

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

TWENTY-SEVENTH DAY

MARCH 8, 2013-FRIDAY-11:30 O'CLOCK A.M.

ORDER OF BUSINESS

Roll Call

Approval of the Journal

Introductions

- Floor Presentations:

RECOGNIZING AND CONGRATULATING KOKUSAI SAKE KAI ON ITS 25TH ANNIVERSARY. (Senator Taniguchi)

COMMEMORATING THE 50TH ANNIVERSARY OF THE MERRIE MONARCH FESTIVAL. (Senator Kahele)

1. Messages from the Governor: No. 708

<u>MEASURE</u>	<u>TITLE</u>	<u>REFERRAL</u>
G.M. No. 708	Informing the Senate that on March 6, 2013, the Governor has withdrawn NATHANIEL KINNEY, Gubernatorial Nominee to the Board of Directors of the Research Corporation of the University of Hawai'i, from consideration by the Senate (GM629).	FILE

2. Departmental Communications: None

3. House Communication Nos. 372-374

REFERRAL

Informing the Senate that on March 7, 2013, the following House Bills passed Third Reading in the House:

- 372 [H.B. No. 143, H.D. 1](#)
"RELATING TO FREEDOM OF
INFORMATION."(Freedom of Information;
Significant Privacy Interests)
- 373 [H.B. No. 1068, H.D. 1](#)
"RELATING TO HUMAN
TRAFFICKING."(National Human Trafficking
Resource Center Hotline)
- 374 [H.B. No. 1308, H.D. 1](#)
"RELATING TO THE STATEWIDE TRAFFIC
CODE."(Emergency Vehicle; Move Over; Civil
Defense; Emergency Management)

4. Senate Communications: None

5. Judiciary Communications: None

6. Introduction of Measures: Senate Concurrent Resolution Nos. 85-86

Senate Resolution Nos. 51-52

7. Standing Committee Report Nos. 831-853

[831](#) (CPN)
(One Day Notice)

[G.M. No. 510](#)
"Submitting for consideration and confirmation to the Board of Examiners in Optometry, Gubernatorial Nominee, PETER SHOJI, for a term to expire 6-30-2016."

(Recommends Senate Consent to Nomination)

[832](#) (CPN)
(One Day Notice)

[G.M. No. 512](#)
"Submitting for consideration and confirmation to the Board of Naturopathic Medicine, Gubernatorial Nominee, RODNEY CHUN, for a term to expire 6-30-2016."

(Recommends Senate Consent to Nomination)

[833](#) (CPN)
(One Day Notice)

[G.M. No. 518](#)
"Submitting for consideration and confirmation to the Motor Vehicle Repair Industry Board, Gubernatorial Nominee, MARIE WEITE, for a term to expire 6-30-2016."

(Recommends Senate Consent to Nomination)

[833](#) (CPN)
(One Day Notice)

[G.M. No. 519](#)
"Submitting for consideration and confirmation to the Motor Vehicle Repair Industry Board, Gubernatorial Nominee, MICHAEL TETSUTANI, for a term to expire 6-30-2016."

(Recommends Senate Consent to Nomination)

[834](#) (CPN)
(One Day Notice)

[G.M. No. 520](#)
"Submitting for consideration and confirmation to the Pest Control Board, Gubernatorial Nominee, RODNEY ONO, for a term to expire 6-30-2016."

(Recommends Senate Consent to Nomination)

[835](#) (CPN)
(One Day Notice)

[G.M. No. 521](#)
"Submitting for consideration and confirmation to the Real Estate Commission, Gubernatorial Nominee, SCOTT ARAKAKI, for a term to expire 6-30-2016."

(Recommends Senate Consent to Nomination)

[836](#) (CPN)
(One Day Notice)

[G.M. No. 598](#)
"Submitting for consideration and confirmation to the Board of Acupuncture, Gubernatorial Nominee, JAYNE TSUCHIYAMA, for a term to expire 6-30-2017."

(Recommends Senate Consent to Nomination)

[837](#) (CPN)
(One Day Notice)

[G.M. No. 599](#)
"Submitting for consideration and confirmation to the Board of Directors of the Hawai'i Hurricane Relief Fund, Gubernatorial Nominee, ELVIRA LO, for a term to expire 6-30-2017."

(Recommends Senate Consent to Nomination)

[838](#) (CPN)
(One Day Notice)

[G.M. No. 602](#)
"Submitting for consideration and confirmation to the Board of Pharmacy, Gubernatorial Nominee, KERRI OKAMURA, for a term to expire 6-30-2016."

(Recommends Senate Consent to Nomination)

[839](#) (CPN)
(One Day Notice)

[G.M. No. 603](#)
"Submitting for consideration and confirmation to the Board of Physical Therapy, Gubernatorial Nominee, ELIZABETH MCCREARY, for a term to expire 6-30-2015."

(Recommends Senate Consent to Nomination)

[840](#) (CPN)
(One Day Notice)

[G.M. No. 607](#)
"Submitting for consideration and confirmation to the Board of Veterinary Examiners, Gubernatorial Nominee, WENDY MAH, for a term to expire 6-30-2017."

(Recommends Senate Consent to Nomination)

[840](#) (CPN)
(One Day Notice)

[G.M. No. 608](#)
"Submitting for consideration and confirmation to the Board of Veterinary Examiners, Gubernatorial Nominee, MICHAEL WOLTMON, for a term to expire 6-30-2017."

(Recommends Senate Consent to Nomination)

[841](#) (CPN)
(One Day Notice)

[G.M. No. 609](#)
"Submitting for consideration and confirmation to the Hawai'i Medical Board, Gubernatorial Nominee, NIRAJ DESAI, for a term to expire 6-30-2017."

(Recommends Senate Consent to Nomination)

[842](#) (CPN)
(One Day Notice)

[G.M. No. 613](#)
"Submitting for consideration and confirmation to the State Board of Chiropractic Examiners, Gubernatorial Nominee, KATHLEEN KANG-KAULUPALI, for a term to expire 6-30-2017."

(Recommends Senate Consent to Nomination)

[843](#) (CPN)
(One Day Notice)

[G.M. No. 511](#)
"Submitting for consideration and confirmation to the Board of Massage Therapy, Gubernatorial Nominee, GEORGE DAVIS, JR., for a term to expire 6-30-2015."

(Recommends Senate Consent to Nomination)

[844](#) (CPN)
(One Day Notice)

[G.M. No. 600](#)
"Submitting for consideration and confirmation to the Board of Electricians and Plumbers, Gubernatorial Nominee, RANDAL HIRAKI, for a term to expire 6-30-2017."

(Recommends Senate Consent to Nomination)

[844](#) (CPN)
(One Day Notice)

[G.M. No. 601](#)
"Submitting for consideration and confirmation to the Board of Electricians and Plumbers, Gubernatorial Nominee, RANDALL KAYA, for a term to expire 6-30-2017."

(Recommends Senate Consent to Nomination)

[845](#) (CPN)
(One Day Notice)

[G.M. No. 515](#)
"Submitting for consideration and confirmation to the Contractors License Board, Gubernatorial Nominee, NATHAN KONISHI, for a term to expire 6-30-2013."

(Recommends Senate Consent to Nomination)

[845](#) (CPN)
(One Day Notice)

[G.M. No. 516](#)
"Submitting for consideration and confirmation to the Contractors License Board, Gubernatorial Nominee, NATHAN KONISHI, for a term to expire 6-30-2017."

(Recommends Senate Consent to Nomination)

[846](#) (CPN)
(One Day Notice)

[G.M. No. 514](#)
"Submitting for consideration and confirmation to the Board of Speech Pathology and Audiology, Gubernatorial Nominee, JUNE UYEHARA-ISONO, for a term to expire 6-30-2015."

(Recommends Senate Consent to Nomination)

[846](#) (CPN)
(One Day Notice)

[G.M. No. 606](#)
"Submitting for consideration and confirmation to the Board of Speech Pathology and Audiology, Gubernatorial Nominee, SHARI GOO-YOSHINO, for a term to expire 6-30-2016."

(Recommends Senate Consent to Nomination)

[847](#) (CPN)
(One Day Notice)

[G.M. No. 611](#)
"Submitting for consideration and confirmation to the State Board of Barbering and Cosmetology, Gubernatorial Nominee, ALEXANDER CHOI, for a term to expire 6-30-2017."

(Recommends Senate Consent to Nomination)

[848](#) (CPN)
(One Day Notice)

[G.M. No. 507](#)
"Submitting for consideration and confirmation to the Board of Dental Examiners, Gubernatorial Nominee, RODNEY CHING, for a term to expire 6-30-2015."

(Recommends Senate Consent to Nomination)

[848](#) (CPN)
(One Day Notice)

[G.M. No. 508](#)
"Submitting for consideration and confirmation to the Board of Dental Examiners, Gubernatorial Nominee, STAPHE FUJIMOTO, for a term to expire 6-30-2013."

(Recommends Senate Consent to Nomination)

[848](#) (CPN)
(One Day Notice)

[G.M. No. 509](#)
"Submitting for consideration and confirmation to the Board of Dental Examiners, Gubernatorial Nominee, STAPHE FUJIMOTO, for a term to expire 6-30-2017."

(Recommends Senate Consent to Nomination)

[849](#) (CPN)
(One Day Notice)

[G.M. No. 513](#)
"Submitting for consideration and confirmation to the Board of Professional Engineers, Architects, Surveyors, and Landscape Architects, Gubernatorial Nominee, JOEL KUROKAWA, for a term to expire 6-30-2016."

(Recommends Senate Consent to Nomination)

[849](#) (CPN)
(One Day Notice)

[G.M. No. 604](#)
"Submitting for consideration and confirmation to the Board of Professional Engineers, Architects, Surveyors, and Landscape Architects, Gubernatorial Nominee, DAN HIROTA, for a term to expire 6-30-2016."

(Recommends Senate Consent to Nomination)

[849](#) (CPN)
(One Day Notice)

[G.M. No. 605](#)
"Submitting for consideration and confirmation to the Board of Professional Engineers, Architects, Surveyors, and Landscape Architects, Gubernatorial Nominee, ROBERTO YUMOL, for a term to expire 6-30-2015."

(Recommends Senate Consent to Nomination)

[849](#) (CPN)
(One Day Notice)

[G.M. No. 676](#)
"Submitting for consideration and confirmation to the Board of Professional Engineers, Architects, Surveyors, and Landscape Architects, Gubernatorial Nominee, KEVIN KATAYAMA, for a term to expire 6-30-2016."

(Recommends Senate Consent to Nomination)

[850](#) (CPN)
(One Day Notice)

[G.M. No. 517](#)
"Submitting for consideration and confirmation to the Motor Vehicle Industry Licensing Board, Gubernatorial Nominee, WILLIAM VAN DEN HURK, for a term to expire 6-30-2016."

(Recommends Senate Consent to Nomination)

[850](#) (CPN)
(One Day Notice)

[G.M. No. 610](#)
"Submitting for consideration and confirmation to the Motor Vehicle Industry Licensing Board, Gubernatorial Nominee, DONALD TOUCHI, for a term to expire 6-30-2016."

(Recommends Senate Consent to Nomination)

[851](#) (ENE)
(One Day Notice)

[G.M. No. 533](#)
"Submitting for consideration and confirmation to the Kaua'i Aquatic Life and Wildlife Advisory Committee, Gubernatorial Nominee, DENNIS EGUCHI, for a term to expire 6-30-2016."

(Recommends Senate Consent to Nomination)

[851](#) (ENE)
(One Day Notice)

[G.M. No. 534](#)
"Submitting for consideration and confirmation to the Kaua'i Aquatic Life and Wildlife Advisory Committee, Gubernatorial Nominee, KENT YAMAUCHI, for a term to expire 6-30-2016."

(Recommends Senate Consent to Nomination)

[852](#) (ENE)
(One Day Notice)

[G.M. No. 622](#)
"Submitting for consideration and confirmation to the Environmental Council, Gubernatorial Nominee, PAUL CHANG, for a term to expire 6-30-2014."

(Recommends Senate Consent to Nomination)

[853](#) (ENE)

[S.C.R. No. 28, S.D. 1](#)
"REQUESTING THE PUBLIC UTILITIES COMMISSION TO REPORT TO THE LEGISLATURE ON THE PROGRESS IN IMPLEMENTING THE RECOMMENDATIONS OF THE RELIABILITY STANDARDS WORKING GROUP." (AMENDED TITLE)
(Recommends referral to CPN)

ORDER OF THE DAY

8. Advise and Consent

826	PSM	G.M. No. 573
Status & Testimony		"Submitting for consideration and confirmation to the Advisory Board on Veterans' Services, Gubernatorial Nominee, CHELSEA FERNANDEZ, for a term to expire 6-30-2016."
826	PSM	G.M. No. 574
Status & Testimony		"Submitting for consideration and confirmation to the Advisory Board on Veterans' Services, Gubernatorial Nominee, WILLIAM PARK, for a term to expire 6-30-2016."
827	PSM	G.M. No. 580
Status & Testimony		"Submitting for consideration and confirmation to the Civil Defense Advisory Council, Gubernatorial Nominee, DOMINADOR COLOMA, for a term to expire 6-30-2014."
827	PSM	G.M. No. 581
Status & Testimony		"Submitting for consideration and confirmation to the Civil Defense Advisory Council, Gubernatorial Nominee, JAN TENBRUGGENCATE, for a term to expire 6-30-2016."
827	PSM	G.M. No. 651
Status & Testimony		"Submitting for consideration and confirmation to the Civil Defense Advisory Council, Gubernatorial Nominee, WILLIAM ANONSEN, for a term to expire 6-30-2017."

<u>828</u> <u>Status & Testimony</u>	PSM	<u>G.M. No. 583</u> "Submitting for consideration and confirmation to the Hawai'i Paroling Authority, Gubernatorial Nominee, ANNELLE AMARAL, for a term to expire 6-30-2015."
<u>828</u> <u>Status & Testimony</u>	PSM	<u>G.M. No. 584</u> "Submitting for consideration and confirmation to the Hawai'i Paroling Authority, Gubernatorial Nominee, FITUINA TUA, for a term to expire 6-30-2016."
<u>829</u> <u>Status & Testimony</u>	THA/WTL	<u>G.M. No. 659</u> "Submitting for consideration and confirmation to the Aha Moku Advisory Committee, Gubernatorial Nominee, FRANCES KALUHIWA, for a term to expire 6-30-2016."
<u>829</u> <u>Status & Testimony</u>	THA/WTL	<u>G.M. No. 660</u> "Submitting for consideration and confirmation to the Aha Moku Advisory Committee, Gubernatorial Nominee, PIILANI KAAWALOA, for a term to expire 6-30-2016."
<u>829</u> <u>Status & Testimony</u>	THA/WTL	<u>G.M. No. 661</u> "Submitting for consideration and confirmation to the Aha Moku Advisory Committee, Gubernatorial Nominee, KEITH ROBINSON, for a term to expire 6-30-2016."

[829](#) THA/WTL

[Status & Testimony](#)

[G.M. No. 662](#)
"Submitting for consideration and confirmation to the Aha Moku Advisory Committee, Gubernatorial Nominee, KYLE NAKANELUA, for a term to expire 6-30-2016."

[829](#) THA/WTL

[Status & Testimony](#)

[G.M. No. 663](#)
"Submitting for consideration and confirmation to the Aha Moku Advisory Committee, Gubernatorial Nominee, WINIFRED BASQUES, for a term to expire 6-30-2016."

[829](#) THA/WTL

[Status & Testimony](#)

[G.M. No. 664](#)
"Submitting for consideration and confirmation to the Aha Moku Advisory Committee, Gubernatorial Nominee, LESLIE KULOLOIO, for a term to expire 6-30-2016."

[829](#) THA/WTL

[Status & Testimony](#)

[G.M. No. 665](#)
"Submitting for consideration and confirmation to the Aha Moku Advisory Committee, Gubernatorial Nominee, KAREN POEPOE, for a term to expire 6-30-2016."

[829](#) THA/WTL

[Status & Testimony](#)

[G.M. No. 666](#)
"Submitting for consideration and confirmation to the Aha Moku Advisory Committee, Gubernatorial Nominee, THOMAS HASHIMOTO, for a term to expire 6-30-2016."

<p>830</p> <p>Status & Testimony</p>	<p>THA</p>	<p>G.M. No. 586</p> <p>"Submitting for consideration and confirmation to the Chairperson of the Department of Hawaiian Home Lands, Gubernatorial Nominee, JOBIE MASAGATANI."</p>
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9. Re-Referrals

RE-REFERRAL FOR FRIDAY, MARCH 8, 2013

<u>MEASURE</u>	<u>TITLE</u>	<u>RE-REFERRAL</u>
H.B. 218, H.D. 1	RELATING TO THE CORRECTIONS POPULATION MANAGEMENT COMMISSION. (OHA Package; Corrections Population Management Commission) (PSM/THA)	PSM/THA, WAM

10. Miscellaneous Communications: None

11. Miscellaneous Business

12. Announcements

- Floor Presentation for Monday, March 11, 2013:

HONORING AND RECOGNIZING DR. DENNIS GONSALVES FOR HIS HUMANITARIAN RESEARCH. (Senator Nishihara)

- Committee Hearing Schedule:

<u>COMMITTEE</u>	<u>DATE & TIME</u>	<u>ROOM</u>
HMS	3/9/2013 3:00 PM	229
INFO-HTH	3/11/2013 1:30 PM	229
CPN/WTL	3/12/2013 9:45 AM	229
CPN	3/12/2013 10:00 AM	229
CPN	3/12/2013 10:30 AM	229
HMS/HTH	3/12/2013 1:15 PM	016

HTH/HMS	3/12/2013 1:15 PM	016
WTL	3/12/2013 1:15 PM	225
HMS	3/12/2013 1:25 PM	016
HMS	3/12/2013 1:45 PM	016
AGL	3/12/2013 2:45 PM	229
EGH	3/13/2013 3:00 PM	016

- Senate Session will convene at 11:30 a.m. on Monday, March 11, 2013.

13. Adjournment