

***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 2001

AND

SPECIAL SESSION OF 2001

**Compiled by the
Systems Office**

**LEGISLATIVE REFERENCE BUREAU
State Capitol
Honolulu, Hawaii 96813**

FOREWORD

This publication sets forth all of the requests made by the Hawaii State Legislature during the Regular Session and Special Session of 2001 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 reports. These requests are also contained in resolutions adopted by the Senate (SR) or House of Representatives (HR) or by the whole legislature (SCR or HCR). 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
SP	-	Special Session

An asterisk (*) preceding a measure number denotes that there are minor differences between the measures grouped together.

The word "notwithstanding" appended to certain committee reports denotes that the recommendations of the committee report were not followed.

Wendell K. Kimura
Acting Director

June 2001

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COMPUTER CRIMES LAW, PROSECUTION OF CRIMES UNDER. Establishes a Temporary Advisory Commission On Computer Crimes Laws within the Department of the Attorney General. Requires the Commission to form a working committee to review the implementation of this Act and determine whether it allows the comprehensive prosecution of computer crimes without inhibiting legitimate computer activities.

Requires the Commission to prepare a comprehensive report of findings and recommendations for action and transmit copies of their report to the Legislature, the Attorney General, the Prosecuting Attorneys, and the Public Defender no later than twenty days prior to the convening of the Regular Session of 2003.

(HSCR 555, SSCR 1076, 1508)

PRIVATIZATION OF GOVERNMENT SERVICES, REPORT ON. Requires each State and County Department and Agency that uses the contracting process to submit a report that shall include:

- (1) An itemization of all services that were outsourced or subjected to the processes set out in this chapter;
- (2) The agency's or department's justification that standards for determination were met;
- (3) The cost of services obtained through the process set out in this chapter;
- (4) A copy of all contracts entered into under this chapter; and
- (5) An accounting of civil service employees displaced as a consequence of this chapter

to the Legislature no later than twenty days prior to the convening of the Regular Session of each year beginning with 2002. Part II of Act to be repealed on June 30, 2007.

(SSCR 1004, HSCR 1267, CCR 159)

ELECTION LAWS, REVIEW OF. Establishes the Elections Review Task Force within the Office of the Lieutenant Governor to comprehensively review, evaluate, and recommend changes to Hawaii's election laws to ensure the integrity and certainty of the State's electoral process.

Requires the Task Force to consider the adequacy of the law with respect to vote tabulation and contest procedures and the feasibility of implementing an automatic recount and improved contest procedure.

Further requires the Task Force to consider vote tabulation and contest procedures used or proposed for use in other states in conducting this study.

Further requires the Task Force to consist of nine members with the Chief Election Officer, or designated representative, to serve as the chair of the Task Force. Also requires the remaining members to be representative of the major political parties, have prior elections administration experience, and be appointed in the following manner:

- (1) Two members shall be appointed by the Governor;
- (2) Two members shall be appointed by the President of the Senate;
- (3) One member shall be appointed by the Minority Leader of the Senate;
- (4) Two members shall be appointed by the Speaker of the House of Representatives; and
- (5) One member shall be appointed by the Minority Leader of the House of Representatives.

Further requires the Task Force to submit its study of Hawaii's election laws with 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 2002.

(HSCR 188, 581, SSCR 1170, 1544, CCR 118)

ACT 160**SB 498, SD1, HD1, CD1**

NANAKULI HOMESTEAD CEMETERY, OAHU, MAINTENANCE OF. Requires the Department of Hawaiian Home Lands to submit a report on the actions taken and the moneys expended to maintain and upkeep the Nanakuli Homestead Cemetery to the Legislature no later than twenty days prior to the convening of the Regular Session of 2002.

(SSCR 120, 797, HSCR 1249, CCR 42)

ACT 176**SB 704, SD1, HD2, CD1**

CRIME VICTIM COMPENSATION SPECIAL FUND, COLLECTION OF FEES FOR. Requires the Crime Victim Compensation Commission to submit a report on:

- (1) The maximum amount of fees that could have been collected by the courts during fiscal year 2000-2001 in accordance with section 351-62.5, Hawaii Revised Statutes;
- (2) The total amount deposited by the courts for fiscal year 2000-2001 in accordance with section 351-62.5, Hawaii Revised Statutes; and
- (3) An analysis of any discrepancies between the amounts determined in paragraphs (1) and (2), including recommendations of maximizing the amount of fees deposited into the fund to the Legislature at least twenty days prior to the convening of the Regular Session of 2002.

(SSCR 209, 871, HSCR 1053, 1391, CCR 138)

ACT 188**SB 1385, HD1, CD1**

DEPARTMENT OF EDUCATION'S CLASSIFICATION AND COMPENSATION SYSTEM, STUDY OF. Requires the Department of Education to:

- (1) Conduct a classification study to better assess positions, allocations, and classifications and to consult with the University of Hawaii, Office of Human Resources in exploring alternatives to the current salary schedule, minimum qualification requirements, and position descriptions;
- (2) Conduct a formal, comprehensive salary survey;
- (3) Implement a formal job evaluation methodology that is consistent with the class structure adopted; and report its findings to the Legislature no later than twenty days prior to the Regular Session of 2002.

Further requires the Department to obtain the assistance of the University of Hawaii, Office of Human Resources in evaluating the Department's salary schedule, classification system, and qualification for employment.

(SSCR 390, 727, HSCR 998, 1361, CCR 15)

ACT 206**HB 407, HD1, SD1, CD1**

GENERAL EXCISE TAX ON MAINLAND CONTRACTORS WORKING IN HAWAII ON FEDERAL PROJECTS, ASSESSMENT OF. Requires the Director of Taxation to develop a system to determine when contractors from the United States mainland are present in Hawaii to work on federal projects, including the starting and anticipated completion dates for these contracts, to enforce the laws relating to the collection of general excise taxes on these contractors that may be required under chapter 237, Hawaii Revised Statutes.

Requests the United States Government to provide the information necessary to ascertain the names and work dates of United States mainland contractors working on federal projects and requires the Director to work with the United States government to establish this information to enforce and collect taxes owed to the State.

Further requires the Director 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 2002.

(HSCR 692, SSCR 1111, 1558, CCR 155)

SB 48, SD1, HD2, CD1

LEASED PUBLIC LANDS FOR SADDLE ROAD IMPROVEMENTS, HAWAII, WITHDRAWAL OF AND COMPENSATION FOR. Requires the Department of Land and Natural Resources to expedite discussions with representatives from Parker Ranch, KK Ranch, Inc., SC Corporation, and Boteilho Ent., Inc., to identify and investigate alternatives that will fairly compensate the ranchers for losses suffered as a result of the withdrawal of any leased lands and avoid providing exceptions to public land leasing policies.

Further requires the Department to submit a final report on the result of these discussions and any proposed legislation to the Legislature no later than twenty days prior to the convening of the Regular Session of 2002.

(SSCR 97, 618, HSCR 1004, 1315, CCR 6)

SB 119, SD1, HD2, CD1

FEMALE OFFENDERS, PARITY FOR. Requires the Department of Public Safety and the Office of Youth Services to prepare an implementation plan for parity for female offenders.

Further requires the plan to be submitted to the Regular Session of 2002 and that it include a request for funds to carry out the plan.

(SSCR 895, HSCR 1072, 1317, CCR 160)

SB 683, SD1, HD1, CD1

DEPUTY SHERIFF AND PROCESS SERVER SYSTEM, STUDY OF. Requires the Legislative Reference Bureau to conduct a study regarding the deputy sheriff and process server system to determine:

- (1) The appropriate roles of the uniformed deputy sheriffs, the deputy sheriffs of the civil section, and those people authorized by the Judiciary to serve civil processes;
- (2) The proper forms of identification and badges issued for the different classes of process servers and deputy sheriffs, in comparison to other jurisdictions in other states;
- (3) The training that is currently required, and should be required, of those individuals desiring to be identified as deputy sheriffs of the civil section;
- (4) The most prudent way to address the concerns of liability to the State arising from the actions of process servers;
- (5) Whether the civil process is a necessary or appropriate government function; and
- (6) Other matters concerning the serving of civil processes that may be identified by the Bureau.

Further requires the Bureau to consult with the Director of Public Safety or designee, Chief Justice of the Hawaii Supreme Court or designee, the Attorney General or designee, a representative from the Hawaii Deputy Sheriffs Association, and the President of the Hawaii Bar Association or designee.

Further requires the Bureau to submit a report on findings and recommendations to the Legislature no less than twenty days prior to the convening of the Regular Session of 2002.

(SSCR 1010, HSCR 1146, CCR 22)

SB 838, SD2, HD1, CD1

WIND DAMAGE MITIGATION DEVICES, GRANTS FOR. Requires the Hawaii Hurricane Relief Fund to develop and implement a pilot program to award grants to individuals who:

- (1) Are residential property owners;
- (2) Are current or former policyholders of the fund;
- (3) Submit a completed application form and supporting documentation in accordance with procedures established by the board of directors of the Fund, that includes information on the location of the subject property and the type of construction activity to be undertaken;
- (4) Agree to install only wind damage mitigation devices approved by the Fund;
- (5) Acknowledge that the number of grants to be awarded are limited to available funds and will be awarded on a "first come first served" basis;
- (6) Acknowledge that grants are provided on a dollar-for-dollar matching funds basis, up to a maximum \$3,500 per insured property;
- (7) Provide post-installation information regarding wind damage mitigation devices installed by the grantee; and
- (8) Provide any other necessary information requested by the Fund.

Further requires the Fund to submit a report on the status of the pilot program to the Legislature at least twenty days prior to the convening of the Regular Session of 2002.

(SSCR 483, 913, HSCR 1268, CCR 150)

SB 1028, SD2, HD2, CD1

BARBERS POINT NAVAL AIR STATION REDEVELOPMENT COMMISSION, INTEGRATION INTO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY. Requires the Hawaii Community Development Authority to submit the consolidation plan to the Legislature no later than twenty days prior to the Regular Session of 2003.

(SSCR 573, 915, HSCR 969, 1380, CCR 173)

HB 161, HD2, SD2, CD1

CRIMINAL HISTORY RECORD INFORMATION, NONCRIMINAL JUSTICE ACCESS AND USE OF. Establishes a Temporary Criminal History Record Check Working Group within the Department of the Attorney General to review policy issues concerning the noncriminal justice access and use of criminal history record information for employment and licensing purposes as raised in the Legislative Reference Bureau study.

Requires the Working Group to review existing laws governing access and use of criminal history record information, laws authorizing criminal history record checks for noncriminal justice purposes of employment and licensing, and other criminal history record check issues and make recommendations to the Legislature.

Further requires the Working Group to be composed of members to be appointed by the Attorney General and shall include participants representing or from the following agencies and groups:

- (1) Department of the Attorney General;
- (2) Department of Health;
- (3) Department of Human Services;
- (4) Department of Commerce and Consumer Affairs;
- (5) Department of Public Safety;
- (6) Department of Education;
- (7) Hawaii Labor Relations Board;
- (8) Independent or private school association;
- (9) The Hawaii Criminal Justice Data Center;
- (10) The Civil Rights Commission;

- (11) The Civil Service Commission;
- (12) County licensing boards;
- (13) Public employee unions;
- (14) Public and private employers;
- (15) Department of Human Resources Development;
- (16) Judiciary; and
- (17) Legislative Reference Bureau.

Further requires the Working Group to be chaired by a representative from the Department of the Attorney General.

Further requires the Legislative Reference Bureau to provide technical assistance to the Working Group on legislative drafting and to assist in drafting any legislation proposed by the Working Group.

Further requires the Working Group to submit a report of its findings and recommendations relating to access and use of criminal history record information to conduct criminal history record checks for noncriminal justice employment and licensing purposes including proposed legislation and identification of resources necessary to support or enforce recommendations for new or amended law and policy to the Legislature no later than twenty days prior to the convening of the Regular Session of 2003.

(HSCR 415, 736, SSCR 1242, 1530, CCR 76)

HB 200, HD1, SD1, CD1

PART III, SECTION 4

CONVENTION CENTER DEBT SERVICE AND OPERATIONS, VARIANCES IN. Requires the Hawaii Tourism Authority to submit a detailed report for expenditures comparing budget appropriations to actual expenditures for fiscal years 2000-2001 and 2001-2002 with accompanying explanations for variances for Hawaii Convention Center debt service and operations.

Requires the report to be submitted to the Legislature no later than twenty days prior to the convening of the Regular Session of 2002.

PART III, SECTION 6

IRRIGATION SYSTEM REVOLVING FUND, PROGRAM SELF-SUFFICIENCY. Requires the Department of Agriculture to submit a progress report on the efforts made toward program self-sufficiency and that the report be submitted to the Legislature no later than twenty days prior to the convening of the Regular Sessions of 2002 and 2003.

PART III, SECTION 8

AIRPORTS SPECIAL REPAIR AND MAINTENANCE PROJECTS, REPORT ON. Requires the Department of Transportation to prepare a report on planned uses and actual expenditures of all special repair and maintenance appropriations to be submitted to the Legislature no later than twenty days prior to the convening of the Regular Sessions of 2002 and 2003.

PART III, SECTION 11

HARBORS SPECIAL REPAIR AND MAINTENANCE PROJECTS, REPORT ON. Requires the Department of Transportation to prepare a report on planned uses and actual expenditures of all special repair and maintenance appropriations to be submitted to the Legislature no later than twenty days prior to the convening of the Regular Sessions of 2002 and 2003.

PART III, SECTION 15

HIGHWAYS SPECIAL REPAIR AND MAINTENANCE PROJECTS, REPORT ON. Requires the Department of Transportation to prepare a report on planned uses and actual expenditures of all special

repair and maintenance appropriations to be submitted to the Legislature no later than twenty days prior to the convening of the Regular Sessions of 2002 and 2003.

PART III, SECTION 18

INVASIVE SPECIES PROGRAMS, EFFECTIVENESS OF. Requires progress reports concerning the effectiveness of invasive species programs, amounts expended for the programs broken down by cost element, means of finance, and island, and justification for all expenditures on invasive species programs to be submitted to the Legislature no later than twenty days prior to the convening of the Regular Sessions of 2002 and 2003.

PART III, SECTION 19

AGRICULTURE WATER USE AND DEVELOPMENT PLAN, INCORPORATION INTO THE STATE WATER PROJECTS PLAN. Requires a detailed expenditure report and progress report of this study to be submitted to the Legislature no later than twenty days prior to the convening of the Regular Session of 2002.

PART III, SECTION 20

WAI AHOLE DITCH, OAHU, REASONABLE COSTS TO BE ASSESSED TO PERMITTEES. Requires the Council on Water Resource Management to submit a detailed report on the progress of establishing the reasonable cost to be assessed to the permittees as defined by Water Use Permit Applications (Waiahole Ditch) 94 Hawaii 97 (2000).

Further requires the report to include a listing of all meetings to determine reasonable cost, any signed agreement between both parties once a reasonable cost has been established, reasons explaining delays in establishing a reasonable cost, if any, and the estimate of cost including a detailed breakdown of the cost and procedures, to comply with the Hawaii Supreme Court in-stream flow survey.

Further requires the report to be submitted to the Legislature no later than twenty days prior to the Regular Session of 2002.

PART III, SECTION 21

DRINKING WATER IN THE MAKUA VALLEY RESERVATION, OAHU, IMPACT OF MILITARY ACTIVITIES ON. Requires the Department of Health to submit a detailed report on the progress of assessing the impact of military activities on the drinking water located in the Makua Military Reservation within Makua Valley and the criteria established with the military to monitor the drinking water supply located in Makua Valley and that the report be submitted to the Legislature no later than twenty days prior to the convening of the Regular Sessions of 2002 and 2003.

PART III, SECTION 22

MAKIN SETTLEMENT, IMPLEMENTATION OF. Requires the Developmental Disabilities Division to prepare and submit a detailed progress report on the implementation of the Makin settlement for fiscal biennium 2001-2003. Requires the report to state specifically the progress made by the case managers in working with individuals and families to coordinate individualized planning, admissions, and access to services to meet settlement timelines and include:

- (1) The actual number of individuals served and types of services provided for fiscal year 2001 and fiscal year 2002 actual and projected;
- (2) The number of individuals who are currently on the waitlist for services for fiscal year 2001 and fiscal year 2002 actual and projected; and
- (3) The number of individuals removed from the waitlist for fiscal year 2001 and fiscal year 2002 actual and projected.

Further requires the report to be submitted to the Legislature no later than twenty days after each quarter of fiscal year 2002 and 2003.

PART III, SECTION 23

CHILDREN WITH SPECIAL HEALTH NEEDS, EARLY INTERVENTION SERVICES FOR. Requires the Early Intervention Services Administration to prepare and submit a detailed progress report on the services provided and actual number of children served for the early intervention administration. Further requires the report to include a report on the projected number of children versus the actual number of children served by month for the entire fiscal year and the projected expenditures versus the actual expenditures by month for the entire fiscal year.

Further requires the report to be submitted to the Legislature no later than twenty days prior to the convening of the Regular Session of 2002.

PART III, SECTION 24

CHILDREN WITH SPECIAL HEALTH NEEDS, EARLY INTERVENTION SERVICES FOR. Requires the children with special health needs services to submit a detailed status report on the technical progress made in addressing the Felix contempt order and that the progress report include statistical information on encounter data obtained for QUEST reimbursements and the amount of QUEST funds received for fiscal years 2001, 2002, and 2003 as a result of two additional positions (data processing systems analyst and data processing user support technician).

Further requires the report to be submitted to the Legislature no later than twenty days prior to the convening of the Regular Sessions of 2002 and 2003.

PART III, SECTION 25

HEALTHY START PROGRAM, CONTRACT SERVICES FOR HOME VISITATION TO SUPPORT. Requires a detailed progress report on the number of clients served and services provided for contract services, including projected population versus actual population by month for fiscal years 2001, 2002, and 2003 and include projected expenditures versus actual expenditures by month for fiscal years 2001, 2002, and 2003 be submitted to the Legislature no later than twenty days prior to the convening of the Regular Sessions of 2002 and 2003.

PART III, SECTION 26

MAKIN SETTLEMENT, ELECTRONIC OFFICE AND INFORMATION SYSTEM TO SUPPORT THE IMPLEMENTATION OF. Requires the Developmental Disabilities Administration to prepare a status report on the progress made in upgrading the technology infrastructure of the Developmental Disabilities Division to meet the settlement timeliness.

Further requires the report to be submitted to the Legislature no later than twenty days prior to the convening of the Regular Sessions of 2002 and 2003.

PART III, SECTION 27

HEALTH PROMOTION AND DISEASE PREVENTION PROGRAMS, REPORT ON. Requires the Health Resources Administration to prepare and submit a detailed status report of the funds expended by the Department of Health for health promotion and disease prevention programs, including but not limited to, maternal child health and child development program, promotion of healthy lifestyles, and prevention oriented public health programs, from the tobacco settlement fund, including all expenditures, and any allocation of funds for the state children's health insurance program. Also requires the report to be submitted on the expected and actual revenue, national total and Hawaii's share, from the master settlement agreement.

Further requires the report to be submitted to the Legislature no later than twenty days prior to the convening of the Regular Sessions of 2002 and 2003.

PART III, SECTION 28

HAWAII HEALTH SYSTEMS CORPORATION, FINANCIAL REPORTS ON. Requires the Hawaii Health Systems Corporation to submit detailed financial statements (balance sheet, statement of revenue and expenses, and sources and uses of cash) by facility and in total, comparing projected revenues to the

actual revenues and budgeted expenditures to actual expenditures for fiscal year 2000-2001 and for fiscal year 2001-2002 (four months actual, eight months forecasted) with accompanying explanations for variances to highlight the financial and operational achievements and shortfalls of the Corporation.

Further requires these reports to be submitted to the Legislature no later than twenty days prior to the convening of the Regular Session of 2002.

PART III, SECTION 31

COMMUNITY MENTAL HEALTH SERVICES, QUARTERLY REPORTS ON. Requires the Behavioral Health Services Administration to be responsible for submitting a detailed quarterly progress report on:

- (1) Progress made in developing an appropriate array of community services for patients discharged or diverted from the state hospital; and
- (2) Provide an assessment of the available capacity for services in the community and level of service utilization.

Further requires the Administration to be responsible for preparing and submitting detailed quarterly expenditure reports on:

- (1) The number of discharged and diverted patients entering the system by month;
- (2) The amount of funds expended by type of service; and
- (3) The amount of funds expended by provider.

Further requires the report to be submitted to the Legislature no later than thirty days after the end of each State of Hawaii fiscal quarter during fiscal year 2001-2002.

PART III, SECTION 32

COMMUNITY HEALTH SERVICES, REPORT ON. Requires the Alcohol and Drug Abuse Division to prepare and submit a detailed report on the purchase of substance abuse services, the number of individuals in the criminal justice population served, by category, and the success and recidivism rate for each population category to the Legislature no later than twenty days prior to the convening of the Regular Sessions of 2002 and 2003.

PART III, SECTION 33

MENTAL HEALTH SERVICES FOR CHILDREN AND ADOLESCENTS, REPORT ON. Requires the Child and Adolescent Mental Health Division to prepare and submit a report on mental health services including:

- (1) The number of "high-end" Felix class children and adolescents served;
- (2) The number of "moderate" Felix class children and adolescents served;
- (3) The number of "low-end" Felix class children and adolescents served;
- (4) Average expenditure by Felix class children and adolescents;
- (5) Average hours of services by Felix class children and adolescents;
- (6) Treatment outcome and performance reports on each service provided by Felix class children and adolescents;
- (7) Success rate of Felix class children and adolescents;
- (8) The number of discharged Felix class children and adolescents;
- (9) Caseload report per total available mental health care coordinator (filled or vacant positions) and including those positions acting as mental health care coordinators; and
- (10) Total number of exempt positions and its related civil service position, if any, and a comparison of exempt salary versus civil service salary for each position listed.

Requires the report to be submitted to the Legislature twenty days after the end of each quarter during the fiscal biennium 2001-2003.

PART III, SECTION 34

FELIX V. CAYETANO CONSENT DECREE, EXPENDITURES RELATING TO. Requires the Department of Health to notify the Legislature on a monthly basis of expenditures relative to the Felix Consent Decree

made to the United States Ninth District Court, the Felix Special Monitor, the Felix Monitoring Project, or any other agent of the United States Judiciary.

PART III, SECTION 36

FELIX V. CAYETANO CONSENT DECREE, TEMPORARY POSITIONS TO HELP COMPLY WITH. Requires the Behavioral Health Services Administration to prepare and submit to the Legislature a detailed quarterly expenditure report on projected and actual expenditures and that the report be submitted to the Legislature twenty days after the end of each quarter during fiscal biennium 2001-2003.

PART III, SECTION 37

CHILD WELFARE SERVICES, MULTI-AGENCY CASE COORDINATORS AND CASE SUPPORT AIDES FOR. Requires the Department of Human Services to submit a report on:

- (1) The availability of federal funding in support of this initiative, including the amount of this funding and how the Department could receive this funding; and
- (2) The number of children aided by the services provided by this initiative and the capacity of services provided by this initiative.

Further requires the report to be submitted to the Legislature no later than twenty days prior to the convening of the Regular Sessions of 2002 and 2003.

PART III, SECTION 38

CHILDREN WHO RECEIVE ADOPTION ASSISTANCE OR DIFFICULTY OF CARE PAYMENTS, REPORT ON. Requires the Department of Human Services to submit a report to the Legislature on the number of children who receive adoption assistance or difficulty of care payments and the amount of these payments for the previous fiscal year and the current fiscal year (four months actual and eight months forecasted) no later than twenty days prior to the convening of the Regular Sessions of 2002 and 2003.

PART III, SECTION 39

MENTAL HEALTH TREATMENT, PRESCRIPTION DRUGS FOR FEE-FOR-SERVICE CLIENTS. Requires the Department of Human Services to submit a report on:

1. All expenditures made by prescription drug,
2. The number of recipients by type of drug prescribed, and
3. Possible cost containment measures.

Further requires the report to be submitted to the Legislature no later than twenty days prior to the Regular Sessions of 2002 and 2003.

PART III, SECTION 40

NURSING HOME WITHOUT WALLS AND RESIDENTIAL ALTERNATIVE COMMUNITY CARE PROGRAMS, REPORT ON. Requires the Department of Human Services to submit a report on the number of clients receiving services and projected to receive services, the number of individuals requesting services or on any waitlists, and the number of individuals in the State that qualify for these services to the Legislature no later than twenty days prior to the Regular Sessions of 2002 and 2003.

PART III, SECTION 41

AUTOMATED CHILD SUPPORT ENFORCEMENT (KEIKI) SYSTEM, STUDY OF. Requires the Office of the Auditor to conduct a study on the automated child support enforcement (KEIKI) system, including:

- (1) Status and measures of effectiveness of the implementation of the automated child support enforcement (KEIKI) system;
- (2) Effectiveness of the agency in addressing problems of erroneous determinations, clients' inability to reach child support enforcement agency staff by telephone, and other client problems;

- (3) Review child support enforcement systems in other States where Child Support Enforcement has been successful; and
- (4) Recommendations on a plan of action with set goals, measures of effectiveness and time lines, to dramatically improve the child support enforcement agency to include possible changes to the organization or position to improve the structure of this agency.

Further requires the Office to submit a report to the Legislature no later than twenty days prior to the convening of the Regular Session of 2002.

PART III, SECTION 42

KUPUNA CARE AND ELDERLY ABUSE SERVICES, REPORT ON. Requires the Health Resources Administration to prepare and submit an expenditure report for kupuna care and elderly abuse services and the number of individuals served for fiscal year 2001-2002 and fiscal year 2002-2003 to the Legislature no later than twenty days prior to the convening of the Regular Sessions of 2002 and 2003.

PART III, SECTION 47

YOUTH CHALLENGE ACADEMY PROGRAM, EVALUATION OF. Requires the Department of Defense to submit a report of the revenues and expenditures with justification for each and include Department benchmarks to rate the program's performance and efficiency to the Legislature no later than twenty days prior to the Regular Sessions of 2002 and 2003.

PART III SECTION 51

FELIX V. CAYETANO RESPONSE PLAN, PROGRESS REPORT ON. Requires the Department of Education to submit a detailed report on the Department's progress toward meeting the requirements of the Felix Response Plan to include four months actual expenditures and eight months projected expenditures for the current fiscal year, the number of benchmarks met, a listing of those benchmarks not met and estimated dates of their completion, the expenditures (five months actual and seven months projected) for the 12 Felix Response Plan items broken down by cost element, the progress of school based mental health services implementation, the quantity of children served by complex, the number of schools in compliance and identification of schools not in compliance, a progress report on expenditures and development of the integrated special education database, and description of efforts made by the Department to meet the requirements of the Felix Response Plan in the most cost efficient manner possible.

Further requires the report to be submitted to the Legislature no later than twenty days prior to the convening of the Regular Sessions of 2002 and 2003.

PART III, SECTION 52

MENTAL HEALTH SERVICES, PERSONNEL FOR. Requires the Comprehensive School Support Services to submit a detailed report on the recruitment and hiring of personnel required by the Department of Education for mental health to the Legislature on the first working day of each month.

PART III, SECTION 53.

FELIX V. CAYETANO CONSENT DECREE, EXPENDITURES RELATING TO. Requires the Department of Education to notify the Legislature on a monthly basis on all expenditures to date relative to the Felix Consent Decree made to the United States Ninth District Court, the Felix Special Monitor, the Felix Monitoring Project, or any other agent of the United States Judiciary.

PART III, SECTION 60

MAUNA KEA MANAGEMENT AUTHORITY AND THE DEPARTMENT OF INFORMATION AND COMPUTER SCIENCES, UNIVERSITY OF HAWAII, EXPENDITURE REPORT. Requires a report of expenditures (four month actual and eight months projected) to be submitted to the Legislature no later than twenty days prior to the convening of the Regular Session of 2002.

PART III, SECTION 61

MAKUA VALLEY, OAHU, CULTURAL SITES AND BURIAL REMAINS IN. Requires the Department of Land and Natural Resources to submit a detailed report on the progress of assessing the cultural sites and burial remains in Makua Valley and the criteria established with the military to monitor these cultural sites and burial remains located in Makua to the Legislature no later than twenty days prior to the convening of the Regular Sessions of 2002 and 2003.

PART III, SECTION 62

SMALL BOAT HARBOR FACILITIES, REPORT ON. Requires a report detailing all backlogs pertaining to repair and maintenance and expenditures made to reduce the backlogs for the period July 1, 2000, to December 15, 2001, to be submitted to the Legislature no later than twenty days prior to the convening of the Regular Session of 2002.

PART III, SECTION 64

SUBSTANCE ABUSE TREATMENT AND JOB DEVELOPMENT PROGRAMS FOR THE PRETRIAL, INCARCERATED, AND PAROLEE POPULATIONS. Requires the Department of Public Safety to submit a report on all services provided and expenditures for the previous fiscal year, and actual and planned expenditures for fiscal years 2002 and 2003, to the Legislature no later than twenty days prior to the Regular Sessions of 2002 and 2003.

PART III, SECTION 65

PRISONERS SENT TO THE MAINLAND, EXPENDITURES FOR. Requires the Department of Public Safety to submit a report of all expenditures made for the mainland prisoners for fiscal year 2001-2002 and fiscal year 2002-2003 to the Legislature no later than twenty days prior to the Regular Sessions of 2002 and 2003.

PART III, SECTION 66

PRE-TRIAL DETAINEES SHIPMENT TO THE MAINLAND VERSUS RENTING SPACE AT THE FEDERAL DETENTION CENTER. Requires the Department of Public Safety to report its actions surrounding the transportation of additional inmates to mainland facilities to make available more pre-trial detainee space, the total cost including transportation and housing an inmate on the mainland versus renting bed space at the Federal Detention Center, and a detailed breakdown of the criteria used to select which inmates are eligible to be moved to mainland facilities to the Legislature no later than twenty days prior to the Regular Session of 2002.

PART III, SECTION 69

BUREAU OF CONVEYANCES, MODERNIZATION OF. Requires a detailed report on the progress towards the completion of modernization of the Bureau of Conveyances to include:

- (1) A listing of all equipment still in need of replacement;
- (2) Processes that equipment modernization has made more efficient to date;
- (3) Processes modernization will make more efficient in the near future; and
- (4) Processes that additional equipment modernization will make more efficient.

Further requires the report to be submitted to the Legislature no later than twenty days prior to the convening of the Regular Session of 2002.

PART III, SECTION 71

GUBERNATORIAL TRANSITION, EXPENDITURE REPORT ON. Requires the Director of Finance to submit a report of all expenditures and lapses to the Legislature no later than twenty days prior to the convening of the Regular Session of 2003.

PART III, SECTION 72

PRE-PLUS EARLY EDUCATION PROGRAM, EXPENDITURE REPORT ON. Requires the Office of the Lieutenant Governor to submit a report of all expenditures to the Legislature no later than twenty days prior to the convening of the Regular Sessions of 2002 and 2003.

PART III, SECTION 73

HILO, HAWAII, ECONOMIC DEVELOPMENT OF. Requires the Office of the Lieutenant Governor to submit a report of all expenditures to the Legislature no later than twenty days prior to the convening of the Regular Sessions of 2002 and 2003.

PART III, SECTION 74

TOURISM IN HAWAII, CARRYING CAPACITY OF. Requires a progress report of this study to be submitted to the Legislature no later than twenty days prior to the convening of the Regular Sessions of 2002 and 2003.

PART III, SECTION 80

ATTORNEY GENERAL EXPENDITURES AND LITIGATION SETTLEMENTS REPORTS. Requires the Attorney General to submit a comprehensive report of all expenditures and litigation settlements for the last completed fiscal year and to include the current fiscal year to the period ending November 30, and including the projected expenditures for the remainder of the current fiscal year and the upcoming fiscal year. Also requires the report to include the case history, case status, all expenditures, court dates, settlements, court decisions, and justification on any expenditures for each case which expends more than \$50,000 for each fiscal year.

Further requires all reports to be submitted to the Legislature no later than twenty days prior to the convening of each Regular Session.

PART III, SECTION 81

TRUST FUNDS WITHIN THE DEPARTMENT OF THE ATTORNEY GENERAL, REPORT. Requires the Attorney General to submit a comprehensive report concerning all trust funds within the Department of the Attorney General whether created by statute or otherwise including, but not limited, to the following:

- (1) The source and amount of all revenue for each trust fund;
- (2) Detailed accounts of all expenditures from each trust fund;
- (3) The purpose of all expenditures from each trust fund;
- (4) The source of revenue for each expenditure from each trust fund; and
- (5) Justification for each expenditure from each trust fund.

Further requires:

- (1) Each trust fund be treated separately in the report;
- (2) Litigation Settlements be done separately by each sub-account;
- (3) Detailed expenditure reports are listed separately by each settlement sub-account; and
- (4) Detailed justifications are listed separately for all expenditures by each settlement sub-account.

Further requires the report to be submitted quarterly to the Legislature no later than twenty days following the ending of each quarterly allocation period and that a summation report be submitted compiling that preceding fiscal year's transactions under the above established guidelines to the Legislature for that preceding completed fiscal year no later than twenty days prior to the convening of the Regular Sessions of 2002 and 2003.

PART III, SECTION 82

WORKER'S COMPENSATION CLAIM PAYMENTS, REPORT ON. Requires the Department of Human Resources Development to submit a detailed report of all expenditures and number of claims for workers'

compensation claim payments to the Legislature no later than twenty days prior to the convening of the Regular Sessions of 2002 and 2003.

PART III, SECTION 83

UNEMPLOYMENT COMPENSATION CLAIM PAYMENTS, REPORT ON. Requires the Department of Human Resources Development to submit a detailed report of all expenditures and number of claims for unemployment compensation claim payments to the Legislature no later than twenty days prior to the convening of the Regular Sessions of 2002 and 2003.

PART V, SECTION 92

HAWAII COMMUNITY DEVELOPMENT AUTHORITY CAPITAL IMPROVEMENTS PROGRAM STAFF COSTS. 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. Also requires the report to include the details for non-permanent capital improvements program related positions and that the Authority submit the budget report to the Legislature no later than twenty days prior to the convening of the Regular Sessions of 2002 and 2003.

PART V, SECTION 93

AIRPORTS DIVISION CAPITAL IMPROVEMENTS PROGRAM STAFF COSTS. Requires the Airports Division to prepare a project funded staff services budget report detailing each permanent position by number, position title, and compensation. Also requires the report to include the details for non-permanent capital improvements program related positions and that the Division submit the budget report to the Legislature no later than twenty days prior to the convening of the Regular Sessions of 2002 and 2003.

PART V, SECTION 94

HARBORS DIVISION CAPITAL IMPROVEMENTS PROGRAM STAFF COSTS. Requires the Harbors Division to prepare a project funded staff services budget report detailing each permanent position by number, position title, and compensation. Also requires the report to include the details for non-permanent capital improvements program related positions and that the Division submit the budget report to the Legislature no later than twenty days prior to the convening of the Regular Sessions of 2002 and 2003.

PART V, SECTION 95

HIGHWAYS DIVISION CAPITAL IMPROVEMENTS PROGRAM STAFF COSTS. Requires the Highways Division to prepare a project funded staff services budget report detailing each permanent position by number, position title, and compensation. Also requires the report to include the details for non-permanent capital improvements program related positions and that the Division submit the budget report to the Legislature no later than twenty days prior to the convening of the Regular Sessions of 2002 and 2003.

PART V, SECTION 96

DEPARTMENT OF LAND AND NATURAL RESOURCES CAPITAL IMPROVEMENTS PROGRAM STAFF COSTS. 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. Also requires the report to include the details for non-permanent capital improvements program related positions and that the Department submit the budget report to the Legislature no later than twenty days prior to the convening of the Regular Sessions of 2002 and 2003.

PART V, SECTION 98

DEPARTMENT OF EDUCATION CAPITAL IMPROVEMENTS PROGRAM STAFF COSTS. Requires the Department of Education to prepare a project funded staff services budget report detailing each permanent position by number, position title, and compensation. Also requires the report to include the details for non-permanent capital improvements program related positions and that the Department submit the budget report to the Legislature no later than twenty days prior to the convening of the Regular Sessions of 2002 and 2003.

PART V, SECTION 100

EDUCATIONAL FACILITIES, SUPPLEMENTAL ALLOTMENTS FOR. Allows the Governor to make supplemental allotments from the special funded project adjustment fund for state educational facilities and report all transfers in and expenditures from the project adjustment fund to the Legislature no later than twenty days prior to the convening of the Regular Sessions of 2002 and 2003.

PART V, SECTION 105

DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES CAPITAL IMPROVEMENTS PROGRAM STAFF COSTS. 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. Also requires the report to include the details for non-permanent capital improvements program related positions and that the Department submit the budget report to the Legislature no later than twenty days prior to the convening of the Regular Sessions of 2002 and 2003.

PART VII, SECTION 131

GENERAL OBLIGATION BOND FUND PROJECTS WITH DEBT SERVICE COSTS TO BE PAID FROM SPECIAL FUNDS. Requires the Governor to submit a report to the Legislature on changes in the method of financing such general obligation bond projects.

PART VII, SECTION 135

CAPITOL IMPROVEMENT PROJECTS, SUPPLEMENTAL ALLOTMENTS FOR. Allows the Governor to make supplemental allotments from the project adjustment fund for capitol improvement projects where the source of funding is designated as general obligation bond fund or the general fund and submit a report of all transfers in and expenditures from the project adjustment fund to the Legislature no later than twenty days prior to the convening of the Regular Sessions of 2002 and 2003.

PART VII, SECTION 136

CAPITOL IMPROVEMENT PROJECTS, SUPPLEMENTAL ALLOTMENTS FOR. Allows the Governor to make supplemental allotments from the special fund or revolving fund for capitol improvement projects where the source of funding is designated as special funds, general obligation bond fund with debt service to be paid from special funds, revenue bond funds, or revolving funds and submit a report to the Legislature no later than twenty days prior to the convening of the Regular Sessions of 2002 and 2003.

PART VII, SECTION 137

CAPITOL IMPROVEMENT PROJECTS, REDUCTION DUE TO CHANGE IN POPULATION. Allows the Governor to authorize a reduction of a project scope due to a reduction in a particular population being served and submit a report to the Legislature no later than twenty days prior to the convening of the Regular Sessions of 2002 and 2003.

PART VII, SECTION 139

CAPITOL IMPROVEMENT PROJECTS, IMPLEMENTATION OF. Allows designated expending agencies with the approval of the Governor to delegate to other state or county agencies the implementation of such projects when it is determined by all involved agencies and parties that it is advantageous to do so and requires the Governor to submit a report to the Legislature no later than twenty days prior to the convening of the Regular Sessions of 2002 and 2003.

PART VII, SECTION 147

HEALTH CARE FOR INDIGENTS, TRANSFER OF FUNDS FROM THE HAWAII HEALTH SYSTEMS CORPORATION TO THE DEPARTMENT OF HUMAN SERVICES FOR. Allows the Hawaii Health Systems Corporation in the Department of Health, with the approval of the Director of Finance, to 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 which 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 for the previous fiscal year and fiscal year 2002 and fiscal year 2003.

Requires the Director of Finance to submit a report on the amount of transfers and details on services twenty days prior to the Regular Sessions of 2002 and 2003.

PART VII, SECTION 148

HEALTH CARE FOR INDIGENTS, TRANSACTIONS BETWEEN THE DEPARTMENT OF HUMAN SERVICES AND THE DEPARTMENT OF HEALTH FOR. Authorizes the Department of Human Services to enter into agreements with the Department of Health to furnish outpatient, acute hospital, or long-term care of indigents or medical indigents and to pay the Department of Health for such care. Allows the Department of Health to deposit such receipts into the appropriations from which the transfers were made, with the approval of the Director of Finance.

Requires the Director of Finance to submit a report on the transactions twenty days prior to the Regular Sessions of 2002 and 2003.

PART VII, SECTION 151

APPROPRIATIONS, TRANSFER OF OPERATING FUNDS BETWEEN. Authorizes the Governor to transfer operating funds between appropriations with the same means of funding and submit a report to the Legislature on all such transfers no later than twenty days prior to the Regular Sessions of 2002 and 2003.

PART VII, SECTION 154

FEDERAL FUNDS, EXPENDITURE OF FUNDS IN EXCESS OF LEVELS AUTHORIZED BY THE LEGISLATURE. Authorizes the Governor to approve the expenditure of federal funds which are in excess of levels authorized by the Legislature when the Legislature is not in session and to allow for an increase in the Federal fund authorization ceiling for the program to accommodate the expenditure of such funds.

Requires the Governor to submit a report to the Legislature no later than twenty days prior to the Regular Sessions of 2002 and 2003.

PART VII, SECTION 158

NATURAL DISASTERS OR OTHER UNFORESEEN EMERGENCIES, TRANSFER OF FUNDS FOR. Authorizes the Governor to transfer savings as may be available from the appropriated funds of any program in this Act to supplement the appropriation for any other program in this Act to cope with the effects of natural disasters or other unforeseen emergencies.

Requires the Governor to notify the Legislature in writing of such transfers of funding no later than fourteen days after the transfer is made.

PART VI, SECTION 159

FEDERAL FUND REIMBURSEMENTS RETURNED TO THE GENERAL FUND. Requires the Department of Budget and Finance to submit a report on federal or non-general fund reimbursements received by State programs that were returned to the general fund to the Legislature no later than twenty days prior to the Regular Sessions of 2002 and 2003.

PART VII, SECTION 167

ALIEN PEST SPECIES PROGRAMS, STUDY OF. Requires the Legislative Auditor to conduct a financial and management study of the State's plant and non-domestic animal inspection, quarantine, and eradication programs as they relate to alien pest species.

Further requires the study to be a review of federal laws relating to alien pest inspection, quarantine, and eradication and where there are conflicts with State laws. Also requires the Auditor to assess whether the State alien pest programs are organized in a manner that efficiently and effectively achieves the program objectives.

Further requires the study to investigate sources of funding for alien pest programs including federal funds and fees.

Further requires a report of findings and recommendations to be submitted to the Legislature twenty days prior to the convening of the Regular Session of 2002 and that the report contain recommendations on how Hawaii's alien pest inspection, quarantine, and eradication program can best be structured to effectively deal with the problem of alien pest introduction.

(HSCR 872, SSCR 1391, CCR 151)

HB 236, HD1, SD1, CD1

AGE OF CONSENT, REVIEW OF. Requires the Prosecuting Attorney of each County to maintain a record of all cases received and prosecuted under sections 707-730(1) and 707-732(1), Hawaii Revised Statutes (sexual penetration and contact with a minor who is fourteen years of age by a person who is not less than five years older than the minor), between the effective date of this Act and November 30, 2002, and submit a report to the Legislature no later than twenty days prior to the convening of the Regular Session of 2003.

Requires the Attorney General to convene a task force to engage in a comprehensive review of the effectiveness and impact of this Act, based partly on data provided by the Department of the Prosecuting Attorney of the City and County of Honolulu.

Further requires the Attorney General to request the Coalition for the Prevention of Sex Assault to assist in the development and work of the task force.

Further requires the task force to review differing viewpoints concerning the age of consent for consensual sex conduct, particularly as it relates to minors in sexual relationships with adult partners. Requires the findings to provide the Legislature with factual information, the national experience, and "best practices" for the purpose of assisting the Legislature in developing social policy on the issue of "age of consent", which shall specifically include but is not limited to:

- (1) A compilation of relevant state statutes;
- (2) A compilation of sentencing practices in other jurisdictions;
- (3) An evaluation of statutes and sentencing practices and their impacts on adolescents; and
- (4) Hawaii data on incidents of adolescent sexual activity.

Further requires the composition of the task force to be as follows, but not limited to:

- (1) Each county chief of police, or designate;
- (2) Each county prosecutor, or designate;
- (3) A representative from the Judiciary;
- (4) A Department of Public Safety representative;
- (5) A Department of Health representative;
- (6) A Sex Abuse Treatment Center representative;
- (7) A Sex Assault Coalition representative;
- (8) A Catholic Charities-Child Sex Abuse Treatment Program representative;
- (9) A Children's Advocacy Center representative;
- (10) An Office of Youth Services representative;
- (11) An immigrant service provider representative;
- (12) The Chair of the House Committee on Judiciary and Hawaiian Affairs, or designate;
- (13) The Chair of the Senate Committee on Judiciary, or designate;
- (14) A Hawaii Family Forum representative;
- (15) A Sisters Offering Support representative;
- (16) A League of Women Voters representative;
- (17) A Hawaii State Commission on the Status of Women representative; and
- (18) A military community representative.

Further requires the task force to report its findings and recommendations to the Legislature no later than twenty days prior to the convening of the Regular Session of 2003.

(HSCR 704, SSCR 1189, 1394, CCR 66)

HB 503, HD2, SD2, CD1

AGRICULTURAL LANDS UNDER REVOCABLE PERMITS OR LEASES, NEED FOR AVAILABILITY OF. Requires the Department of Land and Natural Resources and the Department of Agriculture to:

- (1) Identify all agricultural lands currently under revocable permits or under leases from the State that will expire prior to July 1, 2011;
- (2) Determine the availability of farmlands under paragraph (1) with appropriate infrastructure;
- (3) Ascertain the projected need for agricultural lands; and
- (4) Determine the ability of the State to meet the projected need under paragraph (3).

Further requires the Departments to submit their findings and recommendations to the Legislature twenty days prior to the convening of the Regular Session of 2002.

(HSCR 455, 738, SSCR 1157, 1469, CCR 55)

HB 632, HD3, SD2, CD1

COMMUNITY CARE FOSTER FAMILY HOMES, REGULATION OF. Requires the Department of Human Services to report interim and final findings and recommendations regarding the effectiveness of the new part added to chapter 346, Hawaii Revised Statutes, by section 1 of this Act (home and community-based case management agencies and community care foster family homes), as reflected by the status of the two demonstration projects, including comparative findings of the success of the two levels of regulation, and whether that part should be extended to the entire State no later than twenty days prior to the convening of the Regular Sessions of 2002 and 2003.

Further requires the report to measure performance in vacancy rates, placement processes, pricing of private pays, costs to the State for placement and administration, consumer complaints, and negative clinical outcomes and to address the need and feasibility of a single entry point system for intermediate care facility and skilled nursing facility patients in community care settings.

Further requires home operators associations, case management agency associations, the Department, and Department of Health to assist in the evaluation.

(HSCR 96, 410, 766, SSCR 1260, 1543, CCR 110)

HB 646, HD1, SD2, CD1

SYRINGES, SYSTEM TO TRACK AND DISPOSE OF. Requires the Director of Health to:

- (1) Develop and implement a system to dispose of used syringes received from the public; and
- (2) Develop and implement a system to track syringes purchased in accordance with this Act that are exchanged for new syringes under the State Needle Exchange Program.

Further requires the Director to submit a report on the status of implementing the disposal and tracking systems to the Legislature no later than twenty days prior to the convening of the Regular Session of 2002.

(HSCR 179, 727, SSCR 1066, 1494, CCR 53)

**HB 1000, HD1, SD2, CD1
HB 1 SP**

PART III, SECTION 4

JUDICIARY FUNDS, TRANSFER OF. Requires the Judiciary to submit a detailed report on each transfer, with the amount transferred, the justification for each transfer, and include the complete report from the previous fiscal year.

Further requires the report to be submitted to the Legislature no later than twenty days prior to the convening of the Regular Sessions of 2002 and 2003.

PART III, SECTION 5

JUDICIARY UNDERTAKINGS WITH THE FEDERAL GOVERNMENT, PRIVATE ORGANIZATIONS, AND INDIVIDUALS. Requires the Judiciary to submit a detailed report on all undertakings with the Federal Government, private organizations, or individuals entered into by the Judiciary from the previous fiscal year and fiscal year 2002 to the Legislature no later than twenty days prior to the convening of the Regular Sessions of 2002 and 2003.

PART III, SECTION 6

JUDICIARY LAW LIBRARY, FINANCIAL SELF-SUFFICIENCY OF. Requires the Judiciary to submit a report detailing all expenditures by the Law Library on dues and subscriptions and to include recommendations for the Law Library to achieve financial self-sufficiency to the Legislature no later than twenty days prior to the convening of the Regular Session of 2002.

PART III, SECTION 7

JUDICIARY DRUG COURT EXPENDITURES, REPORT ON. Requires the Judiciary to submit a report of all expenditures including the progress of the drug court, number of individuals in these programs, the success and failure rate by court, and cost per person by court no later than twenty days prior to the convening of the Regular Sessions of 2002 and 2003.

PART III, SECTION 8

JUDICIARY ADULT PROBATION EXPENDITURES, REPORT ON. Requires the Judiciary to submit a report of all expenditures by the adult probation division, broken out by each circuit, twenty days prior to the convening of the Regular Sessions of 2002 and 2003.

PART III, SECTION 9

JUDICIARY PROBATION OFFICERS, EXPENDITURE REPORT ON FIVE ADDITIONAL. Requires the Judiciary to submit a report of all expenditures twenty days prior to the convening of the Regular Sessions of 2002 and 2003.

PART III, SECTION 10

JUDICIARY HO`OKELE NAVIGATION PROJECT. Requires the Judiciary to submit a report of all expenditures, number of people served and type of information provided no later than twenty days prior to the convening of the Regular Sessions of 2002 and 2003.

PART III, SECTION 11

JUDICIARY ACHIEVING COURT EXCELLENCE (ACE) TRANSITION, REPORT ON. Requires the Judiciary to submit a comprehensive report on the ACE transition that includes organization charts, all position transfers, all position re-descriptions, and all funding transferred including the date of transfers to the Legislature no later than twenty days prior to the convening of the Regular Sessions of 2002 and 2003.

PART III, SECTION 12

JUDICIARY POSITIONS, JUSTIFICATION FOR THE REDESCRIPTION OF. Requires the Judiciary to submit a report on all positions re-described and the justification for each re-description to the Legislature no later than twenty days prior to the convening of the Regular Sessions of 2002 and 2003.

(HSCR 308, 873, SSCR 1142, 1392, CCR 152)

**HB 1100, HD1, SD1, CD1
HB 2 SP**

SECTION 9

OFFICE OF HAWAIIAN AFFAIRS FUNDS AND POSITIONS, TRANSFER OF. Requires the Office of Hawaiian Affairs to submit a report on the transfer of funds and positions between programs for research and development and operating purposes to the Legislature no later than thirty days prior to the convening of the Regular Sessions of 2002 and 2003.

SECTION 10

OFFICE OF HAWAIIAN AFFAIRS EXPENDITURES, REPORT ON. Requires the Office of Hawaiian Affairs to submit a report detailing all actual expenditures made for fiscal year 2001, actual expenditures as of November 1, 2001, and planned expenditures for fiscal year 2002, and planned expenditures for fiscal year 2003 to the Legislature no later than twenty days prior to the convening of the Regular Session of 2002.

(HSCR 309, 874, SSCR 1072, 1393, CCR 153)

HB 1233, HD1, SD2, CD1

YOUTH SERVICE CENTERS, EVALUATION OF. Requires the Office of Youth Services to monitor and evaluate youth services centers and to submit a report which includes:

- (1) A descriptive summary of the operation of youth services centers, including the services they provide;
- (2) The number of recipients of services at each center;
- (3) The allocation of funds to each center;
- (4) Staffing information at each center;
- (5) Recommendations regarding the continuation of youth services centers and future plans for expansion;
- (6) Recommendations regarding the process by which youth services centers are allocated resources;
- (7) A projected budget for the expenditures required to continue or expand youth services centers;
- (8) Proposals for legislation that are necessary to facilitate the continuation or expansion of youth services centers; and
- (9) A working plan of action for the strategic plan as designed in Act 375, Session Laws of Hawaii 1989;

to the Legislature at least twenty days prior to the convening of the Regular Session of 2002.

(HSCR 498, 605, SSCR 1238, 1529, CCR 97)

HB 1 SP

JUDICIARY APPROPRIATIONS ACT OF 2001. See HB 1000, HD1, SD2, CD1.

(HSCR 1, SSCR 6)

HB 2 SP

OFFICE OF HAWAIIAN AFFAIRS BUDGET. See HB 1100, HD1, SD1, CD1.

(HSCR 2, SSCR 7)

**SCR 7, HD1
SR 4, SD1***

ORAL HEALTH CARE FOR CHILDREN, LOW-INCOME ADULTS AND THE DISABLED. Requests the Department of Health (DOH), in cooperation with the Department of Human Services (DHS) and Department of Education (DOE), to develop a plan to improve oral health care for children, low-income adults, and the disabled in the State.

Resolves that the plan include:

- (1) Improving access to oral health, including the factors that impede access to oral health care, such as lack of providers, monetary hardship, lack of insurance, lack of transportation and other logistical difficulties in obtaining oral health care;
- (2) Enhancing public awareness and health literacy regarding the importance of oral health and dental hygiene for children; and
- (3) Providing increased opportunities to educate students, parents, and communities about the importance of oral health, good nutrition, and effective dental hygiene and other prevention measures such as fluoridation;
- (4) Examining temporary licensure and reciprocity for licensing dentists to serve underserved populations and areas; and
- (5) Providing incentives for dentists to volunteer their services in underserved populations and communities.

Further resolves that dental hygienists, community health centers, and dental clinics in the State of Hawaii be allowed to be a part of the comprehensive oral health care plan to meet the needs of oral health for children, low-income adults, and the disabled.

Further resolves that the DOH, in cooperation with the DHS and DOE, submit the plan with 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 2002.

*SR 4, SD1 Specifies improvement of oral health care for children only. It does not include temporary licensure and incentives for dentists to volunteer their services. It also does not specify that community health centers and dental clinics be part of the comprehensive health care plan.

(SSCR 1019, HSCR 1181, 1515)

**SCR 8, SD1
SR 5, SD1**

CHILD PROTECTION STATUTES, REVIEW AND REFORM OF. Requests the Hawaii Appleseed to continue discussion and seek input in its comprehensive assessment of reviewing and conforming current state child protection statutes.

Further requests the Hawaii Appleseed, in cooperation with the Child Protection Legislative Roundtable, to organize a conference and working groups on child protection reform that brings together stakeholders and other interested parties, including the Departments of Health, Human Services, Education, Attorney General, and the Judiciary, for the purpose of massaging the discussion draft into a final product.

Resolves that the Hawaii Appleseed conduct a comprehensive review of all relevant Federal and State statutes to determine and ensure that the proposed statutory revisions are congruent with Federal law and will not jeopardize Federal funding to the State.

Further resolves that the Hawaii Appleseed, with the assistance of the Roundtable, report the findings, recommendations, and any recommended statutory changes to the Legislature no later than twenty days prior to the convening of the Regular Session of 2003.

(SSCR 1625, HSCR 1472)

**SCR 13, SD2
SR 10, SD2**

SOCIALLY RESPONSIBLE INVESTMENT, EXAMINATION OF. Encourages the Chief Investment Officer, Administrator, and Trustees of the State Employees' Retirement System, to apply the principles of SRI (socially responsible investment) in their investment practices and decisions, and encourages other investment counselors and money managers to also apply SRI to their investment portfolios.

Requests the Legislative Reference Bureau to conduct research on SRI by examining the laws and practices in other states, and current reports and studies in the field.

Further requests the Bureau to submit a report of findings and recommendations to the Legislature no later than twenty days prior to the convening of the Regular Session of 2002.

(SSCR 1301, 1658, HSCR 1513)

SCR 15, HD1

MEDICALLY FRAGILE CHILDREN, DEVELOPMENT OF SEAMLESS CONTINUUM CARE FOR. Requests the Department of Human Services (DHS) and Department of Health (DOH) to jointly create a coordinating committee of public and private agencies to oversee the development of seamless continuum of care for medically fragile children.

Resolves that the committee should include, but not be limited to representatives from the DOH, DHS, Department of Education, Kapiolani Medical Center, Kapiolani Community College, the Schools of Medicine and Nursing of University of Hawaii-Manoa, American Academy of Pediatrics, University Affiliated Programs, parents, community care agencies, such as nursing facilities, health insurance companies, home health agencies, and medical equipment companies.

Further resolves that because of its large financial commitment and familiarity with this population, the DHS serve as the lead agency to organize and coordinate the efforts of the coordinating committee.

Further resolves that the coordinating committee be tasked to document the needs of this population and make recommendations of methods to create a seamless system of care and report its progress to the Legislature twenty days prior to the convening of the Regular Session of 2002.

Further resolves that the coordinating committee should nonetheless make changes and improvements to the system of care where such changes can be implemented voluntarily and within the scope of present State and Federal law and regulations.

(SSCR 1578, HSCR 1480)

**SCR 19
SR 15**

NOI'I O PUNA RESEARCH CENTER, HAWAII, REACTIVATION OF. Requests the Natural Energy Laboratory of Hawaii Authority to revive and update their 1992 Reactivation of the Noi'i o Puna Research Center proposal which includes the installation of a heat exchanger and pipeline to generate waste heat from geothermal reinjection fluids at the Puna Geothermal Venture facility, improvement of the Noi'i o Puna facilities to accommodate expanded Community Geothermal Technology Program operations, and the establishment of direct heat geothermal projects proposed by the community to be conducted under the Community Geothermal Technology Program at Noi'i o Puna.

Further requests the Authority to report the status of its Reactivation of the Noi'i o Puna Research Center to the Legislature twenty days prior to the convening of the Regular Session of 2002.

(SSCR 1439, HSCR 1474)

SCR 20

INTER-ISLAND FERRY SYSTEM BETWEEN ALL ISLANDS, STUDY OF. Requests the Department of Transportation to study the feasibility of establishing an inter-island ferry system between all of the islands.

Further requests the Department's feasibility study to include a review of the following:

- (1) The number of ferry terminals that would be constructed, including whether inter-island ferries may share terminals that have been constructed for intra-island ferries;
- (2) Whether Federal funds could be requested and used for the construction of ferry terminals and ferries;
- (3) Proposed routes and schedules to maximize ridership and revenue;
- (4) The estimated cost for the establishment and operation of an inter island ferry system;
- (5) The feasibility of allowing a private contractor to establish and operate the inter-island ferry system, or entering into a public-private partnership for this purpose, to provide for the operation of the system at no cost or nominal cost to the State and Counties;
- (6) Appropriate incentives for operating inter-island ferries, including statutory incentives such as those provided for operating inter-island ferry service between Molokai and Maui pursuant to section 200-9(c), Hawaii Revised Statutes; and
- (7) The resolution of any other issues relating to the establishment and operation of an inter-island ferry system.

Further requests the Department to consult with appropriate transportation and tourism officials on each of the islands that would be served by an inter-island ferry system to obtain their input on proposed routes, appropriate siting of terminals, and related matters.

Further requests the Department 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 2002.

(SSCR 1451, HSCR 1484)

SCR 23, SD2, HD1, CD1

LONG-TERM CARE FINANCING PLAN AND PROVIDER CERTIFICATION PROGRAM, IMPLEMENTATION OF. Resolves that the President of the Senate and the Speaker of the House of Representatives appoint a special committee to develop and implement a plan for a dedicated source of revenue that will:

- (1) Assure a comprehensive long-term care infrastructure;
- (2) Support the long-term care needs of all citizens in the State regardless of their incomes; and
- (3) Control the escalating costs of long-term care and the burden on the State.

Further resolves that the special committee include in its deliberations and findings a review of pertinent reports conducted under legislative mandate related to the issue of long-term care financing.

Further resolves that the special committee develop a statewide certification program for long-term care providers and caregivers that would include development of:

- (1) Standardized training and courses for licensing;
- (2) A registry of all certified caregivers;
- (3) A partnership with private insurance companies to provide services for licensed caregivers; and
- (4) A system to ensure complete criminal and history checks.

Further resolves that the members of the special committee consist of:

- (1) The Chairs of the House of Representatives Committees on Health and Human Services and Housing and the Senate Committee on Health and Human Services who shall serve as co-chairs of the special committee;
- (2) Representatives of State and private health-related entities;
- (3) Representatives of State and private long-term care providers;

- (4) Representatives of long-term care consumers; and
- (5) Any other appropriate representatives of the government or private-sector.

Further resolves that the findings and recommendations of the special committee be transmitted to the Legislature no later than twenty days prior to the convening of the Regular Session of 2002.

(SSCR 1318, 1643, HSCR 1491, CCR 176)

**SCR 24
SR 19**

UNDERGROUND PLUMBING AND WATER SYSTEMS, ASSESSMENT OF. Urges the county agencies responsible for oversight of plumbing and water systems to conduct an assessment of these older underground plumbing systems and water systems.

Resolves that the assessment shall include recommendations for correction of any hazard to the public health, safety, or welfare by the systems, including a time frame and priority for such recommendations.

(SSCR 1597, HSCR 1514)

**SCR 26, SD1
SR 20, SD1**

UNIVERSITY OF HAWAII BASEBALL STADIUM IN HONOR OF COACH MURAKAMI, RENAMING THE. Requests the University of Hawaii Board of Regents to waive its administrative policy mandating that individuals be deceased for a minimum of five years before buildings can be named after them, and further requests the University of Hawaii to initiate any internal procedures needed to rename the Rainbow Baseball Stadium in honor of Head Coach Les Murakami.

(SSCR 1617, HSCR 1473)

SCR 28, SD1, HD1

TECHNOLOGY INDUSTRY IN HAWAII AND FILM PERMIT PROCESS. Resolves that there is created a Joint Legislative Technology Task Force to establish short- and long-term goals to develop Hawaii's technology industry, market Hawaii as conducive to technology enterprises, and establish a specific implementation plan and timeline to accomplish the goals.

Further resolves that the respective chairs of the Senate committee on Economic Development and Technology and the House Committee on Economic Development and Business Concerns choose the members of the task force by July 1, 2001.

Further resolves that the Task Force consist of at least one representative from each of the following groups: technology trade organizations, business organizations, technology legal professionals, technology educational institutions, University of Hawaii, Department of Business, Economic Development, and Tourism, Department of Commerce and Consumer Affairs, City and County of Honolulu, County of Hawaii, County of Maui, and County of Kauai.

Further resolves that the Task Force be open to all government agencies including, but not limited to, the Office of Planning, Hawaii Tourism Authority, and the Counties, to encourage participation by as many as possible.

Further resolves that the Task Force bring together the Governor's Special Advisor for Technology Development, High Technology Trade Association, and Hawaii Technology Development Corporation to share and align their goals and objectives for technology development in Hawaii.

Further resolves that the Task force report its findings and recommendations, including recommended legislation, to the Legislature no later than twenty days prior to the convening of the Regular Session of 2002.

Requests the Department of Business, Economic Development, and Tourism, with the assistance of the Hawaii Television and Film Development Board, to review the current one-stop film permitting process, and enter into agreements with the Counties of Hawaii, Kauai, and Maui, City and County of Honolulu, Department of Land and Natural Resources, and Department of Transportation to further streamline the film permit process.

(SSCR 1304, HSCR 1489)

SCR 29, SD1, HD1

ECONOMY OF HAWAII AND MOTION PICTURE AND TELEVISION PRODUCTION TAX INCENTIVES. Resolves that there is created a Joint Legislative Economic Task Force, under the direction of the Senate Committee on Economic Development and Technology, and the House Committee on Economic Development and Business Concerns, to establish short- and long-term goals to diversify Hawaii's economy, and to establish a specific implementation plan and timeline to accomplish the goals.

Further resolves that the respective chairs of the Senate Committee on Economic Development and Technology and the House Committee on Economic Development and Business Concerns choose the members of the Task Force by July 1, 2001.

Further resolves that the Task Force consist of at least one representative from each of the following groups: retail businesses, restaurants, hotels, public unions, private unions, business educators, high technology businesses, marketing and advertising professionals, tourism, environmental organizations, and small business owners.

Further resolves that the Task Force be open to the participation of representatives from all industries and government agencies to reflect the overall economy, chosen respectively by each industry or agency.

Further resolves that the Joint Economic Task Force submit a report of its findings and recommendations, including recommended legislation, to the Legislature no later than twenty days prior to the convening of the Regular Session of 2002.

Requests the Department of Taxation and the Department of Business, Economic Development, and Tourism, with the assistance and recommendations of the Hawaii Television and Film Development Board, to consider changes to the criteria for the motion picture and television tax credits.

Further requests the Departments to consider the applicability of the tax incentive criteria and the effectiveness of the tax incentive in creating more production activity.

Further requests the Departments to submit their findings and recommendations to the Legislature no later than twenty days prior the convening of the Regular Session of 2002.

(SSCR 1601, HSCR 1488)

SCR 31, SD1

HAWAII TOURISM AUTHORITY, AUDIT OF THE. Requests the Auditor to conduct a management and financial audit of the Hawaii Tourism Authority and that the review include, but not be limited to:

- (1) The responsibilities and functions of the board, the staff, and the relationship between activities of the board and staff;
- (2) Contracting procedures, including current contract expenditures;
- (3) Personnel procedures, including evaluations; and
- (4) Any financial audit issues that the Auditor deems appropriate.

Resolves that the Auditor also review the current laws relating to tourism, including Chapter 201B, Hawaii Revised Statutes (HRS), which governs the Hawaii Tourism Authority, the tourism activities in sections 201-91 to 201-97, HRS, under the purview of the Department of Business, Economic Development, and Tourism, as well as those under Chapter 203, HRS, and make recommendations for amendments if these laws are found to be duplicative, or in any way detrimental to the efficient conduct of the State's activities related to tourism.

Resolves that the Hawaii Tourism Authority arrange to compensate the Auditor for any expenditures incurred by the Auditor in conducting the financial audit of the Hawaii Tourism Authority.

Further resolves that the Auditor report all findings and recommendations twenty days prior to the convening of the Regular Session of 2002.

(SSCR 1619, HSCR 1524)

**SCR 34, SD1
SR 28, SD1**

WAIMANO HOME CRISIS SHELTER, OAHU, KEEPING OPEN. Requests the Department of Health to keep the Waimano Home Crisis Shelter open and operating until such time as an adequate public or private facility is able to offer the same services to these clients.

(SSCR 1593, HSCR 1494)

**SCR 35, SD1
SR 27, SD1**

FEDERALLY MANDATED PROGRAMS AND SERVICES, FEDERAL FUNDING FOR. Urges Hawaii's Congressional Delegation to seek full Federal funding for mandated programs and services.

(SSCR 1660, HSCR 1502)

SCR 41, SD1, HD1

NEUROTRAUMA TASK FORCE, ESTABLISHMENT OF A. Requests the Department of Health to convene a neurotrauma task force.

Resolves that members of this task force be appointed by the Director of Health and include, but not be limited to:

- (1) Two survivors of neurotrauma or their family members;
- (2) One member representing public sector agencies that provide services for neurotrauma survivors;
- (3) Two members representing private sector agencies or businesses that provide services for neurotrauma survivors;
- (4) One member representing trauma centers that provide services for neurotrauma persons;
- (5) One member of the Hawaii State Senate;
- (6) One member of the Hawaii State House of Representatives;
- (7) Two current Traumatic Brain Injury Board members;
- (8) One Spinal Cord Injury Association member; and
- (9) One member of the community.

Further resolves that the task force:

- (1) Explore sources of funding so that Hawaii can provide services relating to neurotrauma injury;
- (2) Develop a definition of neurotrauma, to include other trauma groups; and
- (3) Report on the feasibility of creating a neurotrauma board to replace the current Traumatic Brain Injury Board.

Resolves that the Department submit a report to the Legislature at least twenty days prior to the convening of the Regular Session of 2002 on the findings of the task force and submit proposed legislation on its findings.

(SSCR 1320, 1639, HSCR 1498)

SCR 42, HD1

CHILDHOOD OBESITY, EXAMINATION OF. Requests the Department of Health (DOH) and the Department of Education (DOE) to examine the problem of childhood obesity and recommend strategies, including the creation of an elementary school level physical education program, to address this problem.

Further requests the DOH, in consultation with the DOE, to report its findings and recommendations to the Legislature no later than twenty days prior to the convening of the Regular Session of 2002.

(SSCR 1322, 1576, HSCR 1499)

SCR 43, SD1 SR 34, SD1

MOLOKAI IRRIGATION SYSTEM, EXPANSION AND IMPROVEMENT OF. Requests the Agribusiness Development Corporation, Department of Agriculture, and Department of Hawaiian Home Lands to work jointly with the Molokai community to identify the expansion potential of the Molokai Irrigation System by adding new water sources and the appropriate size of the customer base that can be reliably supported by an expanded system with due concern for the preferential rights of the Department of Hawaiian Home Lands and its lessees, and to develop a plan to improve the Molokai Irrigation System for the long-term.

Resolves that the long-term assessments and improvement recommendations for the Molokai Irrigation System address the expansion of the Molokai Irrigation System to agricultural lots belonging to Kalamaula homestead farmers.

Further resolves that the Agribusiness Development Corporation with the assistance of the Department of Agriculture and Department of Hawaiian Home Lands prepare and submit the plan, their recommendations, and any proposed legislation to the Legislature no later than twenty days prior to the convening of the Regular Session of 2002.

(SSCR 1330, HSCR 1490)

SCR 45, HD1

INVASIVE SPECIES PROTECTION AND CONTROL PROGRAM, STUDY ON. Requests the Legislative Reference Bureau to conduct a study on policy recommendations and funding options for a comprehensive invasive species protection and control program for the State of Hawaii.

Resolves that this study should address, but not be limited to, the following areas:

- (1) The scope of the invasive species problem on a global and local level;
- (2) The economic and environmental costs to Hawaii associated with invasive species;
- (3) The health and safety issues for Hawaii associated with invasive species;
- (4) Hawaii's existing programs and policies that address the invasive species problem;
- (5) Existing collaborative efforts between organizations in the public, private, and non-profit sectors and among government agencies;
- (6) Potential for future collaborative efforts between organizations in the public, private, and non-profit sectors and among government agencies;
- (7) Statutory changes the Legislature can make to improve control and prevention of invasive species;

- (8) Assessing the need for a lead state agency for the control and prevention of invasive species, and if deemed necessary, recommending the lead state agency; and
- (9) Evaluating existing funding sources and recommending potential future funding sources for a comprehensive state plan.

Resolves that the Bureau consult with the Department of Agriculture, Department of Land and Natural Resources, Department of Health, Department of Transportation, Department of Business, Economic Development, and Tourism, Hawaii Tourism Authority, affected private sector industry groups, relevant Federal agencies, and relevant non-governmental organizations in its analysis.

Further resolves that the Bureau submit a report on its findings and recommendations, including draft legislation, to the Legislature no later than twenty days prior to the convening of the Regular Session of 2002.

(SSCR 1328, HSCR 1509)

**SCR 61, SD1
SR 44, SD1**

AHUPUA'A, KAHANA STATE PARK, OAHU, STUDY ON THE CREATION OF AN. Resolves that the Legislative Reference Bureau study the feasibility of creating a culturally-sensitive ahupua`a-based entity that would provide comprehensive management of the entire ahupua`a as well as promote cooperation between governmental agencies, residents of the ahupua`a, and lessees within the State Park with respect to managing the resources of the ahupua`a.

Further resolves that the Bureau submit a report containing findings, recommendations, and any draft implementing legislation to the Legislature no later than twenty days prior to the convening of the Regular Session of 2002.

(SSCR 1431, 1652, HSCR 1521, 1526)

SCR 62, SD1, HD1

RESTORATIVE JUSTICE PROGRAMS AND WELLNESS CENTERS, ESTABLISHMENT OF. Requests the Department of Public Safety, in consultation with the Department of the Attorney General, Prosecuting Attorney of each county, Police Department of each county, the Judiciary, the Office of the Public Defender, the Office of Youth Services, and private groups such as the Ohana Ho`opakele to implement programs of restorative justice and establish wellness centers to reduce the rate of incarceration and increase opportunities for inmate rehabilitation, particularly among native Hawaiians.

Further requests the Department of Public Safety to take the following actions:

- (1) Review and implement alternatives to transferring inmates from Hawaii to United States mainland correctional facilities;
- (2) Establish restorative justice programs and wellness centers on each island to:
 - (A) Accelerate the healing process of inmates, their families, and communities, particularly through the use of ho`oponopono;
 - (B) Prevent young people from turning to criminal activity, assist them to lead productive lives in their communities, and help them to develop respect for native Hawaiian and other cultures; and
 - (C) Assist inmates in the process of rehabilitation and returning to their communities without resorting to substance abuse or other destructive behaviors; and
- (3) Review alternatives to mandatory sentencing laws and implement alternatives to incarceration for persons who are in need of treatment for substance abuse and related problems.

Further requests the Department 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 2002.

(SSCR 1629, HSCR 1483)

SCR 65, SD1, HD1

FELIX CONSENT DECREE, INVESTIGATING COMPLIANCE WITH THE. Resolves that:

- (1) The Legislature establishes a joint Senate-House investigative committee pursuant to chapter 21, Hawaii Revised Statutes, to investigate the State's compliance with the Felix Consent Decree;
- (2) The committee to be composed of twelve members, of which six be members of the State Senate, appointed by the Senate President, and six be members of the State House of Representatives, appointed by the Speaker of the House;
- (3) The purpose and the duties of the committee and the subject matter and scope of its investigatory authority shall be to investigate, gather information, assess, and make recommendations to the Legislature concerning:
 - (A) The recommendations and implementation of the Auditor's Report No. 98-20 Assessment of the State's Efforts Related to the Felix Consent Decree, December 1998;
 - (B) The recommendations and implementation of the Auditor's Report Follow-Up Review of the State's Efforts to Comply with the Felix Consent Decree, January 2001;
 - (C) Changes in fiscal and decision-making authority and accountability due to the transition from a primarily medically-based service delivery system focused on providing Felix-related services by specialists off of school campuses in clinical environments to a primarily education-based service delivery system focused on providing Felix-related services by specialists on school campuses in classroom environments;
 - (D) How best to facilitate the transition from a special education service delivery system temporarily based on compliance to a Decree to a more permanent one that is cost-effective, efficient, based on measures and outcomes, and compliant with IDEA (Individuals with Disabilities Act) and Section 504; and
 - (E) Federal and other sources of funding for special education in the public school system of Hawaii.
- (4) The committee to have every power and function allowed to an investigating committee by law, including without limitation the power to:
 - (A) Adopt rules for the conduct of its proceedings;
 - (B) Issue subpoenas requiring the attendance and testimony of witnesses and subpoenas duces tecum requiring the production of books, documents, records, papers, or other evidence in any matter pending before the committee;
 - (C) Hold hearings appropriate for the performance of its duties, at such times and places as the committee determines;
 - (D) Administer oaths and affirmations to witnesses at hearings of the committee;
 - (E) Report or certify instances of contempt as provided in Section 21-14 of the Hawaii Revised Statutes;
 - (F) Employ professional, technical, clerical, or other staff and expend such funds appropriated for Senate and House of Representatives operating expenses for 2001 as necessary for the proper performance of its duties; and
 - (G) Exercise all other powers specified under Chapter 21 of the Hawaii Revised Statutes with respect to investigating committees;
- (5) The committee to be appointed by the Senate President and Speaker of the House of Representatives exclusively from the membership of their respective bodies;
- (6) The committee to provide by rule for the submission, by a witness's own counsel and counsel for another individual or entity about whom the witness has devoted substantial or important portions of the witness's testimony, of written questions to be asked of the witness by the Co-Chairs;
- (7) The committee to provide by rule for the submission of proposed questions at a hearing in accordance with Section 21-11(b), Hawaii Revised Statutes;
- (8) The committee to provide by rule that each witness intended to be called be given ten days notice of (A) the date and time of the witness's appearance, (B) a short plain statement of the areas to be inquired into with respect to that witness's anticipated testimony, and (C) a list of or copies of the principal documents about which that witness may be questioned; provided that these requirements shall not limit the committee's discretion to inquire into related matters. The rule may provide that the Co-Chairs may waive the ten days notice if the witness so agrees;
- (9) The committee to provide by rule that a draft report of the committee's findings and/or conclusions concerning any matter that is the subject of its hearings to be made available to all those entities or persons who were the subjects of or who were witnesses who testified at any

hearing. Any person or entity to whom a draft report is made available to be given a period of no less than fourteen days within which to make written responses to the draft findings and/or conclusions. The written responses, if any, shall be included as an appendix to the final report of the committee; and

- (10) The committee is authorized to exercise its powers continuously throughout the Regular Session of 2001, the interim between the Regular Sessions of 2001 and 2002, and thereafter be dissolved unless further extended by the Senate and the House of Representatives.

Resolves that the Senate President and Speaker of the House of Representatives, from time to time, may refer to the committee specific matters that are within the scope of the committee's jurisdiction, and that the committee work in cooperation with the President and Speaker for the purposes stated in this Concurrent Resolution.

Resolves that the committee submit its written findings and recommendations to the Legislature twenty days prior to the convening of the Regular Session of 2002.

(SSCR 1615, HSCR 1516)

**SCR 76, SD1
SR 54, SD1**

NATIVE HAWAIIAN CULTURE AND ARTS, SUPPORTING POLICY ON. Requests the State Foundation on Culture and the Arts to establish a formal policy on supporting Native Hawaiian culture and arts that will focus on the perpetuation and promotion of Native Hawaiian culture and arts for the benefit of visitors and residents alike.

Resolves that the State Foundation on Culture and the Arts report on its actions regarding the establishment of an official policy on supporting Native Hawaiian culture and arts to the Legislature no later than twenty days before the convening of the Regular Session of 2002.

(SSCR 1637, HSCR 1525)

**SCR 85, HD1
SR 63***

CAVES, STATUTORY PLAN FOR OWNERSHIP AND USE OF HAWAII'S. Requests the Department of Land and Natural Resources to establish a task force of stakeholders to devise a workable statutory plan for ownership and use of Hawaii's caves.

Resolves that the Hawaii Caves Task Force include but not be limited to:

- (1) The Chairperson of the Board of Land and Natural Resources or the Chairperson's designee,
- (2) Representation from environmental organizations,
- (3) Representation from burial councils,
- (4) At least one owner of land overlying a cave, and
- (5) Other stakeholders and experts as chosen by the Chairperson.

Further resolves that the Chairperson or Chairperson's designee convene the first task force meeting no later than thirty days after the last day of the Regular Session of 2001.

Further resolves that the Task Force travel to the islands of Oahu, Maui, Kauai, and Hawaii to seek public input on appropriate cave law, and submit the findings and recommendations to the Legislature no later than twenty days prior to the convening of the Regular Session of 2002.

Further resolves that the report include but not be limited to considerations of cave ownership and related property rights, the interests of the State and the Hawaiian community, as well as questions of access, trespass, and liability.

*SR 63 Specifies that an environmentalist from the Department and one member from each island's burial council be included on the Task Force.

(SSCR 1433, 1655, HSCR 1477)

**SCR 89
SR 67**

NORTHWESTERN HAWAIIAN ISLANDS CORAL REEF ECOSYSTEM RESERVE OPERATIONS PLAN, DEVELOPMENT OF. Requests the Department of Land and Natural Resources to keep the Legislature apprised of the development of the Northwestern Hawaiian Islands Coral Reef Ecosystem Reserve Operations Plan.

Further requests the Department, with the assistance of the Department of Business, Economic Development, and Tourism, to clarify the role of the State in any specific management responsibilities, and in any potential tourism, recreational, and commercial activities within the Reserve.

Resolves that the Department submit a report of its findings to the Legislature no later than twenty days prior to the convening of the Regular Session of 2002.

(SSCR 1589, HSCR 1522)

**SCR 90, SD1, HD1
SR 68, SD1***

LAW ENFORCEMENT AGENCIES, ASSESSMENT OF. Resolves that a Law Enforcement and Public Safety Efficiency Task Force is created within and headed by the Department of Public Safety for administrative purposes.

Further resolves that the Task Force membership include a representative from the following: Department of Public Safety, Department of Transportation, Department of Land and Natural Resources, Department of the Attorney General, Department of Accounting and General Services, each county police department, each county police commission, and any other appropriate State law enforcement agency chosen by the Director of Public Safety.

Further resolves that the Task Force:

- (1) Identify all State and Federal law enforcement agencies and their responsibilities;
- (2) Explore and assess:
 - (A) Ways to enhance, integrate, and improve County, State, and Federal communication systems;
 - (B) The possibility of developing a State law enforcement training academy to assure State law enforcement officers are well trained;
 - (C) The establishment of a joint State and County law enforcement training academy;
 - (D) The establishment of a commission on State law enforcement similar to the Police Commission at the county level;
 - (E) The establishment of a single State law enforcement classification series;
 - (F) The establishment of a single State law enforcement department; and
 - (G) Any other ideas that would make State Law Enforcement more proactive, efficient, effective, and responsive to public safety concerns and issues;
- (3) Examine appointed positions within the State law enforcement and make recommendations regarding converting positions to civil service status.

Further resolves that the Task Force submit a report on its findings and recommendations, including any proposed legislation, to the Legislature by November 1, 2001.

*SR 68, SD1 Does not include an assessment of establishing a commission on State Law Enforcement similar to the Police Commission at the county level; of establishing a single State law enforcement

classification series; and establishing a single State law enforcement department. It requests the assessment of establishing a commission to coordinate the work of State law enforcement agencies.

(SSCR 1476, 1632, HSCR 1481)

**SCR 92, SD1
SR 70, SD1**

ATTENTION DEFICIT DISORDER OR ATTENTION DEFICIT HYPERACTIVITY DISORDER, STUDY OF MEDICATION FOR CHILDREN WITH. Requests the Department of Health and the Department of Education to increase efforts to educate parents, the school community, and other interested parties in regards to the diagnosis and treatment of children with "attention deficit disorder" or "attention deficit hyperactivity disorder" and to study the use and effectiveness of medication utilized to improve the child's educational opportunities, as well as research, examine, and recommend non-medication and other appropriate alternatives.

Further requests the Departments to research and examine non-medication alternatives to dealing with children who have difficulty paying attention, have difficulty learning, and display hyperactive behavior, including reallocation of resources to non-medication programs of social, recreational, educational, athletic, artistic, and cultural activities.

Further requests the Departments to submit a report of their findings and recommendations, including any necessary proposed legislation, to the Governor and the Legislature no later than twenty days prior to the convening of the Regular Session of 2002.

(SSCR 1580, HSCR 1506)

**SCR 96, SD1
SR 30, SD1***

TAIWAN, CITIES OF TAIPEI, TAI CHUNG, AND TAINAN, ECONOMIC DEVELOPMENT RELATIONS BETWEEN HAWAII AND. Authorizes the Governor, Senate, and House of Representatives of the State of Hawaii, or designee, to take all necessary actions to implement a relationship for the purpose of focusing on economic development between the State of Hawaii and the geographical areas of Taipei, Tai Chung, and Tainan, Taiwan.

Requests the Governor to keep both houses of the Legislature of the State of Hawaii fully informed of the progress in the relationship, and to involve the Legislature in the relationship to the extent possible.

Further requests the Office of the Governor to afford to the geographic areas of Taipei, Tai Chung, and Tainan, Taiwan the privileges and honors to which Hawaii extends to its other sister states and provinces.

*SR 30, SD1 Requests the Department of Business, Economic Development, and Tourism to keep the Senate informed and resolves that a memorandum of agreement be signed between the State of Hawaii and Taiwan.

(SSCR 1653, HSCR 1487)

**SCR 97, SD2
SR 47
HR 38**

SPECIAL EDUCATION AND CHILDREN WITH DISABILITIES, FEDERAL FUNDING FOR. Urges the Hawaii Congressional Delegation to coordinate efforts in the United States Congress to obtain funding for forty percent of the cost of special education and related services for children with disabilities.

(SSCR 1426, 1662, HSCR 1503)

SCR 98

TRANSPORTATION FOR AFTER SCHOOL PROGRAM USERS, PROVIDING. Requests the Department of Education to provide suitable round-trip transportation for after school program users to and from departmentally approved activities and programs.

Further requests the Department, in conjunction with the Department of Transportation, to conduct a survey to include the following options:

- (1) Changing bus schedules to accommodate after school activities, without increasing the number of bus trips;
- (2) Determining the additional costs for extended and additional bus services;
- (3) Determining the costs that parents or students are willing to pay; and
- (4) Identifying the particular activities of sufficient interest that warrant modifying or adding the number of buses to benefit students and their families.

Further requests the Department of Education to report its findings, conclusions, and recommendations to the Legislature no later than twenty days prior to the convening of the Regular Session of 2002.

(SSCR 1611, HSCR 1527)

**SCR 99, SD1
SR 55, SD1**

EDUCATION SYSTEM TO TRACK STUDENT ACHIEVEMENT, FEASIBILITY OF.

Resolves that the Department of Education and University of Hawaii study the feasibility, benefits, and costs associated with linking their individual student information systems to create a linked K-16 database that can track student achievement, course work, and experiences as the pupil passes through the entire public education system.

Further resolves that, if the Department and the University find that they do not have the appropriate expertise to conduct such a study, or if they deem it to be a more cost-effective use of resources, then they are authorized to contract this study out to an entity whose primary mission is to assess, analyze, and make recommendations regarding education policy in Hawaii.

Further resolves that the study review a sample of other states' K-16 data systems.

Further resolves that the Department and the University system report findings and recommendations to the Legislature no later than twenty days prior to the convening of the Regular Session of 2002.

(SSCR 1612, HSCR 1529)

**SCR 102, SD1, HD1
SR 76, SD1**

FEDERALLY MANDATED PROGRAMS, SURVEY UPDATE OF. Requests the Legislative Reference Bureau to update its survey of Federally-mandated State programs to cover the following:

- (1) Federally-mandated programs under the General Appropriations Act of 2001 for fiscal year 2001-2002, listed under the program identifications; and
- (2) The State and Federal operating funds appropriated or allocated to implement the mandated programs, including the funding amounts and permanent position counts under the applicable means of financing.

Further requests the Bureau to submit the results of its survey to the Legislature no later than twenty days prior to the convening of the Regular Session of 2002.

(SSCR 1663, HSCR 1517)

**SCR 107
SR 80**

HEALTH POLICY GUIDEBOOK ON THE HAWAII HEALTH PERFORMANCE PLAN, DEVELOPMENT OF THE HAWAII. Requests the State Health Planning and Development Agency to develop a State of Hawaii Health Policy Guidebook based on the Hawaii Health Performance Plan.

Further requests the Agency to submit the Guidebook to the Legislature no later than twenty days prior to the convening of the Regular Session of 2002.

(SSCR 1583, HSCR 1495)

SCR 113, HD1

NEW CENTURY CHARTER SCHOOLS, FUNDING AND REGULATION OF. Requests the Legislative Reference Bureau to study the funding and regulation of new century charter schools and to consider the following issues:

- (1) How much of a new century charter school's operating, capital investment, and research and development budgets should be raised by the local school board on its own and how much should the Department of Education fund;
- (2) How the state general fund allocation to be received by a new century charter school can be computed so as to not adversely impact the overall budget of the Department of Education;
- (3) How the Board of Education can provide technical assistance to a new century charter school without requiring the school to comply with the rules of the Department of Education;
- (4) How an applicant for a charter to operate a new century charter school can appeal the decision of the Board of Education to not approve the applicant's completed implementation plan;
- (5) How much of a new century charter school's repair and maintenance, and utilities budgets should a local school board raise on its own and how much should the Department of Education fund;
- (6) How a new century charter school can comply with the requirements of the Individuals with Disabilities Education Act, Section 504 of the Rehabilitation Act, and the Felix consent decree; and
- (7) How a new century charter school can become more independent from the Department of Education, in terms of funding and regulation, while still remaining a "public school";
- (8) Other issues raised in testimony on this Concurrent Resolution before legislative standing committees by the Superintendent of Education concerning the legal status, legal representation, funding, and oversight of charter schools.

Further requests the Bureau and the Department of Education to identify the most significant impediments to conversions of existing public schools.

Further requests the Auditor, Department of Education, Department of Budget and Finance, Department of the Attorney General, Department of Health, and University of Hawaii College of Education, to assist the Bureau in studying the funding and regulation of new century charter schools and the issuance of charters to operate new century charter schools.

Further requests the Bureau to submit the findings and recommendations to the Legislature no later than twenty days prior to the convening of the Regular Session of 2002.

(SSCR 1443, HSCR 1507)

SCR 120, SD1

FEDERALLY CONNECTED STUDENTS, COST OF EDUCATING. Requests the Board of Education and the Department of Education to provide a report on the history of impact aid received by Hawaii (including the sections of the United States Code under which an application for funds was made and how these funds were dispersed).

Further requests the Board and the Department, to the extent data is available, to identify the full cost of educating Federally connected students as allowed by the Federal impact aid formulas, including needs for general administration, Federal instruction, special education programs and equipment, capital improvements, and equipment in order to maximize impact aid paid to the State.

Further requests the Board and the Department, to the extent data is available, to make an assessment to determine if students are making progress toward predetermined goals.

Further requests the Board and the Department, to the extent data is available, to provide a report on how funds were used toward SPED (special education) programs, teachers salaries, and equipment including assistive devices, and identify all public educational institutions located on United States Department of Defense facilities and all other public educational institutions that are attended predominantly by students residing on Federal property and pursue separate appropriations for construction and maintenance as allowed under title 20 United States Code section 7707.

Resolves that a copy of this final report be transmitted to Hawaii's Congressional Delegation with a recommendation that the Department of Defense be apprised of the significant findings and proposed remedies.

Urges the members of Hawaii's Congressional Delegation to join in a concerted effort to provide full funding for Federally connected students in Hawaii and minimize the financial impact of Federally connected students to Hawaii's public education system.

Further requests the Board and the Department to submit findings and recommendations to the Legislature no later than twenty days prior to the convening of the Regular Session of 2002.

(SSCR 1428, 1665, HSCR 1504)

SCR 121

VOCATIONAL, TECHNICAL, OR TRADE SCHOOLS, STUDY ON THE LICENSURE OF. Requests the Auditor to conduct a study to:

- (1) Investigate potential State liability and other issues to determine whether the State should continue the licensure of private, vocational, technical, or trade schools, and assess the potential impact to the State if such regulation were to be repealed; and
- (2) Recommend alternative strategies (such as transferring licensure to a more appropriate state agency or making licensure self-sufficient), determine their economic impact, and suggest potential means of implementation; and
- (3) Investigate, assess the economic impact of, and recommend alternative means of student indemnification (such as tuition recovery alternatives to surety bonds that are presently required).

Resolves that the Auditor 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 2002.

(SSCR 1430, 1649, HSCR 1505)

SCR 124, SD1 HR 117*

NATURAL ENERGY LABORATORY OF HAWAII AUTHORITY BOARD MEMBERS, MODIFICATION TO. Resolves that the Board of Directors of the Natural Energy Laboratory of Hawaii Authority develop recommendations to modify the make-up of its Board to include more private sector participation.

Requests the Board, in diversifying its membership, to consider the following:

- (1) Adding the Special Advisor on Technology Development to the Governor as a voting member; and

- (2) Allowing the Chairperson of the Research Advisory Committee to be designated as the representative for the President of the University of Hawaii.

Further requests the Board to submit their recommendations to the Legislature no later than twenty days prior to the convening of the Regular Session of 2002.

*HR 117 Requests the Board to consider adding the Special Advisor on Technology Development to the Governor and the Executive Director of Natural Energy Laboratory of Hawaii Authority as voting members.

(SSCR 1423, 1636, HSCR 1475)

**SCR 130
SR 93**

AEROMEDICAL REIMBURSEMENT RATES, ADJUSTMENT TO. Urges the United States Congress to adjust Hawaii's aeromedical reimbursement rates by providing specific relief to Hawaii by providing immediate phase-in of the proposed fee schedule published in the Federal Register on September 12, 2000.

Further urges the Health Care Financing Administration to allow an immediate phase-in of the proposed Medicare fee schedule for Hawaii.

(SSCR 1325, HSCR 1500)

**SCR 139, SD1
SR 99, SD1**

KA`AWALOA, HAWAII, IMPACT OF VISITORS ON. Requests the Department of Land and Natural Resources to assess the impacts of visitors, such as hikers, horseback tour operators, fishermen, boaters, tour boat operators, snorkelers, and others, on the significant resources of Ka`awaloa.

Resolves that the assessment include an examination of the carrying capacity and levels of acceptable change:

- (1) By means of a baseline study of existing conditions and the number of visitors currently using the Ka`awaloa area, including the numbers of snorkelers and divers at Ka`awaloa Cove;
- (2) The potential impacts of increased use and visitation, and the determination of an acceptable level of use and visitation that will protect the land and marine resources; and
- (3) Recommendations as to the management of the Ka`awaloa area through controlled access, the use of preferred trails that protect the sites, education and interpretation, guided tours, additional facilities such as restrooms, personnel needs, and other means as appropriate.

Further resolves that the assessment include input from individuals who use the area for recreation, who are interested in the management of the resources in question, who own property in the area, and who own businesses that affect the resources in question, and the assessment list these individuals' names and comments.

Further resolves that the Department report on its findings and recommendations to the Legislature no later than twenty days prior to the convening of the Regular Session of 2002.

(SSCR 1590, 1634, HSCR 1508)

**SCR 140, SD1
SR 100, SD1**

STATE PARK AND NATURE RESERVE AT HONOMALINO, HAWAII, RENEWING PLANS FOR A. Requests the Department of Land and Natural Resources, (through the divisions of State Historic Preservation, Aquatic Resources, State Parks, and the Na Ala Hele program) to work with Pa`a Pono

Milolij, a community grassroots organization composed of descendants and current residents of the subject area, and any other interested parties, to renew the plan to create a state park and nature reserve with minimum improvements but preserving the significant archaeological sites in the area.

Resolves that the Department invite the private Trust for Public Land to investigate the possibility of obtaining a donation or purchase of either fee interest, conservation easement or similar instrument for portions of the private Kapua lands desirable for inclusion into the proposed park.

Further resolves that the Department submit a report to the Legislature on its progress in developing the Honomalino State Park and nature reserve thirty days prior to the convening of the Regular Session of 2002.

(SSCR 1654, HSCR 1523)

SCR 146, SD1

KOHALA COAST, HAWAII, PROTECTION AND PRESERVATION OF THE. Urges the State and County of Hawaii to work collaboratively with the community and residents of Kohala to develop and implement a plan to protect the open nature of the Kohala coast, preserve its valuable historic sites, and provide greater awareness and appreciation of the history and cultural significance of the area for residents and visitors alike.

(SSCR 1657, HSCR 1493)

SCR 147, SD1

DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS' DISABILITY COMPENSATION DIVISION, MANAGEMENT AUDIT OF THE. Requests the Auditor to conduct a management audit of the Department of Labor and Industrial Relations' Disability Compensation Division.

Resolves that the Auditor also study whether an injured employee's access to medical care is being curtailed due to the practice of tying reimbursement rates to the medical fee schedule as required under section 386-21, Hawaii Revised Statutes.

Further resolves that the Auditor submit findings and recommendations to the Legislature no later than twenty days prior to the convening of the Regular Session of 2002.

(SSCR 1438, HSCR 1512)

SCR 149

CHILDREN AND YOUTH IN HAWAII, ESTABLISHMENT OF A CENTER FOR THE HEALTH, WELFARE, AND RIGHTS OF. Requests the United Nations to consider the establishment of a center for the health, welfare, and rights of children and youth in Hawaii and support for such a center is respectfully requested from the President of the United States and the United States Congress.

Resolves that the State Legislature convene a task force to develop such a proposal for consideration by the United Nations.

(SSCR 1585, HSCR 1479)

SCR 150, SD1, HD1

PRESCRIPTION DRUG ACCESS PROGRAM FOR ELIGIBLE MEDICARE BENEFICIARIES, DEVELOPMENT OF A. Requests the Department of Health to establish a working committee to develop a prescription drug access program for eligible Medicare beneficiaries in Hawaii.

Resolves that the working committee consist of nine members including:

- (1) The Attorney General, or a designated representative;
- (2) The Director of Commerce and Consumer Affairs, or a designated representative;
- (3) The Director of Health, or a designated representative;
- (4) The Director of Human Services, or a designated representative;
- (5) A representative of a health plan;
- (6) The State Insurance Commissioner, or a designated representative;
- (7) A representative from the Pharmacy Manufacturers Association;
- (8) A member of the public who represents the interests of senior citizens; and
- (9) A pharmacist, who:
 - (A) Is licensed to practice pharmacy and is engaged in the practice of retail pharmacy in Hawaii;
 - (B) Possesses at least five years of experience in Hawaii as a licensed pharmacist; and
 - (C) Is resident of Hawaii.

Further resolves that the committee address rebates as an integral part of the prescription drug access program and also review pricing and affordability information.

Further resolves that the committee report on its findings to the Legislature no later than twenty days prior to the convening of the Regular Session of 2002.

Further resolves that the President of the United States and Congress are called upon to lead the nation to immediately address the nationwide problem of high prescription drug costs.

Urges the pharmaceutical companies doing business in Hawaii that have programs to assist in providing prescription drugs to the needy to develop a unified system that can be used by all companies to assist the needy who qualify for medication.

Further resolves that the unified system developed be easy for consumers and physicians to use.

(SSCR 1600, HSCR 1492)

SCR 152, SD1

STUDENTS IN MIDDLE AND INTERMEDIATE SCHOOLS, ENRICHMENT ACTIVITIES FOR. Requests the Department of Education to provide adequate enrichment activities to middle and intermediate school students.

Further requests the Department to submit a report to the Legislature no later than twenty days prior to the convening of the Regular Session of 2002 outlining Department's plan to provide enrichment opportunities to middle and intermediate school students.

(SSCR 1613, HSCR 1528)

SCR 156, SD1, HD1, CD1

OAHU COMMUNITY CORRECTIONAL CENTER AND CONSTRUCTION OF A NEW FACILITY, RELOCATION OF THE. Requests the Governor to assemble an Administration team including, but not limited to, representatives from the Department of Public Safety, the Department of Land and Natural Resources, the Department of Business, Economic Development, and Tourism, the Department of Accounting and General Services, and the Department of the Attorney General to develop a plan for the relocation of the Oahu Community Correctional Center and for the construction of a new secure facility at a new site to be selected after careful review.

Further requests the Legislative Reference Bureau to assist the Administration team in the drafting of any proposed legislation.

(SSCR 1475, 1620, HSCR 1482, CCR 175)

SCR 159

EMPLOYEES' RETIREMENT SYSTEM OF HAWAII, STUDY FOR ENHANCEMENT OR CHANGE OF. Requests the Employees' Retirement System of Hawaii to study current public sector pension benefits and make recommendations for enhancement or change.

Resolves that the study include the feasibility of adding an alternative defined contribution plan.

Further resolves that the study be concluded and results presented to the House Committee on Labor and Public Employment and Senate Committees on Labor and Health and Human Services no later than twenty days prior to the convening of the Regular Session of 2002.

Further resolves that the Legislature review the recommendations and consult with independent parties and industry experts to propose modifying legislation.

(SSCR 1437, HSCR 1511)

SR 4, SD1

ORAL HEALTH CARE FOR CHILDREN, LOW-INCOME ADULTS AND THE DISABLED. See SCR 7, HD1.

(SSCR 1020)

SR 5, SD1

CHILD PROTECTION STATUTES, REVIEW AND REFORM OF. See SCR 8, SD1.

(SSCR 1626)

SR 7

INTERNET, IDENTIFICATION OF INAPPROPRIATE AND PORNOGRAPHIC MATERIAL ON. Urges members of Hawaii's delegation to the Congress of the United States to explore the possibilities of the assignment of these designations (for the Internet, ".xxx" for materials for adult viewers and ".kids" for materials suitable for minor viewing) so that materials appropriate or inappropriate for minors can easily be identified for appropriate use.

(SSCR 1018, 1642)

SR 10, SD2

SOCIALLY RESPONSIBLE INVESTMENT, EXAMINATION OF. See SCR 13, SD2.

(SSCR 1302, 1659)

SR 12

FOSTER CARE, TRANSITIONAL LIVING PROGRAMS FOR YOUTHS IN. Requests the Departments of Human Services, Health, and Labor and Industrial Relations to examine existing transitional living programs for youths in foster care.

Urges these agencies to work collaboratively to support and expand these programs and pursue Federal funds for transitional foster care youths.

Further requests the Departments to submit a report of findings and plans to support and expand transitional living programs for youths in foster care to the Legislature no later than twenty days prior to the convening of the Regular Session of 2002.

(SSCR 1579)

SR 15

NO'I O PUNA RESEARCH CENTER, HAWAII, REACTIVATION OF. See SCR 19.

(SSCR 1699)

SR 18, SD2

LONG-TERM CARE PROVIDERS, STATEWIDE CERTIFICATION PROGRAM FOR. Urges all state and private entities providing long-term care to form a working group to develop a statewide certification program for long-term care providers and caregivers that would include development of:

- (1) Standardize training and courses for licensing;
- (2) A registry of all certified caregivers;
- (3) A partnership with private insurance companies to provide services for licensed caregivers; and
- (4) A system to ensure complete criminal and history checks.

Resolves that the Community Colleges within the University of Hawaii System assist in standardizing the training for this program.

(SSCR 1319, 1644)

SR 19

UNDERGROUND PLUMBING AND WATER SYSTEMS, ASSESSMENT OF. See SCR 24.

(SSCR 1598)

SR 20, SD1

UNIVERSITY OF HAWAII BASEBALL STADIUM IN HONOR OF COACH MURAKAMI, RENAMING THE. See SCR 26, SD1.

(SSCR 1618)

SR 27, SD1

FEDERALLY MANDATED PROGRAMS AND SERVICES, FEDERAL FUNDING FOR. See SCR 35, SD1.

(SSCR 1661)

SR 28, SD1

WAIMANO HOME CRISIS SHELTER, OAHU, KEEPING OPEN. See SCR 34, SD1.

(SSCR 1594)

SR 30, SD1

TAIWAN, CITIES OF TAIPEI, TAI CHUNG, AND TAINAN, ECONOMIC DEVELOPMENT RELATIONS BETWEEN HAWAII AND. See SCR 96, SD1.

(SSCR 1767)

SR 32, SD1

PRESCRIPTION DRUGS, CONSUMER FRIENDLY UNIFIED SYSTEM FOR FREE. Urges pharmaceutical companies doing business in Hawaii to develop a unified system that can be used by all companies to assist the needy who qualify for free medication and resolves that the unified system developed be easy for consumers and physicians to utilize.

Resolves that the Director of Health facilitate the development of this unified system.

(SSCR 1321, 1640)

SR 33

PRESCRIPTION DRUGS, HIGH COST OF. Resolves that the President and Congress of the United States of America are called upon to lead the nation and immediately address the problem of high prescription drug costs for all Americans.

(SSCR 1323, 1577)

SR 34, SD1

MOLOKAI IRRIGATION SYSTEM, EXPANSION AND IMPROVEMENT OF. See SCR 43, SD1.

(SSCR 1331)

SR 36

ALIEN PEST SPECIES PROGRAMS, STUDY OF. Requests the Department of Agriculture to research and analyze the provisions of the plant protection Act and determine:

- (1) The provisions of the Act that are different from the provisions of law prior to the consolidation of the 10 previously existing plant health laws;
- (2) How the petitioning for special needs for Hawaii is particularly burdensome and alternatives to securing special needs for Hawaii;
- (3) How Hawaii, if possible, can secure exemption from the preemption provisions of the Act; and
- (4) How incorporation of federal provisions in Hawaii law will compromise the State's efforts to keep out invasive alien species.

Further requests that if, contrary to the recommendation of the alien species action plan, the establishment of a coordinating entity will take away from the authority of the Department, the Department shall submit an action plan for addressing alien pest species including an organizational structure for department oversight and coordination, funding of pest inspection, quarantine, and eradication programs, and integrating or eliminating various ad hoc programs now being funded with state funds.

Resolves that the Department submit a report of findings to the Legislature twenty days prior to the convening of the Regular Session of 2002.

(SSCR 1329)

SR 37

DEPARTMENT OF EDUCATION, ADMINISTRATIVE SERVICES BRANCH, AUDIT OF. Requests the Auditor to conduct an audit of the Department of Education Administrative Services Branch and make recommendations for procedural improvement and establishing improved accountability.

Further requests the Auditor to submit a report of findings and recommendations to the Legislature no later than twenty days prior to the convening of the Regular Session of 2002.

(SSCR 1442)

SR 41, SD1

STATE PARKS, COMPREHENSIVE MASTER PLAN FOR. Requests that, under the guidance of the Chair of the Senate Economic Development and Technology Committee, the Department of Land and Natural Resources along with various environmental groups and other recreational users develop a State parks master plan for all State parks, including State beach parks, and to outline the mission and strategic goals, along with a timeline for achieving these goals.

Resolves that the State parks master plan:

- (1) Include a strategic review, functional analysis, physical analysis, solution development and evaluation, and plan documentation;
- (2) Outline the mission and values of the Department of Land and Natural Resources (Department), the external environment, changes that will affect the Department, and multiple timelines and cycles inherent in the conduct of Department affairs; and
- (3) Be updated not less than once every six years.

Further resolves that all state parks should be part of this master plan.

Further resolves that the Department submit the first State parks master plan to the Legislature no later than twenty days prior to the convening of the Regular Session of 2002.

(SSCR 1667)

SR 44, SD1

AHUPUA'A, KAHANA STATE PARK, OAHU, STUDY ON THE CREATION OF AN. See SCR 61, SD1.

(SSCR 1432, 1668)

SR 47

SPECIAL EDUCATION AND CHILDREN WITH DISABILITIES, FEDERAL FUNDING FOR. See SCR 97, SD2.

(SSCR 1440)

SR 51, SD1

HAWAII FAMILY LAW, PROPERTY SETTLEMENT PROVISIONS, REVIEW OF. Requests the Legislative Reference Bureau to review the laws of other states regarding property settlements with respect to the dissolution of marriage, child custody, and child support, and compare them with existing law in Hawaii.

Further requests the Bureau to report to the Legislature on any findings and with respect to whether Hawaii's family law statutes need to be amended at this time and, if so, with proposed draft legislation to do so.

(SSCR 1628)

SR 54, SD1

NATIVE HAWAIIAN CULTURE AND ARTS, SUPPORTING POLICY ON. See SCR 76, SD1.

(SSCR 1638)

SR 55, SD1

EDUCATION SYSTEM TO TRACK STUDENT ACHIEVEMENT, FEASIBILITY OF. See SCR 99, SD1.

(SSCR 1616)

SR 63

CAVES, STATUTORY PLAN FOR OWNERSHIP AND USE OF HAWAII'S. See SCR 85, HD1.

(SSCR 1434, 1656)

SR 65, SD2

TELECOMMUNICATION TOWERS AND ANTENNAE, APPROPRIATE SITES FOR. Requests the Office of Planning, Department of Business, Economic Development, and Tourism, to convene and head a Committee to:

- (1) Identify appropriate sites for locating telecommunication towers and antennae to provide optimum coverage; and
- (2) Develop a program to encourage co-location of antenna towers so as to minimize the aesthetic impact on residential areas, cultural landscapes, and open areas of the State in general.

Resolves that the Committee membership consist of the following:

- (1) A representative from the Office of Planning;
- (2) A representative from the Department of Accounting and General Services;
- (3) A representative from the Department of Education;
- (4) A representative from the Department of Hawaiian Home Lands;
- (5) A representative from the Department of Land and Natural Resources;
- (6) A representative from the Department of Transportation;
- (7) A representative from the Department of Public Safety;
- (8) A representative from each of the respective county planning departments;
- (9) Two representatives from the telecommunications industry; and
- (10) A representative from the Chamber of Commerce of Hawaii.

Further resolves that the Committee submit a report on its findings, recommendations, and any proposed legislation to the Legislature no later than twenty days prior to the convening of the Regular Session of 2002.

(SSCR 1422, 1646)

SR 67

NORTHWESTERN HAWAIIAN ISLANDS CORAL REEF ECOSYSTEM RESERVE OPERATIONS PLAN, DEVELOPMENT OF. See SCR 89.

(SSCR 1448)

SR 68, SD1

LAW ENFORCEMENT AGENCIES, ASSESSMENT OF. See SCR 90, SD1, HD1.

(SSCR 1477, 1633)

SR 69, SD1

LONG-TERM CARE FINANCING, PLAN FOR. Resolves that the President of the Senate appoint a Special Committee consisting of members of the Legislature, one of which shall be appointed as the Chair, private organizations, and appropriate state officials to develop and implement a plan for a dedicated source of revenue that will:

- (1) Assure a comprehensive long-term care infrastructure;
- (2) Support the long-term care needs of all citizens in the state regardless of their incomes; and
- (3) Control the escalating costs of long-term care and the burden on the State.

Further resolves that the special committee include in its deliberations and findings a review of pertinent reports conducted under legislative mandate related to the issue of long-term care financing.

Further resolves that the findings and recommendations of the special committee be transmitted to the Legislature no later than twenty days prior to the convening of the Regular Session of 2002.

(SSCR 1648)

SR 70, SD1

ATTENTION DEFICIT DISORDER OR ATTENTION DEFICIT HYPERACTIVITY DISORDER, STUDY OF MEDICATION FOR CHILDREN WITH. See SCR 92, SD1.

(SSCR 1581)

SR 75, SD1

HONOLULU WATERFRONT, OAHU, AND MULTICULTURAL VILLAGE, MASTERPLANS FOR. Resolves that the Senate Economic Development and Technology Committee hold public hearings for the purpose of gathering public comments on the formulation of a masterplan for the Honolulu waterfront from Keehi Lagoon through Kakaako, as well as a masterplan for a multicultural village at Kakaako.

Further resolves that the Committee provide a report on the public hearings and their accomplishments to the Senate by the end of the year.

Further resolves that the Hawaii Heritage Preservation Alliance include a masterplan for the multicultural village at Kakaako as part of the overall development of the Honolulu waterfront masterplan.

(SSCR 1808)

SR 76, SD1

FEDERALLY-MANDATED STATE PROGRAMS, SURVEY UPDATE OF. See SCR 102, SD1, HD1.

(SSCR 1666)

SR 80

HEALTH POLICY GUIDEBOOK ON THE HAWAII HEALTH PERFORMANCE PLAN, DEVELOPMENT OF THE HAWAII. See SCR 107.

(SSCR 1584)

SR 84, SD1

NATIVE HAWAIIANS AS AN INDIGENOUS GROUP, FEDERAL RECOGNITION OF. Urges federal recognition of the Hawaiian people as an indigenous group, with all the rights to which that status is entitled.

Further urges that the Hawaiian charitable organizations, including Kamehameha Schools, the Queen Liliu'okalani Children's Center, and Lunalilo Home, be recognized as unique institutions protected by law.

Resolves that the Federal Government support the concept and process of some type of Native Hawaiian autonomy, as negotiated between the Federal Government and Hawaiian people.

(SSCR 1450)

SR 88, SD1

AGRICULTURAL THEFT LAW, ENFORCEMENT ISSUES OF. Resolves that the President of the Senate and the Speaker of the House of Representatives convene a Joint Legislative Agricultural Theft Committee to assess and review existing agricultural theft laws and enforcement issues that hamper the arrest and conviction of persons caught or suspected of agricultural theft.

Further resolves that the membership of the Agricultural Theft Task Force consist of the following:

- (1) The Chair of the Senate Committee on Agriculture;
- (2) The Chair of the House Committee on Agriculture;
- (3) Other Senators and Representatives to be selected by the President of the Senate and the Speaker of the House of Representatives, respectively.

Further resolves that the Committee obtain input from:

- (1) The Department of the Attorney General;
- (2) The Department of Agriculture;
- (3) Each respective county Police Department;
- (4) Each respective county Prosecutor's Office;
- (5) The Hawaii Farm Bureau Federation;
- (6) The ranching industry;
- (7) The agricultural wholesalers;
- (8) The shipping industry; and
- (9) Farmers throughout the State.

Further resolves that the Committee submit a report on its findings, recommendations, and any proposed legislation to the legislature no later than twenty days prior the convening of the Regular Session of 2002.

(SSCR 1333, 1622)

SR 90, SD1

FELIX CONSENT DECREE, STATE'S EFFORTS TO COMPLY WITH. Resolves that:

- (1) The Legislature hereby establishes a Senate investigative committee pursuant to chapter 21, Hawaii Revised Statutes, to investigate the State's compliance with the Felix Consent Decree;

- (2) The purpose and the duties of the committee and the subject matter and scope of its investigatory authority shall be to investigate, gather information, assess, and make recommendations to the Legislature concerning:
 - (A) The recommendations and implementation of the Auditor's Report No. 98-20 Assessment of the State's Efforts Related to the Felix Consent Decree, December 1998;
 - (B) The recommendations and implementation of the Auditor's Report Follow-Up Review of the State's Efforts to Comply with the Felix Consent Decree, January 2001;
 - (C) Changes in fiscal and decision-making authority and accountability due to the transition from a primarily medically-based service delivery system focused on providing Felix-related services by specialists off of school campuses in clinical environments to a primarily education-based service delivery system focused on providing Felix-related services by specialists on school campuses in classroom environments;
 - (D) How best to facilitate the transition from a special education service delivery system temporarily based on compliance to a Decree to a more permanent one that is cost effective, efficient, based on measures and outcomes, and compliant with IDEA (Individuals with Disabilities Act) and Section 504; and
 - (E) Federal and other sources of funding for special education in the public school system of Hawaii.
- (3) The committee to have every power and function allowed to an investigating committee by law, including without limitation the power to:
 - (A) Adopt rules for the conduct of its proceedings;
 - (B) Issue subpoenas requiring the attendance and testimony of witnesses and subpoenas duces tecum requiring the production of books, documents, records, papers, or other evidence in any matter pending before the Committee;
 - (C) Hold hearings appropriate for the performance of its duties, at such times and places as the Committee determines;
 - (D) Administer oaths and affirmations to witnesses at hearings of the Committee;
 - (E) Report or certify instances of contempt as provided in Section 21-14 of the Hawaii Revised Statutes;
 - (F) Employ professional, technical, clerical, or other staff and expend such funds appropriated for Senate operating expenses for 2001 as necessary for the proper performance of its duties; and
 - (G) Exercise all other powers specified under Chapter 21 of the Hawaii Revised Statutes with respect to investigating committees;
- (4) The committee to be appointed by the Senate President exclusively from the membership of the Senate;
- (5) The committee to provide by rule for the submission, by a witness's own counsel and counsel for another individual or entity about whom the witness has devoted substantial or important portions of the witness's testimony, of written questions to be asked of the witness by the Co-Chairs;
- (6) The committee to provide by rule for the submission of proposed questions at a hearing in accordance with Section 21-11(b), Hawaii Revised Statutes;
- (7) The committee to provide by rule that each witness intended to be called be given 10 days notice of (A) the date and time of the witness's appearance, (B) a short plain statement of the areas to be inquired into with respect to that witness's anticipated testimony, and (C) a list of or copies of the principal documents about which that witness may be questioned; provided that these requirements shall not limit the committee's discretion to inquire into related matters. The rule may provide that the Chair may waive the ten days notice if the witness so agrees;
- (8) The committee to provide by rule that a draft report of the committee's findings and/or conclusions concerning any matter that is the subject of its hearings shall be made available to all those entities or persons who were the subjects of or who were witnesses who testified at any hearing. Any person or entity to whom a draft report is made available shall be given a period of no less than fourteen days within which to make written responses to the draft findings and/or conclusions. The written responses, if any, shall be included as an appendix to the final report of the committee; and
- (9) The committee is authorized to exercise its powers continuously throughout the 2001 Regular Session, the interim between the 2001 and 2002 Regular Sessions, and shall thereafter be dissolved unless further extended by the Senate.

Further resolves that the Senate President, from time to time, may refer to the committee specific matters that are within the scope of the Committee's jurisdiction, and that the Committee work in cooperation with the President for the purposes stated in this Resolution.

Further resolves that the committee submit its written findings and recommendations to the Legislature twenty days prior to the convening of the Regular Session of 2002.

(SSCR 1614)

**SR 92, SD1
HCR 122***

ENERGY SUSTAINABILITY IN HAWAII, PRELIMINARY ASSESSMENT OF. Requests the School of Ocean and Earth Science and Technology of the University of Hawaii, in collaboration with other parties, to prepare a preliminary assessment on developing a sustainable energy sector, which will:

- (1) Present the current state of energy use in Hawaii;
- (2) Analyze the current use and potential for renewable energy in Hawaii, taking into consideration the unique physical and other aspects of each island;
- (3) Discuss challenges to meeting Hawaii's energy needs in the future as part of an overall commitment to a sustainable future;
- (4) Review how impediments to greater energy sustainability are currently addressed;
- (5) Recommend specific targets and dates for reducing dependence on non-renewable external energy sources and for growing the renewable sector; and
- (6) Plan a conference on sustainability to be held in early 2002 to develop a detailed blueprint of the steps needed to achieve sustainability in Hawaii within fifty years.

Resolves that this preliminary assessment include collaboration with relevant parties in the academic, government, non-profit, and private sectors, including, but not limited to: Hawaii Natural Energy Institute, University of Hawaii Sea Grant Extension Service, Center for a Sustainable Future, Department of Business, Economic Development, and Tourism, Life of the Land, Sierra Club of Hawaii, Hawaii Renewable Energy Alliance, and Counterpart International.

Further requests the principal investigators from the University of Hawaii and Department of Business, Economic Development, and Tourism, and other participants, to report their findings to the Legislature no later than twenty days prior to the convening of the Regular Session of 2003.

*HCR 122 Requests the conference to facilitate gatherings, focus groups, studies, conferences, and hands-on demonstration projects to bring industry, academia, government, and the public together to create a blueprint to achieve sustainability in other vital resources for Hawaii within fifty years. It also requests collaboration with the University of Hawaii Sea Grant College Program, Department of Transportation, Hawaiian Electric Company and its subsidiary utilities, Kauai Electric, Hawaii Transportation Association, Airlines Committee, and Honolulu Fueling Facilities Corporation.

(SSCR 1447)

SR 93

AEROMEDICAL REIMBURSEMENT RATES, ADJUSTMENT TO. See SCR 130.

(SSCR 1326)

SR 95, SD1

ECONOMY OF HAWAII, GOALS TO DIVERSIFY. Resolves that there is created a Senate economic task force, under the direction of the Senate Committee on Economic Development and Technology, to establish short-term and long-term goals to diversify Hawaii's economy, and establish a specific implementation plan and timeline to accomplish the goals.

Further resolves that by July 1, 2001, members of the task force be chosen by the chair of the Senate Committee on Economic Development and Technology.

Further resolves that the task force consist of at least one representative from each of the following groups: retail businesses, restaurants, hotels, public unions, private unions, business educators, high technology businesses, marketing and advertising professionals, tourism, environmental organizations, and small business owners.

Further resolves that the task force be open to the participation of representatives from all industries and government agencies to reflect the overall economy, chosen respectively by each industry or agency.

Further resolves that the Senate economic task force submit a report of findings and recommendations, including recommended legislation, to the Legislature no later than twenty days prior to the convening of the Regular Session of 2002.

(SSCR 1602)

SR 96, SD1

TECHNOLOGY INDUSTRY IN HAWAII, GOALS AND IMPLEMENTATION PLAN TO IMPROVE. Resolves that there is created a joint legislative technology task force to establish short-term and long-term goals to develop Hawaii's technology industry, market Hawaii as conducive to technology enterprises, and establish a specific implementation plan and timeline to accomplish the goals.

Further resolves that by July 1, 2001, members of the task force be chosen by the respective chairs of the Senate Committee on Economic Development and Technology and the House Committee on Economic Development and Business Concerns.

Further resolves that the task force consist of at least one representative from each of the following groups: technology trade organizations, business organizations, technology legal professionals, technology educational institutions, University of Hawaii, Department of Business, Economic Development, and Tourism, Department of Commerce and Consumer Affairs, City and County of Honolulu, County of Hawaii, County of Maui, and County of Kauai.

Further resolves that the task force be open to all government agencies to encourage participation by as many as possible.

Further resolves that the task force bring together the Governor's Special Advisor for Technology Development, High Technology Trade Association, and Hawaii Technology Development Corporation to share and align their goals and objectives for technology development in Hawaii.

Further resolves that the task force submit a report of findings and recommendations, including recommended legislation, to the Legislature no later than twenty days prior to the convening of the Regular Session of 2002.

(SSCR 1305)

SR 98

STATEHOOD OF HAWAII, ACTIONS TAKEN IN 1959 RELEVANT TO. Resolves that the Senate calls upon the United States government and the United Nations, as parties to the Charter of the United Nations, to:

- (1) Review the actions taken in 1959 relevant to Hawaii's Statehood within the Union of the United States of America, the fact that, in affording the people the opportunity for self-governance, no choices were given for independence or free association, but only for integration within the United States of America; and
- (2) Consider the implications for the continuing right of self-determination for the Native Hawaiian people and for the people of Hawai'i, as both a matter of domestic law and international law.

(SSCR 1574, 1624)

SR 99, SD1

KA'AWALOA, HAWAII, IMPACT OF VISITORS ON. See SCR 139, SD1.

(SSCR 1591, 1635)

SR 100, SD1

STATE PARK AND NATURE RESERVE AT HONOMALINO, HAWAII, RENEWING PLANS FOR A. See SCR 140, SD1.

(SSCR 1762)

HCR 12

LAND EXCHANGE BETWEEN THE STATE OF HAWAII AND MAUNA KEA AGRIBUSINESS CO., INC. Resolves that the Legislature review the exchange of land between the State of Hawaii and Mauna Kea Agribusiness Co., Inc., which has been consummated by the Board of Land and Natural Resources and for which exchange deeds have been executed.

(HSCR 626, 1443, SSCR 1801)

HCR 23, HD1

NATIVE HAWAIIAN SELF-GOVERNMENT, ACHIEVEMENT OF. Resolves that the Legislature supports the sovereign rights of Native Hawaiians and recognizes an immediate need to develop a government-to-government relationship between a Hawaiian nation and the United States.

Requests the Secretary of the Interior to meet with representatives of the Hawaiian people to initiate the process of articulating and implementing a Federal policy of Hawaiian self-government with a distinct, unique, and special trust relationship.

Urges Congress to support any legislation introduced for the purpose of achieving Hawaiian self-government.

(HSCR 1216, SSCR 1705)

HCR 33, HD1, SD1

STUDENTS IN HIGH SCHOOL, PROGRAM FOR PARTICIPATION IN COMMUNITY SERVICE, WORK EXPERIENCE, OR SERVICE LEARNING FOR. Requests the Board of Education to establish a program that will facilitate the voluntary participation of high school students in community service, work experience, or service learning.

Resolves that the Board work with the Department of Education in establishing this program.

Further resolves that the Board submit a report of the actions taken pursuant to this Concurrent Resolution to the Legislature no later than twenty days prior to the convening of the Regular Session of 2002.

(HSCR 1175, 1447, SSCR 1709)

HCR 50

JAPANESE LATIN AMERICANS, EQUAL TREATMENT FOR. Urges Hawaii's Congressional Delegation to support and co-sponsor legislation in Congress to equalize reparations for Japanese of Latin American ancestry interned during World War II.

(HSCR 1434, SSCR 1714)

HCR 54

NATIVE HAWAIIAN REHABILITATION FUND, STATUS OF. Requests the Department of Hawaiian Home Lands to provide a detailed report on the native Hawaiian rehabilitation fund, including the source and amount of all funds deposited in it for the last five years, and expenditure report, and a report detailing the impact of the various projects and programs funded through the fund, for the purpose of ascertaining compliance with the State Constitution.

Resolves that the Department present its report to the Legislature at least twenty days prior to the convening of the Regular Session of 2002.

(HSCR 1435, SSCR 1706)

HCR 56

HILO BAY RECREATIONAL THRILL CRAFT ZONE, HAWAII, BOUNDARIES OF. Resolves that the Department of Land and Natural Resources reevaluate the existing boundaries of the Hilo Bay recreational thrill craft zone.

Further resolves that the Department take reasonable steps to ensure the receipt of public comment from all segments of Hilo Bay's recreational users.

Further resolves that the Department submit a status report of its efforts to the Legislature at least twenty days prior to the convening of the Regular Session of 2002.

(HSCR 1165, SSCR 1703)

HCR 64, HD1, SD1 HR 4, HD1*

ENERGY EFFICIENCY POLICIES AND CARBON DIOXIDE OCEAN SEQUESTRATION EXPERIMENT. Requests the United States Congress to enact stronger energy policies that will improve energy efficiency, develop and encourage renewable energy, reduce gasoline consumption for transportation, and switch from fossil fuels to alternative fuels.

Resolves that the proponents of the carbon dioxide ocean sequestration experiment must address and disclose, through the public hearing process, all concerns, potential impacts, and mitigating measures in environmental documents required under all applicable environmental laws and regulations, including but not limited to the National Environmental Policy Act.

*HR 4, HD1 Does not require proponents of the carbon dioxide ocean sequestration experiment to use the public hearing process.

(HSCR 1218, SSCR 1700)

HCR 71, SD1

PUBLIC HOUSING RESIDENTS, SELF-SUFFICIENCY AND SELF-DETERMINATION OF. Resolves that the Housing and Community Development Corporation of Hawaii report to the Legislature no later than twenty days prior to the convening of the Regular Session of 2002 on the cooperative accomplishments of the Corporation and Island Tenants on the Rise in working together to build new and more active resident associations in every public housing project and in effecting policy changes that will lead to the self-sufficiency and self-determination of public housing residents.

(HSCR 1436, SSCR 1719)

HCR 75, HD1

NATIVE HAWAIIAN EDUCATION CENTER, OAHU, LEASING KALIHI VALLEY NATURE PARK FOR. Requests the Department of Land and Natural Resources to negotiate with Kamehameha Schools, Bishop Museum, and the Office of Hawaiian Affairs to lease Nature Park (Kalihi Valley Nature Park) for a native Hawaiian education center at a dollar per year.

Further requests the Department to provide a report to the Legislature of the outcomes of negotiations no later than twenty days prior to the convening of the Regular Session of 2002.

(HSCR 1163, 1450, SSCR 1707)

**HCR 87, SD1
HR 82**

CACAO GERMPLASM CENTER IN HAWAII, ESTABLISHMENT AND FUNDING OF. Urges the Congress and the United States Department of Agriculture to establish and fund a United States Department of Agriculture - Pacific Basin Agricultural Research Center-managed cacao germplasm center in Hawaii.

(HSCR 1441, SSCR 1702)

**HCR 88, HD1, SD1
HR 83, HD1***

CRUISE INDUSTRY ECONOMIC OPPORTUNITIES PRESENTED TO HILO, HAWAII, MAXIMIZATION OF. Requests the Governor to convene a task force to review and make recommendations on how the Hilo area can maximize the economic opportunities presented by the cruise industry.

Resolves that the Governor assign the Lieutenant Governor to lead the task force that shall include industry representatives chosen by their respective industry, including but not limited to, the Department of Transportation, other agencies of the executive branch of government, the domestic and foreign cruise carriers serving the State, the County of Hawaii, air carriers, Hilo area hotel operators, Hilo area businesses, and the Big Island Visitors Bureau.

Further requests the Governor to report the findings and recommendations of the task force to the Legislature twenty days prior to the convening of the Regular Session of 2002.

*HR 83, HD1 Requests the Governor to appoint the task force and does not include industry representatives chosen by their respective industry. It also does not resolve that the Governor assign the Lieutenant Governor to lead the task force.

(HSCR 1115, 1468, SSCR 1716)

**HCR 89, HD1
HR 84, HD1**

VOLCANO ERUPTIONS, SAFE ACCESS TO VIEW. Requests the Hawaii Tourism Authority to convene a task force to study means to provide safe access to view volcano eruptions and establishing a visitor observatory to offer safety and educational information to volcano visitors.

Further requests the task force to include representatives, chosen by and from each of the following: the Hawaii Tourism Authority, the Department of Transportation, Department of Land and Natural Resources, the University of Hawaii at Hilo, the County of Hawaii, the Hawaiian Volcano Observatory, the National Park Service, and the affected community.

Further requests the task force to submit its findings and recommendations to the Legislature no later than twenty days prior to the convening of the Regular Session of 2002.

(HSCR 1117, 1451, SSCR 1715)

HCR 91

DEPARTMENT OF EDUCATION COMPREHENSIVE STUDENT SUPPORT SYSTEM, MANAGEMENT AND FINANCIAL AUDIT OF. Requests the Office of the Auditor to perform a management and financial audit of the Comprehensive Student Support System of the Department of Education covering the period from the inception of the program to June 30, 2001.

Resolves that the Office submit a report of findings and recommendations, including a report of the personnel involved in each of the three components of the Comprehensive Student Support System: instruction, management, and student support, to the Legislature no later than twenty days prior to the convening of the Regular Session of 2002.

(HSCR 1154, 1453, SSCR 1710)

HCR 93

HR 89

KEONE`O`IO TO KANALOA POINT ON THE SOUTHEAST COAST OF MAUI, DESIGNATION AS A NEW NATIONAL PARK. Urges the Federal Government to recognize the importance of the Keone`o`io to Kanaloa Point area by designating it as a National Park.

(HSCR 1428, SSCR 1809)

HCR 100, SD1

FELIX CONSENT DECREE CHILDREN, PROVIDING EFFECTIVE SERVICES TO. Requests the Auditor to continue to oversee, on the Legislature's behalf, the Executive Branch's efforts to provide effective services to children receiving education and related mental health services (Felix v. Cayetano consent decree).

Further requests the Auditor to obtain whatever expertise is necessary to provide the Legislature with objective assessments of the Executive Branch's efforts.

Resolves that the Executive Branch is notified that its agencies be expected to promptly provide all information requested by the Auditor or on behalf of the Auditor's consultants.

Further resolves that the Auditor examine the organizational structure of the components of the Department of Education and the Department of Health providing such services so to ensure fiscal and organizational accountability.

Further resolves that the Auditor determine the range and scope of services currently being provided in the State of Hawaii and determine the effectiveness of the services being provided.

Further resolves that the Legislature, through a committee if appropriate, be kept informed of the Auditor's discovery and findings regarding the State's progress in providing effective services to Felix class children.

(HSCR 1177, 1456, SSCR 1711)

HCR 115, SD1

MULTICULTURAL VILLAGE IN KAKAAKO, OAHU, DEVELOPMENT OF. Requests the Hawaii Heritage Alliance Association to submit concrete plans of the multicultural village in Kakaako for review by the Legislature.

(HSCR 1433, SSCR 1717)

HCR 122*

ENERGY SUSTAINABILITY IN HAWAII, PRELIMINARY ASSESSMENT OF. See SR 92, SD1.

(HSCR 1142, 1459, SSCR 1701)

HCR 129, HD1, SD1, CD1

MANDATED HEALTH BENEFITS AND STATE PHARMACEUTICAL ASSISTANCE PROGRAM. Requests the Insurance Commissioner to establish a mandated benefit advisory task force (task force).

Resolves that the Commissioner appoint the members, which shall include but not be limited to representatives for licensed registered nurses, licensed physicians, alternate complementary care service providers, professional medical associations, health plans, consumer advocate groups, and members of the business community.

Further resolves that the task force advise the 2002 Legislature on the problems surrounding Hawaii's mandated benefits and the legislative process enacting them.

Further resolves that the task force recommend legislation on the mandated benefit process as well as recommend legislation for the establishment of a permanent advisory panel to review mandated benefits.

Further resolves that the task force report its findings to the Legislature no later than twenty days prior to the convening of the Regular Session of 2002.

Requests the Legislative Reference Bureau to:

- (1) Compile data on the status of prescription drugs in Hawaii to include the number and percentage of uninsured residents, the scope of available programs, and access to prescription drugs;
- (2) Contact other states that have enacted state pharmaceutical assistance programs, or organizations familiar with them, and request any and all pertinent information relating to their experience with the development and implementation of the programs;
- (3) Contact relevant parties in Hawaii and request any and all pertinent information relating to their experience with pharmaceuticals and health care;
- (4) Submit proposed legislation for a state pharmaceutical assistance program for uninsured residents of Hawaii.

Resolves that the Bureau study the feasibility of a state pharmaceutical assistance program and assist the advisory panel in reviewing health care regulations.

Further resolves that the Bureau report its findings to the Legislature no later than twenty days prior to the convening of the Regular Session of 2002.

(HSCR 1199, 1462, SSCR 1720, CCR 174)

HCR 151, HD1, SD1

HEALTHY EATING, PROMOTION ON SCHOOL CAMPUSES. Urges the Departments of Health (DOH), Agriculture (DOA), and Education (DOE) to promote increased awareness of the importance of eating five or more servings of fruits and vegetables per day.

Encourages the DOA, DOE, and DOH to develop nutritionally sound menu plans that will provide alternate vegetarian school lunches in such a way that all students will be assured nutritionally balanced diets, regardless of their food preferences and avoidances.

Further urges the DOE to consider offering 100% fruit juices, milk, and bottled water, preferably from Hawaii, for softdrink vending machines on public school campuses.

Requests the DOE to report to the Legislature by September 1, 2002, on programs made to offer alternate vegetarian school lunches.

Further requests the DOH, DOA, and DOE to submit a report to the Legislature by September 1, 2002, on progress made in promoting increased awareness of the importance of eating five or more fruits and vegetables per day.

(HSCR 1209, 1465, SSCR 1721)

HCR 161, SD1

RESOURCE CENTER FOR STUDENTS, PARENTS AND TEACHERS ON THE ISLAND OF KAUAI, FEASIBILITY STUDY ON ESTABLISHING. Requests the Department of Education, in conjunction with the Kamehameha Schools, to conduct a feasibility study on establishing a resource center on the island of Kauai.

Resolves that the study include, but not be limited to:

- (1) A strategic geographic location for the resource center that takes into account those areas on Kauai with the highest concentrations of Native Hawaiian school-aged children; and
- (2) Guidelines for programs to be offered at the resource center designed specifically for the at-risk Native Hawaiian population to be served.

Further requests the Department to report findings to the Legislature no later than twenty days prior to the convening of the Regular Session of 2002.

(HSCR 1145, SSCR 1713)

HCR 163, HD1

DEPARTMENT OF EDUCATION'S READING GOALS AND ACCOUNTABILITY. Requests the Board of Education (BOE) and Department of Education (DOE) to reevaluate and clarify reading goals for students in Hawaii's public schools and increase system accountability for attaining those goals.

Further requests the BOE and DOE to revise their reading goals to ensure that all students read proficiently by the end of their third grade year.

Resolves that to achieve this reading goal and increase accountability, the BOE and DOE are requested to:

- (1) Require each departmental school district to evaluate the reading proficiency exempt of its kindergarten, first, and second graders at least annually for purposes of intervention and remediation;
- (2) Require each departmental school district to assess the reading level of its third graders for the primary purpose of system accountability, and not primarily for the purpose of remediation commencing at grade four;
- (3) Provide progress reports on third grade reading scores on the reading portion of the third grade standardized achievement test given annually to all students in grade three. The scores are requested to be made available to the public in clear, understandable terms on a school, district, and statewide basis, and are requested to disclose the number of third graders reading at each grade level proficiency according to state reading standards;
- (4) Encourage schools to develop and use a repertoire of research based instructional approaches tailored to different student learning styles and needs;
- (5) Provide information to public schools and school districts regarding organizational and instructional practices of representative schools that are making exemplary gains in helping students reach reading goals;
- (6) Evaluate the effectiveness of an elementary school's reading instruction program on whether it results in adequate annual and incremental growth, and not on the basis of its having adopted a specific instructional approach or program;

- (7) Enlist the help and coordinate the activities of relevant professional associations through the Reading First Partnership, securing the Partnership's commitment to voluntarily aligning their resources to support the achievement of reading goals;
- (8) Assist each public elementary school principal with providing effective leadership in reaching the school's reading goals;
- (9) Develop a statewide reporting system that provides timely and meaningful information to parents and guardians regarding their child's reading proficiency; and
- (10) Provide encouragement, support, and education for parents on ways in which they can support literacy development, including reading with their children at least twenty minutes a day from birth through third grade and beyond.

Further requests the BOE and DOE to report to the Legislature's standing committees having primary jurisdiction over lower education no later than twenty days prior to the convening of the Regular Session of 2002 regarding:

- (1) The statewide progress toward DOE's reading goals;
- (2) Efforts of the Reading First Partnership and other professional associations to support the achievement of the reading goals; and
- (3) Any related findings and recommendations, including any proposed implementing legislation.

(HSCR 1290, 1466, SSCR 1712)

HCR 182, HD1, SD1

SWORDFISH FISHERY AND TURTLE MITIGATION, ESTABLISHMENT OF. Requests the National Marine Fisheries Service (NMFS) to establish an experimental swordfish fishery to adopt alternative turtle mitigation measures that would allow the swordfish fishery to remain operational year-round, allowing Hawaii fishermen an opportunity to devise turtle-friendly fishing gear and methods during the period.

Encourages the NMFS and the United States Department of State to actively address turtle bycatch and mortalities internationally.

Resolves that the Department of Land and Natural Resources provide a report documenting a concrete direction for Hawaii and its efforts to adopt alternative turtle mitigation measures to submit to the NMFS.

(HSCR 1470, SSCR 1718)

HR 4, HD1

ENERGY EFFICIENCY POLICIES AND CARBON DIOXIDE OCEAN SEQUESTRATION EXPERIMENT. See HCR 64, HD1, SD1.

(HSCR 1217)

HR 8

WAVE POWER AS A RENEWABLE ENERGY RESOURCE, FEASIBILITY OF DEVELOPING. Requests the Department of Business, Economic Development, and Tourism, through its personnel having expertise in energy and technology, to update its study regarding the feasibility of developing wave power as a renewable energy resource for Hawaii.

Further requests the study to include the feasibility of constructing a commercial wave power generator in Hawaii, similar to the Limpet wave power station in the United Kingdom.

Further requests the study to review the feasibility of large versus small scale wave power generators, and to weigh the advantages and disadvantages of implementing wave power technology in Hawaii as a renewable resource.

Further requests the Department to report its findings and recommendations to the Legislature no later than twenty days prior to the convening of the Regular Session of 2002.

(HSCR 1139 - notwithstanding)

HR 29

REAL PROPERTY TAXES, QUARTERLY PAYMENT OF. Requests the counties to offer their homeowners the option of paying their real estate property tax assessments quarterly.

(HSCR 1446)

HR 38

SPECIAL EDUCATION AND CHILDREN WITH DISABILITIES, FEDERAL FUNDING FOR. See SCR 97, SD2.

(HSCR 1437)

HR 82

CACAO GERMPLASM CENTER IN HAWAII, ESTABLISHMENT AND FUNDING OF. See HCR 87, SD1.

(HSCR 1440)

HR 83, HD1

CRUISE INDUSTRY ECONOMIC OPPORTUNITIES PRESENTED TO HILO, HAWAII, MAXIMIZATION OF. See HCR 88, HD1, SD1.

(HSCR 1114, 1469)

HR 84, HD1

VOLCANO ERUPTIONS, SAFE ACCESS TO VIEW. See HCR 89, HD1.

(HSCR 1116, 1452)

HR 89

KEONE'O'IO TO KANALOA POINT ON THE SOUTHEAST COAST OF MAUI, DESIGNATION AS A NEW NATIONAL PARK. See HCR 93.

(HSCR 1427)

HR 93

WOMEN'S HISTORY MONTH IN HAWAII, DECLARING MARCH 2001 AS. Resolves that the Governor of the State of Hawaii declare March 2001 as Hawaii Womens' History Month in the State of Hawaii.

HR 117

NATURAL ENERGY LABORATORY OF HAWAII AUTHORITY BOARD MEMBERS, MODIFICATION TO.
See SCR 124, SD1.

(HSCR 1143)

HR 137

INCOME TAX RECIPROCAL AGREEMENT, FEASIBILITY OF ENTERING INTO WITH THE STATE OF CALIFORNIA. Requests the Department of Taxation to report to the Legislature on the feasibility of entering into a reciprocal income tax agreement with the State of California.

Further requests the Department to review the following:

- (1) The potential number of people in Hawaii and California who would be affected by reciprocal income tax agreements;
- (2) Reciprocal income tax agreements entered into by California and other states, including their use and cost effectiveness in those states, if known;
- (3) The anticipated costs and benefits resulting from reciprocal income tax agreements;
- (4) Any other related issues as may be necessary.

Further requests the Department to consult with the California Franchise Tax Board to ascertain the willingness, if any, of the State of California to enter into a reciprocal income tax agreement with the State of Hawaii.

(HSCR 1464)

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