

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

THIRTY-EIGHTH DAY

MARCH 25, 2013-MONDAY-11:30 O'CLOCK A.M.

ORDER OF BUSINESS

Roll Call

Approval of the Journal

Introductions:

RECOGNIZING, CONGRATULATING AND HONORING THE 442ND
REGIMENTAL COMBAT TEAM ON ITS 70TH ANNIVERSARY. (Senator
Taniguchi)

1. Messages from the Governor: Nos. 246-247 and 715-751

<u>MEASURE</u>	<u>TITLE</u>	<u>REFERRAL</u>
G.M. No. 246	Dated March 22, 2013, transmitting proposed changes to the FB 2013-15 Biennium Budget for the Department of Budget and Finance.	FILE
G.M. No. 247	Dated March 22, 2013, transmitting proposed changes to the FB 2013-15 Biennium Budget for the Department of Accounting and General Services.	FILE
G.M. No. 715	Submitting for consideration and confirmation to the King Kamehameha Celebration Commission, Gubernatorial Nominee, ELMER KAAI, for a term to expire 6-30-2017.	EGH

<u>G.M. No. 716</u>	Submitting for consideration and confirmation to the Board of Directors of the Hawai'i Housing Finance and Development Corporation, Gubernatorial Nominee, RALPH MESICK, for a term to expire 6-30-2016.	EGH
<u>G.M. No. 717</u>	Submitting for consideration and confirmation to the Board of Directors of the Hawai'i Housing Finance and Development Corporation, Gubernatorial Nominee, BETTY LOU LARSON, for a term to expire 6-30-2017.	EGH
<u>G.M. No. 718</u>	Submitting for consideration and confirmation to the Board of Directors of the Hawai'i Strategic Development Corporation, Gubernatorial Nominee, H. BRIAN MOORE, for a term to expire 6-30-2015.	EGH
<u>G.M. No. 719</u>	Submitting for consideration and confirmation to the Board of Directors of the Natural Energy Laboratory of Hawai'i Authority, Gubernatorial Nominee, JOHN DELONG, for a term to expire 6-30-2015.	ENE
<u>G.M. No. 720</u>	Submitting for consideration and confirmation to the Hawai'i Sister State Committee, Gubernatorial Nominee, JUSTIN MICHAEL IKAIKA ANDERSON, for a term to expire 6-30-2014.	TIA
<u>G.M. No. 721</u>	Submitting for consideration and confirmation to the Motor Vehicle Industry Licensing Board, Gubernatorial Nominee, DENNIS SHORT, for a term to expire 6-30-2017.	CPN
<u>G.M. No. 722</u>	Submitting for consideration and confirmation to the Pest Control Board, Gubernatorial Nominee, ALVIN FUKUYAMA, for a term to expire 6-30-2017.	CPN
<u>G.M. No. 723</u>	Submitting for consideration and confirmation to the Board of Pharmacy, Gubernatorial Nominee, GARRETT LAU, for a term to expire 6-30-2017.	CPN

G.M. No. 724	Submitting for consideration and confirmation to the Motor Vehicle Industry Licensing Board, Gubernatorial Nominee, WERNER UMBHAU, for a term to expire 6-30-2017.	CPN
G.M. No. 725	Submitting for consideration and confirmation to the Board of Professional Engineers, Architects, Surveyors, and Landscape Architects, Gubernatorial Nominee, CRAIG MURAYAMA, for a term to expire 6-30-2016.	CPN
G.M. No. 726	Submitting for consideration and confirmation to the Board of Trustees of the Deferred Compensation Plan, Gubernatorial Nominee, KENNETH VILLABRILLE, for a term to expire 6-30-2017.	JDL
G.M. No. 727	Submitting for consideration and confirmation to the Board of Trustees of the Deferred Compensation Plan, Gubernatorial Nominee, BRIAN MOTO, for a term to expire 6-30-2017.	JDL
G.M. No. 728	Submitting for consideration and confirmation to the Commission on the Status of Women, Gubernatorial Nominee, MARILYN LEE, for a term to expire 6-30-2017.	JDL
G.M. No. 729	Submitting for consideration and confirmation to the Island Burial Council Island of O'ahu, Gubernatorial Nominee, HINALEIMOANA WONG-KALU, for a term to expire 6-30-2016.	THA
G.M. No. 730	Submitting for consideration and confirmation to the Island Burial Council, Island of Hawai'i, Gubernatorial Nominee, ISAAC HARP, for a term to expire 6-30-2016.	THA
G.M. No. 731	Submitting for consideration and confirmation to the Natural Area Reserves System Commission, Gubernatorial Nominee, NATHAN YUEN, for a term to expire 6-30-2017.	WTL

G.M. No. 732	Submitting for consideration and confirmation to the Civil Defense Advisory Council, Gubernatorial Nominee, SHELDON LEHMAN, for a term to expire 6-30-2017.	PSM
G.M. No. 733	Submitting for consideration and confirmation to the State Council on Developmental Disabilities, Gubernatorial Nominee, MAXINE NAGAMINE, for a term to expire 6-30-2014.	HTH
G.M. No. 734	Submitting for consideration and confirmation to the Statewide Health Coordinating Council, Gubernatorial Nominee, WILLIAM BAILEY, for a term to expire 6-30-2017.	HTH
G.M. No. 735	Submitting for consideration and confirmation to the Mental Health and Substance Abuse, Hawai'i Service Area Board, Gubernatorial Nominee, SULMA GANDHI, for a term to expire 6-30-2016.	HTH
G.M. No. 736	Submitting for consideration and confirmation to the Mental Health and Substance Abuse, Kaua'i Service Area Board, Gubernatorial Nominee, KURT NAGATA, for a term to expire 6-30-2016.	HTH
G.M. No. 737	Submitting for consideration and confirmation to the Tobacco Prevention and Control Advisory Board, Gubernatorial Nominee, ANTHEA WANG, for a term to expire 6-30-2014.	HTH
G.M. No. 738	Submitting for consideration and confirmation to the State Council on Developmental Disabilities, Gubernatorial Nominee, JENNIFER PATRICIO, for a term to expire 6-30-2017.	HTH
G.M. No. 739	Submitting for consideration and confirmation to the Statewide Health Coordinating Council, Gubernatorial Nominee, CHRISTOPHER SIBLEY, for a term to expire 6-30-2017.	HTH

<u>G.M. No. 740</u>	Submitting for consideration and confirmation to the Statewide Health Coordinating Council, Gubernatorial Nominee, JAMES WALSH, for a term to expire 6-30-2017.	HTH
<u>G.M. No. 741</u>	Submitting for consideration and confirmation to the Statewide Health Coordinating Council, Gubernatorial Nominee, JONAGUSTINE LIM, for a term to expire 6-30-2016.	HTH
<u>G.M. No. 742</u>	Submitting for consideration and confirmation to the Mental Health and Substance Abuse, O'ahu Service Area Board, Gubernatorial Nominee, CYNTHIA DANG, for a term to expire 6-30-2016.	HTH
<u>G.M. No. 743</u>	Submitting for consideration and confirmation to the Health Planning Council, Tri-Isle Subarea, Gubernatorial Nominee, MARTHA TURNER, for a term to expire 6-30-2017.	HTH
<u>G.M. No. 744</u>	Submitting for consideration and confirmation to the Statewide Health Coordinating Council, Gubernatorial Nominee, REBECCA WARD, for a term to expire 6-30-2017.	HTH
<u>G.M. No. 745</u>	Submitting for consideration and confirmation to the Policy Advisory Board for Elder Affairs, Gubernatorial Nominee, JOY MIYASAKI, for a term to expire 6-30-2017.	HMS
<u>G.M. No. 746</u>	Submitting for consideration and confirmation to the Education Commission of the States, Gubernatorial Nominee, JOAN HUSTED, for a term to expire 6-30-2017.	EDU
<u>G.M. No. 747</u>	Submitting for consideration and confirmation to the Early Learning Advisory Board, Gubernatorial Nominee, LYNN CABATO, for a term to expire 6-30-2015.	EDU

G.M. No. 748	Submitting for consideration and confirmation to the Early Learning Advisory Board, Gubernatorial Nominee, MAUREEN RAWLINS, for a term to expire 6-30-2014.	EDU
G.M. No. 749	Submitting for consideration and confirmation to the Early Learning Advisory Board, Gubernatorial Nominee, KERRIE UROSEVICH, for a term to expire 6-30-2014.	EDU
G.M. No. 750	Submitting for consideration and confirmation to the Early Learning Advisory Board, Gubernatorial Nominee, BENJAMIN NAKI III, for a term to expire 6-30-2015.	EDU
G.M. No. 751	Submitting for consideration and confirmation to the Hawai'i Teacher Standards Board, Gubernatorial Nominee, VOLETTA NOE NOE TOM, for a term to expire 6-30-2016.	EDU

2. Departmental Communications: None
3. House Communications: None
4. Senate Communications: None
5. Judiciary Communications: None
6. Standing Committee Report Nos. 1049-1055

[1049](#)
(48 Hrs. Notice)

(WAM)

[H.B. No. 430, H.D. 1, S.D. 1](#)
"RELATING TO TAXATION."
(Recommends passage on SECOND
READING and placement on the calendar for
Third Reading)

[1050](#)
(48 Hrs. Notice)

(JDL)

[H.B. No. 31, H.D. 1, S.D. 1](#)
"RELATING TO DISORDERLY
CONDUCT."
(Recommends passage on SECOND
READING and placement on the calendar for
Third Reading)

[1051](#)
(48 Hrs. Notice)

(CPN)

[H.B. No. 815, H.D. 2, S.D. 1](#)
"RELATING TO ELECTRIC
COOPERATIVES."
(Recommends passage on SECOND
READING and placement on the calendar for
Third Reading)

[1052](#)
(48 Hrs. Notice)

(CPN)

[H.B. No. 999, H.D. 2, S.D. 1](#)
"RELATING TO INSURANCE."
(Recommends passage on SECOND
READING and placement on the calendar for
Third Reading)

[1053](#)
(48 Hrs. Notice)

(CPN)

[H.B. No. 848, H.D. 2, S.D. 1](#)
"RELATING TO HEALTH INSURANCE."
(Recommends passage on SECOND
READING and placement on the calendar for
Third Reading)

[1054](#)
(One Day Notice)

(WAM)

[H.B. No. 425, H.D. 1](#)
"RELATING TO OFFERS IN
COMPROMISE."
(Recommends passage on SECOND
READING and placement on the calendar for
Third Reading)

[1055](#) (WAM)
(One Day Notice)

[H.B. No. 915](#)
"RELATING TO EMPLOYMENT
SECURITY LAW."
(Recommends passage on SECOND
READING and placement on the calendar for
Third Reading)

ORDER OF THE DAY

7. Advise and Consent

[1047](#) WAM
[Status & Testimony](#)

[G.M. No. 667](#)
"Submitting for consideration and
confirmation to the Board of Taxation
Review, 1st Taxation District, Gubernatorial
Nominee, CURTIS SAIKI, for a term to
expire 6-30-2017."

[1048](#) WAM
[Status & Testimony](#)

[G.M. No. 702](#)
"Submitting for consideration and
confirmation to the Board of Taxation
Review, 4th Taxation District (Kaua'i),
Gubernatorial Nominee, JOSE DIOGO, for a
term to expire 6-30-2017."

8. Third Reading

[\(See Floor Amendment No. 8\)](#)

[Prior Versions/Status & Testimony](#)

[H.B. No. 776, H.D. 2, S.D. 1](#)

"RELATING TO GOVERNMENT TORT LIABILITY." - (JDL)

(Government Tort Liability)

9. Miscellaneous Communications: None

10. Miscellaneous Business

11. Announcements

- Floor Presentation for Wednesday, March 27, 2013:

COMMEMORATING THE 60TH ANNIVERSARY OF 'IOLANI SPORTSWEAR.
(Senator Kim)

- Committee Hearing Schedule:

<u>COMMITTEE</u>	<u>DATE & TIME</u>	<u>ROOM</u>
EDU/WTL	3/25/2013 1:15 PM	414
HTH	3/25/2013 1:15 PM	229
TIA/PSM	3/25/2013 1:15 PM	224
TIA/ENE	3/25/2013 1:16 PM	224
EDU	3/25/2013 1:30 PM	414
TIA/HMS/PSM	3/25/2013 1:34 PM	224
HTH/CPN	3/25/2013 1:45 PM	229
HTH/HMS	3/25/2013 2:05 PM	229
HTH/TEC	3/25/2013 2:15 PM	229
HTH/HRE	3/25/2013 2:20 PM	229
HMS/THA	3/25/2013 2:45 PM	224
THA/HMS	3/25/2013 2:45 PM	224
THA/EGH	3/25/2013 3:15 PM	224
EGH	3/25/2013 3:30 PM	016
WAM	3/27/2013 9:00 AM	211
HMS/CPN	3/27/2013 9:30 AM	229

TEC/CPN	3/27/2013 9:45 AM	229
WTL	3/27/2013 9:45 AM	225
CPN	3/27/2013 10:00 AM	229
WTL	3/27/2013 10:00 AM	225
JDL/WAM	3/27/2013 10:30 AM	211
WTL/EGH	3/27/2013 10:45 AM	225
WTL/PSM	3/27/2013 11:10 AM	225
EDU/THA	3/27/2013 1:15 PM	414
EGH/WAM	3/28/2013 9:00 AM	211
HRE/CPN	3/28/2013 9:15 AM	229
CPN	3/28/2013 9:30 AM	229
EDU/JDL	3/28/2013 10:00 AM	016
JDL	3/28/2013 10:30 AM	016
PSM/HTH/HMS	3/28/2013 1:15 PM	016
WTL	3/28/2013 1:15 PM	225
PSM/HMS	3/28/2013 1:20 PM	016
HMS	3/28/2013 1:30 PM	016
INFO-PSM-PBS	3/28/2013 2:45 PM	423
PSM	3/28/2013 4:00 PM	224
WAM	4/1/2013 10:00 AM	211
HMS/TEC	4/2/2013 1:15 PM	016
EGH/PSM	4/2/2013 2:45 PM	224
PSM	4/2/2013 2:45 PM	224

- Senate Session will convene at 11:30 a.m. on Wednesday, March 27, 2013.
- The Hawaii Medal of Honor Joint Session will commence at 2:00 p.m. on Wednesday, March 27, 2013, in the Senate Chamber.

12. Adjournment