

THE SENATE
OF THE
TWENTY-SIXTH LEGISLATURE
STATE OF HAWAII
REGULAR SESSION OF 2011

EIGHTEENTH DAY

FEBRUARY 15, 2011-TUESDAY-11:30 O'CLOCK A.M.

ORDER OF BUSINESS

Roll Call

Approval of the Journal

Introductions

1. Messages from the Governor: Nos. 130-136

<u>MEASURE</u>	<u>TITLE</u>	<u>REFERRAL</u>
G.M. No. 130	Dated January 24, 2011, transmitting the TANF Program Report, prepared by the Department of Health, Benefit, Employment, and Support Services Division, pursuant to Act 162, Section 159, SLH 2009.	FILE
G.M. No. 131	Dated January 24, 2011, transmitting the TANF Financial Plan Report, prepared by the Department of Health, Benefit, Employment, and Support Services Division, pursuant to Act 162, Section 156, SLH 2009.	FILE
G.M. No. 132	Dated January 24, 2011, transmitting the Housing First Report, prepared by the Department of Health, Benefit, Employment, and Support Services Division, pursuant to Act 212, SLH 2010.	FILE

G.M. No. 133	Dated January 24, 2011, transmitting the Assistance Allowance Report, prepared by the Department of Health, Benefit, Employment, and Support Services Division, pursuant to Section 346-54, HRS.	FILE
G.M. No. 134	Dated January 24, 2011, transmitting the Medicaid Health Care Insurance Plan Contracts Report, prepared by the Department of Health, Med-QUEST Division, pursuant to Section 103F-107, HRS.	FILE
G.M. No. 135	Dated January 24, 2011, transmitting the Immunosuppressant Medication Report, prepared by the Department of Health, Med-QUEST Division, pursuant to Act 92, Section 3, SLH 2007.	FILE
G.M. No. 136	Dated January 24, 2011, transmitting the TANF Report, prepared by the Department of Health, Benefit, Employment, and Support Services Division, pursuant to Act 162, Section 158, SLH 2009, and Section 346-51.5, HRS.	FILE

2. Departmental Communication No. 53

<u>MEASURE</u>	<u>TITLE</u>	<u>REFERRAL</u>
D.C. No. 53	From the Department of Budget and Finance dated February 1, 2011, transmitting the Summary Program Reports for the FB 2011-13 Executive Budget for the Departments of Human Services and Land and Natural Resources.	FILE

3. House Communication No. 9

Informing the Senate that on February 14, 2011,
the following House Bill passed Third Reading in
the House:

REFERRAL

9

H.B. No. 1077, H.D. 2

JDL/WAM

"RELATING TO EMPLOYMENT SECURITY
LAW."(Employment Security)

4. Senate Communications: None

5. Judiciary Communications: None

6. Standing Committee Report Nos. 162-234

162
(One Day Notice)

(JDL)

G.M. No. 521

"Submitting for consideration and
confirmation to the Supreme Court as
Associate Justice, Gubernatorial Nominee,
SABRINA SHIZUE MCKENNA, for a term
of ten years."

(Recommends Senate Consent to
Nomination)

163

(PGM)

S.B. No. 590

"RELATING TO THE LEGISLATIVE
FEDERAL ECONOMIC STIMULUS
PROGRAM OVERSIGHT COMMISSION."
(Recommends passage on SECOND
READING and referral to WAM)

164

(PGM)

S.B. No. 636, S.D. 1

"RELATING TO MILITARY AND
OVERSEAS VOTERS."
(Recommends passage on SECOND
READING and referral to JDL)

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| 165 | (PGM) | S.B. No. 655
"RELATING TO CONVEYANCE TAX."
(Recommends passage on <u>SECOND READING</u> and referral to WAM) |
| 166 | (PGM) | S.B. No. 1193, S.D. 1
"RELATING TO LIQUOR."
(Recommends passage on <u>SECOND READING</u> and referral to CPN) |
| 167 | (PGM/EDU) | S.B. No. 1215, S.D. 1
"RELATING TO PUBLIC LANDS."
(Recommends passage on <u>SECOND READING</u> and referral to WLH) |
| 168 | (PGM) | S.B. No. 1222, S.D. 1
"RELATING TO REAL PROPERTY TAX APPEALS."
(Recommends passage on <u>SECOND READING</u> and referral to JDL) |
| 169 | (PGM) | S.B. No. 230
"RELATING TO COMMUNITY REINTEGRATION."
(Recommends passage on <u>SECOND READING</u> and referral to WAM) |
| 170 | (PGM) | S.B. No. 141, S.D. 1
"RELATING TO LAND-SECURED FINANCING."
(Recommends passage on <u>SECOND READING</u> and referral to WAM) |
| 171 | (PGM) | S.B. No. 119, S.D. 1
"RELATING TO PUBLIC BUILDINGS."
(Recommends passage on <u>SECOND READING</u> and referral to WAM) |

- [172](#) (PGM) [S.B. No. 113, S.D. 1](#)
"RELATING TO MEDICAL CANNABIS RESEARCH."
(Recommends passage on SECOND READING and referral to WAM)
- [173](#) (PGM) [S.B. No. 110, S.D. 1](#)
"RELATING TO INTOXICATING LIQUOR VIOLATIONS INVOLVING MINORS."
(Recommends passage on SECOND READING and referral to JDL)
- [174](#) (PGM) [S.B. No. 58, S.D. 1](#)
"RELATING TO MEDICAL CANNABIS."
(Recommends passage on SECOND READING and referral to JDL)
- [175](#) (AGL/WLH) [S.B. No. 1392](#)
"RELATING TO PUBLIC LANDS."
(Recommends passage on SECOND READING and referral to WAM)
- [176](#) (AGL/WLH) [S.B. No. 1511, S.D. 1](#)
"RELATING TO AQUACULTURE."
(Recommends passage on SECOND READING and referral to WAM)
- [177](#) (CPN/JDL) [S.B. No. 1277, S.D. 1](#)
"RELATING TO CONSUMER PROTECTION."
(Recommends passage on SECOND READING and referral to WAM)

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| 178 | (CPN/ENE) | S.B. No. 715
"RELATING TO GASOLINE."
(Recommends passage on <u>SECOND READING</u> and referral to WAM) |
| 179 | (ENE/CPN) | S.B. No. 1214, S.D. 1
"RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST PACIFIC POWER AND WATER COMPANY, INC."
(Recommends passage on <u>SECOND READING</u> and referral to WAM) |
| 180 | (ENE/CPN) | S.B. No. 1482
"RELATING TO THE PUBLIC UTILITIES COMMISSION."
(Recommends passage on <u>SECOND READING</u> and referral to WAM) |
| 181 | (ENE) | S.B. No. 1346, S.D. 1
"RELATING TO RENEWABLE PORTFOLIO STANDARDS."
(Recommends passage on <u>SECOND READING</u> and referral to CPN) |
| 182 | (ENE) | S.B. No. 179
"RELATING TO THE DEPOSIT BEVERAGE CONTAINER PROGRAM."
(Recommends passage on <u>SECOND READING</u> and referral to WAM) |
| 183 | (ENE) | S.B. No. 1059, S.D. 1
"RELATING TO ENVIRONMENTAL PROTECTION."
(Recommends passage on <u>SECOND READING</u> and referral to JDL) |

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| 184 | (EDU) | S.B. No. 934, S.D. 1
"RELATING TO BULLYING AND CYBERBULLYING."
(Recommends passage on <u>SECOND READING</u> and referral to JDL) |
| 185 | (EDU) | S.B. No. 243, S.D. 1
"RELATING TO THE WESTERN INTERSTATE COMMISSION FOR HIGHER EDUCATION."
(Recommends passage on <u>SECOND READING</u> and referral to WAM) |
| 186 | (EDU/EDT) | S.B. No. 1217
"RELATING TO EDUCATION."
(Recommends passage on <u>SECOND READING</u> and referral to WAM) |
| 187 | (EDU/PGM) | S.B. No. 813, S.D. 1
"RELATING TO THE INTERSTATE COMPACT ON EDUCATIONAL OPPORTUNITY FOR MILITARY CHILDREN."
(Recommends passage on <u>SECOND READING</u> and referral to WAM) |
| 188 | (WLH) | S.B. No. 735
"RELATING TO LAND USE."
(Recommends passage on <u>SECOND READING</u> and referral to WAM) |
| 189 | (WLH) | S.B. No. 898
"RELATING TO HOUSING."
(Recommends passage on <u>SECOND READING</u> and referral to WAM) |

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| 190 | (WLH) | S.B. No. 901
"RELATING TO HOUSING."
(Recommends passage on <u>SECOND READING</u> and referral to WAM) |
| 191 | (WLH) | S.B. No. 903
"RELATING TO HOUSING."
(Recommends passage on <u>SECOND READING</u> and referral to WAM) |
| 192 | (WLH) | S.B. No. 1184, S.D. 1
"RELATING TO DEVELOPMENT INFRASTRUCTURE."
(Recommends passage on <u>SECOND READING</u> and referral to WAM) |
| 193 | (WLH) | S.B. No. 16, S.D. 1
"RELATING TO TRANSIT-ORIENTED DEVELOPMENT."
(Recommends passage on <u>SECOND READING</u> and referral to WAM) |
| 194 | (WLH) | S.B. No. 1444, S.D. 1
"RELATING TO AGRICULTURE."
(Recommends passage on <u>SECOND READING</u> and referral to WAM) |
| 195 | (WLH) | S.B. No. 627, S.D. 1
"RELATING TO THE HAWAII PUBLIC LANDS DEVELOPMENT CORPORATION."
(Recommends passage on <u>SECOND READING</u> and referral to WAM) |

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| 196 | (WLH) | S.B. No. 695, S.D. 1
"RELATING TO LOW-INCOME HOUSING."
(Recommends passage on <u>SECOND READING</u> and referral to WAM) |
| 197 | (WLH) | S.B. No. 1555, S.D. 1
"RELATING TO THE DEPARTMENT OF LAND AND NATURAL RESOURCES."
(Recommends passage on <u>SECOND READING</u> and referral to WAM) |
| 198 | (WLH) | S.B. No. 684, S.D. 1
"RELATING TO LAKE WILSON."
(Recommends passage on <u>SECOND READING</u> and referral to WAM) |
| 199 | (WLH) | S.B. No. 1549, S.D. 1
"RELATING TO SMALL BOAT HARBORS."
(Recommends passage on <u>SECOND READING</u> and referral to WAM) |
| 200 | (WLH) | S.B. No. 143, S.D. 1
"MAKING AN APPROPRIATION TO THE DEPARTMENT OF LAND AND NATURAL RESOURCES."
(Recommends passage on <u>SECOND READING</u> and referral to WAM) |
| 201 | (EDT) | S.B. No. 1355
"RELATING TO TAXATION."
(Recommends passage on <u>SECOND READING</u> and referral to WAM) |

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| <u>202</u> | (EDT/PGM) | <u>S.B. No. 640</u>
"RELATING TO THE WIRELESS
ENHANCED 911 FUND."
(Recommends passage on <u>SECOND</u>
<u>READING</u> and referral to WAM) |
| <u>203</u> | (EDT) | <u>S.B. No. 237, S.D. 1</u>
"RELATING TO CYBERBULLYING."
(Recommends passage on <u>SECOND</u>
<u>READING</u> and referral to JDL) |
| <u>204</u> | (EDT) | <u>S.B. No. 318, S.D. 1</u>
"RELATING TO BUSINESS
DEVELOPMENT IN HAWAII."
(Recommends passage on <u>SECOND</u>
<u>READING</u> and referral to WAM) |
| <u>205</u> | (EDT/EDU) | <u>S.B. No. 776, S.D. 1</u>
"RELATING TO SCIENCE AND
TECHNOLOGY."
(Recommends passage on <u>SECOND</u>
<u>READING</u> and referral to WAM) |
| <u>206</u> | (EDT/EDU) | <u>S.B. No. 1132, S.D. 1</u>
"RELATING TO DIGITAL MEDIA."
(Recommends passage on <u>SECOND</u>
<u>READING</u> and referral to WAM) |
| <u>207</u> | (EDT/EDU) | <u>S.B. No. 1133, S.D. 1</u>
"RELATING TO DIGITAL MEDIA."
(Recommends passage on <u>SECOND</u>
<u>READING</u> and referral to WAM) |
| <u>208</u> | (EDT) | <u>S.B. No. 1411, S.D. 1</u>
"RELATING TO TAXATION."
(Recommends passage on <u>SECOND</u>
<u>READING</u> and referral to WAM) |

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| 209 | (HWN) | S.B. No. 985
"RELATING TO THE BUDGET OF THE OFFICE OF HAWAIIAN AFFAIRS."
(Recommends passage on <u>SECOND READING</u> and referral to WAM) |
| 210 | (HWN) | S.B. No. 986, S.D. 1
"RELATING TO THE CRIMINAL JUSTICE SYSTEM."
(Recommends passage on <u>SECOND READING</u> and referral to WAM) |
| 211 | (HWN) | S.B. No. 981, S.D. 1
"RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS."
(Recommends passage on <u>SECOND READING</u> and referral to WAM) |
| 212 | (HMS/PGM) | S.B. No. 1294, S.D. 1
"RELATING TO THE TRANSFER OF YOUTH TO AN ADULT CORRECTIONAL FACILITY."
(Recommends passage on <u>SECOND READING</u> and referral to JDL) |
| 213 | (HMS/CPN) | S.B. No. 894, S.D. 1
"RELATING TO HEARING AIDS."
(Recommends passage on <u>SECOND READING</u> and referral to WAM) |
| 214 | (HMS) | S.B. No. 210
"RELATING TO THE PALOLO CHINESE HOME."
(Recommends passage on <u>SECOND READING</u> and referral to WAM) |

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| 215 | (HMS) | S.B. No. 947
"MAKING AN APPROPRIATION FOR THE HOMELESS PROGRAMS OFFICE."
(Recommends passage on <u>SECOND READING</u> and referral to WAM) |
| 216 | (HMS) | S.B. No. 921, S.D. 1
"RELATING TO MINORS."
(Recommends passage on <u>SECOND READING</u> and referral to JDL) |
| 217 | (HMS) | S.B. No. 217, S.D. 1
"RELATING TO LIMITATION OF ACTIONS."
(Recommends passage on <u>SECOND READING</u> and referral to JDL) |
| 218 | (HMS) | S.B. No. 1232, S.D. 1
"RELATING TO CHILD SUPPORT ENFORCEMENT."
(Recommends passage on <u>SECOND READING</u> and referral to JDL) |
| 219 | (HMS) | S.B. No. 897, S.D. 1
"RELATING TO HOMELESSNESS."
(Recommends passage on <u>SECOND READING</u> and referral to WLH) |
| 220 | (HMS) | S.B. No. 951, S.D. 1
"RELATING TO UNIVERSAL CHILDREN'S SAVINGS ACCOUNTS."
(Recommends passage on <u>SECOND READING</u> and referral to WAM) |
| 221 | (HMS) | S.B. No. 904, S.D. 1
"RELATING TO THE HOMELESS."
(Recommends passage on <u>SECOND READING</u> and referral to WAM) |

- [222](#) (HMS) [S.B. No. 909, S.D. 1](#)
"RELATING TO DISCRIMINATION."
(Recommends passage on SECOND
READING and referral to JDL)
- [223](#) (HMS) [S.B. No. 912, S.D. 1](#)
"RELATING TO HOUSING."
(Recommends passage on SECOND
READING and referral to WAM)
- [224](#) (HMS) [S.B. No. 209, S.D. 1](#)
"RELATING TO THE ISSUANCE OF
SPECIAL PURPOSE REVENUE BONDS
TO ASSIST PALOLO CHINESE HOME
AND ITS SUBSIDIARIES."
(Recommends passage on SECOND
READING and referral to WAM)
- [225](#) (HMS) [S.B. No. 900, S.D. 1](#)
"RELATING TO HOMELESSNESS."
(Recommends passage on SECOND
READING and referral to WAM)
- [226](#) (HMS) [S.B. No. 788, S.D. 1](#)
"RELATING TO HEALTH."
(Recommends passage on SECOND
READING and referral to WAM)
- [227](#) (HMS) [S.B. No. 978, S.D. 1](#)
"RELATING TO MEDICAID."
(Recommends passage on SECOND
READING and referral to WAM)

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| 228 | (HMS) | S.B. No. 964, S.D. 1
"RELATING TO PUBLIC HEALTH."
(Recommends passage on <u>SECOND READING</u> and referral to WAM) |
| 229 | (HMS/EDU) | S.B. No. 799, S.D. 1
"RELATING TO HEALTH CARE."
(Recommends passage on <u>SECOND READING</u> and referral to WAM) |
| 230 | (HMS/EDU) | S.B. No. 918, S.D. 1
"RELATING TO YOUTH SUICIDE PREVENTION."
(Recommends passage on <u>SECOND READING</u> and referral to WAM) |
| 231 | (HMS) | S.B. No. 924
"MAKING AN APPROPRIATION FOR THE STATE COMMISSION ON FATHERHOOD."
(Recommends passage on <u>SECOND READING</u> and referral to WAM) |
| 232 | (PGM/EDT) | S.B. No. 1496
"RELATING TO ENTERPRISE ZONES."
(Recommends passage on <u>SECOND READING</u> and referral to WAM) |
| 233 | (PGM/EDT) | S.B. No. 165, S.D. 1
"RELATING TO AEROSPACE DEVELOPMENT."
(Recommends passage on <u>SECOND READING</u> and referral to WAM) |

[234](#)

(PGM/EDT)

[S.B. No. 1227, S.D. 1](#)

"RELATING TO ENHANCED 911 SERVICES."

(Recommends passage on SECOND READING and referral to WAM)

ORDER OF THE DAY

7. Advise and Consent

[159](#)

WAM

[G.M. No. 518](#)

"Submitting for consideration and confirmation to the Director of the Department of Budget and Finance, Gubernatorial Nominee, KALBERT K. YOUNG, for a term to expire December 1, 2014."

[Testimony](#) [Status](#)

[160](#)

WAM

[G.M. No. 519](#)

"Submitting for consideration and confirmation to the Director of the Department of Taxation, Gubernatorial Nominee, FREDERICK D. PABLO, for a term to expire December 1, 2014."

[Testimony](#) [Status](#)

8. Final Reading

[S.B. No. 232, S.D. 1, H.D. 1](#)

"RELATING TO CIVIL UNIONS."

[Testimony](#) [Prior Versions](#) [Status](#)

(Civil Unions)

9. Miscellaneous Communications: None

10. Miscellaneous Business

11. Announcements

- Committee Hearing Schedule:

<u>COMMITTEE</u>	<u>DATE & TIME</u>	<u>ROOM</u>
HMS	2/15/2011 1:15 PM	016
HMS/JDL	2/15/2011 1:15 PM	016
TSM	2/15/2011 1:15 PM	224
TSM/HWN	2/15/2011 1:15 PM	224
WLH	2/15/2011 1:15 PM	225
HMS	2/15/2011 1:30 PM	016
TSM	2/15/2011 1:30 PM	224
AGL	2/15/2011 2:45 PM	229
AGL/CPN	2/15/2011 2:45 PM	229
ENE/HWN	2/15/2011 2:45 PM	225
PGM	2/15/2011 2:45 PM	224
PGM/EDT	2/15/2011 2:45 PM	224
ENE	2/15/2011 2:55 PM	225
ENE/CPN	2/15/2011 3:00 PM	225
ENE	2/15/2011 3:05 PM	225
ENE	2/15/2011 3:10 PM	225
ENE	2/15/2011 3:15 PM	225
JDL	2/16/2011 9:30 AM	016
EDT	2/16/2011 1:15 PM	016
EDT/TSM	2/16/2011 1:15 PM	016
HMS	2/16/2011 1:15 PM	016
HTH	2/16/2011 2:45 PM	229
PGM/HWN	2/16/2011 2:45 PM	224
HWN	2/16/2011 3:00 PM	224
HTH	2/16/2011 3:30 PM	229
CPN	2/17/2011 9:00 AM	229
WAM	2/17/2011 9:00 AM	211
WAM	2/17/2011 10:15 AM	211
WAM	2/17/2011 10:20 AM	211
WLH	2/17/2011 1:15 PM	225
PGM	2/17/2011 2:45 PM	224
JDL/WAM	2/18/2011 9:00 AM	016
WAM	2/18/2011 9:30 AM	211
CPN	2/22/2011 8:30 AM	229
CPN	2/23/2011 8:30 AM	229
CPN	2/24/2011 9:00 AM	229
HMS	2/24/2011 1:15 PM	016

CPN	2/25/2011 9:00 AM	229
JDL	3/1/2011 10:00 AM	016

- Senate Session will convene at 11:30 a.m. on Wednesday, February 16, 2011.

12. Adjournment