

EIGHTH DAY

Tuesday, February 1, 2011

The Senate of the Twenty-Sixth Legislature of the State of Hawai'i, Regular Session of 2011, convened at 11:32 a.m. with the President in the Chair.

The Roll was called showing all Senators present with the exception of Senators Ige and Taniguchi who were excused.

The President announced that he had read and approved the Journal of the Seventh Day.

At this time, Senator Kouchi introduced Mr. Derek Kawakami, President of the Hawai'i State Association of Counties and Kaua'i County Councilmember.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 97 to 102) were read by the Clerk and were placed on file:

Gov. Msg. No. 97, letter dated January 28, 2011, as provided in Section 9, Article VII of the Constitution of the State of Hawaii, requesting the immediate consideration and passage of S.B. No. 1242, which makes an emergency appropriation out of the Brownfields Cleanup Revolving Loan Fund to allow for the necessary disbursement of funds for fiscal year 2010-2011.

Gov. Msg. No. 98, letter dated January 28, 2011, as provided in Section 9, Article VII of the Constitution of the State of Hawaii, requesting the immediate consideration and passage of S.B. No. 1261, which makes an emergency appropriation for collective bargaining cost items for additional funds to provide employer contributions for health benefit plan premiums for fiscal year 2010-2011.

Gov. Msg. No. 99, letter dated January 28, 2011, as provided in Section 9, Article VII of the Constitution of the State of Hawaii, requesting the immediate consideration and passage of S.B. No. 1286, which appropriates additional positions and funds for staffing in the Office of the Governor; Office of the Lieutenant Governor; the Department of Business, Economic Development, and Tourism; the Department of Labor and Industrial Relations; and the Department of Public Safety for fiscal year 2010-2011.

Gov. Msg. No. 100, letter dated January 28, 2011, as provided in Section 9, Article VII of the Constitution of the State of Hawaii, requesting the immediate consideration and passage of S.B. No. 1288, which relates to the Emergency and Budget Reserve Fund and amends Act 191, SLH 2010.

Gov. Msg. No. 101, letter dated January 28, 2011, as provided in Section 9, Article VII of the Constitution of the State of Hawaii, requesting the immediate consideration and passage of S.B. No. 1292, which makes an emergency appropriation to the Department of Human Services for health care payments to help address the budget shortfall for this program for fiscal year 2010-2011.

Gov. Msg. No. 102, letter dated January 28, 2011, as provided in Section 9, Article VII of the Constitution of the State of Hawaii, requesting the immediate consideration and passage of S.B. No. 1293, which makes an emergency appropriation for the Department of Human Services for cash support, work program services and maintenance of effort contracts for fiscal year 2010-2011.

SENATE CONCURRENT RESOLUTIONS

The following concurrent resolutions (S.C.R. Nos. 22 and 23) were read by the Clerk and were deferred:

S.C.R. No. 22 "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO ASSESS THE SOCIAL AND FINANCIAL EFFECTS OF REQUIRING HEALTH INSURERS TO PROVIDE COVERAGE FOR AN ANNUAL MEDICAL EXAMINATION, INCLUDING THE ADMINISTRATION OF ANY REQUIRED IMMUNIZATIONS, FOR EACH CHILD WHO IS REQUIRED BY A SCHOOL IN THE STATE TO SUBMIT A REPORT OF A MEDICAL EXAMINATION TO THE SCHOOL."

Offered by: Senator Taniguchi, by request.

S.C.R. No. 23 "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO ASSESS THE SOCIAL AND FINANCIAL EFFECTS OF REQUIRING HEALTH INSURERS TO PROVIDE COVERAGE FOR PHYSICAL THERAPY FOR CHRONIC PAIN THAT IS PRESCRIBED BY A BOARD-CERTIFIED SURGEON."

Offered by: Senator Taniguchi, by request.

At this time, the Chair made the following announcement:

"Referrals and re-referrals are made in accordance with the referrals and re-referrals on the Order of the Day and on the Supplemental Order of the Day that may be distributed to your offices later this afternoon."

ORDER OF THE DAY

RE-REFERRAL OF SENATE BILLS

The Chair re-referred the following Senate bills that were introduced:

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| S.B. No.: | Re-referred to: |
| S.B. No. 29 | Committee on Transportation and International Affairs, then to the Committee on Commerce and Consumer Protection |
| S.B. No. 35 | Committee on Transportation and International Affairs, then to the Committee on Commerce and Consumer Protection |
| S.B. No. 37 | Committee on Health, then to the Committee on Commerce and Consumer Protection |
| S.B. No. 84 | Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means |
| S.B. No. 145 | Jointly to the Committee on Agriculture and the Committee on Water, Land, and Housing, then to the Committee on Ways and Means |
| S.B. No. 659 | Jointly to the Committee on Public Safety, Government Operations, and Military Affairs and the Committee on Health, then to the Committee on Commerce and Consumer Protection |

- S.B. No. 759 Jointly to the Committee on Judiciary and Labor and the Committee on Economic Development and Technology, then to the Committee on Ways and Means
- S.B. No. 1278 Committee on Commerce and Consumer Protection
- S.B. No. 1396 Jointly to the Committee on Water, Land, and Housing and the Committee on Public Safety, Government Operations, and Military Affairs, then to the Committee on Ways and Means
- S.B. No. 1559 Committee on Water, Land, and Housing, then to the Committee on Ways and Means

Senator Nishihara rose to inform the members about Hawai'i Cacao Month, and shared with them a sample of award-winning Waialua-grown chocolate as well as 10 reasons to support this important crop for Hawai'i.

ADJOURNMENT

At 11:37 a.m., on motion by Senator Espero, seconded by Senator Slom and carried, the Senate adjourned until 11:30 a.m., Wednesday, February 2, 2011.