

THE SENATE  
OF THE  
TWENTY-SEVENTH LEGISLATURE  
STATE OF HAWAII  
REGULAR SESSION OF 2013

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EIGHTEENTH DAY

FEBRUARY 13, 2013-WEDNESDAY-11:30 O'CLOCK A.M.

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ORDER OF BUSINESS

Roll Call

Approval of the Journal

Introductions

- Floor Presentation

COMMENDING THE 27TH INFANTRY REGIMENT WOLFHOUSES FOR ITS PEACE BRIDGE WITH JAPAN. (Senator Espero)

1. Messages from the Governor: None
2. Departmental Communications: None
3. House Communications: None
4. Senate Communications: None
5. Judiciary Communications: None
6. Standing Committee Report Nos. 213-260

213

(CPN)

S.B. No. 1021, S.D. 1

"RELATING TO NONPROFIT CORPORATIONS."

(Recommends passage on SECOND READING and referral to JDL)

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| <a href="#">214</a> | (CPN)     | <a href="#">S.B. No. 1078, S.D. 1</a><br>"RELATING TO ENFORCEMENT TOOLS TO IMPROVE PATIENT SAFETY."<br>(Recommends passage on <u>SECOND READING</u> and referral to JDL)   |
| <a href="#">215</a> | (ENE)     | <a href="#">S.B. No. 612, S.D. 1</a><br>"RELATING TO CURTAILMENT."<br>(Recommends passage on <u>SECOND READING</u> and referral to CPN)  |
| <a href="#">216</a> | (ENE)     | <a href="#">S.B. No. 19</a><br>"RELATING TO RENEWABLE ENERGY."<br>(Recommends passage on <u>SECOND READING</u> and referral to CPN)  |
| <a href="#">217</a> | (ENE/CPN) | <a href="#">S.B. No. 988</a><br>"RELATING TO ENERGY."<br>(Recommends passage on <u>SECOND READING</u> and referral to JDL)   |
| <a href="#">218</a> | (WTL)     | <a href="#">S.B. No. 760</a><br>"MAKING AN APPROPRIATION TO THE COUNTY OF HAWAII AS THE STATE'S SHARE OF JOINT FUNDING WITH THE COUNTY TO CONSTRUCT IMPROVEMENTS TO WAIMEA DISTRICT/REGIONAL PARK."<br>(Recommends passage on <u>SECOND READING</u> and referral to WAM) |
| <a href="#">219</a> | (WTL)     | <a href="#">S.B. No. 51, S.D. 1</a><br>"RELATING TO THE DEPARTMENT OF LAND AND NATURAL RESOURCES."<br>(Recommends passage on <u>SECOND READING</u> and referral to WAM)  |

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| <a href="#">220</a> | (WTL)     | <a href="#">S.B. No. 894, S.D. 1</a><br>"RELATING TO LAND ACQUISITION."<br>(Recommends passage on <u>SECOND READING</u> and referral to JDL/THA/WAM)       |
| <a href="#">221</a> | (PSM/TEC) | <a href="#">S.B. No. 67, S.D. 1</a><br>"RELATING TO CRIMINAL PROCEDURE."<br>(Recommends passage on <u>SECOND READING</u> and referral to JDL)              |
| <a href="#">222</a> | (PSM)     | <a href="#">S.B. No. 442, S.D. 1</a><br>"RELATING TO INTOXICATING LIQUOR."<br>(Recommends passage on <u>SECOND READING</u> and referral to JDL)            |
| <a href="#">223</a> | (PSM)     | <a href="#">S.B. No. 1224, S.D. 1</a><br>"RELATING TO LAND USE."<br>(Recommends passage on <u>SECOND READING</u> and referral to EGH)                      |
| <a href="#">224</a> | (PSM)     | <a href="#">S.B. No. 855</a><br>"RELATING TO COUNTY GAMBLING ORDINANCES."<br>(Recommends passage on <u>SECOND READING</u> and referral to JDL)             |
| <a href="#">225</a> | (PSM)     | <a href="#">S.B. No. 987</a><br>"RELATING TO IMPACT FEES."<br>(Recommends passage on <u>SECOND READING</u> and referral to WAM)                            |
| <a href="#">226</a> | (PSM)     | <a href="#">S.B. No. 1175</a><br>"RELATING TO THE UNIFORM CONTROLLED SUBSTANCES ACT."<br>(Recommends passage on <u>SECOND READING</u> and referral to JDL) |

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| <a href="#">227</a> | (PSM) | <a href="#">S.B. No. 1180</a><br>"RELATING TO EMERGENCY<br>SCHEDULING OF CONTROLLED<br>SUBSTANCES."<br>(Recommends passage on <u>SECOND</u><br><u>READING</u> and referral to JDL)                                   |
| <a href="#">228</a> | (PSM) | <a href="#">S.B. No. 1287</a><br>"RELATING TO THE MILITIA."<br>(Recommends passage on <u>SECOND</u><br><u>READING</u> and referral to WAM)   |
| <a href="#">229</a> | (PSM) | <a href="#">S.B. No. 1328</a><br>"RELATING TO CIVIL AIR PATROL."<br>(Recommends passage on <u>SECOND</u><br><u>READING</u> and referral to WAM)  |
| <a href="#">230</a> | (HMS) | <a href="#">S.B. No. 308, S.D. 1</a><br>"MAKING A GRANT FOR THE<br>ESTABLISHMENT AND OPERATION OF<br>A COMPREHENSIVE SERVICE CENTER."<br>(Recommends passage on <u>SECOND</u><br><u>READING</u> and referral to WAM) |
| <a href="#">231</a> | (HMS) | <a href="#">S.B. No. 390, S.D. 1</a><br>"RELATING TO SOCIAL SERVICES."<br>(Recommends passage on <u>SECOND</u><br><u>READING</u> and referral to WAM)  |
| <a href="#">232</a> | (AGL) | <a href="#">S.B. No. 591, S.D. 1</a><br>"RELATING TO AGRICULTURE."<br>(Recommends passage on <u>SECOND</u><br><u>READING</u> and referral to WAM)  |

- [233](#) (AGL) [S.B. No. 737, S.D. 1](#)  
"RELATING TO TRUTH-IN-  
ADVERTISING."  
(Recommends passage on SECOND  
READING and referral to CPN)
- [234](#) (AGL) [S.B. No. 1283, S.D. 1](#)  
"RELATING TO IRRIGATION."  
(Recommends passage on SECOND  
READING and referral to WAM)
- [235](#) (AGL/EGH) [S.B. No. 733, S.D. 1](#)  
"RELATING TO THE AGRIBUSINESS  
DEVELOPMENT CORPORATION."  
(Recommends passage on SECOND  
READING and referral to WAM)
- [236](#) (AGL/PSM) [S.B. No. 681, S.D. 1](#)  
"RELATING TO FOOD SECURITY."  
(Recommends passage on SECOND  
READING and referral to WAM)
- [237](#) (AGL/EDU/HRE) [S.B. No. 592, S.D. 1](#)  
"RELATING TO AGRICULTURE."  
(Recommends passage on SECOND  
READING and referral to WAM)
- [238](#) (TEC) [S.B. No. 997, S.D. 1](#)  
"RELATING TO PUBLIC ARCHIVES."  
(Recommends passage on SECOND  
READING and referral to WAM)
- [239](#) (TEC) [S.B. No. 1281, S.D. 1](#)  
"MAKING AN APPROPRIATION FOR  
KAHILU THEATRE IN WAIMEA,  
HAWAII."  
(Recommends passage on SECOND  
READING and referral to WAM)

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| <a href="#">240</a>                     | (EGH/CPN) | <a href="#">S.B. No. 504, S.D. 1</a><br>"RELATING TO PROCUREMENT."<br>(Recommends passage on <u>SECOND READING</u> and referral to JDL)                                    |
| <a href="#">241</a>                     | (EGH/TEC) | <a href="#">S.B. No. 1234</a><br>"RELATING TO ECONOMIC DEVELOPMENT."<br>(Recommends passage on <u>SECOND READING</u> and referral to WAM)                                  |
| <a href="#">242</a>                     | (EDU/TIA) | <a href="#">S.B. No. 1082</a><br>"RELATING TO TRANSPORTATION OF SCHOOL CHILDREN."<br>(Recommends passage on <u>SECOND READING</u> and referral to WAM)                     |
| <a href="#">243</a>                     | (EDU/EGH) | <a href="#">S.B. No. 1083</a><br>"RELATING TO TRANSPORTATION OF SCHOOL CHILDREN."<br>(Recommends passage on <u>SECOND READING</u> and referral to WAM)                     |
| <a href="#">244</a><br>(One Day Notice) | (TEC)     | <a href="#">S.B. No. 1001</a><br>"RELATING TO THE ENHANCED 911 BOARD."<br>(Recommends passage on <u>SECOND READING</u> and placement on the calendar for Third Reading)    |
| <a href="#">245</a><br>(One Day Notice) | (PSM)     | <a href="#">S.B. No. 1230</a><br>"RELATING TO GOVERNMENT MOTOR VEHICLES."<br>(Recommends passage on <u>SECOND READING</u> and placement on the calendar for Third Reading) |

<a href="#">246</a> (One Day Notice)	(CPN)	<a href="#">S.B. No. 1079</a> "RELATING TO HEALTH INSURANCE." (Recommends passage on <u>SECOND</u> <u>READING</u> and placement on the calendar for Third Reading)
<a href="#">247</a> (One Day Notice)	(CPN)	<a href="#">S.B. No. 1075</a> "RELATING TO PHYSICAL THERAPY." (Recommends passage on <u>SECOND</u> <u>READING</u> and placement on the calendar for Third Reading)
<a href="#">248</a> (One Day Notice)	(CPN)	<a href="#">S.B. No. 423</a> "RELATING TO IN VITRO FERTILIZATION INSURANCE COVERAGE." (Recommends passage on <u>SECOND</u> <u>READING</u> and placement on the calendar for Third Reading)
<a href="#">249</a> (One Day Notice)	(EDU/PSM)	<a href="#">S.B. No. 48</a> "RELATING TO THE DEPARTMENT OF EDUCATION." (Recommends passage on <u>SECOND</u> <u>READING</u> and placement on the calendar for Third Reading)
<a href="#">250</a> (48 Hrs. Notice)	(CPN)	<a href="#">S.B. No. 913, S.D. 1</a> "RELATING TO TIME SHARES." (Recommends passage on <u>SECOND</u> <u>READING</u> and placement on the calendar for Third Reading)

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| <a href="#"><u>251</u></a><br>(48 Hrs. Notice) | (CPN)         | <a href="#"><u>S.B. No. 507, S.D. 1</u></a><br>"RELATING TO PLANNED COMMUNITY ASSOCIATIONS."<br>(Recommends passage on <u>SECOND READING</u> and placement on the calendar for Third Reading)                 |
| <a href="#"><u>252</u></a>                     | (WTL/PSM)     | <a href="#"><u>S.B. No. 456, S.D. 1</u></a><br>"RELATING TO MAUNA KEA STATE RECREATIONAL AREA."<br>(Recommends passage on <u>SECOND READING</u> and referral to WAM)  |
| <a href="#"><u>253</u></a>                     | (WTL/PSM/JDL) | <a href="#"><u>S.B. No. 1170, S.D. 1</u></a><br>"RELATING TO ENFORCEMENT OF VIOLATIONS BY THE DEPARTMENT OF LAND AND NATURAL RESOURCES."<br>(Recommends passage on <u>SECOND READING</u> and referral to WAM) |
| <a href="#"><u>254</u></a>                     | (WTL/PSM)     | <a href="#"><u>S.B. No. 1361, S.D. 1</u></a><br>"RELATING TO BANYAN DRIVE."<br>(Recommends passage on <u>SECOND READING</u> and referral to WAM)  |
| <a href="#"><u>255</u></a>                     | (WTL/PSM/JDL) | <a href="#"><u>S.B. No. 1007, S.D. 1</u></a><br>"RELATING TO PUBLIC LAND LIABILITY."<br>(Recommends passage on <u>SECOND READING</u> and referral to WAM)   |
| <a href="#"><u>256</u></a>                     | (HMS/PSM)     | <a href="#"><u>S.B. No. 102, S.D. 1</u></a><br>"RELATING TO THE ELDERLY."<br>(Recommends passage on <u>SECOND READING</u> and referral to CPN)  |



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| <a href="#">257</a>                     | (ENE) | <a href="#">S.B. No. 1143, S.D. 1</a><br>"RELATING TO THE OFFICE OF ENVIRONMENTAL QUALITY CONTROL."<br>(Recommends passage on <u>SECOND READING</u> and referral to WAM)   |
| <a href="#">258</a><br>(One Day Notice) | (PSM) | <a href="#">G.M. No. 582</a><br>"Submitting for consideration and confirmation to the Director of the Department of Public Safety, Gubernatorial Nominee, THEODORE I. SAKAI, for a term to expire 12/1/2014."<br><br>(Recommends Senate Consent to Nomination) |
| <a href="#">259</a><br>(One Day Notice) | (CPN) | <a href="#">S.B. No. 198</a><br>"RELATING TO ADVANCED PRACTICE REGISTERED NURSES."<br>(Recommends passage on <u>THIRD READING</u> )  |
| <a href="#">260</a><br>(48 Hrs. Notice) | (CPN) | <a href="#">S.B. No. 531, S.D. 1</a><br>"RELATING TO WARNING SIGNS."<br>(Recommends passage on <u>THIRD READING</u> )  |

ORDER OF THE DAY

7. Deferred Matters – House Communications

<u>HSE. COM. NO.</u>		<u>REFERRAL</u>
12	<p>Informing the Senate that on February 7, 2013, the following House Concurrent Resolutions were adopted in the House:</p> <p><a href="#">H.C.R. No. 41</a> "REQUESTING THE UNITED STATES CONGRESS TO RENAME THE KILAUEA POINT LIGHTHOUSE LOCATED ON THE ISLAND OF KAUAI, HAWAII, IN HONOR OF THE LATE SENATOR DANIEL K. INOUE."(Kilauea Point Lighthouse; Daniel K. Inouye)</p>	
13	<p><a href="#">H.C.R. No. 42</a> "REQUESTING THE DEPARTMENT OF TRANSPORTATION TO DESIGNATE, WHEN APPROPRIATE, ROUTE 200 ON THE ISLAND OF HAWAII AS THE DANIEL K. INOUE LEGACY HIGHWAY."(Daniel K. Inouye Legacy Highway; Route 200; Saddle Road)</p>	

8. Third Reading

[\(See Stand. Com. Rep. No. 187\)](#)

[Prior Versions/Status & Testimony](#)

[S.B. No. 1014, S.D. 1](#)

"RELATING TO FORENSIC IDENTIFICATION." - (JDL)

(Forensic Identification; Blood Specimen)

[\(See Stand. Com. Rep. No. 188\)](#)

[Prior Versions/Status & Testimony](#)

[S.B. No. 1015, S.D. 1](#)

"RELATING TO PRODUCTION OF  
RECORDS." - (JDL)

(Records; Production; Out of State Service of  
Process)

9. Miscellaneous Communications: None

10. Miscellaneous Business

11. Announcements

- Committee Hearing Schedule:

<u>COMMITTEE</u>	<u>DATE &amp; TIME</u>	<u>ROOM</u>
AGL/EDU	2/13/2013 1:15 PM	414
EDU	2/13/2013 1:15 PM	414
HTH/CPN	2/13/2013 1:15 PM	229
HTH/CPN/JDL	2/13/2013 1:15 PM	229
TIA/PSM/JDL	2/13/2013 1:15 PM	224
TIA/WTL	2/13/2013 1:16 PM	224
WTL/TIA	2/13/2013 1:16 PM	224
TIA	2/13/2013 1:17 PM	224
HTH	2/13/2013 1:30 PM	229
EGH/ENE	2/13/2013 2:45 PM	016
EGH/TEC	2/13/2013 2:45 PM	016
ENE/EGH	2/13/2013 2:45 PM	016
HMS/THA	2/13/2013 2:45 PM	224
HRE/EGH/JDL	2/13/2013 2:45 PM	016
TEC/THA	2/13/2013 2:45 PM	224
THA	2/13/2013 2:45 PM	224
THA/TEC	2/13/2013 2:45 PM	224
EGH/ENE/CPN	2/13/2013 2:50 PM	016
EGH/PSM	2/13/2013 3:00 PM	016
EGH	2/13/2013 3:15 PM	016
CPN	2/14/2013 9:00 AM	229
WAM	2/14/2013 9:00 AM	211
WAM	2/14/2013 9:05 AM	211
WAM	2/14/2013 9:10 AM	211
HMS/JDL	2/14/2013 1:15 PM	016

TEC	2/14/2013 1:15 PM	414
WTL/ENE	2/14/2013 1:15 PM	225
WTL/THA/HRE	2/14/2013 1:15 PM	225
EGH/WTL	2/14/2013 1:18 PM	225
EGH/TEC	2/14/2013 1:20 PM	414
HTH/HMS/JDL	2/14/2013 1:20 PM	016
TEC/WTL	2/14/2013 1:20 PM	414
HMS/HTH	2/14/2013 1:30 PM	016
HMS	2/14/2013 1:45 PM	016
HRE/EGH	2/14/2013 2:45 PM	414
HRE/JDL	2/14/2013 2:45 PM	414
PSM	2/14/2013 2:45 PM	224
PSM/EGH/JDL	2/14/2013 2:45 PM	224
WAM	2/15/2013 9:00 AM	211
JDL	2/15/2013 10:00 AM	016
PSM	2/19/2013 2:45 PM	224
CPN/JDL	2/20/2013 10:00 AM	016
EDU	2/25/2013 1:15 PM	414

- Senate Session will convene at 11:30 a.m. on Thursday, February 14, 2013.

## 12. Adjournment