatorial Nominee, ALFRED CASTLE, for a term to expire 6-30-2014.	HMS
<u>G.M. No. 782</u>	Submitting for consideration and confirmation to the Early Learning Council, Gubernatorial Nominee, CHRISTINA COX, for a term to expire 6-30-2014.	HMS
<u>G.M. No. 783</u>	Submitting for consideration and confirmation to the Early Learning Council, Gubernatorial Nominee, LORA PERRY, for a term to expire 6-30-2014.	HMS
<u>G.M. No. 784</u>	Submitting for consideration and confirmation to the Environmental Council, Gubernatorial Nominee, MARK AMBLER, for a term to expire 6-30-2016.	ENE
<u>G.M. No. 785</u>	Submitting for consideration and confirmation to the Environmental Council, Gubernatorial Nominee, KOALANI KAULUKUKUI, for a term to expire 6-30-2016.	ENE
<u>G.M. No. 786</u>	Submitting for consideration and confirmation to the Environmental Council, Gubernatorial Nominee, AZITA QUON, for a term to expire 6-30-2016.	ENE
<u>G.M. No. 787</u>	Submitting for consideration and confirmation to the Environmental Council, Gubernatorial Nominee, JOHN RICHARDS, for a term to expire 6-30-2016.	ENE
<u>G.M. No. 788</u>	Submitting for consideration and confirmation to the Environmental Council, Gubernatorial Nominee, GLENN TEVES, for a term to expire 6-30-2016.	ENE

<u>G.M. No. 789</u>	Submitting for consideration and confirmation to the Statewide Health Coordinating Council, Gubernatorial Nominee, LAURA COLBERT, for a term to expire 6-30-2016.	HTH
<u>G.M. No. 790</u>	Submitting for consideration and confirmation to the Statewide Health Coordinating Council, Gubernatorial Nominee, LEONARD LICINA, for a term to expire 6-30-2016.	HTH
<u>G.M. No. 791</u>	Submitting for consideration and confirmation to the Statewide Health Coordinating Council, Gubernatorial Nominee, CHRISTOPHER SIBLEY, for a term to expire 6-30-2013.	HTH
<u>G.M. No. 792</u>	Submitting for consideration and confirmation to the Statewide Health Coordinating Council, Gubernatorial Nominee, CLINTON YEE, for a term to expire 6-30-2015.	HTH
<u>G.M. No. 793</u>	Submitting for consideration and confirmation to the Board of Directors of the High Technology Innovation Corporation, Gubernatorial Nominee, BERNICE BOWERS, for a term to expire 6-30-2014.	EDT
<u>G.M. No. 794</u>	Submitting for consideration and confirmation to the Hawai'i Historic Places Review Board, Gubernatorial Nominee, WILLIAM CHAPMAN, for a term to expire 6-30-2016.	EDT
<u>G.M. No. 795</u>	Submitting for consideration and confirmation to the Hawai'i Historic Places Review Board, Gubernatorial Nominee, THOMAS LIM, for a term to expire 6-30-2016.	EDT
<u>G.M. No. 796</u>	Submitting for consideration and confirmation to the Hawai'i Historic Places Review Board, Gubernatorial Nominee, LORRAINE PALUMBO, for a term to expire 6-30-2016.	EDT

G.M. No. 797	Submitting for consideration and confirmation to the Board of Directors of the Hawai'i Strategic Development Corporation, Gubernatorial Nominee, JAMES MOONIER, for a term to expire 6-30-2016.	EDT
G.M. No. 798	Submitting for consideration and confirmation to the Hoisting Machine Operators Advisory Board, Gubernatorial Nominee, TRISTAN ALDEGUER, for a term to expire 6-30-2016.	JDL
G.M. No. 799	Informing the Senate that on March 8, 2012, the Governor has withdrawn KATHRYN HARTER, Gubernatorial Nominee to the Health Planning Council, Hawai'i County Subarea, from consideration by the Senate (GM692).	FILE

2. Departmental Communication Nos. 76-77

<u>MEASURE</u>	<u>TITLE</u>	<u>REFERRAL</u>
D.C. No. 76	From the County Clerk, County of Hawaii, dated February 24, 2012, transmitting Resolution No. 217-12, which was adopted by the Hawaii County Council on February 15, 2012.	FILE
D.C. No. 77	From the Hawaii Community Development Authority dated March 5, 2012, transmitting the Report of the Public Hearing on the request for Development Permit DP 1-11 for OM Kapiolani, pursuant to Act 251, SLH 2006.	FILE

3. House Communication No. 322

Informing the Senate that on March 8, 2012, the House disagreed to the amendments proposed by the Senate to the following House bill:

REFERRAL

322

[H.B. No. 461, H.D. 1, S.D. 1](#)
"RELATING TO THE UNIFORM MILITARY AND OVERSEAS VOTERS ACT."(Military and Overseas Voters Act)

FILE

4. Senate Communications: None

5. Judiciary Communication Nos. 5

J.C. NO.

TITLE

REFERRAL

5

Dated March 6, 2012, transmitting a report relating to wire, oral, or electronic communications and reports concerning pen registers and trap and trace devices.

FILE

6. Introduction of Measures: Senate Concurrent Resolution Nos. 74-89
Senate Resolution Nos. 33-40

7. Standing Committee Reports No. 2812

[2812](#)

(WLH)

[S.C.R. No. 12](#)

"AUTHORIZING THE ISSUANCE OF A TERM, NON-EXCLUSIVE EASEMENT COVERING A PORTION OF STATE SUBMERGED LANDS AT LAHAINA, MAUI, FOR MAINTENANCE AND REPAIR OF EXISTING DECK AND IMPROVEMENTS."

(Recommends referral to WAM)

ORDER OF THE DAY

8. Miscellaneous Communications: None

9. Miscellaneous Business

10. Announcements

- Floor Presentation for Monday, March 12, 2012:

RECOGNIZING OUTSTANDING EDUCATORS AND LIBRARIANS. (Senator Tokuda)

RECOGNIZING EXCELLENCE IN SCIENCE, TECHNOLOGY, ENGINEERING AND MATH (STEM) AND ROBOTICS. (Senator Fukunaga)

- Committee Hearing Schedule:

<u>COMMITTEE</u>	<u>DATE & TIME</u>	<u>ROOM</u>
EDU	3/9/2012 1:15 PM	225
EDT/PGM	3/9/2012 2:45 PM	016
JDL	3/12/2012 10:00 AM	016
HTH	3/12/2012 1:30 PM	229
CPN	3/13/2012 10:15 AM	229
SCA01	3/13/2012 1:15 PM	224

CPN	3/14/2012 9:00 AM	229
EDT	3/14/2012 1:30 PM	016
HTH	3/14/2012 1:30 PM	229
CPN	3/15/2012 9:30 AM	229
CPN	3/16/2012 9:00 AM	229
CPN	3/16/2012 9:30 AM	229
WAM	3/16/2012 9:30 AM	211
CPN	3/19/2012 9:30 AM	229
INFO-EDN-EDU	3/19/2012 2:30 PM	309
CPN	3/22/2012 9:30 AM	229
INFO-WAM	3/22/2012 9:30 AM	211
CPN	3/23/2012 9:00 AM	229

- Senate Session will convene at 11:30 a.m. on Monday, March 12, 2012.

11. Adjournment