

NINTH DAY

Thursday, January 30, 2014

The Senate of the Twenty-Seventh Legislature of the State of Hawai'i, Regular Session of 2014, convened at 11:39 a.m. with the President in the Chair.

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

The President announced that she had read and approved the Journal of the Eighth Day.

At this time, Senator Slom introduced Sheriff Richard Mack from Arizona and Ilya Shapiro, senior fellow in constitutional studies at the Cato Institute and editor-in-chief of the Cato Supreme Court Review.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 133 to 163) were read by the Clerk and were placed on file:

Gov. Msg. No. 133, dated December 26, 2013, transmitting the Working Group Report on Findings and Recommendations Relating to the Posting of Healthcare Facility Inspection Reports, prepared by the Department of Health pursuant to Act 213, SLH 2013.

Gov. Msg. No. 134, dated December 26, 2013, transmitting the Annual Report on Initiatives and Improvements in Kalaupapa Settlement and Patient and Non-Patient Costs, prepared by the Department of Health pursuant to Section 326-25.5, HRS.

Gov. Msg. No. 135, dated December 30, 2013, transmitting the Status of the Sanitation and Environmental Health Education Fund and the Annual Audit Report of the Sanitation Branch, prepared by the Department of Health pursuant to Sections 321-27 and 321-27.5, HRS.

Gov. Msg. No. 136, dated December 30, 2013, transmitting the Annual Report on the Receipt and Expenditures from the Trauma System Special Fund, prepared by the Department of Health pursuant to Section 321-22.5(f), HRS.

Gov. Msg. No. 137, dated December 30, 2013, transmitting the Annual Report on the Receipt and Expenditures from the Emergency Medical Services Special Fund, prepared by the Department of Health pursuant to Section 321-234(d), HRS.

Gov. Msg. No. 138, dated December 31, 2013, transmitting the Report on Environmental Response Law, Hawaii Emergency Planning and Community Right to Know Act, and the Financial and Environmental Site Information, prepared by the Department of Health pursuant to Chapters 128D and 128E, HRS.

Gov. Msg. No. 139, dated December 31, 2013, transmitting the Domestic Violence and Sexual Assault Special Fund Annual Report, prepared by the Department of Health pursuant to Section 321-1.3, HRS.

Gov. Msg. No. 140, dated January 3, 2014, transmitting the Mental Health Services for Committed Persons Annual Report, prepared by the Department of Public Safety pursuant to Act 144, SLH 2007.

Gov. Msg. No. 141, dated January 3, 2014, transmitting the Government Operations Annual Report, prepared by the Department of Public Safety pursuant to Act 100, Sections 6 and 7, SLH 1999.

Gov. Msg. No. 142, dated January 3, 2014, transmitting the Corrections Population Management Commission Report, prepared by the Department of Public Safety pursuant to Section 353F-5, HRS.

Gov. Msg. No. 143, dated January 3, 2014, transmitting the Gender-Responsive Community Based Programs for Women Annual Report, prepared by the Department of Public Safety pursuant to Section 367D-008, HRS.

Gov. Msg. No. 144, dated January 3, 2014, transmitting the Criminal Offender Treatment Act Report, prepared by the Department of Public Safety pursuant to Section 353G-13, HRS.

Gov. Msg. No. 145, dated January 3, 2014, transmitting the Service of Process Report, prepared by the Department of Public Safety pursuant to Act 116, SLH 2013.

Gov. Msg. No. 146, dated January 3, 2014, transmitting the Federal Reimbursement Maximization Special Fund Annual Report, prepared by the Department of Public Safety pursuant to Section 353C-7(c), HRS.

Gov. Msg. No. 147, dated January 3, 2014, transmitting the Hawaii Correctional Industries Annual Report for Fiscal Year 2013, prepared by the Department of Public Safety pursuant to Section 354D-3.5, HRS.

Gov. Msg. No. 148, dated January 3, 2014, transmitting the Narcotics Enforcement Division Annual Report, prepared by the Department of Public Safety pursuant to Section 329-11, HRS.

Gov. Msg. No. 149, dated January 3, 2014, transmitting the Sexual Assaults in Correctional Facilities Report, prepared by the Department of Public Safety pursuant to Act 194, SLH 2010.

Gov. Msg. No. 150, dated January 3, 2014, transmitting the Cognitive Restructuring Annual Report, prepared by the Department of Public Safety pursuant to Act 193, SLH 2010.

Gov. Msg. No. 151, dated January 3, 2014, transmitting the Return of Out-of-State Inmates Annual Report, prepared by the Department of Public Safety pursuant to Section 353H-7, HRS.

Gov. Msg. No. 152, dated January 3, 2014, transmitting the Hawaii Civil Rights Commission Report for the fiscal year ending June 30, 2013, prepared by the Department of Labor and Industrial Relations pursuant to Sections 368-3, 368-4, and 515-9, HRS.

Gov. Msg. No. 153, dated January 9, 2014, transmitting the Transfer of Responsibilities of the Medical Use of Marijuana Program from the Department of Public Safety to the Department of Health Report, prepared by the Department of Public Safety and Department of Health pursuant to Act 177, SLH 2013.

Gov. Msg. No. 154, dated January 9, 2014, transmitting the Hawaii Interagency Council on Homelessness Progress Report, prepared by the Department of Human Services pursuant to Section 346-381(9), HRS.

Gov. Msg. No. 155, dated January 22, 2014, transmitting the Annual Report for Repair and Maintenance List of Projects Initiated and Completed, prepared by the Department of Education pursuant to Section 302A-1312(c), HRS.

Gov. Msg. No. 156, dated January 15, 2014, transmitting the Annual Report of the Employment and Training Fund Program for fiscal year ending June 30, 2013, prepared by the

Department of Labor and Industrial Relations pursuant to Section 37-47, HRS.

Gov. Msg. No. 157, dated January 15, 2014, transmitting the Annual Report of the Premium Supplementation Trust Fund for fiscal year ending June 30, 2013, prepared by the Department of Labor and Industrial Relations pursuant to Section 37-47, HRS.

Gov. Msg. No. 158, dated January 15, 2014, transmitting the Reduced Ignition Propensity Cigarette Program Special Fund Annual Report for fiscal year ending June 30, 2013, prepared by the Department of Labor and Industrial Relations pursuant to Section 37-47, HRS.

Gov. Msg. No. 159, dated January 15, 2014, transmitting the Trust Fund for Disability Benefits Annual Report for fiscal year ending June 30, 2013, prepared by the Department of Labor and Industrial Relations pursuant to Section 37-47, HRS.

Gov. Msg. No. 160, dated January 15, 2014, transmitting the report, "Green Infrastructure Authority's Activities," prepared by the Department of Business, Economic Development and Tourism pursuant to Act 211, SLH 2013.

Gov. Msg. No. 161, dated January 23, 2014, transmitting the 2013 Annual Report of the Department of Business, Economic Development and Tourism pursuant to Section 201-10, HRS.

Gov. Msg. No. 162, dated January 27, 2014, transmitting the Findings and Recommendations from the Obesity Services Reimbursement Task Force, prepared by the Department of Health pursuant to H.C.R. No. 23, H.D. 1 (2013).

Gov. Msg. No. 163, dated January 31, 2014, transmitting the Report Relating to School Year and Instructional Time, prepared by the Department of Education pursuant to Section 302A-251, HRS.

DEPARTMENTAL COMMUNICATIONS

The following communications (Dept. Com. Nos. 59 to 61) were read by the Clerk and were placed on file:

Dept. Com. No. 59, from the Office of the Auditor dated January 16, 2014, transmitting the report, "Audit of the Department of Human Services' Med-QUEST Division and Its Medicaid Program" (Report No. 14-02) pursuant to Section 23-9, HRS.

Dept. Com. No. 60, from the Office of the Auditor dated January 23, 2014, transmitting the report, "Sunrise Analysis: Regulation of Unaccredited Degree Granting Institutions" (Report No. 14-03) pursuant to Section 23-9, HRS.

Dept. Com. No. 61, from the University of Hawai'i dated January 27, 2014, transmitting the Annual Report on University of Hawai'i Non-General Funds for FYE 2013 pursuant to Sections 304A-106, 304A-2007, and 304A-2273, HRS.

HOUSE COMMUNICATION

The following communication from the House (Hse. Com. No. 7) was read by the Clerk and was disposed of as follows:

Hse. Com. No. 7, transmitting H.B. No. 614, which passed Third Reading in the House of Representatives on January 29, 2014, was placed on file.

On motion by Senator Espero, seconded by Senator Slom and carried, H.B. No. 614, entitled: "A BILL FOR AN ACT RELATING TO GAMBLING," passed First Reading by title and was deferred.

SENATE CONCURRENT RESOLUTION

The following concurrent resolution (S.C.R. No. 28) was read by the Clerk and was deferred:

S.C.R. No. 28 "SENATE CONCURRENT RESOLUTION REQUESTING THE ESTABLISHMENT OF A TASK FORCE TO EXAMINE THE OPPORTUNITIES FOR MOBILE SLAUGHTERHOUSES IN THE STATE OF HAWAII."

Offered by: Senators Nishihara, Dela Cruz, Kouchi, Solomon, Kahele, Wakai.

STANDING COMMITTEE REPORTS

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 2004) recommending that S.B. No. 2337 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Espero, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 2337, entitled: "A BILL FOR AN ACT RELATING TO LOW-INCOME HOUSING," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 2005) recommending that S.B. No. 2534, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Espero, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 2534, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOMELESSNESS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 2006) recommending that S.B. No. 2541 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Espero, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 2541, entitled: "A BILL FOR AN ACT RELATING TO ELDERLY HOUSING," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 2007) recommending that S.B. No. 2544, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Espero, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 2544, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII PUBLIC HOUSING AUTHORITY'S ADMINISTRATION OF THE FEDERAL HOUSING CHOICE VOUCHER PROGRAM," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 2008) recommending that S.B. No. 2266 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Espero, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 2266, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 2009) recommending that S.B. No. 2286, as amended in S.D. 1, pass

Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Espero, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 2286, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOMELESSNESS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 2010) recommending that S.B. No. 2545, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Espero, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 2545, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO UNIVERSAL CHILDREN'S SAVINGS ACCOUNTS," passed Second Reading and was referred to the Committee on Ways and Means.

ORDER OF THE DAY

RE-REFERRAL OF SENATE BILLS

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

S.B. No.:	Re-referred to:
S.B. No. 2038	Jointly to the Committee on Agriculture and the Committee on Water and Land, then to the Committee on Ways and Means
S.B. No. 2058	Committee on Health, then to the Committee on Ways and Means
S.B. No. 2501	Jointly to the Committee on Commerce and Consumer Protection and the Committee on Health
S.B. No. 2944	Committee on Public Safety, Intergovernmental and Military Affairs, then to the Committee on Judiciary and Labor

ADJOURNMENT

At 11:42 a.m., on motion by Senator Espero, seconded by Senator Slom and carried, the Senate adjourned until 11:30 a.m., Friday, January 31, 2014.