

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

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THIRTY-SIXTH DAY

MARCH 21, 2013-THURSDAY-11:30 O'CLOCK A.M.

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ORDER OF BUSINESS

Roll Call

Approval of the Journal

Introductions

- Floor Presentation:

RECOGNIZING AND COMMENDING THE 2013 HAWAII TEACHERS OF THE YEAR. (Senator Tokuda)

1. Messages from the Governor: Nos. 244-245

<u>MEASURE</u>	<u>TITLE</u>	<u>REFERRAL</u>
<a href="#">G.M. No. 244</a>	Dated March 12, 2013, transmitting the 2012 Annual Report of the State of Hawaii Offices in Taiwan and Beijing, prepared by the Department of Business, Economic Development and Tourism pursuant to Section 201-84, HRS.	FILE
<a href="#">G.M. No. 245</a>	Dated March 15, 2013, transmitting the FY 2011-2012 Annual Report of the State Foundation on Culture and the Arts pursuant to Chapter 9-3(9), HRS.	FILE

2. Departmental Communication No. 94

<u>MEASURE</u>	<u>TITLE</u>	<u>REFERRAL</u>
<a href="#">D.C. No. 94</a>	From the State Procurement Office dated February 19, 2013, transmitting the Monthly Report on the Status of Information Technology Procurements for the month of January through February 15, 2013, pursuant to Act 222, SLH 2012.	FILE

3. House Communication No. 380

	Informing the Senate that on March 20, 2013, the following House Concurrent Resolution was adopted in the House:	<u>REFERRAL</u>
380	<a href="#">H.C.R. No. 241</a> "EXPRESSING CONDOLENCES ON THE SECOND ANNIVERSARY OF THE TOHOKU EARTHQUAKE AND TSUNAMI AND EXTENDING CONTINUED SUPPORT TO THE PEOPLE OF JAPAN."(Supporting Japan)	

4. Senate Communications: None

5. Judiciary Communications: None

6. Standing Committee Report Nos. 938-975

<a href="#">938</a>	(HTH/PSM)	<a href="#">H.B. No. 363, H.D. 2, S.D. 1</a> "RELATING TO EMERGENCY MEDICAL SERVICES." (Recommends passage on <u>SECOND READING</u> and referral to WAM)
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| <a href="#">939</a> | (PSM)     | <a href="#">H.B. No. 1136, H.D. 2</a><br>"RELATING TO CIVIL AIR PATROL."<br>(Recommends passage on <u>SECOND READING</u> and referral to WAM)  |
| <a href="#">940</a> | (PSM)     | <a href="#">H.B. No. 527, H.D. 1</a><br>"RELATING TO UNIFORM MAINTENANCE ALLOWANCE."<br>(Recommends passage on <u>SECOND READING</u> and referral to WAM)                            |
| <a href="#">941</a> | (PSM)     | <a href="#">H.B. No. 33</a><br>"RELATING TO PUBLIC ORDER."<br>(Recommends passage on <u>SECOND READING</u> and referral to JDL)  |
| <a href="#">942</a> | (PSM)     | <a href="#">H.B. No. 1103, H.D. 1, S.D. 1</a><br>"RELATING TO IMPACT FEES."<br>(Recommends passage on <u>SECOND READING</u> and referral to WAM)                                     |
| <a href="#">943</a> | (PSM)     | <a href="#">H.B. No. 369, H.D. 3, S.D. 1</a><br>"RELATING TO FIRE SAFETY."<br>(Recommends passage on <u>SECOND READING</u> and referral to CPN)                                      |
| <a href="#">944</a> | (PSM/THA) | <a href="#">H.B. No. 218, H.D. 1, S.D. 1</a><br>"RELATING TO THE CORRECTIONS POPULATION MANAGEMENT COMMISSION."<br>(Recommends passage on <u>SECOND READING</u> and referral to WAM) |
| <a href="#">945</a> | (WTL/THA) | <a href="#">H.B. No. 1412, S.D. 1</a><br>"RELATING TO SMALL BOAT HARBORS."<br>(Recommends passage on <u>SECOND READING</u> and referral to WAM)                                      |

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| <a href="#">946</a> | (TIA)     | <a href="#">H.B. No. 1059, H.D. 2, S.D. 1</a><br>"RELATING TO COURT ADVISEMENT<br>CONCERNING ALIEN STATUS."<br>(Recommends passage on <u>SECOND<br/>READING</u> and referral to JDL) |
| <a href="#">947</a> | (TIA/PSM) | <a href="#">H.B. No. 977, H.D. 2, S.D. 1</a><br>"RELATING TO TRANSPORTATION."<br>(Recommends passage on <u>SECOND<br/>READING</u> and referral to WAM)                               |
| <a href="#">948</a> | (TIA/JDL) | <a href="#">H.B. No. 980, H.D. 2, S.D. 1</a><br>"RELATING TO HIGHWAY SAFETY."<br>(Recommends passage on <u>SECOND<br/>READING</u> and referral to WAM)                               |
| <a href="#">949</a> | (HMS)     | <a href="#">H.B. No. 535, H.D. 2, S.D. 1</a><br>"RELATING TO HOMELESS<br>PROGRAMS."<br>(Recommends passage on <u>SECOND<br/>READING</u> and referral to WAM)                         |
| <a href="#">950</a> | (HMS)     | <a href="#">H.B. No. 536, H.D. 1, S.D. 1</a><br>"RELATING TO PUBLIC HOUSING."<br>(Recommends passage on <u>SECOND<br/>READING</u> and referral to WAM)                               |
| <a href="#">951</a> | (HMS)     | <a href="#">H.B. No. 1298, H.D. 1, S.D. 1</a><br>"RELATING TO TAXATION."<br>(Recommends passage on <u>SECOND<br/>READING</u> and referral to WAM)                                    |
| <a href="#">952</a> | (HRE)     | <a href="#">H.B. No. 115, H.D. 3, S.D. 1</a><br>"RELATING TO HIGHER EDUCATION."<br>(Recommends passage on <u>SECOND<br/>READING</u> and referral to WAM)                             |

- [953](#) (HRE) [H.B. No. 654, H.D. 2, S.D. 1](#)  
"RELATING TO NURSING."  
(Recommends passage on SECOND  
READING and referral to CPN)
- [954](#) (JDL) [H.B. No. 927](#)  
"RELATING TO THE EMPLOYMENT  
AND TRAINING FUND."  
(Recommends passage on SECOND  
READING and referral to WAM)
- [955](#) (JDL) [H.B. No. 833, H.D. 1](#)  
"MAKING EMERGENCY  
APPROPRIATIONS FOR COLLECTIVE  
BARGAINING COST ITEMS."  
(Recommends passage on SECOND  
READING and referral to WAM)
- [956](#) (JDL) [H.B. No. 1177, H.D. 1](#)  
"RELATING TO THE HAWAII  
EMPLOYER-UNION HEALTH BENEFITS  
TRUST FUND."  
(Recommends passage on SECOND  
READING and referral to WAM)
- [957](#) (JDL) [H.B. No. 922, H.D. 2](#)  
"RELATING TO MEDICAL BENEFITS  
UNDER THE WORKERS'  
COMPENSATION LAW."  
(Recommends passage on SECOND  
READING and referral to WAM)
- [958](#) (JDL) [H.B. No. 696, H.D. 1](#)  
"RELATING TO THE OFFICE OF THE  
LIEUTENANT GOVERNOR."  
(Recommends passage on SECOND  
READING and referral to WAM)

- [959](#) (JDL) [H.B. No. 919](#)  
"RELATING TO STATE EMPLOYMENT."  
(Recommends passage on SECOND  
READING and referral to WAM)
- [960](#) (JDL) [H.B. No. 925](#)  
"RELATING TO THE EMPLOYMENT  
SECURITY APPEALS REFEREE'S  
OFFICE."  
(Recommends passage on SECOND  
READING and referral to WAM)
- [961](#) (JDL) [H.B. No. 921](#)  
"RELATING TO PROCEEDINGS BEFORE  
THE LABOR AND INDUSTRIAL  
RELATIONS APPEALS BOARD."  
(Recommends passage on SECOND  
READING and referral to WAM)
- [962](#) (JDL) [H.B. No. 775, H.D. 2, S.D. 1](#)  
"MAKING APPROPRIATIONS FOR  
CLAIMS AGAINST THE STATE, ITS  
OFFICERS, OR ITS EMPLOYEES."  
(Recommends passage on SECOND  
READING and referral to WAM)
- [963](#) (JDL) [H.B. No. 924, H.D. 1, S.D. 1](#)  
"RELATING TO COLLECTIVE  
BARGAINING."  
(Recommends passage on SECOND  
READING and referral to WAM)

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| <a href="#"><u>964</u></a>                     | (JDL) | <a href="#"><u>H.B. No. 546, H.D. 2, S.D. 1</u></a><br>"RELATING TO THE HAWAII<br>EMPLOYER-UNION HEALTH BENEFITS<br>TRUST FUND."<br>(Recommends passage on <u>SECOND</u><br><u>READING</u> and referral to WAM)                 |
| <a href="#"><u>965</u></a>                     | (JDL) | <a href="#"><u>H.B. No. 152, H.D. 1, S.D. 1</u></a><br>"RELATING TO WORKERS'<br>COMPENSATION MEDICAL FEE<br>SCHEDULES."<br>(Recommends passage on <u>SECOND</u><br><u>READING</u> and referral to WAM)                          |
| <a href="#"><u>966</u></a>                     | (JDL) | <a href="#"><u>H.B. No. 436, H.D. 1, S.D. 1</u></a><br>"RELATING TO WORKERS'<br>COMPENSATION."<br>(Recommends passage on <u>SECOND</u><br><u>READING</u> and referral to WAM)   |
| <a href="#"><u>967</u></a>                     | (JDL) | <a href="#"><u>H.B. No. 918, H.D. 1, S.D. 1</u></a><br>"RELATING TO THE EMPLOYMENT<br>AND TRAINING FUND."<br>(Recommends passage on <u>SECOND</u><br><u>READING</u> and referral to WAM)  |
| <a href="#"><u>968</u></a>                     | (JDL) | <a href="#"><u>H.B. No. 928, H.D. 1, S.D. 1</u></a><br>"RELATING TO CERTAIN FUNDS<br>UNDER THE DEPARTMENT OF LABOR<br>AND INDUSTRIAL RELATIONS."<br>(Recommends passage on <u>SECOND</u><br><u>READING</u> and referral to WAM) |
| <a href="#"><u>969</u></a><br>(One Day Notice) | (PSM) | <a href="#"><u>H.B. No. 1282, H.D. 1</u></a><br>"RELATING TO MILITARY SERVICE."<br>(Recommends passage on <u>SECOND</u><br><u>READING</u> and placement on the calendar for<br>Third Reading)                                   |

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| <a href="#">970</a><br>(One Day Notice) | (JDL)     | <a href="#">H.B. No. 776, H.D. 2</a><br>"RELATING TO GOVERNMENT TORT LIABILITY."<br>(Recommends passage on <u>SECOND READING</u> and placement on the calendar for Third Reading)  |
| <a href="#">971</a>                     | (AGL)     | <a href="#">H.B. No. 487, H.D. 2, S.D. 1</a><br>"RELATING TO AGRICULTURE."<br>(Recommends passage on <u>SECOND READING</u> and referral to WAM)  |
| <a href="#">972</a>                     | (AGL/ENE) | <a href="#">H.B. No. 154, H.D. 2, S.D. 1</a><br>"RELATING TO INDUSTRIAL HEMP."<br>(Recommends passage on <u>SECOND READING</u> and referral to WAM)  |
| <a href="#">973</a>                     | (AGL)     | <a href="#">H.B. No. 747, H.D. 1, S.D. 1</a><br>"RELATING TO AGRICULTURE."<br>(Recommends passage on <u>SECOND READING</u> and referral to WAM)  |
| <a href="#">974</a><br>(One Day Notice) | (WTL)     | <a href="#">G.M. No. 591</a><br>"Submitting for consideration and confirmation to the Koke'e State Park Advisory Council, Gubernatorial Nominee, CHARLES WICHMAN, JR., for a term to expire 6-30-2016."<br><br>(Recommends Senate Consent to Nomination) |



[974](#)  
(One Day Notice)

(WTL)

[G.M. No. 592](#)

"Submitting for consideration and confirmation to the Koke'e State Park Advisory Council, Gubernatorial Nominee, KATHRYN CASSEL, for a term to expire 6-30-2016."

(Recommends Senate Consent to Nomination)

[974](#)  
(One Day Notice)

(WTL)

[G.M. No. 593](#)

"Submitting for consideration and confirmation to the Koke'e State Park Advisory Council, Gubernatorial Nominee, WAYNE SOUZA, for a term to expire 6-30-2015."

(Recommends Senate Consent to Nomination)

[975](#)  
(One Day Notice)

(HRE)

[G.M. No. 538](#)

"Submitting for consideration and confirmation to the Hawai'i Commission for National and Community Service, Gubernatorial Nominee, FREDERICK HOLSCHUH, for a term to expire 6-30-2015."

(Recommends Senate Consent to Nomination)

[975](#)  
(One Day Notice)

(HRE)

[G.M. No. 631](#)

"Submitting for consideration and confirmation to the Hawai'i Commission for National and Community Service, Gubernatorial Nominee, ALBERT KIM, for a term to expire 6-30-2015."

(Recommends Senate Consent to Nomination)

[975](#)  
(One Day Notice)

(HRE)

[G.M. No. 632](#)

"Submitting for consideration and confirmation to the Hawai'i Commission for National and Community Service, Gubernatorial Nominee, NADINE NISHIOKA, for a term to expire 6-30-2015."

(Recommends Senate Consent to Nomination)

[975](#)  
(One Day Notice)

(HRE)

[G.M. No. 633](#)

"Submitting for consideration and confirmation to the Hawai'i Commission for National and Community Service, Gubernatorial Nominee, CLAUDE ONIZUKA, for a term to expire 6-30-2016."

(Recommends Senate Consent to Nomination)

[975](#)  
(One Day Notice)

(HRE)

[G.M. No. 634](#)

"Submitting for consideration and confirmation to the Hawai'i Commission for National and Community Service, Gubernatorial Nominee, CHRISTOPHER WONG, for a term to expire 6-30-2015."

(Recommends Senate Consent to Nomination)

ORDER OF THE DAY

7. Advise and Consent

[936](#) TIA  
[Status & Testimony](#)

[G.M. No. 590](#)  
"Submitting for consideration and confirmation to the State Highway Safety Council, Gubernatorial Nominee, STEVEN KYONO, for a term to expire 6-30-2017."

[937](#) CPN  
[Status & Testimony](#)

[G.M. No. 614](#)  
"Submitting for consideration and confirmation to the State Board of Nursing, Gubernatorial Nominee, THOMAS JOSLYN, for a term to expire 6-30-2017. (Term amended to 6-30-2016 by GM706)"

8. Third Reading

[\(See Stand. Com. Rep. No. 934\)](#)  
[Prior Versions/Status & Testimony](#)

[H.B. No. 1258, H.D. 1](#)  
"RELATING TO AGING." - (HMS/HTH)  
  
(Policy Advisory Board for Elder Affairs;  
Lifetime Membership)

[\(See Stand. Com. Rep. No. 935\)](#)  
[Prior Versions/Status & Testimony](#)

[H.B. No. 1089, H.D. 1](#)  
"RELATING TO KALO APPRECIATION MONTH." - (THA/TEC)  
  
(Kalo Appreciation Month)

9. Miscellaneous Communications: None

10. Miscellaneous Business

11. Announcements

- Floor Presentation for Friday, March 22, 2013:

COMMENDING STREET BIKERS UNITED HAWAII, INC. (Senator Kim)

- Committee Hearing Schedule:

<u>COMMITTEE</u>	<u>DATE &amp; TIME</u>	<u>ROOM</u>
TEC/WTL	3/21/2013 1:15 PM	414
WTL/EGH	3/21/2013 1:15 PM	225
WTL/TEC	3/21/2013 1:15 PM	414
TEC	3/21/2013 1:20 PM	414
HRE/TEC	3/21/2013 1:25 PM	414
WTL/PSM	3/21/2013 1:30 PM	225
WTL/PSM	3/21/2013 2:15 PM	225
PSM/EGH	3/21/2013 2:40 PM	224
HRE/EGH	3/21/2013 2:45 PM	414
PSM	3/21/2013 2:45 PM	224
EGH	3/21/2013 2:50 PM	414
ENE/EGH	3/21/2013 3:10 PM	225
ENE/WTL/PSM	3/21/2013 3:15 PM	225
WTL/ENE	3/21/2013 3:30 PM	225
EGH	3/21/2013 3:45 PM	224
WAM	3/22/2013 9:00 AM	211
WAM	3/22/2013 9:05 AM	211
JDL	3/22/2013 10:30 AM	016
EDU/HTH	3/22/2013 1:45 PM	Auditorium
EDU/HRE	3/22/2013 1:50 PM	Auditorium
EDU/EGH	3/22/2013 1:55 PM	Auditorium
EDU	3/22/2013 2:05 PM	Auditorium
EDU/TIA	3/22/2013 2:05 PM	Auditorium
WAM	3/25/2013 9:00 AM	211
HMS/THA	3/25/2013 2:45 PM	224
EGH	3/25/2013 2:50 PM	016
WTL	3/28/2013 1:15 PM	225
PSM	4/2/2013 2:45 PM	224

- Senate Session will convene at 11:15 a.m. on Friday, March 22, 2013.

## 12. Adjournment