

**REQUESTS BY THE HAWAII STATE LEGISLATURE  
TO AGENCIES AND OFFICIALS OF FEDERAL,  
STATE AND COUNTY GOVERNMENTS AND  
QUASI-PUBLIC AND PRIVATE AGENCIES**

**REGULAR SESSION OF 2011**

**Compiled by the  
Systems Office**

**LEGISLATIVE REFERENCE BUREAU  
State Capitol  
415 South Beretania Street  
Honolulu, Hawaii 96813**

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## FOREWORD

This publication sets forth all of the requests made by the Hawaii State Legislature during the Regular Session of 2011 to agencies and officials of the federal, state and county governments and of quasi-public and private agencies. These requests are contained in acts enacted by the Legislature or bills passed which have yet to be approved by the Governor. These acts or bills include specific requests for submission of information back to the Legislature excluding annual and other reports requested on an indefinite basis. These requests are also contained in resolutions adopted by the Senate or House of Representatives or by the whole legislature. Dates by which reports and other responses are expected are indicated when specifically set by the Legislature. The names of the agencies involved in the conduct of a study or the execution of a request are underscored.

For the reader's convenience these legislative requests are also grouped together by agencies (see agency index); as well as by subject matter (see subject index).

Standard abbreviations used in the text are:

SB	-	Senate Bill
SC	-	Senate Conference Committee Report
SCR	-	Senate Concurrent Resolution
SD	-	Senate Draft
SR	-	Senate Resolution
SSCR	-	Senate Standing Committee Report
HB	-	House Bill
HC	-	House Conference Committee Report
HCR	-	House Concurrent Resolution
HD	-	House Draft
HR	-	House Resolution
HSCR	-	House Standing Committee Report
CD	-	Conference Draft
CCR	-	Conference Committee Report

Charlotte Carter-Yamauchi  
Acting Director

May 2011

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**ACT 8**

**HB 863**

HEALTH PLAN FOR INDIVIDUALS. Requires the Hawaii Health Authority to submit a comprehensive health plan for all individuals in the State, including its findings and recommendations, to the Legislature no later than twenty days prior to the convening of the Regular Session of 2012.

(HSCR 488, 708, SSCR 869)

**ACT 25**

**SB 1288, SD1, HD1**

ADULT DENTAL CARE AT FEDERALLY QUALIFIED HEALTH CENTERS. Requires the Department of Human Services to prepare a report on:

- (1) The number of adults receiving these benefits (adult dental care provided at federally qualified health centers);
- (2) The cost per person;
- (3) The total breakdown of administrative costs and other overhead costs; and
- (4) Statistics, if available, on how this dental program is reducing the number of emergency dental-related medical procedures.

Further requires the Department to submit its report to the Legislature no later than twenty days prior to the convening of the Regular Session of 2012.

(SSCR 60, HSCR 1448)

**ACT 35**

**HB 1640, HD2, SD1**

CERTIFICATE OF IDENTIFICATION, ISSUANCE BY THE COUNTIES. Requires the Attorney General, in cooperation with the Director of Transportation and the counties to explore options and procedures to allow the counties to issue certificates of identification and requires them to submit a report including findings, recommendations, and any proposed legislation, to the Legislature no later than twenty days prior to the convening of the Regular Session of 2012.

(HSCR 310, 860, SSCR 889, 1211)

**ACT 45**

**HB 424, SD1**

ENVIRONMENTAL IMPACT STATEMENT LAW, EXEMPTION FOR SECONDARY ACTION WITHIN AND EXISTING PUBLIC RIGHT-OF-WAY OR HIGHWAY. Requires the Office of Environmental Quality Control to report findings and recommendations, including proposed legislation, on issues related to the application of Chapter 343, Hawaii Revised Statutes, and the effectiveness of Act 87, Session Laws of Hawaii 2009, to the Legislature no later than twenty days prior to the convening of the Regular Session of 2012.

(HSCR 109, 716, SSCR 879, 1194)

MORTGAGE FORECLOSURE DISPUTE RESOLUTION PROGRAM. Requires the Department of Commerce and Consumer Affairs to submit a report on the operations and outcomes of the mortgage foreclosure dispute resolution program, including recommendations for further legislation if necessary for the efficient operation of the program, to the Legislature no later than twenty days prior to the convening of the Regular Sessions of 2012 and 2013.

(SSCR 79, 776, HSCR 1207, 1510, CCR 133)

### SB 2, SD2, HD1, CD1

PUBLIC LAND TRUST INVENTORY AND INFORMATION SYSTEM. Requires the Department of Land and Natural Resources to submit a progress report that indicates what is necessary to complete the public land trust inventory and the public land trust information system, include any proposed legislation necessary to facilitate the expeditious completion and support of the inventory and information system to the Legislature no later than twenty days prior to the convening of the Regular Sessions of 2012 and 2013.

(SSCR 402, 713, HSCR 1204, 1593, CCR 44)

### SB 11, SD2, HD2

DEPARTMENT OF THE SHERIFF, FEASIBILITY OF. Establishes a task force to determine whether the Department of Public Safety is capable of supporting and maintaining the duties and functions of the Sheriff Division, whether it is feasible and essential to create a Department of the Sheriff and if the study determines the new department is feasible and essential, create a plan to establish a new Department with functions presently existing under the Sheriff Division of the Department of Public Safety and other functions deemed appropriate.

Requires the task force to consist of:

- (1) The Sheriff, or the Sheriff's designee, to serve as chair;
- (2) The Director of Public Safety, or the Director's designee;
- (3) The Director of Human Resources Development, or the Director's designee;
- (4) The Director of Finance, or the Director's designee;
- (5) The Attorney General, or the Attorney General's designee;
- (6) The Administrator of the Courts, or the Administrator's designee; and
- (7) The Executive Director of the Hawaii Government Employees Association, or the Executive Director's designee.

Further requires the task force to report its findings and recommendations, including proposed legislation, if any, to the Legislature no later than twenty days prior to the convening of the Regular Session of 2012, and if the task force finds that the creation of a Department of the Sheriff is feasible and essential, the report shall include cost estimates to establish the Department.

(SSCR 346, 685, HSCR 1097, 1499)

**SB 49, SD1, HD2, CD1**

CORRECTIONAL FACILITY EMPLOYEE OR INMATE, REPORT OF THE DEATH OF. Requires the Director of Public Safety to immediately report to the Governor and the Governor to immediately report to the Legislature, the death of any:

- (1) Correctional facility or community correctional center employee who dies on the grounds of a correctional facility or community correctional center where Hawaii inmates reside or who sustain an injury on the grounds of a correctional facility or community correctional center where Hawaii inmates reside that causes the death of the employee; and
- (2) Hawaii inmate who is incarcerated in a correctional facility or community correctional center.

Requires the report to include:

- (1) The name of the decedent;
- (2) Whether the decedent was an inmate or employee;
- (3) The location of the death or injury leading to the death;
- (4) The date and time of the death; and
- (5) The cause of death.

(SSCR 484, HSCR 1090, 1419, CCR 27)

**SB 120, SD1, HD1, CD2**

PART VI, SECTION 60

HAWAII TOBACCO PREVENTION AND CONTROL TRUST FUND. Requires the Director of Health, with the assistance of the Director of Finance, to conduct a study of the Hawaii tobacco prevention and control trust fund to determine whether:

- (1) The moneys that actually have been disbursed from the Hawaii tobacco prevention and control trust fund were:
  - (A) Used in the manner in which the Hawaii tobacco prevention and control trust fund was intended under section 328L-5, Hawaii Revised Statutes; and
  - (B) Disbursed in sufficient amount to adequately fulfill the purposes intended under section 328L-5, Hawaii Revised Statutes; and
- (2) The current level of moneys deposited to the Hawaii tobacco prevention and control trust fund is sufficient to fulfill the purposes for which the Hawaii tobacco prevention and control trust fund was established under section 328L-5, Hawaii Revised Statutes.

Further requires the Director of Health to submit a report of findings and recommendations, including any proposed legislation, to the Legislature no later than twenty days prior to the convening of the Regular Session of 2012.

(SSCR 615, HSCR 1455, CCR 144 - filed, SENATE FLOOR AMENDMENT 8, HOUSE FLOOR AMENDMENT 8)

## **SB 146, SD1, HD2, CD1**

BIOFUEL PRODUCTION IN HAWAII, STUDY ON. Requires the Energy Resources Coordinator to conduct a study on the potential for biofuel production in Hawaii to displace a significant amount of petroleum based liquid fuel.

Further requires the Coordinator to issue a preliminary report of findings and recommendations to the Legislature no later than twenty days prior to the convening of the Regular Session of 2012 and a final report of findings and recommendations to the Legislature no later than twenty days prior to the convening of the Regular Session of 2013.

(SSCR 551, HSCR 1154, 1538, CCR 135)

## **SB 181, SD1, HD1, CD1**

PHOTOVOLTAIC SYSTEMS FOR NEW SINGLE FAMILY RESIDENTIAL CONSTRUCTION. Establishes a working group within the Department of Business, Economic Development, and Tourism to study the feasibility of requiring all new single-family residential construction to be photovoltaic-ready at the time of initial construction for administrative purposes.

Requires the working group to consider strategies for facilitating the widespread adoption of photovoltaic systems including:

- (1) The incorporation of specific design elements in new residential structures to make the structures photovoltaic-ready;
- (2) Minimal retrofitting and equipment installation for future photovoltaic accommodation;
- (3) Blueprints and labeling that detail photovoltaic system accommodations and connections;
- (4) Identifying areas in the State where the use of photovoltaic systems would be impractical or where other renewable energy resources are more readily available; and
- (5) Any other issues the working group considers appropriate.

Requires the working group to be comprised of following members:

- (1) The Director of Business, Economic Development, and Tourism, or the Director's designee;
- (2) The Executive Director of the State Building Code Council, or the Director's designee;
- (3) One county building official from each of the counties, to be appointed by the respective mayor;
- (4) A representative from the photovoltaic industry, who shall be appointed by the Speaker of the House of Representatives;
- (5) A contractor-builder, who shall be appointed by the President of the Senate;
- (6) A representative from the Hawaii Association of Realtors;
- (7) A member of the State House of Representatives appointed by the Speaker of the House of Representatives, or the representative's designee;
- (8) A member of the State Senate appointed by the President of the Senate, or the senator's designee; and
- (9) Any additional members the chairperson of the working group determines to be necessary.

Requires the working group to report its findings and recommendations, including any proposed legislation to the Legislature no later than twenty days prior to the Regular Session of 2012.

(SSCR 490, HSCR 1043, 1492, CCR 26)

**SB 283, SD1, HD1, CD1**

SUSTAINABILITY GUIDELINES AND PRINCIPLES. Requires the University of Hawaii Public Policy Center, in consultation with the Office of Planning, to submit a status and progress report that identifies the progress made in implementing the sustainability guidelines and principles and any recommendations for legislation or other actions to facilitate the full implementation of the sustainability guidelines and principles to the Legislature no later than December 21, 2011.

(SSCR 567, HSCR 1142, 1490, CCR 5)

**SB 903, SD1, HD1, CD1**

RENTAL HOUSING PROJECTS IN HAWAII. Requires the Hawaii Housing Finance and Development Corporation to submit a report to the Legislature no later than twenty days prior to the convening of the Regular Session of 2012, on:

- (1) Names and addresses of any rental housing projects in Hawaii that have a rental subsidy contract with the United States Department of Housing and Urban Development or United States Department of Agriculture;
- (2) Dates on which the rental housing projects' federal rental subsidy contracts are set to expire; and
- (3) Names and addresses of any rental housing projects obtained by nonprofit organizations that have since been renewed or preserved as affordable rental housing.

(SSCR 191, 646, HSCR 1014, 1571, CCR 46)

**SB 986, SD2, HD3, CD1**

NATIVE HAWAIIANS IN HAWAII'S CRIMINAL JUSTICE SYSTEM. Establishes a task force attached to the Office of Hawaiian Affairs to formulate policies and procedures to eliminate the disproportionate representation of Native Hawaiians in Hawaii's criminal justice system and to recommend cost-effective mechanisms, legislation, and policies to reduce or prevent individuals' unnecessary involvement with the criminal justice system. Requires the recommendations to include estimates of cultural and fiscal impact.

Requires task force to consist of:

- (1) The Attorney General, or the Attorney General's designee;
- (2) The Director of Public Safety, or the Director's designee;
- (3) The Chief Executive Officer of the Office of Hawaiian Affairs, or the Chief's designee;
- (4) The Administrator of the Adult Client Services Branch of the First Circuit Court, or the Administrator's designee;

- (5) A circuit court judge to be selected by the Chief Justice of the Hawaii Supreme Court;
- (6) A criminologist to be selected by the Governor from a list of no more than four names, two submitted by the Senate President and two submitted by the Speaker of the House of Representatives;
- (7) A representative from the Department of the Prosecuting Attorney of the City and County of Honolulu;
- (8) A representative from the Office of the Public Defender; and
- (9) A member of the public selected by the Governor from a list of no more than four names, two submitted by the Senate President and two submitted by the Speaker of the House of Representatives.

Requires the task force to submit a final report of its activities, findings, and recommendations to the Legislature no later than twenty days prior to the convening of the Regular Session of 2013.

(SSCR 210, 641, HSCR 999, 1197, 1596, CCR 24)

### **SB 1174, SD2, HD1, CD1**

CHARTER SCHOOL GOVERNANCE, ACCOUNTABILITY, AND AUTHORITY. Establishes a task force on charter school governance, accountability, and authority within the Charter School Administrative Office to provide clarity to the relationships, responsibilities, and lines of accountability and authority among stakeholders of the charter school system.

Requires the task force to consist of:

- (1) The Chair of the Senate Committee on Education, or the Chair's designee;
- (2) The Chair of the House of Representatives Committee on Education, or the Chair's designee;
- (3) A representative from the Office of the Governor;
- (4) The State Ethics Commissioner, or the Commissioner's designee;
- (5) A member of the Board of Education;
- (6) The Superintendent of Education, or the Superintendent's designee;
- (7) The Executive Director of the Charter School Administrative Office, or the Director's designee;
- (8) The Chair of the Charter School Review Panel, or the Chair's designee;
- (9) A representative from Kamehameha Schools;
- (10) A representative from the Ho'okako'o Corporation;
- (11) The Executive Director of the Hawaii Charter Schools Network, or the Director's designee; and
- (12) A representative from the Hawaii Charter Schools Network.

Requires the task force to:

- (1) Develop legislation or administrative rules that clearly and definitively designate the governance structure and authority between and among key charter school organizations and the Department of Education, the Board of Education, and the Office of the Governor;
- (2) Identify how the governance structure connects and relates to the state education agency and local education agency;

- (3) Identify oversight and monitoring responsibilities of the Charter School Review Panel, the Charter School Administrative Office, and the local school boards and develop a process for enforcement; and
- (4) Discuss funding-related issues, including but not limited to appropriate funding levels for the charter school administrative office.

Further requires the task force to submit a report of its findings and recommendations, including any proposed legislation, to the Legislature no later than twenty days prior to the convening of the Regular Session of 2012.

(SSCR 333, 700, HSCR 1107, 1469, CCR 109)

### **SB 1213, SD1, HD1, CD1**

ADMINISTRATIVE RULES AFFECTING BUSINESSES. Requires the Comptroller, with the assistance of the Director of the Department of Planning and Permitting of the City and County of Honolulu, to convene the initial meeting of a temporary task force to review and identify state and county administrative rules affecting businesses, particularly with regard to county building permits, with a view toward streamlining the approval process for businesses through the amending or repealing of rules that may impose burdensome or unnecessary costs for businesses of all sizes but especially for smaller businesses.

Further requires the task force to be composed of the:

- (1) President of the Building Industry Association of Hawaii;
- (2) Executive Director of the Pacific Resource Partnership;
- (3) Director of Transportation;
- (4) Chairperson of the Board of Land and Natural Resources;
- (5) Director of Business, Economic Development, and Tourism;
- (6) Comptroller;
- (7) Director of the Department of Planning and Permitting of the City and County of Honolulu;
- (8) Director of the Department of Planning of the County of Maui;
- (9) Director of the Department of Planning of the County of Kauai; and
- (10) Director of the Department of Planning of the County of Hawaii;

provided that each member may select a designee to serve on the task force.

Further requires the task force to report findings and recommendations to the Legislature the no later than twenty days prior to the convening of the Regular Session of 2012.

(SSCR 156, HSCR 989, 1529, CCR 19)

### **SB 1270, SD2, HD1, CD1**

HURRICANE RELIEF FUNDS, TRANSFER FOR OTHER PROGRAMS AND PROJECTS. Requires the Governor to submit a report identifying the programs and projects for which expenditures were made from the funds that were transferred out of the Hurricane Reserve Trust Fund to the Legislature by January 1, 2012.

(SSCR 243, 626, HSCR 1005, 1580, CCR 1320)

**SB 1274, SD2, HD3, CD1**

HEALTH INSURANCE DETERMINATION, EXTERNAL REVIEW OF. Requires the Insurance Commissioner to submit a report on the implementation of this Act relating to the external review of health insurance determinations including the names of all independent review organizations contracted by the State and data on the number of requests for external review and outcomes of external reviews as maintained by each independent review organization, to the Legislature no later than twenty days prior to the convening of the Regular Session of 2012.

Further requires the Commissioner to assist the Department of Human Services and the Hawaii Employer-Union Health Benefits Trust Fund in compiling data relating to each entity's own administrative review process comparable to that maintained by independent review organizations and in submitting a report of the data and findings to the Legislature no later than twenty days prior to the convening of the Regular Session of 2012. Requires the report to include a comparison between outcomes in the review processes maintained by the Department and Trust Fund, respectively, and outcomes of the review processes of independent review organizations, as well as an analysis of whether or not consumers would have achieved better access to health care services under a review process maintained by an independent review organization.

(SSCR 423, 757, HSCR 983, 1209, 1545, CCR 106)

**SB 1331, SD2, HD2, CD1**

UNIVERSITY OF HAWAII SPECIAL AND REVOLVING FUNDS. Requires the University of Hawaii's annual report to the Legislature to include information on funds that have an unencumbered cash balance of \$1,000,000 or more or a cash deficit of \$1,000,000 or more, where the deficit is greater than twenty-five per cent of the previous fiscal year's expenditure. Repealed on June 30, 2016 (sunset).

(SSCR 330, 596, HSCR 1066, 1487, CCR 39)

**SB 1347, SD1, HD2, CD1**

ELECTRONIC FILING OF DOCUMENTS WITH THE PUBLIC UTILITIES COMMISSION. Requires the Public Utilities Commission to submit a report on the Commission's progress in implementing electronic filing of any and all documents required to be submitted to or filed with the Commission to the Legislature no later than twenty days prior to the convening of the Regular Session of 2012.

(SSCR 501, HSCR 1006, 1579, CCR 40)

**SB 1348, SD2, HD3, CD1**

HEALTH INSURANCE AND THE HAWAII HEALTH CONNECTOR. Establishes an interim board of the Hawaii health connector in the Department of Commerce and Consumer Affairs to recommend to the Legislature policies and procedures to further define and

operate the Hawaii health connector. Provides that the interim board shall consist of fifteen members who are representative of the stakeholders in the Hawaii health connector and who shall be designated by the Governor based upon recommendations by the Insurance Commissioner.

Requires the board to include:

- (1) Three members representing health or dental insurance plans that provide insurance throughout the State;
- (2) One member representing a health care provider group that is located on a neighbor island and that employs a wide range of licensed health care providers including physicians, nurse practitioners, nurses, and physician assistants;
- (3) One representative of a hospital trade association;
- (4) One representative of an organization that represents health care consumers;
- (5) One representative from a labor-management committee organization;
- (6) One representative of a native Hawaiian health care organization;
- (7) One representative of an organization representing federally qualified health care centers;
- (8) One representative of an organization representing businesses or employers;
- (9) One representative of a health information exchange;
- (10) The Director of Health or the Director's designee;
- (11) The Director of Human Services or the Director's designee;
- (12) The Director of Labor and Industrial Relations or the Director's designee; and
- (13) The Director of Commerce and Consumer Affairs or the Director's designee.

Further requires the board to make recommendations to the Legislature for:

- (1) A sustainable, fee-based financing mechanism that may incorporate private and public funding for initial start-up costs, but that shall achieve financial self-sustainability by January 1, 2015, as required by federal law;
- (2) Measures to ensure transparency of the Hawaii health connector's finances and for public disclosure of funding sources and expenditures;
- (3) Procedures for the application for inclusion by insurers in the Hawaii health connector; provided that all applicant qualified plans and qualified dental plans as defined in -1, Hawaii Revised Statutes, that are qualified according to the requirements of federal law and regulations and national quality measures shall be included;
- (4) A phased process of including qualified plans and qualified dental plans, which may include initially prioritizing qualified plans that target individuals and small businesses over large group plans;
- (5) Policies and procedures to ensure continuity of care for consumers transitioning between carriers, including between publicly funded coverage and private qualified plans and qualified dental plans; provided that the interim board shall form a subgroup to make recommendations for the integration of state subsidized plans with the Hawaii health connector to ensure that consumers who move between publicly funded coverage and unsubsidized private coverage are able to maintain continuity of coverage and continuity of care;
- (6) Measures to increase transparency and opportunities for public participation in determinations of insurer eligibility for inclusion in the Hawaii health connector and the regulation of insurers, qualified plans, and qualified dental plans;
- (7) Criteria for determining whether a conflict of interest exists for a board member and policies and procedures for avoiding or mitigating conflicts of interest, including

when recusal of the board member is appropriate and when a board member shall be entitled to private counsel for a matter relating to the board;

- (8) A schedule of the terms of board members including provisions for staggering terms to ensure continuity;
- (9) A staffing plan including organization, duties, wages, and responsibilities of employees of the board of directors of the Hawaii health connector and criteria for hiring contractors, consultants, and outside experts;
- (10) A plan of financial organization of the board of the Hawaii health connector and requirements for financial management by its board; and
- (11) Policies for the use of electronic media to publicly disseminate information, increase transparency, and allow members of the public to manage their health and dental plans, including by the online purchase of a qualified plan and qualified dental plan.

Further requires the board to submit a report of its findings and recommendations, including any proposed legislation, to the Legislature, no later than twenty days prior to the convening of the Regular Session of 2012.

Further requires the Legislative Reference Bureau to assist the board in preparing its findings, recommendations, and proposed legislation and that the chairperson of the board submit the board's proposals to the Bureau for drafting no later than November 1, 2011, for the report to the Regular Session of 2012.

(SSCR 287, 536, HSCR 976, 1186, 1544, CCR 108)

### **SB 1520, SD2, HD3, CD1**

**NATIVE HAWAIIANS.** Requires the Native Hawaiian Roll Commission, in cooperation with the Office of Hawaiian Affairs, to report on the status of the preparation of a roll of qualified Native Hawaiians, expenditures related to the responsibilities of the Commission, and any concerns or recommendations as deemed appropriate by the Commission to the Governor and the Legislature no later than twenty days prior to the convening of the Regular Session of 2012.

(SSCR 429, 793, HSCR 998, 1158, 1598, CCR 41)

### **HB 141, HD1, SD1, CD1**

**LABOR TRAFFICKING.** Requires the Department of the Attorney General to submit a report regarding the implementation of this Act, including findings, recommendations, and any proposed legislation, to the Legislature no later than twenty days prior to the convening of the Regular Session of 2014.

(HSCR 625, SSCR 1135, CCR 77)

## HB 200, HD1, SD1, CD1

### PART III, SECTION 15

TOBACCO MASTER SETTLEMENT AGREEMENT FUNDS. Requires the Department of Health and the Department of Human Services to each prepare a detailed report on the expenditures of funds from Agreement and submit quarterly reports to the Legislature on October 15, January 15, April 15, and July 15.

### PART III, SECTION 16

HAWAII TOBACCO PREVENTION AND CONTROL TRUST FUND. Requires the Hawaii Community Foundation to prepare a detailed report on the financial condition, use of funds, and performance outcomes for the fund to submit quarterly reports to the Legislature on October 15, January 15, April 15, and July 15.

### PART III, SECTION 19

CHARTER SCHOOL FUNDS. Requires charter schools to prepare a report that includes a detailed breakout of the all means of financing budget for the current and next fiscal year and actual expenditures for the last completed fiscal year for each charter school, a report of all other funds expended on behalf of each school, and a report detailing by school:

- (1) The enrollment projections used to submit the current budget request;
- (2) The actual October 15, 2011, and the actual October 15, 2012, enrollment count as reported by each school for the current school year;
- (3) The Charter School Administrative Office's reviewed and verified October 15, 2011, and October 15, 2012, enrollment count; and
- (4) The Office's reviewed and verified November 15, 2011, and November 15, 2012, enrollment count.

Requires the Charter School Administrative Office to submit these reports to the Legislature no later than thirty days prior to the convening of the Regular Session of 2012 and 2013.

### PART III, SECTION 20

CHARTER SCHOOL FACILITY RELATED EXPENDITURES. Requires the Charter School Administrative Office to prepare a report that shall include a detailed breakout of actual facility-related expenditures for the last completed fiscal year for each charter school and the method of funding and an explanation of the methodology developed by the Office to distribute the funds and to submit the report to the Legislature no later than thirty days prior to the convening of the Regular Sessions of 2012 and 2013.

### PART III, SECTION 22

CHARTER SCHOOL PROCUREMENT OF GOODS, SERVICES, AND CONSTRUCTION. Requires the Charter School Administrative Office to prepare a report for each charter school on the internal policies and procedures for the procurement of goods, services, and construction for each school and also the level of conformity with the goals of public accountability and public procurement practices for each school and submit the report to the

Legislature no later than thirty days prior to the convening of the Regular Sessions of 2012 and 2013.

### PART III, SECTION 23

TOBACCO MASTER SETTLEMENT AGREEMENT. Requires the University of Hawaii to prepare a detailed report on the expenditures of the funds from the Agreement for university revenue-undertakings; and provided further that the university shall submit quarterly reports to the Legislature on October 15, January 15, April 15 and July 15.

### PART III, SECTION 24

SHERIFF SPECIAL DUTY ASSIGNMENTS. Requires the Sheriff Division of the Department of Public Safety to prepare a report on special duty assignments that shall include the following:

- (1) Implemented policies and procedures covering special duty assignments, including a description of how the department is ensuring that all funds received by deputy sheriffs for special duty assignments are reported to federal and state taxing authorities;
- (2) A detail of amounts charged to each state agency for deputy sheriff special duty assignments;
- (3) The total amount received by each deputy sheriff for special duty assignments with state agencies and the amount received for special duty assignments with non-state agencies;
- (4) The average amount of overtime paid, if any, to deputy sheriffs for special duty assignments; and
- (5) The average amount of other income paid to deputy sheriffs for special duty assignments.

Further Requires the Department of Public Safety to submit the report to the Legislature no later than thirty days prior to the convening of the Regular Sessions of 2012 and 2013.

### PART III, SECTION 30

PUBLIC EMPLOYEE POSITIONS CONVERTED TO CIVIL SERVICE. Requires the Department of Accounting and General Services shall prepare a report detailing:

- (1) The positions converted to civil service;
- (2) The status of each of the 14.5 positions not yet converted to civil service and reason for the delay of conversion; and
- (3) The actual additional amount needed to convert each of the 14.5 exempt positions to civil service for the most recently completed fiscal year.

Further requires the Department to submit the report to the Legislature no later than thirty days prior to the convening of the Regular Sessions of 2012 and 2013.

### PART III, SECTION 31

OFFICE OF ELECTIONS VACANT POSITIONS. Requires the Office of Elections to prepare quarterly reports that include following:

- (1) An updated list of vacant positions, noting current recruitment status;

- (2) A detailed listing of travel and overtime expenditures for the quarter, including justification or reason for expenditure;
- (3) A detailed listing of milestones, accomplishments, and activities of the chief elections officer and each section occurring during the quarter; and
- (4) Updated planning timeline for the 2012 elections, including justification of any changes from the previously reported timeline.

Further requires the Office to submit the reports to the Legislature no later than thirty days after the last day of each quarter.

#### PART V, SECTION 37

HAWAII COMMUNITY DEVELOPMENT AUTHORITY PROJECT FUNDED STAFF SERVICES BUDGET. Requires the Hawaii Community Development Authority to prepare a project funded staff services budget report detailing each permanent position by number, position title, and compensation (including fringe benefits) and that the report include the details for non-permanent capital improvements program related positions to submit the budget report to the Legislature no later than twenty days prior to the convening of the Regular Sessions of 2012 and 2013.

#### PART V, SECTION 41

DEPARTMENT OF EDUCATION PROJECT FUNDED STAFF SERVICES BUDGET. Requires the Department of Education to prepare a project funded staff services budget report detailing each permanent position by number, position title, and compensation (including fringe benefits) and that the report include the details for non-permanent capital improvements program related positions to submit the budget report to the Legislature no later than twenty days prior to the convening of the Regular Sessions of 2012 and 2013.

#### PART V, SECTION 42

DEPARTMENT OF LAND AND NATURAL RESOURCES PROJECT FUNDED STAFF SERVICES BUDGET. Requires the Department of Land and Natural Resources to prepare a project funded staff services budget report detailing each permanent position by number, position title, and compensation (including fringe benefits) and that the report include the details for non-permanent capital improvements program related positions to submit the budget report to the Legislature no later than twenty days prior to the convening of the Regular Sessions of 2012 and 2013.

#### PART V. SECTION 43

AIRPORTS DIVISION PROJECT FUNDED STAFF SERVICES BUDGET. Requires the Airports Division to prepare a project funded staff services budget report detailing each permanent position by number, position title, and compensation (including fringe benefits) and that the report include the details for non-permanent capital improvements program related positions to submit the budget report to the Legislature no later than twenty days prior to the convening of the Regular Sessions of 2012 and 2013.

PART V, SECTION 44

HARBORS DIVISION PROJECT FUNDED STAFF SERVICES BUDGET. Requires the Harbors Division to prepare a project funded staff services budget report detailing each permanent position by number, position title, and compensation (including fringe benefits) and that the report include the details for non-permanent capital improvements program related positions to submit the budget report to the Legislature no later than twenty days prior to the convening of the Regular Sessions of 2012 and 2013.

PART V, SECTION 46

HIGHWAYS DIVISION PROJECT FUNDED STAFF SERVICES BUDGET. Requires the Highways Division to prepare a project funded staff services budget report detailing each permanent position by number, position title, and compensation (including fringe benefits) and that the report include the details for non-permanent capital improvements program related positions to submit the budget report to the Legislature no later than twenty days prior to the convening of the Regular Sessions of 2012 and 2013.

PART V, SECTION 47

DEPARTMENT OF EDUCATION CAPITAL IMPROVEMENT PROJECTS. Requires the Department of Education to submit a quarterly report on progress made over the preceding three months towards implementation of all of the Department's capital improvement program appropriations and that for each active project the report shall provide for each cost element the total appropriation amount, lapse amount to date, expenditures to date, unallotted amount, allotment balance, encumbrance claim amount, encumbrance contract amount, and percent of work completed; provided further that the department shall report on all work undertaken using the appropriation for the first report and then work completed over the preceding three months for subsequent reports and provides that the first report shall be due to the Legislature no later than October 15 for the first quarter of fiscal year 2011-2012 and subsequent reports shall be due fifteen days after the quarter ends.

PART V, SECTION 52

DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES PROJECT FUNDED STAFF SERVICES BUDGET. Requires the Department of Accounting and General Services to prepare a project funded staff services budget report detailing each permanent position by number, position title, and compensation (including fringe benefits) and that the report include the details for non-permanent capital improvements program related positions to submit the budget report to the Legislature no later than twenty days prior to the convening of the Regular Sessions of 2012 and 2013.

PART VI, SECTION 66

AIRPORT REVENUE FUND AND PASSENGER FACILITY CHARGE SPECIAL FUND. Requires the Governor to submit a report of his of use these funds where the method of financing is designated to be by airport revenue bond funds to the Legislature for the previous twelve month period from December 1 to November 30 no later than thirty days prior to the convening of the Regular Sessions of 2012 and 2013.

PART VI, SECTION 67

HARBOR REVENUE FUND. Requires the Governor to submit a report of his of use the fund where the method of financing is designated to be by harbor revenue bond funds to the Legislature for the previous twelve month period from December 1 to November 30 no later than thirty days prior to the convening of the Regular Sessions of 2012 and 2013.

PART VI, SECTION 68

STATE HIGHWAY FUND. Requires the Governor to submit a report of his of use the fund where the method of financing is designated to be by highway revenue bond funds to the Legislature for the previous twelve month period from December 1 to November 30 no later than thirty days prior to the convening of the Regular Sessions of 2012 and 2013.

PART VI, SECTION 69

UNIVERSITY OF HAWAII SPECIAL FUNDS. Requires the Governor to submit a report of his of use the fund where the method of financing is designated to be by University of Hawaii revenue bond to the Legislature for the previous twelve month period from December 1 to November 30 no later than thirty days prior to the convening of the Regular Sessions of 2012 and 2013.

PART VI, SECTION 70

HAWAIIAN HOMES LANDS REVENUE BOND SPECIAL FUND. Requires the Governor to submit a report of his of use the fund where the method of financing is designated to be by Hawaiian Home Lands revenue bond funds to the Legislature for the previous twelve month period from December 1 to November 30 no later than thirty days prior to the convening of the Regular Sessions of 2012 and 2013.

PART VII, SECTION 73

CAPITAL IMPROVEMENT PROJECT SUPPLEMENT FUNDS. Requires the Governor to report uses of this authority to supplement funds for any cost element for a capital improvement project to the Legislature for the previous twelve month period from December 1 to November 30 no later than thirty days prior to the convening of the Regular Sessions of 2012 and 2013.

PART VII, SECTION 74

GENERAL OBLIGATION BOND FUND FOR CAPITAL IMPROVEMENT PROJECTS. Requires the Governor to notify the Legislature within five days of each use of this authority to transfer balances in general obligation bond fund for capital improvement projects to the project adjustment fund and submit a report to the Legislature of all uses of this authority for the previous twelve month period from December 1 to November 30 no later than thirty days prior to the convening of the Regular Sessions of 2012 and 2013.

PART VII, SECTION 75

PROJECT ADJUSTMENT FUND. Requires the Governor to notify the Legislature within five days of each use of his authority to make supplemental allotments from the project adjustment fund and submit a report to the Legislature of all uses of this authority for the

previous twelve month period from December 1 to November 30 no later than thirty days prior to the convening of the Regular Sessions of 2012 and 2013.

#### PART VII, SECTION 76

STATE EDUCATIONAL FACILITIES IMPROVEMENT SPECIAL FUND. Requires the Governor to submit a report to the Legislature of all uses of his authority to transfer finds from the state educational facilities improvement special fund to the special funded project adjustment fund for the previous twelve month period from December 1 to November 30 no later than thirty days prior to the convening of the Regular Sessions of 2012 and 2013.

#### PART VII, SECTION 77

SPECIAL FUNDED PROJECT ADJUSTMENT FUND FOR STATE EDUCATIONAL FACILITIES. Requires the Governor to notify the Legislature within five days of each use of his authority to make supplemental allotments from the special funded project adjustment fund for state educational facilities and submit a report to the Legislature of all uses of this authority for the previous twelve month period from December 1 to November 30 no later than thirty days prior to the convening of the Regular Sessions of 2012 and 2013.

#### PART VII, SECTION 78

GENERAL OBLIGATION BOND FUND FOR CAPITAL IMPROVEMENT PROJECTS FOR THE UNIVERSITY OF HAWAII. Requires the Governor to submit a report to the Legislature of all uses of his authority to transfer finds from the general obligation bond fund for capital improvement projects for the University of Hawaii to the University of Hawaii project adjustment fund to the Legislature of all uses of this authority for the previous twelve month period from December 1 to November 30 no later than thirty days prior to the convening of the Regular Sessions of 2012 and 2013.

#### PART VII, SECTION 79

UNIVERSITY OF HAWAII PROJECT ADJUSTMENT FUND. Requires the Governor to notify the Legislature within five days of each use of his authority to make supplemental allotments from the University of Hawaii project adjustment fund to supplement any currently authorized capital investment elements and submit a report to the Legislature of all uses of this authority for the previous twelve month period from December 1 to November 30 no later than thirty days prior to the convening of the Regular Sessions of 2012 and 2013.

#### PART VII, SECTION 81

CAPITAL IMPROVEMENT PROJECT, REDUCTION OF. Authorizes the Governor to permit the reduction in the scope of a capital improvement project and requires the Governor to notify the Legislature within five days of each use of this authority and submit a report to the Legislature of all uses of this authority for the previous twelve month period from December 1 to November 30 no later than thirty days prior to the convening of the Regular Sessions of 2012 and 2013.

PART VII, SECTION 83

CAPITAL IMPROVEMENT PROJECTS, DELEGATION OF THE IMPLEMENTATION OF. Authorizes designated expending agencies for capital improvement projects, with the approval of the Governor, to delegate to other state or county agencies the implementation of projects when it is determined advantageous to do so by both the original expending agency and the agency to which expending authority is to be delegated.

Requires the Governor shall notify the Legislature within five days of each use of this authority and submit a report to the Legislature of all uses of this authority for the previous twelve month period from December 1 to November 30 no later than thirty days prior to the convening of the Regular Sessions of 2012 and 2013.

PART VII, SECTION 85

CAPITAL IMPROVEMENT PROJECTS TO COPE WITH NATURAL DISASTERS. Authorizes the Governor to expend funds for capital improvement projects not previously authorized to cope with the effects of natural disasters or unforeseen emergencies, when the effects of the natural disasters or unforeseen emergencies create an urgent need to pursue a course of action that is in the best interest of the State.

Requires the Governor to notify the Legislature within five days of each use of this authority and submit a report to the Legislature of all uses of this authority for the previous twelve month period from December 1 to November 30 no later than thirty days prior to the convening of the Regular Sessions of 2012 and 2013.

PART VII, SECTION 86

PROGRAM FUNDS TO COPE WITH NATURAL DISASTERS. Authorizes the Governor to transfer savings or unrequired balances as may be available from the appropriated funds of any program to supplement the appropriation for any other program to cope with the effects of natural disasters or other unforeseen emergencies; provided that the effects of such natural disasters or emergencies create an urgent need to pursue a course of action that is in the best interest of the State.

Requires the Governor to notify the Legislature within five days of each use of this authority and submit a report to the Legislature of all uses of this authority for the previous twelve month period from December 1 to November 30 no later than thirty days prior to the convening of the Regular Sessions of 2012 and 2013.

PART VII, SECTION 90

FEDERALLY FUND STATE PROGRAMS. Provides that if unanticipated federal funding cutbacks diminish or curtail essential, federally funded state programs, the Governor may utilize savings as determined to be available from other state programs for the purpose of maintaining such programs until the next legislative session.

Requires the Governor to notify the Legislature within five days of each use of this authority and submit a report to the Legislature of all uses of this authority for the previous twelve month period from December 1 to November 30 no later than thirty days prior to the convening of the Regular Sessions of 2012 and 2013.

PART VII, SECTION 91.

FEDERAL FUNDS EXPENDITURE. Authorizes the Governor to approve the expenditure of federal funds, including federal stimulus funds, that are in excess of levels authorized by the Legislature and for Governor to allow for an increase in the federal fund authorization ceiling for the program to accommodate the expenditure of such funds.

Requires that prior to the Governor's approval to expend these funds, the Governor shall submit a report to the Legislature that includes the date when the program to receive the federal funds was first notified that additional federal funds may be available, the date that additional federal funds were known to be available, the reasons why additional federal fund appropriations were not sought during the preceding legislative session, and an explanation of the public benefit and that if federal funds are received as a result of a natural or manmade disaster within five days after the Governor's approval to expend funds has been granted.

Requires the Governor to submit a summary report of all uses of this authority for the previous twelve month period from December 1 to November 30 no later than thirty days prior to the convening of the Regular Sessions of 2012 and 2013.

PART VII, SECTION 92

FUNDS OR PROPERTY FROM PRIVATE ORGANIZATIONS OR INDIVIDUALS. Provides that where an agency is authorized to secure funds or other property from private organizations or individuals to be expended or utilized in connection with any authorized program, the agency, with the Governor's approval, may enter into such undertaking.

Requires the Governor to notify the Legislature within five days of each use of this authority and submit a report to the Legislature of all uses of this authority for the previous twelve month period from December 1 to November 30 no later than thirty days prior to the convening of the Regular Sessions of 2012 and 2013.

PART VII, SECTION 95

OPERATING FUNDS. Authorizes the Governor to transfer operating funds between appropriations within the same fund, within an expending agency, for operating purposes.

Requires the Governor to submit a report to the Legislature within five days of each use of this authority; provided further that the report shall include the date of transfer, the amount of the transfer, the program ID from which funds were transferred, the program ID to which funds were transferred, the impact to the program ID funds are transferred from, and a detailed explanation of the public purposes served by the transfer of resources and submit to the Legislature a summary report containing the aforementioned information for each use of this authority for the previous twelve month period from December 1 to November 30 no later than thirty days prior to the convening of the Regular Sessions of 2012 and 2013.

PART VII, SECTION 96

RETIREMENT BENEFIT - STATE (BUF 741). Requires the Director of Finance, with the approval of the Governor, to transfer into retirement benefit – state (BUF 741) \$88,200,000

for fiscal year 2011-2012 and \$88,200,000 for fiscal year 2012-2013 for labor savings attributable to collective bargaining agreements for all bargaining units and pursuant to any executive memoranda that results in salary savings for all employees not included under collective bargaining in respective state agencies.

Requires the Governor to submit a report to the Legislature within five days of each transfer that shall include the date of the transfer, the amount of the transfer, the program ID from which funds are transferred, and the collective bargaining unit for which the transfer was made and submit to the Legislature a summary report for all transfers by December 1 for the previous twelve-month period.

#### PART VII, SECTION 97

HEALTH PREMIUM PAYMENTS - STATE (BUF 761). Requires the Director of Finance, with the approval of the Governor, to transfer into health premium payments - state (BUF 761) \$50,000,000 for fiscal year 2011-2012 and \$50,000,000 for fiscal year 2012-2013.

Requires the Governor to submit a report to the Legislature within five days of each use of this authority that shall include the date of the assessment, the amount of the assessment, the program ID from which funds were assessed, a detailed explanation of the reason for which funds were transferred from a particular program ID, including a detailed report of any performance measurements or standards used in evaluating such assessment, and the impact to the program ID from which funds are transferred from submit to the Legislature a summary report for all transfers by December 1 for the previous twelve-month period.

#### PART VII, SECTION 98

PUBLIC EMPLOYEES, TRANSFER OF. Authorizes each department or agency is authorized to transfer positions within its respective authorized position ceiling for the purpose of maximizing the utilization of personnel resources and staff productivity; provided further that all such actions shall be with the prior approval of the Governor.

Requires the Governor to submit a report to the Legislature within five days of each use of this authority; provided further that the report shall include the date of the transfer, the position transferred, the program from which the position was transferred, the program to which the position was transferred, responsibilities of the position prior to transfer, the responsibilities of the position after the transfer, and the manner in which the transfer maximizes the utilization of personnel resources and staff productivity.

Further requires the Governor to submit to the Legislature a summary report of all uses of this authority for the previous twelve month period from December 1 to November 30 no later than thirty days prior to the convening of the Regular Sessions of 2012 and 2013.

#### PART VII, SECTION 99

APPROPRIATIONS BASED ON POPULATION AND WORKLOAD DATA. Requires agencies having appropriations that are based on population and workload data as specified in the executive budget document to reduce expenditures below appropriations under procedures prescribed by the Department of Budget and Finance in the event actual population and workload trends are less than the figures projected.

Requires the Department of Budget and Finance to notify the Legislature within five business days of each application of this proviso and submit a report of all applications of this proviso for the previous twelve month period from December 1 to November 30 no later than thirty days prior to the convening of the Regular Sessions of 2012 and 2013.

#### PART VII, SECTION 100

AUDIT SERVICES, TRANSFER OF FUNDS FOR. Provides that with the approval of the Governor, agencies that use appropriations for audit services may delegate that responsibility and transfer funds to the internal post audit .

Requires the Governor to submit to the Legislature a summary report of all uses of this authority for the previous twelve month period from December 1 to November 30 no later than thirty days prior to the convening of the Regular Sessions of 2012 and 2013.

#### PART VII, SECTION 101

REPAIR AND MAINTENANCE, TRANSFER OF FUNDS FOR. Provides that with the approval of the Governor, expending agencies that use appropriations for planning, land acquisition, design, construction, and equipment for repair and alterations may delegate responsibility and transfer funds to public works – planning, design and construction (AGS 221) for the implementation of the repair and alterations, when it is determined by the agencies that it is advantageous to do so.

Requires the Governor to submit to the Legislature a summary report of all uses of this authority for the previous twelve month period from December 1 to November 30 no later than thirty days prior to the convening of the Regular Sessions of 2012 and 2013.

#### PART VII, SECTION 103

HEALTH CARE FOR INDIGENTS, TRANSFER OF FUNDS FOR. Provides that with the approval of the Governor, the Hawaii Health Systems Corporation in the Department of Health may transfer to the Department of Human Services funds appropriated to the Corporation for the care and treatment of patients, whenever the Department of Human Services can utilize such funds to match federal funds that may be available to help finance the cost of outpatient, acute hospital, or long-term care of indigents or medical indigents in designated critical access hospitals.

Requires the Governor to submit a report to the Legislature of all uses of this authority for the previous twelve month period from December 1 to November 30 no later than thirty days prior to the convening of the Regular Sessions of 2012 and 2013.

#### PART VII, SECTION 104

HEALTH CARE FOR INDIGENTS, TRANSFER OF FUNDS FOR. Provides that with the approval of the Governor, the Department of Health may transfer to the Department of Human Services funds appropriated to the Department of Health for the care and treatment of patients, whenever the Department of Human Services can utilize such funds to match federal funds to finance the cost of outpatient, hospital, or skilled nursing home care of indigents or medical indigents.

Requires the Governor to submit a report to the Legislature of all uses of this authority for the previous twelve month period from December 1 to November 30 no later than thirty days prior to the convening of the Regular Sessions of 2012 and 2013.

#### PART VII, SECTION 105

HEALTH CARE FOR INDIGENTS, AGREEMENTS FOR. Authorizes the Department of Human Services to enter into agreements with the Department of Health to furnish outpatient, hospital, and skilled nursing home care of indigents or medical indigents and to pay the Department of Health for such care.

Requires the Governor to submit a report to the Legislature of all uses of this authority for the previous twelve month period from December 1 to November 30 no later than thirty days prior to the convening of the Regular Sessions of 2012 and 2013.

#### PART VII, SECTION 108

BOND RATING AND SALES, PROTOCOL ACCOUNT FOR IMPROVING. Authorizes the establishment of a separate protocol account to be expended at the discretion of the Director of Finance for the promotion and improvement of state bond ratings and sales.

Requires the Director to prepare a detailed report of all expenditures made from the protocol account that shall include the date of any expenditure, the purpose of any expenditure, the name of the entity that received the funds, and an explanation of the manner in which the expenditures promoted and improved the state bond ratings and sales and submit this report to the Legislature no later than thirty days prior to the convening of the Regular Sessions of 2012 and 2013.

#### PART VII, SECTION 114

CLAIMS AGAINST THE STATE. Provides that if the amount of settlements and judgments approved by the Legislature in H.B. No. 1001, H.D. 2, S.D. 2, C.D. 1 the Claims Bill, exceeds program allocations for fiscal year 2011-2012 or fiscal year 2012-2013, a department with the approval of the Governor is authorized to utilize allocated savings determined to be available from any other program within the department and the Governor is authorized to transfer funds between allocations of appropriations within a department for the purposes of paying settlements and judgments of a program.

Requires the Governor to submit a report of all uses of this authority for the previous twelve month period no later than thirty days prior to the convening of the Regular Sessions of 2012 and 2013.

#### PART VII, SECTION 115

MUNICIPAL LEASE PAYMENTS, FUNDS FOR. Requires the Governor to submit to the Legislature a summary report of all uses of this authority for the previous twelve month period from December 1 to November 30 no later than thirty days prior to the convening of the Regular Sessions of 2012 and 2013.

PART VII, SECTION 116

REPORTS OR NOTIFICATION TO THE LEGISLATURE. Requires that for all notification and reporting, copies of the notification or report shall be submitted to the Senate President's Office, the Speaker of the House of Representatives' Office, the Senate Ways and Means Committee Chairperson's Office, the House of Representatives' Finance Committee Chairperson's Office, and to the appropriate standing committees' chairperson's office that has oversight responsibilities over the state program affected and that the notification and report shall be posted on the website of the agency responsible for submitting the notification or report.

PART VII, SECTION 119

PUBLIC EMPLOYEES POSITIONS ESTABLISHED. Requires the respective agency or department to submit a report to the Legislature within five days of each use of this provision;

- (1) Authority used to establish the position;
- (2) Date the position was established;
- (3) Projected date the position will be filled;
- (4) Amounts projected to be expended in fiscal year 2011-2012 and in fiscal year 2012-2013;
- (5) Source of funds used to pay for the position; and
- (6) Functions to be performed by the position.

Requires the Department of Budget and Finance to submit to the Legislature a summary report of all uses of this provision for the previous twelve month period from December 1 to November 30 no later than thirty days prior to the convening of the Regular Sessions of 2012 and 2013.

PART VII, SECTION 121

HAWAII STRATEGIC DEVELOPMENT CORPORATION AND THE HIGH TECHNOLOGY DEVELOPMENT CORPORATION, CONSOLIDATION OF. Requires the Department of Business, Economic Development and Tourism to prepare a report that shall include but not be limited to a cost benefit analysis of consolidating the Hawaii Strategic Development Corporation and the High Technology Development Corporation into a single agency within the Department that includes a detailed narrative on the results of the cost benefit analysis, impact statements from each of the three agencies' administrators and that the department shall submit the report to the Legislature no later than forty days prior to the convening of the Regular Session of 2012.

PART VII, SECTION 122

DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM, REORGANIZATION. Requires the Department of Business, Economic Development and Tourism to prepare a comprehensive report on the Department's efforts to reorganize and submit the report to the Legislature no later than thirty days prior to the convening of the Regular Session of 2012.

PART VII, SECTION 123.

DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM'S ENERGY PROGRAM. Requires the Department of Business, Economic Development and Tourism to prepare a report on its energy program and submit the report to the Legislature no later than thirty days prior to the convening of the Regular Session of 2012.

PART VII, SECTION 124

DEPARTMENT OF TRANSPORTATION'S TRAVEL- RELATED EXPENSES. Requires the Department of Transportation to prepare a report on all travel-related expenses compensated by non-state organizations by program ID and submit the report to the Legislature no later than thirty days prior to the convening of the Regular Sessions of 2012 and 2013.

PART VII, SECTION 125

DEPARTMENT OF TRANSPORTATION SPECIAL MAINTENANCE PROGRAMS. Requires the Department of Transportation to prepare a report on all budgeted and actual expenditures for special maintenance programs by program ID and means of financing for the prior three fiscal years, budgeted and estimated for the current fiscal year, and budgeted and projected for the next fiscal year and submit the report to the Legislature no later than thirty days prior to the convening of the Regular Sessions of 2012 and 2013.

PART VII, SECTION 126

TEMPORARY ASSISTANCE FOR NEEDY FAMILIES PROGRAM, FINANCIAL PLAN FOR FUNDS. Requires the Department of Human Services to prepare a report that includes a detailed financial plan by means of financing for all funds expended under the TANF (Temporary Assistance for Needy Families) and TAONF (Temporary Assistance for Other Needy Families) programs and submit the report to the Legislature no later than thirty days prior to the convening of the Regular Sessions of 2012 and 2013.

PART VII, SECTION 127

TEMPORARY ASSISTANCE FOR NEEDY FAMILIES AND TEMPORARY ASSISTANCE FOR OTHER NEEDY FAMILIES PROGRAMS. Requires the Department of Human Services to prepare a report on the TANF (Temporary Assistance for Needy Families) and TAONF (Temporary Assistance for Other Needy Families) programs for the prior and current fiscal year and submit the report to the Legislature no later than thirty days prior to the convening of the Regular Sessions of 2012 and 2013.

PART VII, SECTION 128

TEMPORARY ASSISTANCE FOR NEEDY FAMILIES AND TEMPORARY ASSISTANCE FOR OTHER NEEDY FAMILIES PROGRAMS. Requires the Department of Human Services to prepare a report on the TANF (Temporary Assistance for Needy Families) and TAONF (Temporary Assistance for Other Needy Families) programs that includes by program ID and means of financing the amounts and descriptions of use of all TANF and TAONF and submit this report to the Legislature no later than thirty days prior to the convening of the Regular Sessions of 2012 and 2013.

PART VII, SECTION 129

DEPARTMENT OF HAWAIIAN HOME LANDS, FINANCIAL PLAN. Requires the Department of Hawaiian Home Lands to prepare a financial plan for the ensuing six years and submit the plan to the Legislature no later than thirty days prior to the convening of the Regular Session of 2012.

PART VII, SECTION 131

STUDENT TRANSPORTATION. Requires the Department of Education to prepare a report that includes:

- (1) A comprehensive analysis of alternatives for providing student transportation, including mandated student transportation services, including but not limited to the elimination of transportation services not mandated by law, route consolidation and reduction scenarios, methods of reducing contracted costs, implementation of transportation services with state personnel and/or buses, partnerships with county agencies, and the use of tripper service as defined in 49 CFR 605.3;
- (2) A cost benefit analysis of each alternative identified;
- (3) A prioritized listing of student transportation routes, the reason the route is a priority, the projected number of students serviced, and the projected cost of providing transportation service for the route;
- (4) An examination of fee schedules and evaluation of various pricing strategies;
- (5) An evaluation of how student transportation is successfully administered and costs are managed and paid for in at least four other jurisdictions;
- (6) Recommendations on the options identified in the report; and
- (7) Identification of the actual costs for all student transportation services, including mandated, for the prior two fiscal years and projected costs for the current fiscal year by means of financing, contract, and route and identification of those costs.

Further requires the Department to submit the report to the Legislature no later than forty days prior to the convening of the Regular Session of 2012.

PART VII, SECTION 132

SCIENCE, TECHNOLOGY, ENGINEERING, AND MATH AND CREATIVE MEDIA PROGRAMS. Requires the Department of Education to prepare a report on STEM (Science, Technology, Engineering and Math) and creative media programs and in that report and submit the report to the Legislature no later than thirty days prior to the convening of the Regular Session of 2012.

PART VII, SECTION 133

DEPARTMENT OF PUBLIC SAFETY OVERTIME COSTS. Requires the Department of Public Safety shall prepare a report on overtime and submit the report to the Legislature no later than thirty days prior to the convening of the Regular Sessions of 2012 and 2013.

(HSCR 952, SSCR 1075, CCR 143)

## HB 318, HD2, SD2

VOG EFFECTS AND IMPACT. Establishes within the Civil Defense Agency of a county with an active volcano from which vog emanates, the interagency task force on vog to review the effects and impact of vog on human health, school children, agriculture, farm and ranch animals, public infrastructure, the visitor industry, and any other issue the task force deems necessary.

Requires the Civil Defense Agency of the county with an active volcano from which vog emanates to provide administrative support, including the recording of minutes, to the interagency task force on vog.

Further requires the administrator of the Civil Defense Agency of the county to be the chair of the interagency task force on vog and that the task force include:

- (1) The Director of Health, or the Director's designee;
- (2) The Vice Director of Civil Defense, Department of Defense;
- (3) The representative of the fourth representative district;
- (4) The representative of the fifth representative district;
- (5) The senator of the second senatorial district;
- (6) Hawaii County Council members representing lower Puna and Kau;
- (7) The Fire Chief of the Hawaii County Fire Department;
- (8) A representative from the Hawaii District Office of the Department of Education;
- (9) The chairperson of the East Hawaii Regional Board of the Hawaii Health Systems Corporation;
- (10) The Chairperson of the Board of Agriculture;
- (11) The Chairperson of the Board of Land and Natural Resources;
- (12) The District Health Officer for the Hawaii District Health Office of the Department of Health;
- (13) The Administrator of Kau Hospital;
- (14) The Executive Director of the Hawaii Visitors and Convention Bureau for the Island of Hawaii; and
- (15) The Hawaii District Manager of the State Department of Transportation Highways Division.

Further requires the task force to submit a report that recommends measures and strategies to mitigate the effects of vog to the Legislature no later than twenty days prior to the convening of the Regular Session of 2013.

(HSCR 199, 803, SSCR 813, 1158)

## HB 400, HD1

OFFICE OF HAWAIIAN AFFAIRS, TRANSFER OF FUNDS. Authorizes the Board of Trustees of the Office of Hawaiian Affairs or their designee to transfer sufficient funds and positions between programs for operating purposes and requires that a report of these fund transfers be made to the Legislature no later than the end of the 2012 and 2013 fiscal years.

(HSCR 509, 954, SSCR 862, 1077)

**HB 739, HD2, SD1, CD1**

CAREGIVERS IN COMMUNITY CARE FOSTER FAMILY HOMES, QUALIFICATIONS OF. Requires the Department of Human Services to evaluate the implementation of the provisions of this Act and provide a report to the Legislature no later than twenty days prior to the convening of the Regular Session of 2012.

(HSCR 287, 723, SSCR 1080, CCR 86)

**HB 866, HD2, SD2, CD1**

BEEKEEPER REGISTRATION. Requires the Department of Agriculture to report on the effectiveness of beekeeper registration in keeping accurate statistics on the beekeeping industry, including any proposed legislation or recommendations for amendments to the registration system or process to the Legislature no later than twenty days prior to the convening of the Regular Session of 2013.

(HSCR 405, 887, SSCR 824, 1140, CCR 54)

**HB 889, HD2, SD2, CD1**

HEALTH CARE-ASSOCIATED INFECTIONS, REPORT ON. Requires the Department of Health to submit an update on health care-associated infection to the Legislature no later than twenty days prior to the convening of the Regular Session of 2012.

(HSCR 208, 574, 794, SSCR 856, 1213, CCR 115)

**HB 945, HD2, SD1, CD1**

STUDENT INSTRUCTIONAL HOURS, EXAMINATION OF. Requires the Department of Education to re-examine what constitutes student instructional hours, determine current levels of student instructional hours at each school, and assess the ability of all schools to comply and report its findings to the Legislature no later than September 1, 2011.

(HSCR 297, 880, SSCR 967, 1088, CCR 84)

**HB 1038, HD2, SD2**

PART III, SECTION 20

PUBLIC EMPLOYEES' PENSION, REGULAR INTEREST ON. Requires the Board of Trustees of the Employees' Retirement System to conduct a study to determine whether the percentage of regular interest, as defined under section 88-21, Hawaii Revised Statutes, is appropriate and to compare that percentage against the guaranteed percentage of interest paid by other investment or saving vehicles during the fiscal year 2019-2020.

Further requires the Board to submit a report of the study that includes a recommendation on whether the percentage of "regular interest" should be changed or remain the same to the Legislature no less than twenty days prior to the convening of the Regular Session of 2021.

(HSCR 469, 915, SSCR 984, 1206)

#### **HB 1039, HD1, SD2, CD1**

NONAERONAUTICAL USERS OF THE STATE AIRPORTS, RATES, RENTALS, FEES, AND CHARGES IMPOSED. Authorizes the Director of Transportation to develop and formulate methodology in setting the various rates, rentals, fees, and charges imposed and to determine usage of space, estimate landed weights, and apply such portion of nonaeronautical revenue deemed appropriate in determining the rates, rentals, fees, and charges applicable to aeronautical users of the statewide system of airports and if fees are established, requires the Department of Transportation to prepare a detailed report on the circumstances and rates and charges that have been established and submit the report to the Legislature no later than twenty days prior to the convening of the next regular session.

(HSCR 456, 891, SSCR 886, 1243, CCR 141)

#### **HB 1052, HD2, SD1, CD1**

SURPLUS LINES INSURANCE PREMIUM TAXES AND FEES, COLLECTION OF. Requires the Insurance Commissioner to submit recommendations for legislation pertaining to and enabling the Commissioner to participate fully in the multi-state cooperative agreement, interstate agreement, reciprocal agreement, or compact for the collection and distribution of surplus lines insurance premium taxes and fees created pursuant to the Nonadmitted and Reinsurance Reform Act of 2010, to the Legislature no later than twenty days prior to the convening of the Regular Session of 2012.

(HSCR 560, 826, SSCR 1079, CCR 89)

#### **HB 1164, HD1, SD1, CD1**

SAND ISLAND, OAHU, SALE OR LAND EXCHANGE OF. Requires the Department of Land and Natural Resources to report on its review and consideration of the sale or exchange of Sand Island parcels to leaseholders, and its recommendations for further action to the Legislature no later than twenty days prior to the convening of the Regular Session of 2012.

(HSCR 433, 829, SSCR 942, 1196, CCR 128)

#### **HB 1230, HD2, SD1, CD1**

NONRESIDENTIAL STRUCTURES USED FOR AGRICULTURAL OR AQUACULTURAL OPERATIONS, EXEMPTION FROM BUILDING PERMIT REQUIREMENTS. Requires the Hawaii Farm Bureau Federation and each county planning department to report on the

impact of this Act, including proposed amendments to the Legislature, no later than twenty days prior to the convening of the Regular Session of 2012.

(HSCR 272, 935, SSCR 1078, CCR 67)

### **HB 1342, HD1, SD2, CD1**

BROADBAND COMMUNICATIONS AND PERMIT EXEMPTIONS. Requires the Director of Commerce and Consumer Affairs to review the state of broadband communications in Hawaii and permit exemptions granted and to make a recommendation whether to extend exemptions and submit a report of the director's findings and recommendations, along with any proposed legislation, to the Legislature no later than twenty days prior to the convening of the Regular Session of 2016.

(HSCR 212, 537, 802, SSCR 852, 1050, CCR 120)

### **HB 1405, HD1, SD1, CD1**

GREENWAYS AND TRAILS, PLANS FOR. Requires the Office of Planning to coordinate with the Department of Transportation and the Department of Land and Natural Resources in its efforts to develop a plan for a statewide system of greenways and trails (system), to seek input from the counties regarding the establishment of a system for each county, the areas in each county that may be appropriate to designate as a greenway or trail, and the various impediments to establishing a system in each county, investigate and explore other jurisdictions that have established and implemented a system, investigate and consider, in consultation with the department of transportation, the use of transportation enhancement funds to establish and implement a statewide system, and establish a timeline for implementing a statewide system.

Further requires the Office to submit a written report on its findings and recommendations, including any proposed legislation, to the Legislature no later than twenty days prior to the convening of the Regular Session of 2012.

(HSCR 248, 836, SSCR 1133, CCR 124)

### **SCR 28, SD2**

HUMAN SERVICES GOODS AND SERVICES, PROMPT PAYMENT FROM STATE AGENCIES FOR. Requests the Comptroller to establish a prompt payment task force and to invite the initial members of the task force, including at least one member from:

- (1) The State Procurement Office of the Department of Accounting and General Services;
- (2) The Department of Budget and Finance;
- (3) The Department of Health;
- (4) The Department of Human Services;
- (5) The Hawaii Alliance of Nonprofit Organizations;
- (6) The Building Industry Association of Hawaii or The Pacific Resource Partnership;

- (7) The Senate Committee on Economic Development and Technology;
- (8) The Senate Committee on Human Services;
- (9) The Senate Committee on Public Safety, Government Operations, and Military Affairs;
- (10) The House of Representatives Committee on Economic Revitalization and Business;
- (11) The House of Representatives Committee on Human Services; and
- (12) The House of Representatives Committee on Public Safety and Military Affairs.

Further requests the task force to examine and resolve issues that prevent state agencies from making prompt payment for goods and services purchased through nonprofit organizations, particularly human service nonprofit organizations, that deliver pivotal goods and services to individuals, families, and communities.

Further requests the task force to submit a report of its findings and recommendations, including any proposed legislation, to the Legislature no later than twenty days prior to the convening of the Regular Session of 2012.

(SSCR 1013, 1296, HSCR 1746)

**SCR 53, SD1  
SR 27, SD1  
HR 38, HD1**

COMPACT OF FREE ASSOCIATION MIGRANTS, FUNDING TO PROVIDE FINANCIAL AND MEDICAL ASSISTANCE FOR. Urges the United States Department of the Interior and the Congress of the United States to provide additional federal aid to the State of Hawaii for the provision of various state services to migrants from the Compact of Free Association nations.

Further urges the Department of the Interior, Office of Insular Affairs to review the funding of the Compact Impact Assistance grant and to make every effort to increase the amount of direct assistance available to Hawaii to offset costs incurred by the State.

Further urges the Congress to support federal legislation to amend the Personal Responsibility and Work Opportunity Reconciliation Act of 1996 to render Compact of Free Association migrants eligible to receive federally funded financial and medical assistance.

Further urges the Department to provide dialysis and chemotherapy centers in Micronesia and all areas within the Compact of Free Association nations and to secure other forms of direct assistance to the State and the Compact of Free Association population in the United States.

(SSCR 1000, 1283, HSCR 1744)

**SCR 111, SD1**

DOG BREEDERS AND DOG BREEDING FACILITIES, AUDIT OF. Requests the Auditor to conduct a sunrise review of the regulation of large scale dog breeders and dog breeding

facilities, as proposed under Senate Bill No. 1522, S.D. 2, H.D. 1, pursuant to section 26H-6, Hawaii Revised Statutes and to submit findings and recommendations to the Legislature no later than twenty days prior to the convening of the Regular Session of 2012.

(SSCR 1019, 1286, HSCR 1755)

### **SCR 124, SD2, HD1**

LANDFILLS, BENEFITS FOR COMMUNITIES LOCATED CLOSE TO. Urges the Director of Health to convene task forces with the counties, other than for the County of Kalawao, beginning with the most populous county and proceeding with the other counties in decreasing order by population, to study the feasibility of providing community benefits packages for the neighborhoods and community health centers located closest to landfills.

Resolves that the Director and the most populous county are requested to convene their task force for that county expeditiously and are requested to report recommendations of their task force to the Legislature no later than twenty days prior to the convening of the Regular Session of 2012, at which time the task force for the most populous county shall cease to exist.

Further resolves that the Director and the second most populous county are requested to report recommendations of their task force to the Legislature no later than twenty days prior to the convening of the Regular Session of 2013, at which time the task force for the second most populous county shall cease to exist.

Further resolves that the Director and the third most populous county are requested to report recommendations of their task force to the Legislature no later than twenty days prior to the convening of the Regular Session of 2014, at which time the task force for the third most populous county shall cease to exist.

Further resolves that the Director and the fourth most populous county are requested to report the recommendations of the task force to the Legislature later than twenty days prior to the convening of the Regular Session of 2015, at which time the task force for the fourth most populous county shall cease to exist.

(SSCR 1020, 1294, HSCR 1749)

### **SCR 127, SD1**

STATE HEALTH PLANNING AND DEVELOPMENT AGENCY AND THE STATE HEALTH SERVICES AND FACILITIES PLAN. Requests the Health Committee Chairs in the Senate and House of Representatives to convene a working group to:

- (1) Evaluate whether State Health Planning and Development Agency (SHPDA) is subject to Hawaii's Sunshine Law, chapter 92, Hawaii Revised Statutes;
- (2) Evaluate whether the State Health Services and Facilities Plan is an agency rule that is subject to chapter 91, Hawaii Revised Statutes, and whether the preparation of the State Health Services and Facilities Plan or any amendments thereto are required to go through the public hearing process in conformance with chapters 91 and 92, Hawaii Revised Statutes; and

- (3) Recommend ways to improve SHPDA's efficiency as it determines certificates of need.

(SSCR 1305, HSCR 1745)

### **SCR 130, SD1**

ART RESOURCE CENTER FOR TEACHERS. Requests the Department of Education to consider using the property located on Young Street, adjacent to the Honolulu Academy of Arts' Academy Art Center, as an art resource center for teachers and to establish a working group to explore the feasibility of relocating the Office of School Facilities and Support Services and repurposing this space as an art resource center for teachers.

Resolves that the working group be comprised of:

- (1) The Superintendent of Education, or the superintendent's representative, who is requested to chair the working group;
- (2) A representative from the Honolulu Academy of Arts;
- (3) Elected state officials from the area around the Academy Art Center and who are interested in the arts and arts education, or their representatives;
- (4) A representative of the Hawaii State Teachers Association; and
- (5) Other members from the immediate community whose input the superintendent deems advisable to obtain.

(SSCR 998, 1285, HSCR 1756)

### **SCR 134, SD1**

INVESTMENT EXCHANGE, CREATION OF. Requests the Department of Commerce and Consumer Affairs to convene a working group, chaired by the Commissioner of Financial Institutions and including the Securities Commissioner, a representative of the Director of Commerce and Consumer Affairs, representatives from the investor community, and other participants identified by the Commissioner of Financial Institutions to investigate the creation of a Hawaii investment exchange to be administered by a nonprofit corporation and to be known as the Hawaii Exchange for Local Investment.

Further requests the working group to investigate the relevant state and federal laws and regulations relating to the formation of a local investment exchange and to develop recommendations for legislation to create the necessary regulatory framework for a local investment exchange including recommendations for the appropriate agency to exercise regulatory authority, adequate staffing levels within the identified regulatory agency, criteria for appointment of the officers or directors of the local investment exchange, criteria for listing enterprises on the local investment exchange, indemnification of the investment exchange from civil and criminal liability, and policies and procedures for collaboration with the federal Securities and Exchange Commission in the creation and administration of a local investment exchange.

Further requests the working group to submit a report of its findings and recommendations to the Legislature no later than twenty days prior to the convening of the Regular Session of 2012.

(SSCR 1052, HSCR 1741, 1747)

## SCR 145

FAMILY ENGAGEMENT FOR HAWAII'S PUBLIC SCHOOLS. Requests the Board of Education and Department of Education to collaborate with parent organizations to develop policies for family engagement for public schools and to report their findings and make legislative recommendations to facilitate family engagement to the Legislature no later than twenty days prior to the convening of the Regular Session of 2012.

(SSCR 1043, HSCR 1757)

## SCR 159, SD2

HAWAIIAN HOME LANDS HOMESTEADS. Urges the Department of Hawaiian Home Lands to take immediate action to comply with the court order in Lum v. Hawaiian Homes Commission, and to resume releasing pastoral and agricultural leases to its beneficiaries as soon as possible.

Further requests the Department to provide:

- (1) The following data or statistics for the period 2000 through 2010 on the number of:
  - (A) Homestead awards reported to the Legislature (if there is a discrepancy with the appropriate annual report, an explanation shall be provided), and a breakdown for each year in each of the following categories of homesteads: residential, pastoral, agricultural, and aquacultural;
  - (B) Vacant improved lot awards;
  - (C) Homestead awards with improved homes;
  - (D) Homestead awards built under the self-help home-building strategy;
  - (E) Homestead awards under the undivided interest program; and
  - (F) Applicants offered homestead awards for each category;
- (2) Funds expended each year to improve lots with infrastructure; and
- (3) Type of funding, such as general, special, trust, or federal, broken down by homestead type, including:
  - (A) Infrastructural costs to provide utilities; and
  - (B) Homes built on each type of homestead under the following strategies: turnkey, self-help, and owner-builder.

Resolves that the Department submit the data requested in this measure and a report of its activities and efforts with respect to the release of pastoral and agricultural leases to its beneficiaries to the Legislature no later than twenty days prior to the convening of the Regular Session of 2012.

(SSCR 1026, 1293, HSCR 1748)

## SR 18, SD1

AGRICULTURAL LANDS ON OAHU. Urges the City and County of Honolulu to expend monies set aside in its 2010-2011 Executive Operating Budget and Program to the Department of Planning and Permitting for a study to map and determine important agricultural land on Oahu.

(SSCR 1002, 1302)

### **SR 27, SD1**

COMPACT OF FREE ASSOCIATION MIGRANTS, FUNDING TO PROVIDE FINANCIAL AND MEDICAL ASSISTANCE FOR. See SCR 53.

(SSCR 1001, 1284)

### **SR 29, SD1**

INDIGENOUS PEOPLES DAY. Requests the Governor to support legislation that re-designates the second Monday in October as Indigenous Peoples' Day, in recognition of the countless numbers of indigenous people worldwide who perished as a result of the indigenous-European clash of civilizations and of those indigenous people who have endured and survived over the past five hundred years and who wish to celebrate their continuity and breath of life, educate the general public about this issue, and create a more peaceful world.

(SSCR 1281)

### **SR 37, SD1**

PRISONERS, EARNED TIME PROGRAM. Requests the Department of Public Safety to:

- (1) Review statutory provisions relating to sentences of imprisonment and mandatory imprisonment sentences;
- (2) Plan and implement an earned time program as described in this measure for committed persons who have been sentenced for longer than one year and who have successfully completed the recommended programming while incarcerated; and
- (3) Make recommendations to the Legislature on suggested legislation to enable an earned time program to be implemented.

Resolves that the earned time program include developing, establishing, and implementing the following standards and procedures for the earned time program:

- (1) Objective standards for measuring progress in each of the following categories, to the extent that the services are available at the committed person's correctional facility:
  - (A) Work, vocational, or occupational training and skills, including consideration of factors such as attendance, promptness, performance, cooperation, care of materials, and safety;
  - (B) Social adjustment, including skills such as group living, housekeeping, personal hygiene, and cooperation;
  - (C) Participation in counseling sessions and self help groups;
  - (D) Therapeutic and other similar departmental programs; and
  - (E) Education or literacy programs;
- (2) Procedures for evaluating, recording, and certifying progress under the earned time program; and
- (3) Procedures for awarding earned time credits and recording and applying days earned under the earned time program.

Further resolves that the Department annually review the performance of each person committed to its custody to date and grant, withhold, withdraw, or restore an earned time credit from the person's maximum term of imprisonment.

Further resolves that the following information about the earned time program be made available in writing to all eligible committed persons upon request:

- (1) Departmental standards and procedures for the earned time program; and
- (2) Equivalencies between:
  - (A) Days served in accordance with earned time program requirements and credits earned; and
  - (B) Credits earned and days earned.

Further resolves that the Department describe its progress in implementing an earned time program in its Re-Entry Master Plan and report on its progress in establishing and implementing an earned time program to the Legislature no later than twenty days prior to the convening of the Regular Session of 2012.

(SSCR 1271)

#### **SR 44, SD1**

AGRIBUSINESS DEVELOPMENT CORPORATION, REVIEW OF. Requests the Department of Agriculture to convene a working group to review the duties and responsibilities of the Agribusiness Development Corporation and make recommendations regarding the Corporation's programs and budget priorities.

Resolves that the working group consist of:

- (1) The Chairperson of the Board of Agriculture, or the Chairperson's designee, who shall serve as the chair;
- (2) The Director of Business, Economic Development, and Tourism, or the Director's designee;
- (3) The Dean of the University of Hawaii College of Tropical Agriculture and Human Resources, or the Dean's designee;
- (4) The Executive Director of the Hawaii Community Development Authority, or the Executive Director's designee;
- (5) The Executive Director of the Hawaii Farm Bureau Federation, or the Executive Director's designee;
- (6) One member who has experience in marketing of agricultural products;
- (7) One member who has experience in agricultural loans and financing;
- (8) One member who has experience in the transportation of agricultural products; and
- (9) One member who has experience in agricultural processing facilities;
- (10) One member who has experience in development and management of water irrigation systems; and
- (11) One member who has experience in agricultural land planning, development, and management.

Further requests the working group to review and assess the duties, responsibilities, and performance of the Corporation and to address and recommend improvements to programs that would increase and enhance the efficiency of the Corporation in addressing current and future agricultural issues.

Further requests the Department to report the working group's findings and recommendations to the Legislature no later than twenty days prior to the convening of the Regular Session of 2012.

Further request the Legislative Reference Bureau to assist the working group with drafting legislation.

(SSCR 1068)

### SR 45, SD1

PRISONERS RETURN TO HAWAII AND CORRECTIONAL FACILITY ON THE BIG ISLAND. Requests the Department of Public Safety to return Hawaii prisoners held in mainland facilities and to consider construction of a new prison, re-entry center, or other correctional facility on the Big Island, and to report on its progress to the Legislature no later than twenty days prior to the convening of the Regular Session of 2012..

Resolves that the Office of Hawaiian Affairs, Department of Hawaiian Home Lands, and University of Hawaii Center on the Family collaborate with and assist the Department.

(SSCR 1033)

### SR 59, SD1

URBAN DEVELOPMENT AND MIXED USE DEVELOPMENT REGARDING TRANSIT STATIONS. Requests the President of the Senate to establish an Urban Core and Main Street Redevelopment Working Group (Working Group) to discuss mixed use development in the urban core and main streets, ways of constructing density in the urban core to minimize sprawl, and mixed use development regarding transit stations.

Resolves that the Joint Working Group be composed of:

- (1) The Chair and Vice Chair of the Senate Committee on Water, Land, and Housing;
- (2) The Chair and Vice Chair of the House Committee on Water, Land, and Ocean Resources and the Chair and Vice Chair of the House Committee on Housing;
- (3) At least two Senators as may be designated by the President of the Senate;
- (4) At least two Representatives as may be designated by the Speaker of the House of Representatives;
- (5) The Director of the Office of Planning, or the Director's designee;
- (6) The Director of Finance, or the Director's designee;
- (7) The Comptroller, or the Comptroller's designee;
- (8) The Chairperson of the Board of Land and Natural Resources, or the Chairperson's designee;
- (9) The Mayor of each county, or the Mayor's designee;
- (10) The Council Chair of each county, or the Council Chair's designee;
- (11) The Director of the Department of Planning and Permitting of the City and County of Honolulu, or the Director's designee;
- (12) The Chairperson of the Board of Directors of the Honolulu Authority for Rapid Transportation, or the Chairperson's designee;

- (13) The President of the Hawaii Building and Construction Trades Council, or the President's designee;
- (14) The Executive Vice President of the General Contractors Association of Hawaii, or the Executive Vice President's designee;
- (15) The President of the Land Use Research Foundation of Hawaii, or the President's designee;
- (16) A representative of the Urban Land Institute Hawaii; and
- (17) A representative or representatives of any other interested stakeholders or entities, including but not limited to developers, architects, and contractors, upon the approval of the President of the Senate and the Speaker of the House of Representatives.

Further resolves that the President and the Speaker jointly select a member of the Joint Working Group to serve as Chairperson.

(SSCR 1308)

### **SR 70, SD1**

GEOTHERMAL LEASING AND ROYALTY PAYMENTS, AUDIT OF. Requests the Auditor to conduct an audit of the State's program of geothermal leasing and royalty payments, including any consideration of the role of the Board of Land and Natural Resources and the Department of Business, Economic Development, and Tourism, and any other matters the Auditor deems relevant to the audit to ensure that the development of geothermal resources is continued in a fair, legal, and ethical manner and to report findings and recommendations, including any recommendations for legislation, to the Legislature no later than twenty days prior to the convening of the Regular Session of 2012.

(SSCR 1312)

### **SR 93, SD1**

AUTOMATIC SPRINKLERS OR APPLICATION OF CERTIFIED FIRE-RETARDANT COATINGS IN NEWLY CONSTRUCTED RESIDENTIAL DWELLINGS. Resolves that developers and homebuilders consider either the installation of automatic sprinklers or application of certified fire retardant coatings in newly constructed one- and two-family residential dwellings, depending on the preference of the homeowner.

(SSCR 1313)

### **SR 103, SD1**

TSUNAMI EVACUATION SITES, EVALUATION OF. Requests the Civil Defense Division of the Hawaii Department of Defense to work with the Civil Defense Agency of the County of Hawaii, the Department of Emergency Management of the City and County of Honolulu, the Civil Defense Agency of the County of Kauai, and the Civil Defense Agency of the County of Maui to evaluate the appropriateness of tsunami evacuation sites in each of the counties of the State.

Resolves that the evaluation of tsunami evacuation sites include an assessment of the sites' elevation, distance from the shoreline, proximity to gas lines or other potentially hazardous infrastructure, and vulnerability to the effects of a tsunami or related disaster such as wind damage, flooding, and inundation with debris, and also include recommendations for improving tsunami evacuation sites.

Requests the Division to submit a report of its findings and recommendations to the Legislature no later than twenty days prior to the convening of the Regular Session of 2012.

(SSCR 1055)

### **SR 104, SD1**

GOVERNOR'S SIX-YEAR STATE PROGRAM AND FINANCIAL PLAN, EVALUATION OF. Requests the Department of Business, Economic Development, and Tourism, the Department of Labor and Industrial Relations, and the Office of Planning to jointly evaluate each six-year state program and financial plan submitted to the Legislature pursuant to section 37-69, Hawaii Revised Statutes, for information relevant to promoting and guiding job growth in Hawaii, beginning with the plan submitted to the 2011 Legislature.

Resolves that the plan include:

- (1) An evaluation of job creation due to the capital improvement projects included in each year of the plan;
- (2) An estimate of the types of jobs that would be created in implementing the plan;
- (3) The types and number of jobs created during the preceding year under the plan; and
- (4) An estimate of the number of jobs and projects that will begin within the next twelve months as a result of the plan.

Further requests the Departments and the Office of Planning to submit an annual report of the agencies' findings and recommendations, including any proposed legislation, to the Legislature no later than December 31 of each year.

(SSCR 1407)

### **SR 109, SD1**

HAPUNA BEACH AND MAUNA KEA STATE RECREATION AREAS, ISLAND OF HAWAII, TRANSFER TO THE COUNTY OF HAWAII. Urges the Governor to not transfer Hapuna Beach and Mauna Kea State Recreation Areas from the State of Hawaii to the County of Hawaii.

(SSCR 1314)

### **SR 110, SD1**

FLOOD HAZARDS, MITIGATION OF. Urges the State Hazard Mitigation Forum to study measures to mitigate risks associated with flood hazards and to explore funding options to address the State's flood concerns, and to report its findings and recommendations,

including any proposed legislation to the Legislature no later than twenty days prior to the convening of the Regular Session of 2012.

(SSCR 1330)

**SR 111, SD1**

VIETNAM VETERANS APPRECIATION DAY, DECLARATION OF. Requests the Governor to proclaim April 30, 2011, as "Vietnam Veterans Appreciation Day".

(SSCR 1273)

**HCR 24**

AGING IN PLACE AND MULTIGENERATIONAL LIVING. Extends the deadline for the Home for Life Task Force to report its findings and recommendations to the Legislature to June 30, 2012.

(HSCR 1397)

**HCR 27  
HR 24**

EWA VILLAGES HISTORIC DISTRICT, OAHU, PROPERTY TAX EXEMPTIONS FOR. Urges the Chairperson and members of the Council of the City and County of Honolulu to extend historic property tax exemptions to infill homes within the Ewa Villages historic district.

(HSCR 957, 1626)

**HCR 55  
HR 48**

PAIN AND PALLIATIVE CARE POLICY, DEVELOPMENT OF. Requests the Hawaii State Board of Nursing to develop and implement a pain and palliative care policy and report to the Legislature no later than twenty days prior to the convening of the Regular Session of 2012.

(HSCR 1328, 1634)

**HCR 78  
HR 71**

KAIMAKANI STREET, OAHU, OWNERSHIP AND MAINTENANCE OF. Urges the Department of Land and Natural Resources and the City and County of Honolulu to agree to a final determination regarding the ownership and jurisdiction of an unimproved section of

Kaimakani Street and to take into consideration the impact of Act 288, Session Laws of Hawaii 1993 and Resolution No. 93-287 of the City and County of Honolulu.

Further urges that they come to an understanding or agreement, regardless of any final determination of ownership and jurisdiction, regarding ongoing and continuing maintenance of Kaimakani Street.

Requests the Department to report findings and recommendations regarding ownership of, jurisdiction over, and ongoing and continuing maintenance of Kaimakani Street to the Legislature no later than thirty days prior to the convening of the Regular Session of 2012.

(HSCR 1438)

**HCR 85, HD1  
HR 78, HD1**

ACCREDITED LANDS ALONG THE WAIPIO PENINSULA AND WAIPAHAU SHORELINES, OAHU. Urges the Department of Land and Natural Resources to study whether the lands along the Waipio Peninsula and Waipahu shorelines are accreted lands and therefore are State property for prospective use as a state park in the future and to submit a report of its findings and recommendations on the registration of the accreted lands to the Legislature and whether the lands are suitable for use as a state park in the future.

(HSCR 1404, 1642)

**HCR 86  
HR 79**

FILIPINO VETERANS REUNIFICATION ACT OF 2009, SUPPORT FOR. Urges the President of the United States and United States Congress to support The Filipino Veterans Family Reunification Act of 2009, or similar legislation, to expedite family reunification for certain Filipino veterans of World War II.

(HSCR 1348, 1718)

**HCR 100, HD2  
HR 91, HD2**

MOTORSPORTS CENTER, OAHU. Resolves that the Department of Land and Natural Resources and Hawaii Community Development Authority consider lot 9 on the island of Oahu as a potential site for the motorsports center and ways in which a motorsports center may be a source of economic development for the State.

(HSCR 1406, 1644)

**HCR 104, HD1  
HR 95, HD1**

SEWER AND UTILITY LINE LOAD REDUCTION, OAHU. Requests the Department of Transportation in consultation with the Board of Land and Natural Resources to conduct a study on reducing the utility and sewer load by repairing an artery to allow traditional water flow to Kalauha'īha'ī Fishpond and Maunalua Bay.

Resolves that the study include how to reduce the damage to the utilities, sewer, and Kalaniana'ole Highway by returning the traditional water flow to the Kalauha'īha'ī Fishpond and Maunalua Bay.

Further resolves that the Departments submit a report to the Legislature no later than twenty days prior to the convening of the Regular Session of 2012.

(HSCR 1102, 1648)

**HCR 126, HD1**

EARNED-TIME PROGRAM FOR DRUG OFFENDERS. Requests the Department of Public Safety to determine the feasibility of establishing an earned-time program for Hawaii's non-violent and low-level drug offenders incarcerated in Hawaii and on the mainland based upon a study of earned-time credit programs established under the laws of other jurisdictions and to report its findings and recommendations, including any proposed legislation, to the Legislature no later than twenty days prior to the convening of the Regular Session of 2012.

(HSCR 1346, 1707)

**HCR 126, HD2**

PRISONERS, EARNED TIME PROGRAM. Requests the Department of Public Safety to determine the feasibility of establishing an earn time program for Hawaii's non-violent and low-level drug offenders incarcerated in Hawaii and on the mainland based upon a study of earned time credit programs established under the laws of other jurisdictions to report its findings and recommendations, including any proposed legislation, to the Legislature not later than twenty days prior to the convening of the Regular Session of 2012.

(HSCR 1346, 1707)

**HCR 128, HD2**

PRESCRIPTION DRUG POLICY PLAN FOR EMPLOYEE UNION TRUST FUND MEMBERS. Requests the Governor to convene a task force whose purpose would be to review the policies of the state-funded prescription drug coverage benefit plan and its services by examining the mandatory use of the mail order service, lack of community pharmacy access, customer service problems experienced by limited-, non- and accented-English speaking persons, and any other related issues, and make recommendations

regarding the provision of pharmacy services for Employee Union Trust Fund (EUTF) members.

Resolves that the task force membership shall include:

- (1) A member of the House of Representatives appointed by the Speaker of the House of Representatives;
- (2) A member of the Senate appointed by the President of the Senate;
- (3) The Director of Health or the Director's designee;
- (4) The Insurance Commissioner or the Insurance Commissioner's designee;
- (5) Two members selected by the Director of Health who are from different private service providers;
- (6) Two members selected by the EUTF Board who are members of the EUTF;
- (7) Four members appointed by the Governor from a list submitted by the Speaker of the House of Representatives and President of the Senate, with each member representing a different organization that represents pharmacists and their consumers from the counties of Kauai, Oahu, Maui and Hawaii Island.

Further requests the task force to submit an annual report on its findings and recommendations, including any legislation or funding appropriation necessary to implement the recommended policy to the Legislature no later than twenty days prior to the start of the Regular Session of 2012.

(HSCR 1292, 1708)

**HCR 163  
HR 142**

WEST HAWAII MULTI-PURPOSE AND INTERGENERATIONAL VETERANS CENTER FACILITY, HAWAII, LAND FOR. Requests the Governor, in coordination with the Department of Land and Natural Resources and the Hawaii Department of Defense, to set aside by executive order and transfer sixty acres of land to support the establishment of a West Hawaii multi-purpose and intergenerational Veterans Center facility, to the West Hawaii Veterans Council.

(HSCR 1656)

**HCR 165  
HR 144**

OPEN MARKET IN WAHIAWA, OAHU, AND REGULATION OF OPEN MARKETS. Requests the Department of Accounting and General Services to allow community groups and non-profit organizations to use state-owned lands for the purpose of establishing an open market in Wahiawa and to adopt rules in accordance with Hawaii Revised Statutes Chapter 91, to regulate such an open market so as to protect the State of Hawaii from any potential liabilities that could arise.

(HSCR 1343, 1658)

## HCR 166

NON-GENERAL FUNDS, TRANSFER TO THE GENERAL FUND. Requests the Auditor to conduct a study that identifies the non-general funds that can be transferred to the general fund and determines the source of the non-general fund moneys and that the study:

- (1) Identify whether the source of the money is a regulatory fee, a tax, or from a difference source; and
  - (A) Whether the regulatory agency assessed the fee via an administrative rule, whereby it is more likely to be a regulatory fee; or
  - (B) Whether the fee is statutorily set by the Legislature, whereby it is more likely to be a tax;
- (2) Identify whether the moneys collected by a special or revolving fund are service or user fees, rather than regulatory fees, and if fees were imposed by an administrative rule, perform an analysis to determine if such fees would be retained by the special fund or could be transferred to the general fund;
- (3) Determine whether the non-general moneys are used for a public purpose, or to defray regulatory expenses;
- (4) Identify whether an existing special or revolving fund may be serving as security for revenue bonds issued by a department;
- (5) Identify if federal law requires federal funds be segregated and used only for purposes specified by the federal government.

Resolves that the Auditor report its finding and recommendations, including proposed legislation to implement any recommended transfers of non-general fund moneys to the general fund, to the Legislature no later than 20 days prior to the convening of the Regular Session of 2012.

(HSCR 1711)

## HCR 167

LOCAL AGRICULTURAL PRODUCTS USE IN SCHOOLS. Requests the Department of Agriculture to convene a working group to examine the federal 2008 Farm Bill amendment to the Richard B. Russell National School Lunch Act and that the working group consist of:

- (1) A representative from the Department of Agriculture with knowledge of Child Nutrition Programs procurement;
- (2) A representative from the Department of Education with knowledge of Child Nutrition Programs procurement;
- (3) A representative from the State Procurement Office with knowledge of Child Nutrition Programs procurement;
- (4) A representative from the Kokua Hawaii Foundation;
- (5) A representative from the Hawaii School Garden Network; and
- (6) A representative from Ma'o Organic Farms.

Resolves that the group:

- (1) Determine an appropriate geographic preference percentage rate that maintains fair competition to be used by the Department of Education;
- (2) Identify barriers preventing the Department from using local produce, including state menu planning requirements, food and farm safety certifications, seasonal

- availability, local industry volatility, production limitations, and United States Department of Agriculture contracting requirements and procedures;
- (3) Explore methods and mechanisms to reduce barriers to the Department's use of local produce in Child Nutrition Programs;
  - (4) Identify ways to assist local farms to become more competitive for the Department procurement process; and
  - (5) Identify existing successful partnerships between the Department and farms that encourage local agriculture and use them as a model for other schools and farms.

Further requests the group to submit a report of its findings and recommendations to the Legislature, Department of Agriculture, and Department of Education no later than twenty days prior to the convening of the Regular Session of 2012.

(HSCR 1256, 1712)

### **HCR 173**

KAMANANUI VALLEY, OAHU, PROTECTIONS AND PRESERVATION OF. Urges the Department of Land and Natural Resources to work with the Moanalua Gardens Foundation to enter into a Memorandum of Understanding for the purpose of helping to protect and preserve Kamananui Valley and requests the Department to submit a report of its progress in entering into the Memorandum of Understanding including findings and recommendations to the Legislature no later than twenty days prior to the convening of the Regular Session of 2012.

(HSCR 1402, 1713)

### **HCR 183 HR 157**

TSUNAMI PACIFIC ALERT SYSTEM AND RELIEF FOR DAMAGES FROM THE TSUNAMI. Request the County of Hawaii and County of Maui to apply for the maximum amount of federal relief funds available and to cover the requisite cost share for the Federal Emergency Management Agency's public assistance program and individual assistance program, as required by the Robert T. Stafford Disaster and Emergency Assistance Act.

Further requests the State to assist the counties to recover from the tsunami by maximizing available matching funds for federal reimbursements and to assemble an intergovernmental task force to expedite relief for the counties.

Urges the United States Congress to refrain from making any cuts to the critically important Tsunami Pacific Alert System.

Further requests the counties to expedite building permits for home owners and business owners who suffered damage to their properties from the tsunami so that they may promptly rebuild their establishments and more quickly recover from the destruction.

(HSCR 1281, 1660)

**HCR 205  
HR 177**

CIVIL UNION LICENSES. Requests the Department of Health to establish a task force regarding the implementation of Act 1, Session Laws of Hawaii 2011 to review the experiences of other states in managing, within the first few days of the effective date of a law that recognizes a civil union, the volume of applications for a license for persons to enter into a civil union.

Requests the task force to consider pre-filing, pre-screening, and the authorization of temporary agents who agree to waive fees for civil union licenses.

Requests the Director of Health to serve as the chairperson and to establish the size and composition of the task force in order to represent interested stakeholders, including but not limited to representatives from the Department of the Attorney General, the Hawaii Tourism Authority, and interested community organizations.

Further request the Director to convene the task force immediately upon the adoption of this measure and to terminate its proceedings on June 30, 2012, and to complete the task force's review in time to enable the Department of Health to implement its recommendations by January 1, 2012.

Further requests the Director to submit a report of the task force's findings and recommendations, including any proposed legislation, to the Legislature no less than twenty days prior to the convening of the Regular Session of 2012.

(HSCR 1676)

**HCR 208  
HR 179**

PUBLIC-PRIVATE CORRECTIONAL PARTNERSHIP FOR THE CONSTRUCTION AND OPERATION OF PRISONS. Requests the Department of Public Safety and Department of Accounting and General Services to study the feasibility of establishing a public-private correctional partnership for the construction and operation of prisons in Hawaii, to return all inmates who are incarcerated on the mainland, as well as to close inefficient and aging prison facilities within the State.

Further requests the Departments to identify specific locations that would be selected as sites for new prisons, hold at least one public hearing on the topic of siting a prison in the affected community, to jointly produce a detailed report on estimated total construction costs, annual debt service costs, and annual operating costs for a new publicly financed and operated prison, to be used as a benchmark for comparison to a public-private project, and submit a report of their findings and recommendations, including any proposed legislation, to the Legislature no later than twenty days prior to the convening of the Regular Session of 2012.

(HSCR 1279, 1678)

## HCR 238

SHELLFISH GROWING INDUSTRY. Requests the Department of Health to expeditiously take action to certify its water quality testing laboratory for testing and classification of both land- and ocean-based shellfish growing waters around the State, utilize appropriate staff for those purposes, and implement analyses to certify areas that are suitable for classification as shellfish growing areas and to fully implement all components of the state shellfish sanitation plan in a timely manner so that classification of shellfish growing areas can be started immediately.

Further requests the Department to consult with industry experts and shellfish biologists from the University of Hawaii system to develop a prioritized list of locations for testing and classification and work cooperatively with all members of the shellfish industry and other interested state agencies to plan, site, and develop expanded commercial culture of shellfish for seed production and seafood production for local consumption and export.

Further requests the Department to render as much assistance as is possible under its authority to expedite the creation of a bivalve shellfish industry within Hawaii.

Request the Director of Health to submit a report on the actions taken to the Legislature no later than twenty days prior to the convening of the Regular Session of 2012.

(HSCR 1339, 1715)

## HCR 253, HD1 HR 216, HD1

FILIPINO VETERANS' CLAIMS FOR PAYMENT. Urges the President of the United States and United States Congress to expedite the processing of all claims for payment, and the distribution of checks to Filipino veterans under the American Recovery and Reinvestment Act of 2009, which are already long overdue.

Requests the Office of Veterans Services to submit a report to the Legislature no later than twenty days prior to the convening of the Regular Session of 2012.

(HSCR 1350, 1724)

## HCR 263, HD2 HR 225, HD2

FIRE-RETARDANT COATING USE IN RESIDENTIAL DWELLINGS. Urges the General Contractors Association of Hawaii and the Building Industry Association of Hawaii to use certified fire-retardant coatings in newly-constructed one- and two-family residential dwellings throughout the State, when appropriate, after January 1, 2012.

Further urges the State Building Code Council to require the use of certified fire-retardant coatings in condominiums and other high rises that do not have sprinkler systems installed and inform developers and contractors of certified fire-retardant coatings.

(HSCR 1354, 1623)

**HCR 273  
HR 240**

UNIVERSITY OF HAWAII ECONOMIC RESEARCH ORGANIZATION DATA PORTAL CAPABILITIES. Requests the School of Travel Industry Management at the University of Hawaii at Manoa to develop enhancements for the tourism-related capabilities of the University of Hawaii Economic Research Organization Data Portal which include:

- (1) A broad cross-section of relevant variables, including visitor origin data based on established major markets, to provide a complete picture of the various aspects of the travel industry;
- (2) The development of additional analytical capabilities for tourism-related data;
- (3) Additional graphical display options for available data analyses;
- (4) The capability to display visitor data trends at both the state and county levels;
- (5) The presentation of micro-level trends; and
- (6) The inclusion of data on visitor attendance at major attractions, including National Park sites.

Further requests the School to develop an online tutorial and provide regular in-person training seminars to visitor industry professionals on how to use the Data Portal to assist in decision-making.

Further requests the School to submit a report on the progress of this project to the Legislature no later than twenty days prior to the convening of the Regular Session of 2012.

(HSCR 1234, 1409, SSCR 1344, 1405)

**HCR 286, HD1  
HR 253, HD1**

CONTRACTORS, UNLICENSED.

Requests the Director of Commerce and Consumer Affairs to establish a task force consisting of two representatives from the following state and county agencies:

- (1) Regulated Industries Complaint Office of the Department of Commerce and Consumer Affairs;
- (2) Department of Labor and Industrial Relations;
- (3) Department of Taxation;
- (4) Department of the Attorney General; and
- (5) Department or Office of the Prosecuting Attorney of each of the counties, to work collaboratively to more effectively enforce the State's civil and criminal laws that may apply to unlicensed contractors.

Requests the task force to:

- (1) Develop a cohesive and collaborative enforcement strategy among the various civil, administrative, and criminal enforcement agencies; and
- (2) Evaluate existing laws and, where appropriate, propose new laws or revisions to existing laws that would facilitate more effective enforcement.

Requests the Director to report the task force's findings and recommendations, together with any proposed legislation, to the Legislature no later than twenty days prior to the convening of the Regular Session of 2012.

(HSCR 1619)

**HCR 298, HD1  
HR 263, HD1**

AGRICULTURE, HAWAII'S, SHOWCASING. Urges the Asia-Pacific Economic Cooperation Host Committee to promote, showcase and offer Hawaii's finest locally grown products to the dignitaries of the Asia-Pacific Economic Cooperation throughout its conference.

Requests the Department of Agriculture to hold a tasting event featuring locally grown products during the Asia-Pacific Economic Cooperation conference.

(HSCR 1727)

**HR 9**

WOMEN, ENGAGING IN THE POLITICAL PROCESS. Requests the Legislature to encourage women to take active roles in public life, including business and government, and to provide the support for women to fully participate by recognizing the need for educational opportunities and family care.

Further requests the Legislature is requested to involve women more fully in the policymaking process, including playing an important leadership role in the planning and execution of legislative priorities and to focus on the issues shown to be important to women, issues that directly impact the everyday lives of all women, including the high cost of living, higher quality education, affordable housing, and more job opportunities.

(HSCR 1614)

**HR 12, HD1**

ASIA-PACIFIC ECONOMIC COOPERATION COUNTRIES HONORARY CONSULS IN HAWAII'. Urges the Governor of the State of Hawaii, with the assistance of the Consular Corps of Hawaii to request all Asia Pacific Economic Cooperation member countries to establish honorary consuls in Hawai'i before the 2011 Asia Pacific Economic Cooperation Summit.

(HSCR 1241)

**HR 13, HD1**

INTERNATIONAL CONFERENCES IN HAWAII'. Urges the United States Congress and the Department of State are urged to host more international trade conferences and summits in Hawaii.

Requests the Department of Business, Economic Development, and Tourism to submit a status report detailing accomplishments, challenges, and entities contacted in the promotion of the State of Hawaii as a safe and secure location to host international meetings, conferences, and seminars to the Legislature no later than twenty days prior to the convening of the Regular Session of 2012.

(HSCR 1239)

#### **HR 24**

EWA VILLAGES HISTORIC DISTRICT, OAHU, PROPERTY TAX EXEMPTIONS FOR. See HCR 27.

(HSCR 956, 1625)

#### **HR 26, HD1**

HO'OKEA IN EWA VILLAGES, OAHU, STREET PARKING IN THE COMMUNITY. Urges the Mayor of the City and County of Honolulu and Chairperson of the Honolulu City Council are urged to allow an exemption from section 15-14.1(a)(2) of the Revised Ordinances of Honolulu for residents of the Hookea community to allow them to park their vehicles near their residences.

(HSCR 1245, 1606)

#### **HR 29, HD1**

DEPARTMENT OF EDUCATION, AUDIT OF. Requests the Auditor to perform a financial and management audit of the Department of Education's EDN-150 and related services and submit a report of any findings and recommendations to the Legislature no later than twenty days prior to the convening of the Regular Session of 2012.

(HSCR 607, 1380, 1627)

#### **HR 38, HD1**

COMPACT OF FREE ASSOCIATION MIGRANTS, FUNDING TO PROVIDE FINANCIAL AND MEDICAL ASSISTANCE FOR. See SCR 53.

(HSCR 1056, 1629)

#### **HR 39**

ROOSEVELT BRIDGE, OAHU, SAFETY IMPROVEMENTS TO. Requests the Department of Transportation to conduct a feasibility study of vehicular safety improvements on

Roosevelt Bridge and to explore bridge widening, improved lighting, safety precautions, and planning alternatives.

Further requests the Department to submit a report of its findings and recommendations to the Legislature, no later than twenty days prior to the convening of the Regular Session of 2012, including:

- (1) Final cost estimates;
- (2) Detailed discussion of potential impediments to the improvements; and
- (3) Recommendations to overcome the impediments.

(HSCR 1249, 1631)

#### **HR 44, HD1**

CORPORATIONS, NOT PERSONS UNDER THE LAW. Urges Congress to propose an amendment to the United States Constitution for the states' consideration to provide that corporations are not persons under the laws of the United States or any of its jurisdictional subdivisions.

(HSCR 1608)

#### **HR 47, HD1**

AUTOMATIC SPRINKLERS IN NEW RESIDENTIAL DWELLINGS. Requests the State Building Code Council to adopt the requirement that automatic fire sprinklers be installed in new one and two- family dwellings, in compliance with the latest editions of nationally recognized safety codes and to:

- (1) Clarify the definition of one and two-family dwellings; and
- (2) Address the issues of accessibility and availability of water to all dwellings.

Further requests the Council to submit a report of its findings, recommendations, and actions taken to the Legislature no later than twenty days prior to the convening of the Regular Session of 2015.

(HSCR 946, 1268)

#### **HR 48**

PAIN AND PALLIATIVE CARE POLICY, DEVELOPMENT OF. See HCR 55.

(HSCR 1327, 1633)

#### **HR 49, HD1**

WAGE DISCRIMINATION BASED ON GENDER. Urges Congress to support legislation to provide more effective remedies for victims of wage discrimination based on gender, such as the legislation contained in the Paycheck Fairness Act, H.R. 1338, introduced in 2007 to

amend the Fair Labor Standards Act of 1938 to provide more effective remedies for victims of wage discrimination based on gender.

(HSCR 948)

### HR 60, HD1

ISLANDS OF OCEANIA, RELATIONSHIP WITH. Requests the Governor to set up a task force within the Department of Business, Economic Development, and Tourism to establish a relationship between Hawaii and the islands of Oceania, including, but not limited to:

- (1) Province of Tahiti – French Polynesia;
- (2) Westland Province – New Zealand;
- (3) Republic of the Fiji Islands;
- (4) Republic of Vanuatu;
- (5) Western Province – Solomon Islands;
- (6) Rarotonga District – Cook Islands;
- (7) Pohnpei Province – Micronesia;
- (8) Madang Province – Papua New Guinea;
- (9) Pitcairn Island District - Pitcairn Islands;
- (10) Upolu District – Samoa;
- (11) Tongatapu District – Tonga;
- (12) Funafuti District – Tuvalu; and
- (13) ‘Uvea Province – Wallis and Futuna.

Requests the task force to include the Governor, and members representing the Department of Business, Economic Development, and Tourism and the East-West Center.

Further requests the Governor to keep the Legislature fully informed of the process in establishing these relationships and to be involved in formalization.

Requests the Department to submit a report of the task force's findings to the Legislature no later than twenty days prior to the Regular Session of 2012.

(HSCR 1235, 1635)

### HR 71

KAIMAKANI STREET, OAHU, OWNERSHIP AND MAINTENANCE OF. See HCR 78.

(HSCR 1437)

### HR 72, HD2

UNEMPLOYMENT COMPENSATION-RELATED LAWS AND FEAR OF DOMESTIC OR SEXUAL VIOLENCE. Requests the United States Congress to examine federal laws and regulations to allow states to more readily enact unemployment compensation related laws that will allow fear of domestic or sexual violence to be a valid reason for not accepting suitable work

Further requests Congress to review "able and available" work requirements as they apply to victims of domestic or sexual violence who seek unemployment compensation and insurance benefits during periods of unemployment.

Urges Congress to consider funding sources, other than the states' unemployment trust fund accounts or other accounts that receive funding from employers, for compensating individuals who would otherwise have qualified for unemployment insurance, except for their being unable to meet the acceptance of suitable work requirements and "able and available" work requirements of the federal unemployment compensation law due to fear of domestic or sexual violence.

(HSCR 1018, 1334)

## HR 76

PEST CONTROL OPERATORS AND TERMITE INSPECTION REPORT STANDARDS. Urges the Pest Control Board to develop standards for pest control operators and termite inspection reports, and to adopt those standards prior to the convening of the Regular Session of 2013.

Resolves that in developing standards for termite inspection reports, the Board should consider input from interested parties including, but not limited to, representatives from the pest control industry as well as from interested members of the public.

Further urges the Board to submit a progress report on rules relating to pest control operators and termite inspection report standards no later than twenty days prior to the convening of the Regular Session of 2012.

(HSCR 1363, 1637)

## HR 77, HD1

PLANTS, HIGH RISK. Requests the Department of Agriculture, in cooperation with the University of Hawaii College of Tropical Agriculture and Human Resources to convene a working group to evaluate the current laws, rules, and standards of practice regarding high risk plants requiring intervention.

Further requests that the working group be composed of the following members:

- (1) A representative from the Department of Agriculture;
- (2) A representative from the Department of Land and Natural Resources;
- (3) A representative from:
  - (A) The University of Hawaii College of Tropical Agriculture and Human Resources;
  - (B) The Coordinating Group on Alien Pest Species;
  - (C) The Nature Conservancy, Hawaii Chapter;
  - (D) The Conservation Council for Hawaii;
  - (E) The Hawaii Farm Bureau Federation; and
  - (F) The Landscape Industry Council of Hawaii;
  - (G) The horticulture industry;

- (H) The aquaculture industry; and
- (I) The livestock industry; and
- (4) One member each appointed by the President of the Senate and the Speaker of the House of Representatives.

Further requests that the members appointed by the President of the Senate and the Speaker of the House of Representatives shall serve as co-chairs and that the working group:

- (1) Evaluate the current regulations, rules, and standards of practice regarding the adding and removing of items from the restricted plant list;
- (2) Determine a more effective and efficient process for adding or removing plants to or from the restricted plants list, to supplement the existing rulemaking process, including the risk evaluation and assessment of the benefit versus the invasive potential of new and existing plants;
- (3) Recommend a process by which the Board of Agriculture, a board member, government agency, or industry or conservation experts may recommend the designation of a plant species as a restricted plant, including data type and collection sufficiency;
- (4) Discuss whether there is a need for multiple restricted plant lists, based on risk or threat assessments, geographical criteria, specific purposes or conditions or other relevant categories; and
- (5) Investigate any other relevant issues pertaining to restricted plants as determined by the working group.

Further requests that the Hawaii Invasive Species Council and Coordinating Group on Alien Pest Species are requested to:

- (1) Communicate and collaborate with their individual island members regarding the work and progress of this working group; and
- (2) Transmit a draft of their proposed findings, recommendations, and proposed legislation to the Legislative Reference Bureau no later than November 1, 2012.

Further requests the Bureau to submit a report of the working group's findings and recommendations, including problems with existing statutes or administrative rules and any proposed legislation, to the Legislature no later than twenty days prior to the convening of the Regular Session of 2013.

(HSCR 1317, 1639)

## **HR 78, HD1**

ACCREDITED LANDS ALONG THE WAIPIO PENINSULA AND WAIPAHO SHORELINES, OAHU. See HCR 85.

(HSCR 1404, 1642)

## **HR 79**

FILIPINO VETERANS REUNIFICATION ACT OR 2009, SUPPORT FOR. See HCR 86.

(HSCR 1347, 1717)

## HR 91, HD2

MOTORSPORTS CENTER, OAHU. See HCR 100.

(HSCR 1405, 1643)

## HR 92

MEHEULA PARKWAY, OAHU, TRAFFIC CONGESTION. MAUKA. Requests the Department of Transportation, in conjunction with the City and County of Honolulu Department of Transportation Services to create a one-year pilot project to study and implement strategies to reduce the morning traffic congestion on the Meheula Parkway, particularly for Mililani Mauka residents heading to the H-2 Freeway southbound.

Resolves that the pilot project study and identify the causes of the traffic congestion and implement solutions to ease the traffic congestion, including the use of "no left turn" signs during morning peak traffic from Meheula Parkway going northbound to Wahiawa.

Requests the Department of Transportation schedule and hold community informational briefings during the course of the pilot project and to report the pilot project's findings and recommendations to the Legislature no later than twenty days prior to the convening of the Regular Session of 2013.

(HSCR 1247, 1645)

## HR 95, HD1

SEWER AND UTILITY LINE LOAD REDUCTION, OAHU. See HCR 104.

(HSCR 1101, 1647)

## HR 108

AGRICULTURE INDUSTRY AND FOOD SECURITY FOR HAWAII. Requests the Governor to ensure that the Chief Procurement Officers comply with the Hawaii Public Procurement Code preferences for Hawaii products to promote growth of the State's agriculture industry and thereby assure food security for Hawaii's citizens.

(HSCR 1253, 1649)

## HR 112

MINORS, CONFIDENTIALITY LAWS PERTAINING TO. Requests the Department of the Attorney General to:

- (1) Review existing federal and state laws and agency rules relating to confidentiality, privacy, and privilege and their impact on interagency information sharing; and

- (2) Make recommendations to better serve the youth of Hawaii through appropriate and necessary sharing of information involving the youth.

Further request the Department to submit its findings and recommendations, including any proposed legislation, to the Legislature and affected government agencies, including but not limited to the Department of Human Services, the Department of Health, the Department of Education, and the Police Department and the Office of the Prosecuting Attorney of each county, not later than twenty days prior to the convening of the Regular Session of 2012.

(HSCR 1321, 1610)

### **HR 115, HD1**

ALOHA SPIRIT. Urges all people of the State of Hawaii to continue following the "Aloha Spirit".

(HSCR 1620)

### **HR 117**

DRUG POSSESSION OFFENDERS DIVERTING FROM THE CRIMINAL JUSTICE SYSTEM TO DRUG TREATMENT PROGRAMS. Requests the Attorney General to assess the impact of diverting drug possession offenders from the criminal justice system to drug treatment programs on the following:

- (1) The criminal justice system;
- (2) Drug treatment program resources; and
- (3) Public safety.

Further requests the Attorney General to conduct the assessment in consultation with and using the problem solving abilities of a broad range of public and private stakeholders including:

- (1) Police;
- (2) Prosecutors and public defenders;
- (3) Judges and other court officials;
- (4) Corrections administrators;
- (5) Public health experts;
- (6) Drug treatment providers; and
- (7) Legal service providers.

Further requests the Attorney General to submit a report of findings and recommendations, including proposed legislation that addresses:

- (1) The number of offenders that could be diverted from the criminal justice system if the diversion occurred before charging and the number that could be deferred post charging;
- (2) The effect of diversion on law enforcement, prosecution, judicial, and correctional resources;
- (3) The type, cost, and availability of treatment services that would be needed under a diversion program; and
- (4) The impact on public safety of diverting drug possession offenders and whether the impact could be reduced by, for example, excluding offenders with a history of violent offenses;

to the Legislature not later than twenty days prior to the convening of the Regular Session of 2012.

(HSCR 1315, 1651)

#### **HR 128**

UNITED STATES-KOREA TRADE AGREEMENT. Urges the United States Congress to approve the United States Korea Trade Agreement.

(HSCR 1410)

#### **HR 129, HD1**

QUEENSLAND, AUSTRALIA, SISTER-STATE RELATIONSHIP. Requests the Governor to take action to establish a sister-state relationship through the Hawaii Sister State Committee between Hawaii and Queensland, Australia for economic, cultural, and intellectual benefits and to keep the Legislature fully informed of the process in establishing the relationship and to be involved in its formalization.

(HSCR 1730)

#### **HR 130, HD1**

MARITIME PROVINCE, RUSSIA, SISTER-STATE RELATIONSHIP. Requests the Governor to establish a sister-state relationship through the Hawaii Sister State Committee between Hawaii and the Maritime Province, Russia for economic, cultural, security, and intellectual benefits and to keep the Legislature fully informed of the process in establishing these relationships and to be involved in formalization.

(HSCR 1732)

#### **HR 132, HD1**

FUND MANAGEMENT INDUSTRY IN HAWAII. Requests the Governor and executive department agencies and other stakeholders to work together to develop a strategy for the establishment, maintenance, and growth of the fund management industry in Hawaii.

Further requests the Department of Business, Economic Development, and Tourism to establish a task force to formulate strategies for the development of an Asia focused fund management industry in the State and report its findings and recommendations to the Legislature no later than thirty days prior to the convening of the Regular Session of 2012.

(HSCR 1736)

## HR 139

BANK OF THE STATE OF HAWAII, ESTABLISHING. Requests the following to convene as members of the task force on establishing the Bank of the State of Hawaii:

- (1) One member appointed by the Governor who shall have experience in banking and financial management;
- (2) Two members of the House of Representatives, appointed by the Speaker of the House of Representatives; provided that one member shall be a member of the majority party and that one member shall be a member of the minority party
- (3) The Director of the Department of Budget and Finance or the Director's designee;
- (4) The Director of the Department of Labor or the Director's designee;
- (5) The Attorney General or the Attorney General's designee;
- (6) The Commissioner of the Department of Commerce and Consumer Affairs, Division of Financial Institutions;
- (7) A member from the Hawaii State Association of Counties; and
- (8) A member from an organization representing banking and financial institutions; and
- (9) A member from a trade association representing credit unions.

Provides that the members in paragraphs (8) and (9) shall be appointed by the Speaker of the House of Representatives.

Further requests the Commissioner of the Department of Commerce and Consumer Affairs, Division of Financial Institutions to serve as the chairperson of the task force.

Further requests the Legislative Reference Bureau to provide the research and organizational support services necessary to assist the task force in achieving its purposes.

Requests the task force to review, evaluate, and create an implementation plan for the creation of the Bank of the State of Hawaii including:

- (1) The Bank of North Dakota, its enabling statutes, its governing structure, and its programs;
- (2) The feasibility of Hawaii creating a state owned bank similar to that of the Bank of North Dakota;
- (3) The effectiveness and usefulness of existing state banks, specifically the economic impact of having a state bank;
- (4) The laws, statutes, rules, and regulations applicable to establishing a state owned bank;
- (5) The capital requirements of a state owned bank;
- (6) Initial capitalization options for a state owned bank;
- (7) Cash management and banking needs of the State;
- (8) An estimation of the short term operating costs and projected revenues of a Bank of the State of Hawaii;
- (9) The long term broad economic impact and long term job creation and State revenue impacts of having a Bank of the State of Hawaii;
- (10) Any impact to existing banks and financial institutions in the State;
- (11) Sound underwriting practices needed for a state owned bank;
- (12) Standards to ensure that loans result in the outcomes described in the approved loan applications;
- (13) Ethics and conflict of interest requirements for the board, offices, and employees of a state owned bank;
- (14) Transparency requirements for the operations of a state owned bank; and

(15) Necessary legislation to establish a state owned bank.

Further requests the task force to submit an interim report that includes a review of the Bank of North Dakota model, the feasibility of creating the Bank of the State of Hawaii, and the short and long term economic impact of a state owned bank, along with other initial findings to the Legislature no later than twenty days prior to the convening of the Regular Session of 2012.

Further requests the task force to submit its final report that includes the estimated cost to start a Bank of the State of Hawaii, the task force's findings and recommendations and necessary legislation for the creation of the Bank of the State of Hawaii the Legislature no later than twenty days prior to the convening of the Regular Session of 2013.

(HSCR 1272, 1653)

#### **HR 142**

WEST HAWAII MULTI-PURPOSE AND INTERGENERATIONAL VETERANS CENTER FACILITY, HAWAII, LAND FOR. See HCR 163.

(HSCR 1655)

#### **HR 144**

OPEN MARKET IN WAHIAWA, OAHU, AND REGULATION OF OPEN MARKETS. See HCR 165.

(HSCR 1342, 1657)

#### **HR 149**

SALT LAKE DISTRICT PARK MASTER PLAN, OAHU, IMPLEMENTATION. Urges the City and County of Honolulu to complete the implementation of the Salt Lake District Park Master Plan and to report its progress to the Legislature no later than twenty days prior to the convening of the Regular Session of 2012.

(HSCR 1753)

#### **HR 151, HD1**

MEXICAN CONSULATE IN HAWAII, ESTABLISHMENT. Requests the Secretary of Foreign Affairs of the United Mexican States to consider establishing a permanent Mexican Consulate in the State of Hawaii to improve consular presence and address the needs of Mexican nationals living in Hawaii.

(HSCR 1721)

**HR 157**

TSUNAMI PACIFIC ALERT SYSTEM AND RELIEF FOR DAMAGES FROM THE TSUNAMI. See HCR 183.

(HSCR 1280, 1659)

**HR 158**

AIKI STREET ALONG KUPUNA LOOP IN VILLAGE PARK, OAHU, CROSSWALK ON. Urges the Department of Transportation Services of the City and County of Honolulu to construct a crosswalk on upper Aiki Street along Kupuna Loop in Village Park for pedestrian safety.

(HSCR 1661)

**HR 159**

LUMIAINA STREET, OAHU, LEFT-TURN SIGNAL AND LEFT-STORAGE LANE FOR TURNING ONTO KAMEHAMEHA HIGHWAY. Urges the Department of Transportation Services of the City and County of Honolulu to fund and install a left turn signal and left storage lane for motorists traveling on Lumiaina Street and turning onto Kamehameha Highway in Waikele to relieve traffic congestion.

(HSCR 1663)

**HR 160**

HONOWAI AND WAIPAHU STREETS, OAHU, TRAFFIC LIGHT SIGNAL AT THE INTERSECTION OF. Urges the Department of Transportation Services of the City and County of Honolulu to fund and install a traffic light signal at the intersection of Honowai and Waipahu Streets in Waipahu to relieve traffic congestion.

(HSCR 1665)

**HR 162**

MANAGERS DRIVE AND HIAPO STREET, OAHU, FOUR-WAY STOP AT THE INTERSECTION OF. Urges the Department of Transportation Services of the City and County of Honolulu to install a 4 way stop at the intersection of Managers Drive and Hiapo Street in Waipahu.

(HSCR 1667)

**HR 163**

MOKUOLA AND HIKIMOE STREETS, OAHU, TRAFFIC AND PEDESTRIAN STUDY OF THE INTERSECTION OF. Requests the Department of Transportation Services of the City

and County of Honolulu to conduct a study of the traffic conditions, as well as traffic and pedestrian use, of the intersection of Mokuola Street and Hikimoe Street in Waipahu and the study include information on the number of pedestrians and vehicles using the intersection, safety concerns of the intersection, statistics on motor vehicle collisions and pedestrian accidents at the intersection, street lighting concerns of the area, and the costs and feasibility of installing additional street lighting and crosswalks in the area, as well as any other safety measures deemed appropriate by the Department.

Resolves that the study also project the increase of motor vehicle and pedestrian traffic that is likely to occur upon completion of the rail transit station at Mokuola Street.

(HSCR 1669)

#### **HR 171**

KONA JUDICIARY COMPLEX, HAWAII, SITE FOR THE COMPLEX. Urges the Judiciary to expedite the selection of the site for the Kona Judiciary Complex and to consider the site known as La`i`Opuu, tax map key number 3-7-4-021:003, which is under the jurisdiction of the Department of Hawaiian Home Lands, as a potential site for the Complex.

Urges the Department of Hawaiian Home Lands to cooperate with the Judiciary for purposes of selecting a site for the Kona Judiciary Complex.

(HSCR 1290, 1671)

#### **HR 174**

HAWAII UNIFORM COLLABORATIVE LAW ACT, IMPLEMENTATION OF. Requests the Hawaii Supreme Court Standing Committee on the Rules of Evidence to conduct a study on the implementation of the Hawaii Uniform Collaborative Law Act and to report its findings and recommendations to the Legislature by November 1, 2011.

(HSCR 1332)

#### **HR 175, HD1**

JAPAN, SUPPORTING. Resolves that a joint letter be prepared by the majority and minority leaders of the Hawaii State Legislature together with the Governor of Hawaii and sent to the Prime Minister of Japan expressing the condolences of the people of Hawaii for the recent catastrophic events and the determination of the people of Hawaii to support and help the people of Japan.

Resolves that the local chapters of the Red Cross and Salvation Army, local churches, and charities continue to assist where possible by sending basic necessities such as clothing, blankets, non-perishable food, and medical supplies to Japan.

(HSCR 1740)

## HR 176, HD1

CORRECTIONAL TREATMENT FACILITY ON UNDEVELOPED HAWAIIAN HOME LANDS ON THE ISLAND OF HAWAII. Requests the Director of Public Safety to form a task force comprised of elected and administrative state and county officials and community leaders including:

- (1) The Director of Public Safety or a designee;
- (2) The Chairperson of the Hawaiian Homes Commission or a designee;
- (3) The Director of Business, Economic Development and Tourism or a designee;
- (4) The Director of the Planning Department of the County of Hawaii or a designee;
- (5) The Director of Research and Development of the County of Hawaii or a designee;
- and
- (6) A representative of the Hawaiian home lands beneficiary community.

Requests the task force to initiate the planning and design process to develop a correctional treatment facility to house 1000 to 1200 inmates on undeveloped Hawaiian home lands property on the Big Island, or other appropriate site, as proposed by the Director of Public Safety and to consider the planning and design of a secure correctional facility that provides intensive in house rehabilitation programs for the treatment of chemical dependency and abuse and other mental health problems.

Further requests the task force to consider a correctional treatment facility designed to be operated by the State or a private operator with the ability to provide a total continuum of care programs that address education, prevention, treatment, and supervision services following an offender's reentry into the community and that are designed to achieve the prevention of drug and substance abuse and the resolution of other mental health problems.

Further requests the task force to consider on undeveloped Hawaiian home lands property on the Big Island, the feasibility of administering and operating a community based program, which, unlike institution based programs, reentry programs, or reintegration programs, is a program that is administered and operated outside of a correctional facility.

Resolves that, generally, a community based program is administered and operated by community agencies, faith based organizations, nonprofit organizations, and other similar entities, as opposed to state or other government agencies, and is generally successful in helping offenders rehabilitate and reenter society.

Further requests the task force to submit a report including:

- (1) The preliminary design and projected cost of the correctional treatment facility, which shall be designed to be accredited by the American Correctional Association;
- (2) Should the facility be constructed by a private developer, a draft request for proposals for the private development of the facility for the State on a turn-key basis;
- (3) Should the facility be operated by a private operator, a draft request for proposals for the operation of the correctional treatment facility by a private operator with experience in the successful operation of facilities accredited by the American Correctional Association and the Joint Commission on the Accreditation of Healthcare Organizations;
- (4) Should the facility be constructed and operated by the same private entity, a draft request for proposals for the development and operation of the facility under the respective requirements of paragraphs (2) and (3);

- (5) A prioritized list of suitable sites, including other public lands and private properties, along with the estimated cost of acquisition, the costs for site preparation, and the cost for the provision of all necessary infrastructure to support the proposed facility;
  - (6) A proposal for financing the acquisition of the completed turn-key facility, including the use of general obligation bonds, special purpose revenue bonds, tax-exempted project revenue bonds, certificates of participation, or other forms of financing; and
  - (7) Any proposed legislation required for the implementation of the final design, construction, purchase, and operation of the correctional treatment facility; and
  - (8) The feasibility of administering and operating a community-based program on undeveloped Hawaiian home lands property on the Big Island that would help offenders, among other things, successfully rehabilitate and reenter society
- to the Legislature no later than twenty days prior to the convening of the Regular Session of 2012.

(HSCR 1355, 1673)

### **HR 177**

CIVIL UNION LICENSES. See HCR 205.

(HSCR 1675)

### **HR 179**

PUBLIC-PRIVATE CORRECTIONAL PARTNERSHIP FOR THE CONSTRUCTION AND OPERATION OF PRISONS. see HCR 208.

(HSCR 1278, 1677)

### **HR 190, HD1**

PUBLIC EMPLOYEES TRANSFER OF VACATION CREDITS. Request the Legislative Reference Bureau to conduct a study on the current law and procedures relating to the disposition of vacation credits for public employees that transfer from 1 department to another in the same jurisdiction or transfer to another jurisdiction, including a review of the legislative history of the current law.

Resolves that the Bureau assess and determine the rationale for, and soundness of, the current law and procedures, and to offer viable alternatives and to conduct a survey of the personnel directors of the State Executive Branch, State House of Representatives, State Senate, State Judiciary, executive branches of the counties, and legislative branches of the counties, on whether problems have been experienced with the disposition of vacation credits for transferring employees and what recommendations the personnel directors have for improving the system.

Requests the Bureau to submit a report of its findings and recommendations to the Legislature no later than 20 days prior to the convening of the Regular Session of 2012.

(HSCR 1378, 1681)

## HR 195, HD1

FARMING ON AGRICULTURAL AND PASTORAL LANDS, SUPPORT SERVICES FOR. Requests the Department of Hawaiian Home Lands to partner with the Office of Hawaiian Affairs, Department of Agriculture, and other appropriate entities to provide support services to its beneficiaries to encourage successful farming on agricultural and pastoral lands.

(HSCR 1400, 1683)

## HR 196, HD1

KANAKA VILLAGES FOR HOMELESS NATIVE HAWAIIANS, ESTABLISHING. Requests the Governor's Coordinator of Homelessness to study the feasibility of establishing kanaka villages, as described in House Bill No. 1489, House Draft 2, in which homeless Native Hawaiians may live in tents and subsist off of the land using traditional Hawaiian methods of sustainability and that the Coordinator:

- (1) Consult with the Department of Hawaiian Home Lands and the Hawaii Public Housing Authority; and
- (2) Identify appropriate areas on Department of Hawaiian Home Lands property that may be used for kanaka villages.

Further requests the Coordinator to submit a report of Coordinator's findings and recommendations, including any proposed legislation to the Legislature no later than twenty days prior to the convening of the Regular Session of 2012.

(HSCR 1398, 1695)

## HR 201, HD2

ACT COLLEGE ADMISSION EXAM. Resolves that a letter be prepared by the Superintendent of Education to the United States Department of Education and the United States Congress asking that states be allowed to accept ACT as a benchmark for determining compliance by school districts for applicable grade levels with the requirements of the federal No Child Left Behind Act.

Requests the Department of Education to review whether national college admission and placement exams, including but not limited to the ACT College Admission Exam, would be an appropriate substitution for the Hawaii State Assessment, including determining appropriate grade levels for administration and any costs that may be associated with administering the ACT College Admission Exam at various schools.

(HSCR 1294, 1697)

## HR 208

HAWAIIAN HOME LANDS HOMESTEADS. Urges the Department of Hawaiian Home Lands to release pastoral and agricultural leases to its beneficiaries and submit a report of its activities and efforts with respect to the release of pastoral and agricultural leases to its

beneficiaries to the Legislature no later than twenty days prior to the convening of the Regular Session of 2012.

(HSCR 1340, 1699)

### HR 211, HD1

INTERNATIONAL RELATIONSHIPS, FOSTERING AND DEVELOPING. Urges the Hawaii Sister-State Committee to establish opportunities to develop and foster international relationships, both official and personal, between the State of Hawaii and the international community, including:

- (1) Developing, planning, and coordinating such opportunities for the State, counties, business community, and other interested groups or individuals; and
- (2) Exploring opportunities to showcase Hawaii's arts, historic properties, and other items and places of cultural significance to the international community.

Further urges the Committee to consult, cooperate with, and seek advice from any appropriate agency.

Requests the Committee to submit a report of its activities, findings, and recommendations to the Legislature no later than twenty days prior to the convening of the Regular Session of 2012.

(HSCR 1383, 1701)

### HR 212, HD1

STATE OF RABAT-SALE-ZEMMOUR-ZAER OF THE KINGDOM OF MOROCCO, SISTER-STATE RELATIONSHIP. Authorizes and requests the Governor to take all necessary actions to establish a sister-state relationship through the Hawaii Sister-State Committee between Hawaii and the state of Rabat-Salé-Zemmour-Zaër, Kingdom of Morocco, to include economic, social, governmental, educational, and cultural exchange.

Resolves the state of Rabat-Salé-Zemmour-Zaër be offered the privileges and honors that Hawaii extends to its sister-states and provinces.

Further requests the Governor and the Committee to report to on the progress made to the Legislature no later than twenty days prior the convening of the Regular Session of 2012.

Requests the United States Secretary of State and the Embassy in Rabat to assist in the matters proposed by this Resolution.

Requests the business community of Hawaii to assist in the matters proposed by this Resolution, as in all matters concerning sister-state relations.

(HSCR 1734)

## HR 216, HD1

FILIPINO VETERANS' CLAIMS FOR PAYMENT. See HCR 253.

(HSCR 1349, 1723)

## HR 217, HD1

MEDICAID ASSISTANCE ELIGIBILITY, VERIFICATION. Requests the Department of Labor and Industrial Relations and the Department of Human Services to continue to engage in data exchanges in order to verify the eligibility of recipients of Medicaid assistance and to ensure that any data exchanged between them is handled in a secure and appropriate manner.

Further requests the Departments to submit a report of any actions taken pursuant to this Resolution, findings and recommendations, and any proposed legislation, to the Legislature not later than twenty days prior to the convening of the Regular Session of 2012.

(HSCR 1357, 1703)

## HR 218

FEDERAL TAX LIABILITY, NET LOSS TO HAWAII RESIDENTS. Requests the Tax Review Commission to study the projected net loss to Hawaii residents in their federal tax liability that is attributable to the manner in which the state and county governments are currently funded and to submit a report of its findings and recommendations, including any proposed legislation, to the Legislature not later than twenty days prior to the convening of the Regular Session of 2012.

(HSCR 1685)

## HR 225, HD2

FIRE-RETARDANT COATING USE IN RESIDENTIAL DWELLINGS. See HCR 263.

(HSCR 1353, 1622)

## HR 226

PRIVATE BOATING FACILITIES, FEES FOR COMMERCIAL OPERATIONS AT. Requests the Division of Boating and Ocean Recreation of the Department of Land and Natural Resources to conduct a study on the feasibility of assessing fees for commercial operations that occur at or commence from private boating facilities and use the nearshore waters of the State to generate revenue that are similar to fees currently assessed on commercial operations occurring at or commencing from public boating facilities.

Requests the Department of Land and Natural Resources to submit a report of its findings and recommendations, including any proposed legislation, to the Legislature no later than twenty days prior to the convening of the Regular Session of 2012.

(HSCR 1687)

#### **HR 240**

UNIVERSITY OF HAWAII ECONOMIC RESEARCH ORGANIZATION DATA PORTAL CAPABILITIES. See HCR 273.

(HSCR 1233, 1408)

#### **HR 242**

NEIGHBORHOOD BOARD MEMBERS, IMMUNITY FROM LIABILITY FOR. Urges the City and County of Honolulu to provide immunity from liability for neighborhood board members acting in their official capacity or to ensure that neighborhood board members will be adequately defended.

(HSCR 1612)

#### **HR 246**

NATIVE HAWAIIAN PLANT SPECIES IN CAPITAL IMPROVEMENT PROJECTS. Requests the University of Hawaii at Hilo to seek grant moneys and additional resources for studying the feasibility of incorporating native Hawaiian plant species in capital improvement projects and that the study include a categorization of the different native Hawaiian plant varieties suitable for use in state projects, an assessment of the environmental and nutritional needs of native Hawaiian plants, and other recommendations for incorporating these plants without jeopardizing their survival.

Further requests the University of Hawaii at Hilo to submit a final report of its findings and recommendations, including any proposed legislation, to the Legislature no later than twenty days prior to the convening of the Regular Session of 2012.

(HSCR 1227, 1373, 1689)

#### **HR 251, HD1**

LIMA, PERU, .SISTER-STATE RELATIONSHIP. Requests the Governor to establish a sister state relationship through the Hawaii Sister State Committee between Hawaii and the province of Lima, Peru.

(HSCR 1728)

## HR 252

GENERAL LIABILITY INSURERS PREMIUM INFORMATION. Requests every domestic and foreign insurance company that has ever issued commercial general liability policies in the State is requested to submit information on the total premiums received for their commercial general liability policies during the past 10 years to the Legislature not later than May 3, 2011, of the Regular Session of 2011.

(HSCR 1616)

## HR 253, HD1

CONTRACTORS, UNLICENSED. See HCR 286.

(HSCR 1618)

## HR 256

LEARNING CENTER IN LOWER PUNA, HAWAII. Requests the University of Hawaii at Hilo to search for a site in lower Puna to house a learning center that is comparable to the North Hawaii Education and Research Center in Honokaa and to hold community meetings to assess the educational needs of the community and the possibility for research initiatives in the area.

Requests the University of Hawaii at Hilo to submit a report of its findings and recommendations, including any proposed legislation relating to the establishment of a learning center in lower Puna, to the Legislature not later than twenty days prior to the convening of the Regular Session of 2012.

(HSCR 1229, 1691)

## HR 263, HD1

AGRICULTURE, HAWAII'S, SHOWCASING. See HCR 298.

(HSCR 1726)

## HR 274, HD1

ASSISTANCE DOGS, SUPPORT OF. Requests the Governor to express the State's support for the contributions of assistance dogs to Hawaii's citizens with disabilities by proclaiming the 2nd week of August of every year, beginning on the 2nd week of August 2011 as "Hawaii State Assistance Dogs Week" in the State of Hawaii.

(HSCR 1413)

## HR 280, HD1

NATIVE HAWAIIAN RESEARCH, SCIENCE, AND TECHNOLOGY PARK, ESTABLISHMENT. Requests the Department of Business, Economic Development, and Tourism, with input from the Office of Hawaiian Affairs to examine the feasibility of establishing, with the assistance of native Hawaiian business organizations, a native Hawaiian research, science, and technology park that will serve as an incubator and resource center for native Hawaiian entrepreneurs provided that funding for this examination is provided by the Native Hawaiian Advancement Act.

Requests the Department to consider the feasibility of:

- (1) Identifying and seeking the assistance of native Hawaiian business organizations with the potential or willingness to participate in the development of a Native Hawaiian research, science, and technology park;
- (2) Establishing a loan program for native Hawaiian entrepreneurs to locate and conduct operations in Hawaii;
- (3) Issuing revenue bonds to assist in the financing of the costs of projects developed by native Hawaiian entrepreneurs and related to research, science, and technology;
- (4) Entering into long term leases with native Hawaiian entrepreneurs for the siting and development of research, science, and technology projects; and
- (5) Promoting conferences, symposia, seminars, and institutes in research, science, and technology.

Further requests the Department to identify qualified personnel to administer and effectuate the objectives of the native Hawaiian research, science, and technology park and to jointly report their findings and recommendations, including any proposed legislation to the Legislature no later than twenty days prior to the convening of the Regular Session of 2012.

(HSCR 1365, 1693)

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