

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

---

---

FORTIETH DAY

MARCH 28, 2012-WEDNESDAY-11:30 O'CLOCK A.M.

---

---

ORDER OF BUSINESS

Roll Call

Approval of the Journal

Introductions

- Floor Presentation:

RECOGNIZING AND CONGRATULATING THE UNITED STATES SMALL  
BUSINESS ADMINISTRATION'S STATE OF HAWAII 2012 SMALL BUSINESS  
AWARD RECIPIENTS. (Senator Fukunaga)

1. Messages from the Governor: Nos. 233 and 867-868

<u>MEASURE</u>	<u>TITLE</u>	<u>REFERRAL</u>
<a href="#">G.M. No. 233</a>	Dated March 23, 2012, transmitting proposed changes to the FY 12-13 Supplemental Budget for the Departments of Business, Economic Development and Tourism, Human Services, and Land and Natural Resources.	FILE
<a href="#">G.M. No. 867</a>	Informing the Senate that on March 27, 2012, the Governor has withdrawn WENDIE SCHWAB, Gubernatorial Nominee to the Hawai'i Health Authority, from consideration by the Senate (GM686).	FILE

[G.M. No. 868](#) Submitting for consideration and confirmation to the Board of Psychology, Gubernatorial Nominee, ROSEMARY ADAM-TEREM, for a term to expire 6-30-2014. CPN

2. Departmental Communications: None

3. House Communication Nos. 330-331

Informing the Senate that on March 27, 2012, the House disagreed to the amendments proposed by the Senate to the following House bill:

REFERRAL

330

[H.B. No. 1754, H.D. 1, S.D. 1](#)  
"RELATING TO ELECTIONS."(Elections; Absentee Ballots; Unique Ballots; Office of Elections Package)

FILE

Returning the following Senate Bill which passed Third Reading in the House on March 27, 2012, in an amended form:

331

[S.B. No. 2503, S.D. 1, H.D. 1](#)  
"RELATING TO ANIMAL CRUELTY."(Cruelty to Animals; Equine Animals)

AGREE/DISAGREE

4. Senate Communications: None

5. Judiciary Communications: None

6. Standing Committee Report Nos. 3013-3027

[3013](#)  
(One Day Notice)

(WAM)

[G.M. No. 649](#)

"Submitting for consideration and confirmation to the Tax Review Commission, Gubernatorial Nominee, ROY AMEMIYA JR., for a term to expire 6-30-2012 (Amended by GM766 to remove term of expiration)."

(Recommends Senate Consent to Nomination)

[3014](#)  
(One Day Notice)

(WAM)

[G.M. No. 650](#)

"Submitting for consideration and confirmation to the Tax Review Commission, Gubernatorial Nominee, PETER HO, for a term to expire 6-30-2012 (Amended by GM766 to remove term of expiration)."

(Recommends Senate Consent to Nomination)

[3015](#)  
(One Day Notice)

(WAM)

[G.M. No. 651](#)

"Submitting for consideration and confirmation to the Tax Review Commission, Gubernatorial Nominee, RANDALL IWASE, for a term to expire 6-30-2012 (Amended by GM766 to remove term of expiration)."

(Recommends Senate Consent to Nomination)

[3016](#)  
(One Day Notice)

(WAM)

[G.M. No. 652](#)

"Submitting for consideration and confirmation to the Tax Review Commission, Gubernatorial Nominee, MITCHELL IMANAKA, for a term to expire 6-30-2012 (Amended by GM766 to remove term of expiration)."

(Recommends Senate Consent to Nomination)

[3017](#)  
(One Day Notice)

(WAM)

[G.M. No. 760](#)

"Submitting for consideration and confirmation to the Board of Taxation Review, 1st Taxation District (O'ahu), Gubernatorial Nominee, TRACY CHIANG, for a term to expire 6-30-2015."

(Recommends Senate Consent to Nomination)

[3017](#)  
(One Day Notice)

(WAM)

[G.M. No. 761](#)

"Submitting for consideration and confirmation to the Board of Taxation Review, 1st Taxation District (O'ahu), Gubernatorial Nominee, ERIC CHING, for a term to expire 6-30-2016."

(Recommends Senate Consent to Nomination)

[3017](#)  
(One Day Notice)

(WAM)

[G.M. No. 762](#)

"Submitting for consideration and confirmation to the Board of Taxation Review, 3rd Taxation District (Hawai'i), Gubernatorial Nominee, PETER TADAKI, for a term to expire 6-30-2016."

(Recommends Senate Consent to Nomination)

[3017](#)  
(One Day Notice)

(WAM)

[G.M. No. 763](#)

"Submitting for consideration and confirmation to the Board of Taxation Review, 4th Taxation District (Kaua'i), Gubernatorial Nominee, RUSSELL KYONO, for a term to expire 6-30-2014."

(Recommends Senate Consent to Nomination)

[3017](#)  
(One Day Notice)

(WAM)

[G.M. No. 764](#)

"Submitting for consideration and confirmation to the Board of Taxation Review, 4th Taxation District (Kaua'i), Gubernatorial Nominee, RONALD PEEREN, for a term to expire 6-30-2015."

(Recommends Senate Consent to Nomination)

[3017](#)  
(One Day Notice)

(WAM)

[G.M. No. 765](#)

"Submitting for consideration and confirmation to the Board of Taxation Review, 4th Taxation District (Kaua'i), Gubernatorial Nominee, ERIC YAMA, for a term to expire 6-30-2016."

(Recommends Senate Consent to Nomination)

[3018](#)  
(One Day Notice)

(PGM)

[S.C.R. No. 5, S.D. 1](#)

"URGING THE UNITED STATES DEPARTMENT OF VETERANS AFFAIRS AND THE HAWAII OFFICE OF VETERANS SERVICES TO DEVELOP COMPREHENSIVE PROGRAMS AND SERVICES TO ADDRESS THE NEEDS OF WOMEN VETERANS AND WOMEN ON ACTIVE DUTY." (AMENDED TITLE)

(Recommends Adoption)

[3019](#)  
(One Day Notice)

(PGM)

[S.R. No. 6, S.D. 1](#)

"URGING THE UNITED STATES DEPARTMENT OF VETERANS AFFAIRS AND THE HAWAII OFFICE OF VETERANS SERVICES TO DEVELOP COMPREHENSIVE PROGRAMS AND SERVICES TO ADDRESS THE NEEDS OF WOMEN VETERANS AND WOMEN ON ACTIVE DUTY." (AMENDED TITLE)  
(Recommends Adoption)

[3020](#)  
(One Day Notice)

(TIA)

[S.C.R. No. 59](#)

"REQUESTING THE GOVERNOR TO PROCLAIM JULY 13, 2012, AS "COLLECTOR CAR APPRECIATION DAY"."  
(Recommends Adoption)

[3021](#)

(TIA)

[S.C.R. No. 60](#)

"URGING THE DEPARTMENT OF TRANSPORTATION TO PROMPTLY UNDERTAKE THE DESIGN AND CONSTRUCTION OF A SHARED-USE PATH ALONG KAHEKILI HIGHWAY."  
(Recommends referral to WAM)

[3022](#)

(TIA)

[S.R. No. 23](#)

"URGING THE DEPARTMENT OF TRANSPORTATION TO PROMPTLY UNDERTAKE THE DESIGN AND CONSTRUCTION OF A SHARED-USE PATH ALONG KAHEKILI HIGHWAY."  
(Recommends referral to WAM)

- |  |       |  |
|--|-------|--|
| <a href="#">3023</a>                     | (PGM) | <a href="#">S.C.R. No. 6, S.D. 1</a><br>"REQUESTING THE DEPARTMENT OF PUBLIC SAFETY TO REINVEST FUNDS ORIGINALLY INTENDED FOR INCARCERATION INTO STRUCTURED COMMUNITY PLACEMENT PROGRAMS FOR ELIGIBLE NON-VIOLENT FEMALE OFFENDERS." (AMENDED TITLE)<br>(Recommends referral to WAM)   |
| <a href="#">3024</a>                     | (PGM) | <a href="#">S.C.R. No. 30, S.D. 1</a><br>"URGING THE UNITED STATES CONGRESS TO AMEND THE UNFUNDED MANDATES REFORM ACT." (AMENDED TITLE)<br>(Recommends referral to WAM)  |
| <a href="#">3025</a>                     | (EDT) | <a href="#">S.C.R. No. 55, S.D. 1</a><br>"REQUESTING THE LIEUTENANT GOVERNOR TO REPORT TO THE LEGISLATURE ON THE STATE'S STRATEGIC PLAN TO EXPAND ASIA-PACIFIC BUSINESS DEVELOPMENT OPPORTUNITIES FOR HAWAII BUSINESSES, AND THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM TO INCLUDE IN THE DEPARTMENT'S ANNUAL REPORT THE PROGRESS OF IMPLEMENTATION OF THE STRATEGIC PLAN." (AMENDED TITLE)<br>(Recommends referral to WAM) |
| <a href="#">3026</a><br>(One Day Notice) | (JDL) | <a href="#">H.B. No. 1858</a><br>"RELATING TO WORKFORCE INFORMATION."<br>(Recommends passage on <u>SECOND READING</u> and placement on the calendar for Third Reading)   |

[3027](#)  
(One Day Notice)

(JDL)

[H.B. No. 2841](#)

"RELATING TO THE UNIFORM  
INTERSTATE DEPOSITIONS AND  
DISCOVERY ACT."

(Recommends passage on SECOND  
READING and placement on the calendar for  
Third Reading)

ORDER OF THE DAY

7. Deferred Matters – Agree/Disagree

HSE. COM. NO.

REFERRAL

329

[S.B. No. 2648, H.D. 1](#)  
"RELATING TO CAMPAIGN  
FINANCE."(Campaign Funds; Uses;  
Scholarships)

AGREE/DISAGREE

8. Re-Referrals

RE-REFERRALS FOR WEDNESDAY, MARCH 28, 2012

MEASURE

TITLE

RE-REFERRAL

[H.B. 2338, H.D. 2](#)

RELATING TO THE CREATIVE MEDIA  
INDUSTRY.  
(Creative Media; Negotiated Public Land  
Leases) (EDT/WLH, WAM)

EDT/WAM

[H.B. 2808](#)

RELATING TO KIKALA-KEOKEA.  
(Kikala-Keokea Homestead Leases;  
Construction Period Extended) (HWN,  
WAM)

WAM



9. Miscellaneous Communications: None

10. Miscellaneous Business

11. Announcements

- Floor Presentation for Friday, March 30, 2012

HONORING AND RECOGNIZING OUTSTANDING CONTRIBUTIONS TO THE  
HAWAIIAN COMMUNITY. (Senator Ryan)

- Committee Hearing Schedule:

<u>COMMITTEE</u>	<u>DATE &amp; TIME</u>	<u>ROOM</u>
EDU	3/28/2012 1:15 PM	225
TIA/PGM	3/28/2012 1:15 PM	224
TIA/PGM	3/28/2012 1:16 PM	224
TIA	3/28/2012 1:17 PM	224
HWN/PGM	3/28/2012 3:15 PM	224
PGM/HWN	3/28/2012 3:15 PM	224
CPN/EDT	3/29/2012 8:45 AM	229
CPN	3/29/2012 9:00 AM	229
WAM	3/29/2012 9:00 AM	211
HMS/CPN/EDT	3/29/2012 10:30 AM	229
JDL	3/29/2012 10:30 AM	016
HMS/CPN	3/29/2012 10:35 AM	229
HMS/PGM	3/29/2012 1:00 PM	016
AGL/WLH	3/29/2012 1:20 PM	225
WLH/AGL	3/29/2012 1:20 PM	225
WLH	3/29/2012 1:25 PM	225
HWN/HMS	3/29/2012 1:30 PM	016
PGM/WLH	3/29/2012 2:45 PM	224
PGM	3/29/2012 2:50 PM	224
INFO-HLT-HTH	3/30/2012 9:00 AM	329
CPN	3/30/2012 9:30 AM	229
EDT	3/30/2012 1:15 PM	016
EDT/EDU	3/30/2012 1:15 PM	016
EDT/EDU	3/30/2012 1:15 PM	225
EDT/WLH	3/30/2012 1:15 PM	016
EDU	3/30/2012 1:15 PM	225

EDT/ENE	3/30/2012 1:30 PM	016
ENE/EDT	3/30/2012 1:30 PM	016
HTH	3/30/2012 2:45 PM	229
WAM	4/2/2012 9:30 AM	211
WAM	4/2/2012 10:30 AM	211
EDT	4/2/2012 1:15 PM	016
CPN	4/3/2012 9:30 AM	229
INFO-HMS-HUS	4/3/2012 1:15 PM	016
ENE/WLH	4/3/2012 2:50 PM	225
CPN	4/4/2012 9:30 AM	229
TIA/EDU	4/4/2012 1:15 PM	224
TIA	4/4/2012 1:16 PM	224
INFO-HTH-HMS-HUS	4/5/2012 2:30 PM	016
AGL	4/12/2012 2:45 PM	229
EDU	4/13/2012 1:15 PM	225

- The Hawaii Medal of Honor Joint Session will commence at 2:00 p.m. this afternoon in the House Chamber.
- Senate Session will convene at 11:30 a.m. on Friday, March 30, 2012.

## 12. Adjournment