

HOUSE OF REPRESENTATIVES
STATE OF HAWAII
TWENTY-SEVENTH STATE LEGISLATURE
REGULAR SESSION, 2013

March 28, 2013

40th Day

ORDER OF BUSINESS

Invocation - Speaker Emeritus Calvin K.Y. Say

1. Roll Call
2. Reading of the Journal
3. Messages from the Governor

Received message numbers 251 and 253 through 255.

Message 249 transmitting proposed changes to the FB 2013-15 Biennium Budget for the Department of Accounting and General Services (DAGS).

1. Adds 15 positions and \$665,000 in general funds for FY 14 and FY 15 for the Office of Information Management and Technology (OIMT) for administrative support required to implement the Enterprise Resource Planning (ERP) projects statewide.
2. Reduces 13 vacant positions and \$665,000 in general funds for FY 14 and FY 15 to fund the newly created positions in OIMT.
3. Adds \$197,500 in general funds for FY 14 to restore the six-month delay in hiring imposed on new positions on the OIMT staff.
4. Adds \$25,000,000 in interdepartmental transfer funds for FY 14 and FY 15 for OIMT.
5. Adds \$100,000 in special funds for FY 14 and FY 15 to the Shared Services Technology Special Fund for salary restoration of the current staff.

Message number 250 transmitting proposed changes to the FB 2013-15 Biennium Budget for the Department of Budget and Finance (B&F).

1. Adds \$25,000,000 in general funds for FY 14 to fund shortfalls in federal non-competitive grant amounts that are reduced in Federal Fiscal Year 2013 as the result of sequestration.
2. Adds a proviso to limit the use of the funds to address shortfalls in federal funding for non-competitive funds in Federal Fiscal Year 2013 by allowing B&F to transfer up to a total of \$25,000,000 to the affected department(s) and providing that the Legislature be notified of each transfer to the affected department(s) within ten days of the transfer.

Message 252 transmitting proposed changes to the FB 2013-15 Biennium Budget for the Department of Budget and Finance, State Salary Commission.

1. Adds \$1,280,137 in general funds for FY 14 and \$1,418,819 in general funds for FY 15.
2. Adds \$337,760 in special funds for FY 14 and \$383,127 in special funds for FY 15.
3. Adds \$93,036 in revolving funds for FY 14 and \$110,567 in revolving funds for FY 15.

4. Senate Communications

Received communications returning the following House Bills, all having passed Third Reading in the Senate:

H.B. No. 425, H.D. 1

H.B. No. 915

H.B. No. 31, H.D. 1, S.D. 1

H.B. No. 430, H.D. 1, S.D. 1

H.B. No. 815, H.D. 2, S.D. 1

H.B. No. 848, H.D. 2, S.D. 1

H.B. No. 999, H.D. 2, S.D. 1

ORDER OF THE DAY

5. Floor Presentations

[H.R. No. 208](#) RECOGNIZING AND COMMENDING DR. AMEFIL AGBAYANI AND DR. DORIS CHING FOR STRENGTHENING THE VOICES OF ASIAN AMERICANS AND PACIFIC ISLANDERS IN HIGHER EDUCATION.

[H.R. No. 209](#) RECOGNIZING THE OUTSTANDING TEACHING ACCOMPLISHMENTS OF MILILANI HIGH SCHOOL'S JUDY TAPARRA.

6. Reports of Standing Committees

HUMAN SERVICES

Stand. Comm. Rep. No. 1229

S.B. No. 54, S.D. 1, H.D. 1

RELATING TO AGING.
(Policy Advisory Board for Elder Affairs; Lifetime Membership)

AS AMENDED, PASS SECOND READING,
PLACE ON THE CALENDAR FOR THIRD
READING

JUDICIARY

Stand. Comm. Rep. No. 1230

S.B. No. 442, S.D. 1, H.D. 1

RELATING TO INTOXICATING LIQUOR.
(Intoxicating Liquor; Minors)

AS AMENDED, PASS SECOND READING,
PLACE ON THE CALENDAR FOR THIRD
READING

Stand. Comm. Rep. No. 1231

S.B. No. 2, H.D. 1

RELATING TO SIMULATED FIREARMS.
(Simulated Firearms; Terroristic Threatening;
Robbery)

AS AMENDED, PASS SECOND READING,
PLACE ON THE CALENDAR FOR THIRD
READING

Stand. Comm. Rep. No. 1232

S.B. No. 30, S.D. 1, H.D. 1

RELATING TO CAMPAIGN SPENDING.
(Campaign Spending; Voluntary Candidate
Expenditure Limits; Prosecuting Attorney)

AS AMENDED, PASS SECOND READING,
PLACE ON THE CALENDAR FOR THIRD
READING

JUDICIARY

Stand. Comm. Rep. No. 1233

S.B. No. 192, H.D. 1

RELATING TO PROSTITUTION.
(Prostitution; Minors; Offenses; Statute of
Limitations; Forfeiture; Sex Offender Registry)

AS AMENDED, PASS SECOND READING,
PLACE ON THE CALENDAR FOR THIRD
READING

Stand. Comm. Rep. No. 1234

S.B. No. 853, S.D. 1, H.D. 1

RELATING TO THE ELECTIONS COMMISSION.
(Elections Commission; Evaluation of Chief
Election Officer)

AS AMENDED, PASS SECOND READING,
PLACE ON THE CALENDAR FOR THIRD
READING

JUDICIARY/CONSUMER PROTECTION & COMMERCE

Stand. Comm. Rep. No. 1235

S.B. No. 32

RELATING TO THE UNIFORM ELECTRONIC
LEGAL MATERIAL ACT.
(Uniform Electronic Legal Material Act)

PASS SECOND READING, PLACE ON THE
CALENDAR FOR THIRD READING

JUDICIARY

Stand. Comm. Rep. No. 1236

S.B. No. 31, H.D. 1

RELATING TO CAMPAIGN SPENDING.
(Campaign Spending; Noncandidate Committee
Reports; Filing Dates)

AS AMENDED, PASS SECOND READING,
PLACE ON THE CALENDAR FOR THIRD
READING

JUDICIARY

Stand. Comm. Rep. No. 1237

S.B. No. 194, S.D. 1, H.D. 1

RELATING TO CRIMINAL PROCEDURE.
(Criminal Procedure; Deferred Acceptance of
Guilty Pleas)

AS AMENDED, PASS SECOND READING,
PLACE ON THE CALENDAR FOR THIRD
READING

Stand. Comm. Rep. No. 1238

S.B. No. 966, H.D. 1

RELATING TO THE UNIFORM MEDIATION
ACT.
(Uniform Mediation Act)

AS AMENDED, PASS SECOND READING,
PLACE ON THE CALENDAR FOR THIRD
READING

CONSUMER PROTECTION & COMMERCE

Stand. Comm. Rep. No. 1239

S.B. No. 502, S.D. 1, H.D. 1

RELATING TO REAL ESTATE SELLER
DISCLOSURE.
(Real Estate; Seller Disclosure; Required
Documents)

AS AMENDED, PASS SECOND READING,
PLACE ON THE CALENDAR FOR THIRD
READING

Stand. Comm. Rep. No. 1240

S.B. No. 341, S.D. 2

RELATING TO DISPOSITION OF REMAINS.
(Dispositions of Remains; Right of Disposition)

PASS SECOND READING, PLACE ON THE
CALENDAR FOR THIRD READING

WATER & LAND

Stand. Comm. Rep. No. 1241

S.B. No. 995, H.D. 1

RELATING TO IRRIGATION WATER
DEVELOPMENT.
(Irrigation Water Development)

AS AMENDED, PASS SECOND READING,
PLACE ON THE CALENDAR FOR THIRD
READING

VETERANS, MILITARY, & INTERNATIONAL AFFAIRS, & CULTURE AND THE ARTS

Stand. Comm. Rep. No. 1242

H.R. No. 22

URGING THE UNITED STATES DEPARTMENT
OF STATE, THE DEPARTMENT OF
HOMELAND SECURITY, AND THE UNITED
STATES ATTORNEY GENERAL TO EASE VISA
RESTRICTIONS FOR THE PEOPLE'S
REPUBLIC OF CHINA.

REFER TO TOURISM

Stand. Comm. Rep. No. 1243

H.C.R. No. 8

URGING THE UNITED STATES DEPARTMENT
OF STATE, THE DEPARTMENT OF
HOMELAND SECURITY, AND THE UNITED
STATES ATTORNEY GENERAL TO EASE VISA
RESTRICTIONS FOR THE PEOPLE'S
REPUBLIC OF CHINA.

REFER TO TOURISM

OCEAN, MARINE RESOURCES, & HAWAIIAN AFFAIRS

Stand. Comm. Rep. No. 1244

H.C.R. No. 109

REQUESTING THE BOARD OF EDUCATION, AS PART OF ITS DEVELOPMENT OF A COMPREHENSIVE HAWAIIAN STUDIES PROGRAM, TO CREATE A COALITION TO ADDRESS THE ISSUE OF DEVELOPING ASSESSMENTS REQUIRED BY THE NO CHILD LEFT BEHIND ACT OF 2001 IN THE HAWAIIAN LANGUAGE FOR HAWAIIAN LANGUAGE IMMERSION STUDENTS TO MORE ACCURATELY MEASURE THEIR ACADEMIC ACHIEVEMENT.

REFER TO EDUCATION

ECONOMIC DEVELOPMENT & BUSINESS

Stand. Comm. Rep. No. 1245

H.R. No. 26

REQUESTING THE DEPARTMENT OF TAXATION, WITH THE COOPERATION OF THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM, TO CONDUCT A STUDY ON THE FEASIBILITY OF OFFERING A SOLAR WATER HEATING SYSTEM TAX CREDIT.

REFER TO FINANCE

Stand. Comm. Rep. No. 1246

H.C.R. No. 44

REQUESTING THE DEPARTMENT OF TAXATION, WITH THE COOPERATION OF THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM, TO CONDUCT A STUDY ON THE FEASIBILITY OF OFFERING A SOLAR WATER HEATING SYSTEM TAX CREDIT.

REFER TO FINANCE

ECONOMIC DEVELOPMENT & BUSINESS

Stand. Comm. Rep. No. 1247

H.C.R. No. 226

EXPRESSING SUPPORT FOR FEDERAL FUNDING TO FINANCE A COMPREHENSIVE FEASIBILITY STUDY TO EVALUATE THE POTENTIAL FOR ESTABLISHING A WORLD-CLASS COMMERCIAL SPACE LAUNCH AND CONTROL FACILITY IN THE STATE OF HAWAII.

REFER TO FINANCE

Stand. Comm. Rep. No. 1248

H.R. No. 68

REQUESTING THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS AND THE DEPARTMENT OF TAXATION TO CONDUCT A STUDY EXAMINING THE PARITY OF THE CURRENT TAX FEE STRUCTURE IMPOSED ON VIDEO PROGRAMMING SERVICE PROVIDERS.

REFER TO CONSUMER PROTECTION & COMMERCE

Stand. Comm. Rep. No. 1249

H.C.R. No. 88

REQUESTING THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS AND THE DEPARTMENT OF TAXATION TO CONDUCT A STUDY EXAMINING THE PARITY OF THE CURRENT TAX FEE STRUCTURE IMPOSED ON VIDEO PROGRAMMING SERVICE PROVIDERS.

REFER TO CONSUMER PROTECTION & COMMERCE

TOURISM

Stand. Comm. Rep. No. 1250

H.R. No. 144

REQUESTING THE HAWAII TOURISM AUTHORITY TO CONDUCT A FEASIBILITY STUDY ON OPTIONS TO GENERATE MORE REVENUE FROM THE HAWAII CONVENTION CENTER.

REFER TO FINANCE

Stand. Comm. Rep. No. 1251

H.C.R. No. 179

REQUESTING THE HAWAII TOURISM AUTHORITY TO CONDUCT A FEASIBILITY STUDY ON OPTIONS TO GENERATE MORE REVENUE FROM THE HAWAII CONVENTION CENTER.

REFER TO FINANCE

Stand. Comm. Rep. No. 1252

H.R. No. 70, H.D. 1

REQUESTING THE HAWAII TOURISM AUTHORITY WITH COOPERATION FROM THE DEPARTMENT OF HEALTH AND THE HAWAII VISITORS AND CONVENTION BUREAU TO IMPROVE MARKETING AND VISITOR INFORMATION STRATEGIES TO ATTRACT TRAVELERS WITH DISABILITIES TO HAWAII.

AS AMENDED, REFER TO HEALTH

HIGHER EDUCATION

Stand. Comm. Rep. No. 1253

H.R. No. 30

REQUESTING THE ESTABLISHMENT OF A TASK FORCE TO EXAMINE THE FEASIBILITY OF FORMING A UNIVERSITY OF HAWAII AT HILO MEN'S VOLLEYBALL TEAM.

REFER TO FINANCE

Stand. Comm. Rep. No. 1254

H.C.R. No. 48

REQUESTING THE ESTABLISHMENT OF A TASK FORCE TO EXAMINE THE FEASIBILITY OF FORMING A UNIVERSITY OF HAWAII AT HILO MEN'S VOLLEYBALL TEAM.

REFER TO FINANCE

Stand. Comm. Rep. No. 1255

H.R. No. 80, H.D. 1

REQUESTING THE OFFICE OF THE AUDITOR TO CONDUCT A SUNRISE REVIEW OF THE REGULATION OF UNACCREDITED DEGREE GRANTING INSTITUTIONS IN THE STATE.

AS AMENDED, REFER TO LEGISLATIVE MANAGEMENT

Stand. Comm. Rep. No. 1256

H.C.R. No. 105, H.D. 1

REQUESTING THE OFFICE OF THE AUDITOR TO CONDUCT A SUNRISE REVIEW OF THE REGULATION OF UNACCREDITED DEGREE GRANTING INSTITUTIONS IN THE STATE.

AS AMENDED, REFER TO LEGISLATIVE MANAGEMENT

LABOR & PUBLIC EMPLOYMENT/HIGHER EDUCATION

Stand. Comm. Rep. No. 1257

H.R. No. 85

REQUESTING THE AUDITOR TO CONDUCT A STUDY ON THE POTENTIAL EFFECTS OF ALLOWING GRADUATE STUDENTS OF THE UNIVERSITY OF HAWAII TO UNIONIZE.

REFER TO FINANCE

Stand. Comm. Rep. No. 1258

H.C.R. No. 114

REQUESTING THE AUDITOR TO CONDUCT A STUDY ON THE POTENTIAL EFFECTS OF ALLOWING GRADUATE STUDENTS OF THE UNIVERSITY OF HAWAII TO UNIONIZE.

REFER TO FINANCE

ENERGY & ENVIRONMENTAL PROTECTION

Stand. Comm. Rep. No. 1259

H.C.R. No. 128, H.D. 1

URGING THE DEPARTMENT OF LAND AND NATURAL RESOURCES AND THE NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTRATION TO MAKE AVAILABLE TO THE PUBLIC AN ANNUAL REPORT ON THE STATE'S ENDANGERED MARINE ANIMALS.

AS AMENDED, REFER TO OCEAN, MARINE RESOURCES, & HAWAIIAN AFFAIRS/WATER & LAND

ENERGY & ENVIRONMENTAL PROTECTION

Stand. Comm. Rep. No. 1260

H.R. No. 73, H.D. 1

REQUESTING THE UNITED STATES DEPARTMENT OF THE INTERIOR FISH AND WILDLIFE SERVICE TO WORK WITH AFFECTED PERSONS AND COUNTIES IN ESTABLISHING CRITICAL HABITAT DESIGNATIONS FOR ENDANGERED SPECIES IN THE STATE.

AS AMENDED, REFER TO WATER & LAND

Stand. Comm. Rep. No. 1261

H.C.R. No. 96, H.D. 1

REQUESTING THE UNITED STATES DEPARTMENT OF THE INTERIOR FISH AND WILDLIFE SERVICE TO WORK WITH AFFECTED PERSONS AND COUNTIES IN ESTABLISHING CRITICAL HABITAT DESIGNATIONS FOR ENDANGERED SPECIES IN THE STATE.

AS AMENDED, REFER TO WATER & LAND

WATER & LAND

Stand. Comm. Rep. No. 1262

H.C.R. No. 49, H.D. 1

REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO ESTABLISH A SMALL BOAT HARBOR MANAGEMENT TASK FORCE.

AS AMENDED, REFER TO FINANCE

Stand. Comm. Rep. No. 1263

H.C.R. No. 160, H.D. 1

REQUESTING THE STATE HISTORIC PRESERVATION DIVISION OF THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO CONVENE A HISTORIC PLACES TASK FORCE.

AS AMENDED, REFER TO FINANCE

WATER & LAND

Stand. Comm. Rep. No. 1264

H.C.R. No. 98

EXPRESSING SUPPORT FOR ONGOING EFFORTS TO PLAN AND DEVELOP A SCIENCE, TECHNOLOGY, ENGINEERING, AND MATH (STEM) EDUCATION AND TRAINING CENTER IN KAKA'AKO MAKAI.

REFER TO EDUCATION

Stand. Comm. Rep. No. 1265

H.R. No. 61

EXPRESSING SUPPORT FOR THE HAWAII STATE HISTORIC PRESERVATION PLAN.

REFER TO FINANCE

Stand. Comm. Rep. No. 1266

H.C.R. No. 77

EXPRESSING THE LEGISLATURE'S SUPPORT FOR THE HAWAII STATE HISTORIC PRESERVATION PLAN.

REFER TO FINANCE

VETERANS, MILITARY, & INTERNATIONAL AFFAIRS, & CULTURE AND THE ARTS

Stand. Comm. Rep. No. 1267

H.R. No. 87

ENCOURAGING THE HAWAII STATE FOUNDATION ON CULTURE AND THE ARTS TO UTILIZE THE ART IN PUBLIC PLACES PROGRAM TO INCLUDE MORE ART PROGRAMS FOR CHILDREN.

FOR ADOPTION

Stand. Comm. Rep. No. 1268

H.C.R. No. 116

ENCOURAGING THE HAWAII STATE FOUNDATION ON CULTURE AND THE ARTS TO UTILIZE THE ART IN PUBLIC PLACES PROGRAM TO INCLUDE MORE ART PROGRAMS FOR CHILDREN.

FOR ADOPTION

WATER & LAND

Stand. Comm. Rep. No. 1269

H.R. No. 131

ESTABLISHING A PILOT PROGRAM FOR THE CREATION OF URBAN ART ON STATE-OWNED PROPERTY UNDER THE DIRECTION OF THE HAWAII STATE FOUNDATION ON CULTURE AND THE ARTS.

FOR ADOPTION

Stand. Comm. Rep. No. 1270

H.C.R. No. 163

ESTABLISHING A PILOT PROGRAM FOR THE CREATION OF URBAN ART ON STATE-OWNED PROPERTY UNDER THE DIRECTION OF THE HAWAII STATE FOUNDATION ON CULTURE AND THE ARTS.

FOR ADOPTION

7. Announcements

[Committee Referral Sheet No. 45](#)

Floor presentations for Monday, April 1, 2013:

COMMENDING AND CONGRATULATING HALE KULA ELEMENTARY SCHOOL ON BEING A RECIPIENT OF A GRANT FROM THE DEPARTMENT OF DEFENSE PROGRAM FOR CONSTRUCTION, RENOVATION, REPAIR, OR EXPANSION OF PUBLIC SCHOOLS LOCATED ON MILITARY INSTALLATIONS.

CONGRATULATING THE KALANI HIGH SCHOOL BOYS SOCCER TEAM ON WINNING THE 2013 DIVISION I STATE CHAMPIONSHIP.