

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

**THIRD SPECIAL SESSION OF 2001
AND
REGULAR SESSION OF 2002**

**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 Third Special Session of 2001 and the Regular Session of 2002 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 "filed" appended to certain committee reports denotes that the committee report is separated from the bill.

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

Wendell K. Kimura
Acting Director

May 2002

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THIRD SPECIAL SESSION OF 2001

ACT 1

HB 1, HD1

FOOD AND HOUSING, FINANCIAL ASSISTANCE TO PROVIDE. Requires the Office of Community Services to fund grants-in-aid to provide food for Hawaii's needy and requires the Housing and Community Development Corporation to provide financial assistance that addresses the housing needs for the needy.

Further requires the Office and the Corporation to submit detailed expenditure reports of the funds appropriated to the Legislature no later than twenty days prior to the convening of the Regular Session of 2002.

(HSCR 1, SSCR 29)

ACT 2

HB 9, HD1

TOURISM, IMPLEMENTATION OF AN INTEGRATED MARKETING PLAN FOR THE STATE OF HAWAII AS A VISITOR DESTINATION. Requires the Hawaii Tourism Authority with the assistance from the Hawaii Visitors Convention Bureau to report on its implementation of an integrated marketing plan to promote the State of Hawaii as a visitor destination in response to the changed market conditions resulting from the terrorist attacks of September 11, 2001, to the Legislature by March 1, 2002.

Further requires the report to include details on how the money was expended and how the expenditures relate to other expenditures by the Authority for marketing.

(HSCR 3, SSCR 30)

ACT 5

HB 16, HD1

PROCUREMENT CODE SMALL PURCHASES, REPORT ON THE INCREASE IN THE CEILING AMOUNT OF. Requires a monthly report including the names of all contractors, a brief description of the contract, and the amount of each contract awarded, regarding every construction contract with a total value of \$100,000 or more awarded under the increased small purchase dollar ceilings pursuant to this Act or pursuant to a suspension of any statute, rule, or order in the exercise of the governor's powers to be submitted to the Legislature.

(HSCR 4, SSCR 33)

ACT 15

HB 17, SD1

ECONOMIC EMERGENCY, REPORT ON THE POWERS EXERCISED BY THE GOVERNOR DUE TO. Requires a monthly report detailing information, by department or agency, on each action taken under this Act, including the reasons for such action, the names of all businesses and contractors benefiting by such actions, the benefit provided by any insurance or federal agency, amounts expended, and the source of funding for each expenditure to be submitted to the Legislature.

(HSCR 15, SSCR 34 - filed, FLOOR AMENDMENT 4)

REGULAR SESSION OF 2002

ACT 1

HB 1, HD1

SENATE AND HOUSE OF REPRESENTATIVES ACCOUNTS, AUDIT REPORTS ON. Requires the Senate and the House of Representatives to have their accounts audited and a full report presented to the Senate and to the House of Representatives convening on January 15, 2003.

(HSCR 1, SSCR 6)

SB 251, SD2, HD1, CD1

PROFESSIONAL COUNSELORS LICENSING PROGRAM STARTUP TRUST FUND, REPORT ON. Requires the Department of Commerce and Consumer Affairs to submit a report on the amount of money received by the professional counselors licensing program startup trust fund to the Legislature no later than twenty days prior to the convening of the Regular Session of 2003.

(SSCR 2399, 2586, HSCR 902-02, 1235-02, CCR 141-02)

SB 997, HD1, CD1

CRIMINAL CHARGING PROCEDURES, REVIEW OF. Requires the Judicial Council of Hawaii to convene a task force to engage in a comprehensive review of criminal charging procedures. Requires the task force to include but not be limited to representatives of:

- (1) The Judiciary;
- (2) The Department of the Attorney General;
- (3) The departments of the county prosecuting attorneys;
- (4) The Office of the Public Defender;
- (5) The county police departments;
- (6) Private citizens interested in criminal law and civil liberties; and
- (7) Attorneys in private practice involving the criminal law.

Further requires the task force to review:

- (1) Differing charging procedures throughout the nation;
- (2) Applicable state statutes and rules from jurisdictions other than Hawaii;
- (3) Cost factors involved with various charging procedures used in other jurisdictions;
- (4) Evaluations of statutes and charging procedures and the anticipated impact of enacting similar laws in Hawaii; and
- (5) Other relevant issues as deemed appropriate for discussion by the task force.

Further requires the findings to specifically include but are not limited to:

- (1) A compilation of the relevant Hawaii statutes and rules;
- (2) A compilation of the number of cases in each circuit of Hawaii affected by the proposed change in charging procedure;
- (3) A compilation of statutes and charging practices in other jurisdictions; and
- (4) An evaluation of statutes and charging practices and their impact on the administration of justice.

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.

(SSCR 1011, HSCR 1116-02, CCR 52-02)

SB 2075, SD2, HD1, CD1

DENTAL HYGIENISTS IN PUBLIC HEALTH SETTINGS, EVALUATION OF. Requires the Board of Dental Examiners to evaluate the safety and efficacy of enabling licensed dental hygienists to operate under the general or direct supervision of licensed dentists in public health settings and report its findings and recommendations to the Legislature no later than twenty days prior to the convening of the Regular Session of 2007.

(SSCR 2035, 2679, HSCR 718-02, 903-02, 1160-02, CCR 68-02)

SB 2179, SD2, HD1, CD2

GASOLINE PRICES, REPORT ON. Requires the Department of Business, Economic Development, and Tourism to:

- (1) Gather, review, analyze, and evaluate publicly available information, studies, and reports, including unsealed documents in *Anzai v. Chevron et al.* (U.S. District Court for the District of Hawaii, Civil No. 98-00792-SPK) and the attorney general's investigation of the petroleum industry, as may be necessary;
- (2) Gather, review, analyze, and evaluate empirical data to determine whether the Oil Price Information Service index, or other appropriate benchmarks, are applicable to Hawaii's wholesale and retail gasoline markets;
- (3) Review options available to the Legislature and make findings and recommendations concerning appropriate remedies and solutions available to reduce wholesale and retail gasoline prices in Hawaii, including proposals to impose maximum prices on wholesale and retail gasoline and the potential effects of imposing such price caps; and
- (4) Report findings and recommendations, including proposed implementing legislation, to the Legislature no later than twenty days prior to the convening of the Regular Session of 2003.

Requires the Attorney General and the Legislative Reference Bureau to assist the Department by conducting legal and policy analyses, as appropriate, and in drafting legislation.

(SSCR 2211, 2661, HSCR 856-02, 1220-02, CCR 163-02 - filed, FLOOR AMENDMENT)

SB 2234, SD2, HD2, CD1

SEXUAL EXPLOITATION OF A MINOR AND AGE VERIFICATION OFFENSES, REPORT ON. Requires each county prosecutor to submit a report of the numbers of arrests, charges, convictions, and dismissals under the new offenses created to the Legislature prior to the convening of the Regular Session of 2004.

(SSCR 2021, 2509, HSCR 742-02, FLOOR AMENDMENT, CCR 79-02)

SB 2270, SD2, HD2, CD1

SCHOOL ADMINISTRATOR AND EDUCATIONAL OFFICER, QUALITY OF. Requires the Department of Education, in collaboration with the Hawaii Teacher Standards Board to convene a working group composed of representatives of collective bargaining unit (6) and current or prospective school administrator training programs including programs at the University of Hawaii at Manoa, Brigham Young University-Hawaii Campus, Chaminade University, or other prospective administrator training programs.

Further requires the group to consider the findings of the Department pursuant to Act 188, Session Laws of Hawaii 2001, and any subsequent studies pertaining to school administrator or educational officer job duties, responsibilities, or competencies before submitting final recommendations to the Legislature for addressing school administrator quality.

Further requires the working group to address the following in its recommendations:

- (1) The composition, duties, and powers of a proposed independent body to license or certify, and establish standards for, school administrators;
- (2) The participation and representation of school administrators in the establishment and implementation of standards of practice and the means by which the standards will be monitored and maintained;
- (3) The participation of school administrators in the establishment and implementation of program standards for school administrator preparation programs;
- (4) The powers and duties of the school administrator profession, the Department of Education, and the Hawaii teacher standards board as they pertain to the working group's recommendations;
- (5) The resources needed to implement the working group's recommendations;
- (6) The proposed funding mechanism for implementing the working group's recommendations;
- (7) Statutory changes needed to implement the working group's recommendations; and
- (8) Any other related topics identified by the working group.

Further requires the group to submit a report to the Legislature no later than twenty days prior to the convening of the Regular Session of 2003.

(SSCR 2425, 2567, HSCR 872-02, 1243-02, CCR 137-02)

SB 2416, SD2, HD2, CD2

LONG-TERM CARE, DEVELOPMENT OF A COMPREHENSIVE AND AFFORDABLE SYSTEM. Requires the Executive Office on Aging to convene a long-term care summit to bring together private and public organizations, including State, county, and community organizations, to collaborate to identify the types and quality of services, service delivery system, and service delivery policies to ensure the development of a comprehensive and affordable long-term care system for the State.

Further requires the Office 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 2003.

(SSCR 2139, 2714, HSCR 928-02, 1165-02, CCR 97-02 - filed, FLOOR AMENDMENT)

SB 2568, SD2, HD1, CD1

LIMITED ENGLISH PROFICIENCY, STATEWIDE PLAN TO ENHANCE ACCESS TO SERVICES FOR PERSONS WITH. Requires the Hawaii Commission on Language Access to consist of the following thirteen members to be appointed by the Governor:

- (1) Three members representing state or county departments;
- (2) Two members who are bilingual, who are either interpreters or bilingual case management caseworkers, or who are or have been employed by a state-funded immigrant service agency or program;
- (3) One member representing an advocacy organization which provides services to persons with limited English proficiency;
- (4) One member representing the general public who has an interest in provision of services to persons with limited English proficiency;
- (5) One member representing a unit within the University of Hawaii providing professional training in interpretation and translation;
- (6) One member representing a Hawaiian language immersion advocacy organization;
- (7) One member representing a professional association of interpreters and translators;
- (8) One member representing a bilingual referral service;
- (9) The Director of the Hawaii Civil Rights Commission or designated representative; and
- (10) The Attorney General or a designated representative.

Further requires the Commission to develop a statewide plan to enhance access to services for persons with limited English proficiency and to submit its recommendations to the Legislature no later than December 1, 2003.

(SSCR 2049, 2715, HSCR 921-02, 1147-02, CCR 145-02)

SB 2926, SD1, HD2, CD1

EDUCATIONAL OFFICERS, VALIDATION STUDY OF. Requires the Department of Education to conduct a comprehensive occupational validation study of all educational officers and provide interim reports on its progress to the Legislature.

Further requires the Department to submit a final report to the Legislature no later than twenty days prior to the Regular Session of 2003.

(SSCR 2427, 2706, HSCR 867-02, 1249-02, CCR 59-02)

SB 3018, SD1, HD1, CD1

PUBLIC SCHOOL SYSTEM, GOVERNANCE OF. Requires the Speaker of the House of Representatives and the President of the Senate to convene a joint senate-house educational governance task force to determine the appropriate governance structure for Hawaii's public school system to create a system that is more student-centered and responsive to diverse communities, and that will enhance student outcomes, school accountability, and system effectiveness and efficiency.

Further requires the task force to consist of three representatives and three senators, as selected by the Speaker and the President, respectively. Provides that:

- (1) One house member be the Chair of the House Committee on Education;
- (2) One senate member be the Chair of the Senate Committee on Education;
- (3) One senator to represent the minority caucus;
- (4) One representative to represent the minority caucus; and
- (5) The speaker of the house and the president of the senate each choose one member to act as co-chair.

Further requires the task force to focus on:

- (1) Board of Education policies, operations, and structures;
- (2) Department of Education regulations, operations, and structures; and
- (3) The effectiveness of the complex administrative councils, whether they should be continued or abolished, and what constitutional amendments, if any, may be necessary for their continuation beyond the sunset date of June 30, 2004.

Further requires the task force to consult with representatives of the Board of Education, including the chair, Department of Education, including the Superintendent, University of Hawaii, including the President and Dean of the College of Education, and representatives of the Hawaii Business Roundtable, Hawaii Chamber of Commerce, Hawaii State Teachers Association, Hawaii Government Employees Association, Hawaii Parent, Student, and Teachers Association, Hawaii State Student Council, and such other organizations and individuals as the task force deem appropriate and expeditious.

Further requires the task force to enlist the assistance of the Legislative Reference Bureau and the Hawaii Educational Policy Center.

Further requires the Bureau and the Center to consult with the Office of Elections and the Department of the Attorney General regarding apportionment of new electoral districts, if such changes are recommended.

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

(SSCR 2430, 2708, HSCR 758-02, 1254-02, CCR 153-02)

HB 1256, HD2, SD2, CD1

DEPOSIT BEVERAGE CONTAINER PROGRAM, REPORT ON. Requires the Department of Health to provide quarterly reports on the deposit beverage container program to the Legislature and the Governor for the period beginning October 1, 2002 and ending December 31, 2004. Requires the reports to contain but not be limited to:

- (1) Performance indicators;
- (2) Measures of effectiveness;
- (3) Organization charts; and
- (4) Position descriptions of every type of position created and actual salaries paid to each employee.

(HSCR 116, 825, SSCR 1245, 1550, CCR 124-02)

HB 1800, HD1, SD1, CD1

PART III, SECTION 9.1

AIRPORT SECURITY, REPORT ON. Requires the Department of Transportation Airports Division to submit a report that includes the expenditures for security at each airport, a detailed breakout of these expenditures, including the purposes for the expenditures made, any federal funds expended for security, any additional federal funds which may be available for security, how these funds may be pursued, and why these funds were not already obtained.

Further requires the Department to submit the report to the Legislature no later than twenty days prior to the convening of the Regular Session of 2003.

PART III, SECTION 22.1

HOME AND COMMUNITY-BASED SERVICES WAIVER PROGRAM AND THE INTERMEDIARY CARE FACILITIES/MENTAL RETARDATION COMMUNITY SERVICES, REPORT ON. Requires developmental disabilities to prepare and submit a detailed quarterly expenditure report on the Home and Community-Based Services Waiver Program and the Intermediary Care Facilities/Mental Retardation Community Services to the Legislature no later than ten days after the end of each quarter.

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 the provider.

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

PART III, SECTION 36.1

HEALTH INSURANCE PORTABILITY AND ACCOUNTABILITY ACT, COMPLIANCE TO. Requires the Department of Health to submit a status report on the progress made in complying with Health Insurance

Portability and Accountability Act mandates, outstanding tasks, and an expenditure report (five months actual and seven months projected).

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

PART III, SECTION 37.1

CHILD WELFARE SERVICES, FEDERAL FUNDS FOR. Requires the Department of Human Services to submit a report on the amount of federal funds drawn down by the Title IV-E Eligibility Determination Unit, the amounts and purposes of the actual and planned expenditure of the federal funds, and the actual and planned number of children aided and types of services provided by the additional federal funds.

Further requires the Department to submit this report to the Legislature no later than twenty days prior to the convening of the Regular Session of 2003.

PART III, SECTION 38.1

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 (five months actual and seven months forecasted) no later than twenty days prior to the convening of the Regular Session of 2003.

PART III, SECTION 38.1

CHILDREN PLACEMENT COSTS, REPORT ON. Requires the Department of Human Services to submit a report on child placement costs and services, including:

- (1) The feasibility of collecting of child support payments from parents whose children have been placed in foster homes or other out-of-home placements by the Department for the purpose of funding services for these children;
- (2) The average adoption payment per child per month for each year since 1998;
- (3) The average foster board payment per child per month for each year since 1998;
- (4) The average adoption difficulty of care payment per child per month for each year since 1998;
- (5) The average foster board difficulty of care payment per child per month for each year since 1998; and
- (6) The number of children served in relation to the following types of payments: adoption assistance, adoption difficulty of care, foster board, and foster difficulty of care.

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

PART III, SECTION 42.1

HEALTH INSURANCE PORTABILITY AND ACCOUNTABILITY ACT, COMPLIANCE TO. Requires the Department of Human Services to submit a status report on the progress made in complying with Health Insurance Portability and Accountability Act mandates, outstanding tasks, and an expenditure report (five months actual and seven months projected).

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

PART III, SECTION 51.1

FELIX V. CONSENT DECREE, COMPLIANCE ASSESSMENT. Requires the Department of Education to complete a comprehensive assessment of the Department's efforts toward meeting and maintaining compliance with the Felix Consent Decree and associated federal statutes.

Further requires the assessment to include identifying department needs such as funding, positions, organizational schemes, facilities and equipment, and statutory/constitutional amendments necessary to

maintain compliance with the Felix Consent Decree, the Individuals With Disabilities Education Act, and Section 504 of the Rehabilitation Act of 1973.

Further requires the assessment to discuss the nexus between each identified Department need and the mandated requirement to justify current and additional resources and that this report be submitted to the Legislature no later than twenty days prior to the convening of the Regular Session of 2003.

PART III, SECTION 60.1

UNIVERSITY OF HAWAII NON-GENERAL FUNDS AND ACCOUNTS, REVIEW OF. Requires the Office of the Legislative Auditor to perform a review of the University of Hawaii non-general funds and accounts including but not limited to the State Higher Education Loan Fund, the Research and Training Revolving Fund, the Parking Fund, the Real Property and Facilities Use Revolving Fund, and the Tuition and Special Fees Special Fund, in order to properly organize University of Hawaii non-general funds and accounts by fund name, account number, statutory authorization, and expenditure ceiling.

Further requires the University to provide future expenditure plans for all ending cash balances over one-third of the ceiling of the respective fund for fiscal year 2004, and that the reports be submitted to the Legislature no later than twenty days prior to the convening of the Regular Session of 2003.

PART III, SECTION 66

PRISONERS SENT TO THE MAINLAND, EXPENDITURES FOR. Requires the Department of Public Safety to report its actions surrounding the transportation of additional inmates to mainland facilities to make available more 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 2003.

PART VII, SECTION 167.2

PUBLIC EMPLOYEES VACATION TERMINATION PAYMENTS, TRANSFER OF FUNDS FOR. Authorizes the Governor to transfer operation funds between any State program appropriation with the same means of financing to provide vacation termination payments to employees affected by the change in administration and report of all transfers to the Legislature no later than twenty days prior to the convening of the Regular Session of 2003.

PART VII, SECTION 167.3

HOME AND COMMUNITY-BASED WAIVER PROGRAM IN DEVELOPMENTAL DISABILITIES, REVIEW OF. Requires the Department of Budget and Finance to perform a review of the Home and Community-based Waiver Program in Developmental Disabilities (HTH 501) of the Department of Health. Further requires the review to include but not be limited to determining the feasibility of providing services through the Department of Human Services rather than the Department of Health.

Further requires that a report be submitted to the Legislature no later than twenty days prior to the convening of the Regular Session of 2003.

PART VII, SECTION 167.7

STATE FUNDS, REPORT ON ENCUMBERED CONTRACT AND ENCUMBERED CLAIM BALANCES. Requires the Department of Accounting and General Services to prepare a report sorted by department, by means of financing, and by the year the funds were appropriated for all encumbered contract and encumbered claim balances for accounts that are two years old or older. Provides that for all accounts that are older than five years, the expending agency shall include in the report an explanation as to the purpose of the claim or contract, the actual or projected date of receipt of the goods or services, and the expected date and amount of final payment for goods delivered or services rendered.

Further requires the report to be submitted to the Legislature within forty-five days of the end of the fiscal year.

(HSCR 725-02, SSCR 3269, CCR 165-02)

HB 2006, HD1, SD1, CD1

TIRE CLEANUP PROJECTS AND THE SPECIAL ACCOUNT IN THE ENVIRONMENTAL MANAGEMENT SPECIAL FUND, REPORT ON. Requires the Department of Health to report on the status of the special account in the environmental management special fund established pursuant to section 342G-63 and on the status of tire cleanup projects for tire cleanup and associated environmental assessments and remediation to the Legislature no later than twenty days prior to the beginning of each legislative session. Act to be repealed on January 1, 2006.

(HSCR 97-02, 397-02, 594-02, SSCR 2905, 3155, CCR 123-02)

HB 2065, HD1, SD1, CD1

PRESCRIPTIVE AUTHORITY FORMULARY FOR ADVANCED PRACTICE REGISTERED NURSES, REPORT ON. Requires the Department of Commerce and Consumer Affairs to establish a joint formulary advisory committee composed of:

- (1) Two persons licensed as advanced practice registered nurses and appointed by the board of nursing;
- (2) Two persons licensed in medicine by the board of medical examiners and appointed by the board of medical examiners;
- (3) Three persons licensed as pharmacists and appointed by the board of pharmacy;
- (4) One representative of the John A. Burns School of Medicine appointed by the Dean of the University of Hawaii School of Medicine; and
- (5) One representative from a school of nursing with an APRN (Advanced Practice Registered Nurse) program.

Requires the joint formulary advisory committee to submit a report on its activities and recommendations with respect to the prescriptive authority formulary for advanced practice registered nurses to the Legislature no later than twenty days prior to the convening of the Regular Session of 2004.

(HSCR 276-02, 682-02, SSCR 3297, CCR 37-02)

HB 2072, HD2, SD1, CD1

HOUSING NEEDS, EXPENDITURE REPORT ON. Requires the Housing and Community Development Corporation of Hawaii to provide financial assistance that addresses the housing needs of Hawaii's needy including rent, mortgage, utility, and other housing expenses and to submit a detailed expenditure report of funds to the Legislature no later than twenty days prior to the convening of the Regular Session of 2003.

(HSCR 81-02, 653-02, SSCR 2993, 3177, CCR 108-02)

HB 2300, HD2, SD1, CD1

JUDICIARY LAW LIBRARY, REPORT ON EXPENDITURES ON DUES AND SUBSCRIPTIONS. Requires the Judiciary to submit a report detailing all expenditures by the law library on dues and subscriptions to the Legislature no later than twenty days prior to the convening of the Regular Session of 2003.

(HSCR 342-02, 726-02, SSCR 3271, CCR 164-02)

HB 2455, SD1

BROWNFIELDS CLEANUP REVOLVING LOAN FUND, REPORT ON. Requires the Department of Business, Economic Development, and Tourism to provide an annual report describing all transactions and activities involved in the administration of the brownfields cleanup revolving loan fund to the Legislature and the Governor. Act to be repealed on June 30, 2007.

(HSCR 113-02, 588-02, SSCR 3023, 3203)

HB 2638, HD2, SD1, CD1

LONG-TERM CARE FINANCING PROGRAM, REPORT ON. Requires the temporary board of trustees to report its findings and recommendations, including proposed legislation to effectuate the Hawaii Long-term Care Financing Program to the Legislature no later than twenty days prior to the convening of the Regular Session of 2003.

(HSCR 322-02, 473-02, SSCR 2995, 3286, CCR 109-02)

HB 2827, HD1, SD2, CD1

ADMINISTRATIVE ACCOUNTS AND FUNDS, JUSTIFICATION OF. Requires any department or agency that administratively establishes any new account or fund to transmit a report to justify the establishment of the account or fund and the sources of revenue for the fund to the Legislature within thirty days of its establishment.

(HSCR 632-02, SSCR 3260, FLOOR AMENDMENT 7, CCR 160-02)

HB 2834, SD2, CD1

HAWAII RX PROGRAM IMPLEMENTATION PLAN, REPORT ON. Requires the Department of Human Services to develop a plan to implement the Hawaii Rx program and report back to the Legislature no later than twenty days prior to the convening of the Regular Session of 2004.

(HSCR 293-02, 433-02, SSCR 3018, 3235, CCR 161-02)

HB 2840, SD2, CD1

GOVERNMENT FUNCTIONS IMPLEMENTATION BY STATE GOVERNMENT PROGRAMS, EVALUATION OF. Requires the Core Government Functions Advisory Commission to submit its findings and recommendations, including legislation to eliminate, reorganize, or improve designated programs to the Legislature at least twenty days prior to the convening of the Regular Session of 2003.

(HSCR 557-02, SSCR 3040, 3288, CCR 126-02)

**SCR 12, SD1
SR 41, SD1**

HONOLULU WATERFRONT MASTER PLAN, DEVELOPMENT OF. Directs the Office of Planning of the Department of Business, Economic Development, and Tourism, in conjunction with the Department of Transportation, to draft a master plan for the Honolulu waterfront.

Resolves that public hearings be held to help develop the plan.

Further resolves that the Department of Business, Economic Development, and Tourism transmit a report regarding implementation of the master plan to the Legislature no later than twenty days prior to the convening of each Regular Session of the Legislature.

(SSCR 3084, HSCR 1409-02)

SCR 15, SD1, HD1

HAWAIIAN IDENTITY FOR FEDERAL RECOGNITION, DOCUMENTATION NEEDED FOR. Requests the Department of Hawaiian Home Lands to form a working coalition to discuss the pending needs of the Hawaiian community in regard to documentation needed to support Hawaiian identity for enrollment qualification for federal recognition and how the State can participate and assist.

Resolves that the members of the coalition should be comprised of representatives from the following entities:

- (1) The Department of Hawaiian Home Lands;
- (2) The Department of Labor;
- (3) The Office of Hawaiian Affairs;
- (4) The State Council of Hawaiian Homestead Associations;
- (5) The Oahu Council of Hawaiian Civic Clubs;
- (6) Ka Lahui Hawaii ; and
- (7) 'Ilio'ulaokalani.
- (8) Other Hawaiian organizations that may contribute to the discussion.

Further requests the Department of Hawaiian Home Lands to report to the Legislature on the progress of the working group no later than twenty days prior to the convening of the Regular Session of 2003.

(SSCR 3112, HSCR 1376-02)

SCR 16

HYPNOTHERAPISTS, SUNRISE REVIEW OF THE REGULATION OF. Requests the Auditor to perform a sunrise review of the regulation of hypnotherapists as provided for in Senate Bill No. 2497, as introduced during the Regular Session of 2002 and as may be subsequently amended.

Further requests the Auditor to specifically analyze the following areas, in addition to any other areas required by statute:

- (1) The costs and benefits of the activities of hypnotherapists for the consumer; and
- (2) A summary of existing laws in the other states that do and do not license hypnotherapists.

Further requests the Auditor to submit findings and recommendations to the Legislature no later than twenty days prior to the convening of the Regular Session of 2003.

(SSCR 3101, 3382, HSCR 1402-02)

SCR 18

SCHOOL AND COMMUNITY PROFILE INDICATORS, REVIEW AND ADJUSTMENT OF. Resolves that the Hawaii Performance Partnerships Board and state agencies work with the University of Hawaii Center on the Family to review and adjust the School and Community Profile indicators as needed.

Further resolves that public and private agencies committed to improving the well being of Hawaii's children and families are encouraged to utilize these outcomes as basis for policy and program development, planning, and budgeting.

Further resolves that all public and private agencies are encouraged to form partnerships and measure progress towards the School and Community Profile outcome indicators most appropriate to their individual missions.

(SSCR 2863, HSCR 992-02, 1397-02)

**SCR 34, SD1
SR 15, SD1**

TOURISM, ADVERTISING HAWAII AS A VISITOR DESTINATION. Requests the Legislative Reference Bureau to study the level and scope of private sector spending from 1997 through 2001 to advertise and promote Hawaii as a visitor destination.

Resolves that advertising and promotional expenses include:

- (1) Consumer advertising, such as purchased exposure in the broadcast and print media, televised events and shows, direct marketing collateral, and the Internet;
- (2) Consumer communications and promotions, such as media events and public relations; and
- (3) Travel industry activities, such as familiarization tours, trade shows, and trade advertising and collateral.

Further resolves that the information be reported by sectors of the industry in order to preserve the confidentiality of the financial information.

Further resolves that the Bureau seek the assistance of the Department of Business, Economic Development, and Tourism, the Hawaii Tourism Authority, and the private organizations that represent businesses that cater to the visitor industry, such as hotels, restaurants, attractions, tour companies, and others as appropriate.

Further resolves that the Bureau report on its findings to the Legislature no later than twenty days prior to the convening of the Regular Session of 2003.

(SSCR 2982, HSCR 1350-02, 1390-02)

**SCR 37, SD1
SR 17, SD1**

ADULT RESIDENTIAL CARE HOME AND FOSTER HOME FACILITIES, FUNDING AND REGULATION OF. Resolves that the State Auditor conduct a study to determine the appropriate state agency to oversee both the funding and regulation of ARCH (adult residential care home) and foster home facilities.

Further resolves that the Auditor's study include recommendations for an integrated management strategy for ARCH and foster home facilities and proposed amendments to existing law necessary to effectuate the results of the study.

Further resolves that the Auditor's study and any appropriate legislation be submitted to the Legislature no later than twenty days prior to the convening of the Regular Session of 2003.

(SSCR 3347, HSCR 1367-02 - notwithstanding)

**SCR 39, SD1
SR 19, SD1
HCR 42, HD1*
HR 24, HD1***

PERFORMANCE INFORMATION PROCUREMENT SYSTEM, IMPROVEMENT OF. Resolves that the Department of Accounting and General Services form an advisory committee to make recommendations to improve the Performance Information Procurement System (PIPS).

Further resolves that the advisory committee be comprised of construction industry employer organizations, construction employee organizations, and other interested construction industry organizations as approved by the Comptroller.

Further resolves that the Advisory Committee submit a report to the Legislature at least twenty days prior to convening of the Regular Session of 2003, regarding its review of PIPS, including:

- (1) Whether the system has resulted in cost savings to the State;
- (2) Whether the system has resulted in greater accountability by contractors;
- (3) Whether State contracts for construction projects under PIPS are equitably and widely distributed;
- (4) Whether the system has resulted in a lower number of change orders; and
- (5) Any other information that is relevant to compare PIPS with alternative forms of outsourcing State construction projects with regard to quality, timeliness, and distribution of work.

*HCR 42, HD1 and HR 24, HD1 Do not require a report back to the Legislature.

(SSCR 3109, 3409, HSCR 1379-02)

SCR 48, SD1, HD1

HEALTH INSURANCE, COVERAGE FOR COMPLEMENTARY ALTERNATIVE CARE PROVIDERS. Requests the Auditor to reassess the social and financial effects of mandating insurance coverage for services performed by complementary alternative care (CAM) providers including licensed naturopaths, acupuncturists, chiropractors, and massage therapists.

Further requests the Auditor to consider the findings in prior impact assessments conducted pursuant to sections 23-51 and 23-52, Hawaii Revised Statutes (HRS), contained in report no. 88-9 relating to chiropractic services, report no. 89-25 related to naturopathic care, report no. 95-28 related to acupuncture services, and any other existing reports pertaining to CAM providers.

Further requests the Auditor to submit its findings and recommendations to the Legislature, including any necessary legislation, no later than twenty days prior to the convening of the Regular Session of 2003.

(SSCR 3326, 3410, HSCR 1370-02)

SCR 63, HD1

TOBACCO PRODUCTS, REGULATION OF. Requests the Department of Health to convene a task force to study the feasibility of regulating tobacco products (cigarettes, cigars, snuff, pipe tobacco, or chewing tobacco) as a harmful consumer product.

Resolves that the task force be composed of fifteen members representing the Department of Health, the Legislature, the Hawaii Medical Association, Hawaii Public Health Association, Office of the Staff Judge Advocate, John A. Burns School of Medicine, Coalition for Tobacco Free Hawaii, the Tobacco Industry, and the public.

Further resolves that the Department of Health 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 2003.

(SSCR 3391, HSCR 1371-02)

SCR 65

ANTICANCER DRUGS, MEDICARE COVERAGE FOR. Requests the Congress of the United States to enact legislation requiring the Medicare program to cover all oral anticancer drugs.

(SSCR 3089, HSCR 1352-02)

**SCR 69, HD1
SR 71
HCR 123
HR 84**

CENTER FOR THE HEALTH, WELFARE, AND EDUCATION OF CHILDREN, YOUTH AND FAMILIES FOR ASIA AND THE PACIFIC, ESTABLISHMENT IN HAWAII OF. Requests the United Nations to consider the establishment in Hawaii of a Center for the Health, Welfare, and Education of Children, Youth and Families for Asia and the Pacific.

Urges the President of the United States and the United States Congress to support the establishment of the Center.

Resolves that the House and Senate Committees on Health convene an exploratory task force to develop such a proposal for consideration by the United Nations.

(SSCR 3102, 3404, HSCR 1373-02)

SCR 75, SD1, HD1

FOOD SECURITY, DEVELOPMENT OF AN ACTION PLAN FOR. Requests the Office of Planning to convene a Food Security Task Force to examine and develop an action plan that more effectively and reliably improves food security in Hawaii.

Resolves that the Office appoint members to the Task Force that may include representatives from:

- (1) The retail food industry;
- (2) The wholesale food industry;
- (3) Charitable food providers;
- (4) Hunger research groups;
- (5) Charitable food transport organizations;
- (6) Charitable food communication organizations;
- (7) Federally funded food assistance programs; and
- (8) Early childhood groups.

Further resolves that the Task Force may also include:

- (1) The Director of the Office of Planning;
- (2) The Director of Health;
- (3) The Director of Human Services;
- (4) The Director of the Department of Business, Economic Development, and Tourism or the Director of Labor and Industrial Relations;
- (4) The Chairperson of the Board of Agriculture;
- (5) The Superintendent of Education; and
- (6) The Dean of the College of Tropical Agriculture and Human Resources at the University of Hawaii or their designated representatives.

Further resolves that the Task Force examine the best possible ways to ensure food security for Hawaii's people.

Further resolves that the Office report the findings and recommendations of the Task Force to the Legislature no later than twenty days prior to the convening of the Regular Session of 2003.

(SSCR 3092, HSCR 1355-02)

**SCR 79, SD1
SR 38, SD1**

DEPARTMENT OF LAND AND NATURAL RESOURCES HISTORIC PRESERVATION DIVISION, AUDIT OF. Requests the State Auditor to conduct a program and financial audit of the Department of Land and Natural Resources Historic Preservation Division.

Further requests the Auditor to gather and consider information provided by historic preservation consultants, government agency staff, island burial councils, native Hawaiians, landowners, businesses, and community members that are most directly impacted by and depend upon the Division's mandated services.

Resolves that the audit include but not be limited to:

- (1) The general operations of the Historic Preservation Program, including its project review procedures, compliance with Chapter 92, Hawaii Revised Statutes, records management, and the electronic accessibility of information;
- (2) The organizational structure of the program, including personnel practices, staffing coverage, and facilities;
- (3) The development and implementation of comprehensive statewide plans to secure federal funding and additional grants from private and other government sources;
- (4) Internal budgeting and fiscal controls to ensure effective and appropriate expenditure of legislative appropriations and matching federal funds; and
- (5) The status, completeness, and intelligibility of the draft administrative rules for the Division's program.

Further requests the Auditor to consider how State Historic Preservation Offices in other states address conflicts between economic and cultural interests, increasing regulatory workloads, budget constraints, program planning and staffing issues, and the need to meet National Historic Preservation Act program requirements.

Further requests the Auditor to submit a report of findings and recommendations to the Legislature and the Governor no later than twenty days prior to the convening of the Regular Session of 2003.

(SSCR 3111, 3414, HSCR 1391-02)

SCR 82, SD1, HD1

FAMILY COURT, AUDIT OF. Requests the Auditor to perform an audit of the family court system and that the scope of the audit include whether the family court has a formalized complaints process, and if so, the following information, listed by circuit:

- (1) The number of complaints lodged against the family court system for the past three years;
- (2) The basis for each complaint;
- (3) Whether similar complaints have been lodged;
- (4) If so, the nature and number of those repeated complaints within the last three years;
- (5) Whether the complaints reached any resolution;
- (6) Whether the party initiating the complaint was satisfied with that resolution; and
- (7) If the party was not satisfied with the resolution of the complaint, the reasons therefor; and not.

Further requests that in conducting the audit, the Auditor consult with the Board of Family Court Judges, the Hawaii State Bar Association, all professional organizations whose members are appointed by the Hawaii family court to assist the court in adjudicating family law cases, and parties that have appeared before the first, second, third, and fifth Circuits of the family courts, such consultation to include accepting and addressing any additional written complaints for a reasonable period.

Further requests the Board of Family Court Judges, the Hawaii State Bar Association, and all professional organizations whose members are appointed by the Hawaii family court to assist the court in adjudicating family law cases to meaningfully cooperate with the Auditor.

Further requests the Auditor to work with the Board of Family Court Judges created under section 571-5, Hawaii Revised Statutes, to develop proposals, including legislative proposals, to implement recommendations to formalize a complaints process, if none exists, and to remedy the perceived unfairness, if any.

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

(SSCR 3400, HSCR 1377-02)

SCR 85, SD1

BEACHES, USE BY ORGANIZED WATER SPORTS EVENTS AND THE PUBLIC. Requests the Board of Land and Natural Resources to work with the various counties, event sponsors, and local communities to develop appropriate guidelines or rules as necessary regarding limiting the number of events scheduled for specific locations, or by other means to ensure that equitable opportunities are made for the use of these areas by the general public at appropriate times.

Resolves that the Board conduct public hearings on this issue so that all interested parties may have an opportunity to voice their opinions.

(SSCR 3378, HSCR 1394-02)

SCR 98, SD2

NON-UTILITY DISTRIBUTED ENERGY RESOURCE, STANDBY CHARGES APPLICABLE TO. Requests the Public Utilities Commission to consider the feasibility and appropriateness of opening a new docket to:

- (1) Examine and revise as appropriate:
 - (A) Any public utility rule, standard, rate, and guideline that establishes a standby charge applicable to a non-utility distributed energy resource; and
 - (B) Any customer retention discounts offered by a public utility.
- (2) Consider equitable ratemaking design and policies for standby charges and customer retention discounts that:
 - (A) Provide for fair cost allocation among customers;
 - (B) Allow the utility adequate cost recovery while minimizing costs to customers;
 - (C) Facilitate customer distributed energy resources deployment; and
 - (D) Send proper price signals to prospective purchasers of distributed energy resources.

Further requests the Commission to submit a report of the Commission's findings to the Legislature at least twenty days prior to the convening of the Regular Session of 2003.

(SSCR 3123, 3398, HSCR 1389-02)

SCR 100, SD1, HD1 SR 55, SD1 HR 92, HD1

GUARDIANS AD LITEM AND COUNSELS APPOINTED BY THE FAMILY COURT, COMPENSATION FOR. Requests the Legislative Reference Bureau to conduct a study of the practices that exist in Hawaii and on the mainland to determine if a more effective and less costly model can be identified for both family court compensation system for guardians ad litem and the attorneys appointed under Chapter 587, Hawaii Revised Statutes.

Further requests the Bureau to include in the study an analysis of the fees paid by the Family Court to guardians ad litem and counsel, the adequacy of those fees in view of the duties of the guardians ad litem and counsel.

Further requests the Family Court and all guardians ad litem and counsel to cooperate with the Bureau for the purposes of this study.

(SSCR 3385, HSCR 1358-02, 1383-02)

**SCR 101, SD1
SR 54, SD1
HR 52**

KAHO'OLAWA, ALTERNATE ENERGY RESOURCES FOR. Resolves that the Kaho'olawe Island Reserve Commission convene a task force which includes members from the Hawaii Natural Energy Institute (HNEI), the Pacific International Center for High Technology Research (PICHTR), and the Natural Energy Laboratory of Hawaii (NELHA), the Protect Kaho'olawe Ohana (PKO), and the Department of Business, Economic Development, and Tourism (DBEDT).

Further resolves that the task force request that DBEDT, in collaboration with HNEI, PICHTR, NELHA, and PKO, develop a plan that includes a cost analysis, an assessment, and an implementation strategy for the utilization of alternate energy resources to address the current and future energy needs of the island of Kaho'olawe.

Further resolves that the task force submit an interim report on its findings and recommendations to the Legislature no later than twenty days prior to the convening of the Regular Session of 2003, and a final report no later than twenty days prior to the convening of the Regular Session 2004.

(SSCR 3363, HSCR 1375-02)

SCR 102, HD1

FREELY ASSOCIATED STATES CITIZENS, FEDERAL FUNDING FOR. Requests the United States Congress to appropriate \$100,000,000 to reimburse Hawaii for the expenses incurred for education and social services provided to Micronesians and Marshall Islanders who migrated to Hawaii over the past fifteen years.

Further requests Congress and the Department of the Interior, Insular Affairs Office to increase Compact impact assistance funding for Freely Associated States in any new agreement negotiated between the parties.

Further requests Congress to amend Public Law 104-193 to include as "qualified aliens" lawful immigrant residents of the Freely Associated States residing within the United States and permit residents of the Freely Associated States, who are otherwise qualified, to receive federally funded public benefits including medical assistance, food stamps, and cash assistance.

Further requests Congress to explore the possibility of providing added housing assistance and amending Public Law 106-604 to assist the lawful nonimmigrant residents of Freely Associated States by providing eligibility to financial assistance to individuals who would otherwise qualify for benefits.

(SSCR 3093, HSCR 1372-02)

**SCR 103, SD1
HR 124***

PRIVATIZATION CONTRACTS, REVIEW OF. Requests the Auditor to review privatization contracts entered into by certain state and county agencies and in particular, to review privatization contracts entered into by the following state and county agencies since the enactment of Act 90, Session Laws of Hawaii 2001:

- (1) The Department of Human Services relating to case managers;
- (2) The Department of Public Safety;
- (3) The Department of Health;

- (4) The Department of Transportation;
- (5) The Division of Boating and Ocean Recreation in the Department of Land and Natural Resources;
- (6) The University of Hawaii's former School of Public Health, and the new Office of Public Health Studies, Department of Public Health Sciences and Epidemiology, John A. Burns School of Medicine; and
- (7) The City and County of Honolulu Department of Environmental Services relating to wastewater services.

Further requests the Auditor to include a review of the following:

- (1) The contract requirements and how well or poorly the contractor has fulfilled those requirements;
- (2) If the contractor has failed to perform the contract in accordance with the terms of the contract, the reasons for that failure;
- (3) A determination as to whether the contractor, in performing the contract, has provided services "of equivalent or better quality" than that which could have been provided by a government agency at lower cost;
- (4) Whether the contracts in question have been subject to review by a contract monitor, and, if so, the opinion of the monitor regarding contract quality and cost; and
- (5) The total indirect and direct costs of the contract;
- (6) Whether the contracted service is appropriate for continued privatization; and
- (7) Legislation enacted by the state and local governments in other jurisdictions with similar privatization laws, to determine whether another approach might be applicable to Hawaii.

Further requests the Auditor to consult with the following private entities in conducting its review:

- (1) Ka Ao Hai O Ka Manao;
- (2) Ala Wai Marina Board;
- (3) Hawaii Government Employees Association, AFSCME Local 152 AFL-CIO;
- (4) United Public Workers, Local 646;
- (5) International Longshoremen's and Warehousemen's Union, Local 142;
- (6) Teamsters Local 5;
- (7) Teamsters Local 996;
- (8) Kapiolani Medical Center; and
- (9) Convalescent Center of Honolulu.

Further requests the Auditor to report findings and recommendations, including any proposed implementing legislation and recommended criteria for privatization contracts, to the Legislature no later than twenty days prior to the convening of the Regular Session of 2003.

Further requests contracting agencies to review all outstanding private/public contracts to determine whether those contracts meet the criteria established by Act 90, and to hold public hearings to garner public input prior to executing future public/private contracts.

*HR 124 Does not request that legislation enacted by state and local governments in other jurisdictions with similar privatization laws, to determine whether another approach might be applicable to Hawaii be included in the review and does not request that contracting agencies hold public hearings prior to executing contracts. HR 124 requests the Auditor to review legislation enacted by various state and local governments to reduce the risks of contracting out for services.

(SSCR 3104, 3416, HSCR 1380-02)

SCR 107, SD1

KINDERGARTEN, PLANS TO CHANGE THE AGE REQUIREMENT FOR ATTENDANCE. Resolves that the Department of Education develop a plan to advance the cutoff date for kindergarten to June 30 beginning with the 2005-2006 school year.

Further resolves that Superintendent of Education and the Director of Human Services, with the assistance of the School Readiness Task Force, develop a plan to address the needs of children and families directly

affected by the change of kindergarten entry age including a description of infrastructure, assessment, training, and transition needs.

Further resolves that the plan specifically detail accommodations necessary to assure early education opportunities for every child denied entry to kindergarten due to change of the entry age.

Further resolves that a preliminary plan include, but not be limited to, estimates of the number of children, teachers, and classrooms affected by this policy change, resources that could be re-allocated to early childhood education, an inventory of existing early education programs and facilities throughout the State, and recommendations for a public information campaign to help prepare families, providers, and communities for the 2005 school year and be presented to the Governor and the Legislature no later than twenty days prior to the Regular Session of 2003.

Further resolves that the Superintendent present the final plan including, but not be limited to, the necessary components for the successful transition into and implementation of this policy for the 2005-2006 school year to the Governor and the Legislature no later than sixty days prior to the Regular Session of 2004.

(SSCR 3424, HSCR 1403-02)

**SCR 108
SR 57
HCR 118
HR 81**

KUHIO PARK TERRACE, OAHU, REVITALIZATION GRANT APPLICATION. Urges the United States Department of Housing and Urban Development to act favorably on the Housing and Community Development Corporation of Hawaii's 2002 HOPE VI revitalization grant application for Kuhio Park Terrace.

(SSCR 3142, HSCR 1351-02)

**SCR 109
SR 58**

MANDATORY CRIME VICTIM COMPENSATION FEE, REPORT ON. Requests the Judiciary to provide the Legislature with a report detailing the progress of the Judiciary in meeting the requirements of Act 206, Session Laws of Hawaii 1998, including specific information regarding:

- (1) Actual versus estimated compensation fee collections and the method of estimation;
- (2) The number of eligible cases in which the fee was ordered;
- (3) The number of eligible cases in which the fee was collected;
- (4) The number of eligible cases in which the fee was waived; and
- (5) In eligible cases in which the fee was waived, the criteria used for waiving the fee.

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

(SSCR 3146, 3417, HSCR 1356-02, 1384-02)

**SCR 110
SR 60**

FRUIT FLY ERADICATION PLAN, DEVELOPMENT AND IMPLEMENTATION OF. Requests the United States Department of Agriculture, Animal and Plant Health Inspection Service to work with the University of Hawaii, College of Tropical Agriculture and Human Resources, State of Hawaii Department of Agriculture, Hawaii Agricultural Research Center, and Hawaii Farm Bureau Federation to develop and implement a plan for the eradication of pest fruit flies from the State of Hawaii.

(SSCR 3085, HSCR 1353-02, 1385-02)

SCR 113

CEDED LAND REVENUES, AUDIT OF. Requests the Auditor to conduct an audit of the Departments of Accounting and General Services; Business, Economic Development, and Tourism; Education; Health; Land and Natural Resources; Transportation (Airports and Harbors Divisions); the University of Hawaii; and any other agency that has ceded land leases under its jurisdiction, regarding their methodologies in verifying the amounts of ceded land revenues, with particular emphasis on the reliability and consistency of such methodologies with generally accepted accounting principles.

Resolves that the Auditor report findings and recommendations to the Legislature no later than twenty days prior to the convening of the Regular Session of 2003.

(SSCR 3150, 3420, HSCR 1357-02, 1386-02)

SCR 116 SR 63 HR 136

MOTORIZED SCOOTERS AND DEVICES, CONTROLLED USE OF. Requests the Department of Transportation to convene a task force to examine ways to control the use of motorized scooters and other motorized devices on sidewalks, highways, and public areas.

Further requests the Department to include in the task force, at a minimum, representatives from the Honolulu Police Department, hospitals, emergency room physicians, retailers of scooters and motorized scooter dealers, scooter rental agencies, including rental agencies of motorbikes and motorcycles, bicycle groups and other interested groups.

Requests the task force to examine the statutes of California, Washington, Arizona, Vermont, Oregon, and others that have attempted or are attempting to solve the motorized scooter dilemma, in order to propose legislation for the Hawaii State Legislature.

Further requests the task force to report its findings and recommendations including suggested legislation to the Legislature twenty days prior to the convening of the Regular Session of 2003.

(SSCR 3349, HSCR 1404-02)

SCR 121

SUNRISE REVIEW POLICIES AND CRITERIA, REVIEW OF. Requests the Legislative Reference Bureau to conduct a study of the current policies and criteria used to conduct sunrise reviews pursuant to Chapter 26H, Hawaii Revised Statutes and that the study include:

- (1) Assessing the feasibility of including economic impact, insurance reimbursements, and accessibility of services, as additional factors to be considered by the Auditor in the review of any regulatory proposal; and
- (2) A review of regulatory structures in other states, including any model regulatory acts, to ascertain what factors are used in assessing regulatory programs.

Resolves that the Bureau submit a report of findings and recommendations, including any proposed legislation, to the Legislature no later than twenty days prior to the convening of the Regular Session of 2003.

(SSCR 3316 - filed, HSCR 1392-02)

SCR 127, SD1

FREELY ASSOCIATED STATES CITIZENS, FEDERAL FUNDING FOR. Requests the Bush Administration and the United States Congress to appropriate adequate financial impact assistance for health, education, and other social services for Hawaii's Freely Associated States citizens.

Further requests the Administration and Congress to insert language in all federal welfare, food, and housing legislation which says that Micronesians are eligible for federal food stamps, welfare, public housing, and other federal benefits as qualified nonimmigrants residing in the United States.

Further requests the Administration and Congress to restore Freely Associated States citizens' eligibility for federal public benefits, such as Medicaid, Medicare, and food stamps.

Further requests Hawaii's congressional delegates to assure financial reimbursements, through the establishment of a trust, escrow, or set-aside account, to the State of Hawaii for educational, medical, and social services and to Hawaii's private medical providers who have provided services to Freely Associated States citizens.

(SSCR 3427, HSCR 1381-02)

**SCR 131, SD1
SR 113, SD1**

ROYAL KUNIA ELEMENTARY SCHOOL, OAHU, AND OTHER NEW SCHOOLS, CONSTRUCTION OF. Requests the Department of Budget and Finance to enter into a financing agreement with Royal Kunia School, LLC, or its designee on behalf of the Department of Education for the design, construction, financing, lease, and land acquisition for Royal Kunia Elementary School, and issue tax-exempt certificates of participation to provide the necessary funds for the project.

Further requests the Department of Land and Natural Resources to grant a lease for the school site to Royal Kunia School, LLC, to facilitate the development of the school.

Further requests the Departments to proceed in a joint effort with Royal Kunia School, LLC, or its designee to complete the acquisition of the site, granting of the lease, and design, development, and construction of the school as quickly as possible before 2004.

Further requests the Department of Education in collaboration with the Department of Accounting and General Services to submit a five year plan of urgently needed new school construction and renovation projects by school educational districts and schools, including a report of potential and innovative alternatives for fast-tracking the completion of these projects to the Legislature no later than twenty days prior to the convening of the Regular Session of 2003.

(SSCR 3372, HSCR 1405-02)

SCR 136, SD1

KOKEE STATE PARK, KAUAI, AND COMPENSATION OF STATE PARKS RESIDENTIAL LESSEES. Requests the Department of Land and Natural Resources (DLNR) to adopt rules to reimburse lessees who have made permanent improvements to leasehold residences at Kokee State Park.

Requests the Chairperson of the Board of Land and Natural Resources to:

- (1) Consider a fair, equitable, and reasonable extension of the term of the existing recreation residence leases, so as to ensure that sufficient notice be provided to the lessees in accordance with law, prior to their expiration;
- (2) Consider repealing the provision in the existing leases which requires the surrender of the improvements by the lessees to the State, to ensure that no private property is taken without compensation; and
- (3) Determine how to best protect and maintain intact this exceptional community as a historic rural landscape.

Resolves that DLNR develop a comprehensive statewide master plan for the repair and maintenance of Hawaii's State Parks and included in this master plan be a statewide maintenance plan to address funding for the future of these types of leases throughout the State.

Further resolves that DLNR maintain and preserve state parks which have been designated as historic by its Historic Preservation Division, i.e., Irwin Memorial Park.

Further resolves that the State parks master plan be updated not less than once every six years and that all state parks should be part of this master plan.

Further resolves that DLNR conduct public hearings to review the lease agreements.

Further resolves that DLNR report on the progress of the adoption and implementation of these rules, complications encountered in the reimbursement process, along with remedial recommendations and recommendations regarding changes in present state policy that would fairly and equitably meet the needs of lessees while protecting the State's interest to the Legislature, no later than twenty days prior to the convening of the Regular Session of 2003.

(SSCR 3396, HSCR 1382-02)

**SCR 142, HD1
HR 75**

LIGHT RAIL SYSTEM ON OAHU, FEASIBILITY OF ESTABLISHING. Requests the Governor to convene a task force to reassess the feasibility of establishing a light rail system to alleviate the increasing traffic problems on Oahu.

Requests the task force to consider the following:

- (1) A review of plans and work already completed in previous years as a base of information and to avoid duplication of effort;
- (2) A reassessment of need for the system and a review of possible new routes or reconfigurations in meeting identified needs;
- (3) Identification of available resources for planning and construction of a light rail system, including federal funds; and
- (4) Consideration of new designs and systems for a light rail option on Oahu.

Further requests 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.

(SSCR 3315, HSCR 1360-02)

**SCR 157, SD1
SR 94, SD1**

HIGH TECHNOLOGY INDUSTRY, DEVELOPMENT OF. Resolves that the Department of Business, Economic Development, and Tourism, the High Technology Development Corporation, Hawaii Technology Trade Association, and the Natural Energy Laboratory of Hawaii Authority set the direction for Hawaii's high technology industry.

Further resolves that the Department, the Corporation, the Association, and the Authority come together and develop a plan that executes the industry's decided direction and submit a report detailing a high technology directional plan to the Legislature no later than twenty days prior to the convening of the Regular Session of 2003.

(SSCR 3334, 3405, HSCR 1408-02)

**SCR 158
SR 95
HCR 163
HR 119**

BOAT SAFETY INSPECTIONS ON MAUI AND KAUAI, ESTABLISHMENT OF. Requests the Department of Land and Natural Resources to work with the commercial industry in order to determine a location on the islands of Maui and Kauai where such haul-out activity would be feasible (boats hauled out for safety inspections).

Further resolves that the Department report to the Chair of the Water, Land, Energy and Environment Committee of the State Senate and the Chair of the House Water and Land Use Committee of the House of Representatives on its progress with this project, as well as any problems that seem to be stifling the completion of this project, and which may need some legislative solution, no later than twenty days prior to the convening of the Regular Session of 2003.

(SSCR 3353, HSCR 1393-02)

**SCR 161, SD1
SR 99, SD1
HR 117***

TIANJIN, PEOPLE'S REPUBLIC OF CHINA, SISTER-STATE AFFILIATION WITH. Authorizes and requests Governor Benjamin Cayetano of the State of Hawaii, or his designee, to take all necessary actions to establish a sister-state affiliation with the municipality of Tianjin of the People's Republic of China.

Further requests the Governor or his designee to keep the Legislature fully informed of the process in establishing the relationship and involved in its formalization to the extent practicable.

Further resolves that the municipality of Tianjin be afforded the privileges and honors that Hawaii extends to its sister-states and provinces.

Further resolves that if by June 30, 2007, the sister-state affiliation with the municipality of Tianjin of the People's Republic of China has not reached a sustainable basis by providing mutual economic benefits through local community support, the sister-state affiliation be withdrawn.

*HR 117 Does not resolve that the sister-state affiliation be withdrawn if conditions are not met.

(SSCR 3361, HSCR 1374-02)

**SCR 174, SD1
SR 109, SD1**

DIABETICS TREATED WITH INSULIN, COMMERCIAL DRIVER'S LICENSE FOR. Resolves that the Legislative Reference Bureau conduct a study regarding the inability of individuals with insulin treated diabetes to obtain a commercial driver's license.

Further resolves that the Bureau study criteria and recommendations for authorizing individuals with insulin treated diabetes to operate commercial vehicles within the State.

Further resolves that the Bureau report its findings and conclusions to the Legislature no later than twenty days prior to the convening of the Regular Session of 2003.

(SSCR 3355, HSCR 1406-02)

SCR 180, SD1

SICK LEAVE TO CARE FOR FAMILY MEMBERS AND FAMILY LEAVE LAW, COMPARISONS OF. Requests the Legislative Reference Bureau to compare legislative proposals to allow employees to take sick leave to care for their families and Hawaii's Family Leave Law, as codified in chapter 398, Hawaii Revised Statutes.

Further requests the Bureau to submit findings and recommendations, including any necessary proposed legislation, to the Legislature no later than twenty days prior to the convening of the Regular Session of 2003.

(SSCR 3313, HSCR 1407-02)

SR 1

AFGHANI WOMEN, APPOINTMENT TO GOVERNMENT POSITIONS. Requests the Chairman of the Interim Administration of Afghanistan and the Chairman of the Special Independent Commission for the Convening of the Emergency Loya Jirga to appoint and include a significant number of Afghani women to positions in the provisional government of Afghanistan.

(SSCR 2836, 3384)

SR 11, SD1

MEETINGS, CONVENTIONS, CONFERENCES, AND INCENTIVE MARKET (MCI) MARKETING, EXPANSION OF. Resolves that the Hawaii Tourism Authority achieve goals of a mix of thirty per cent in business meetings, conventions, conferences, and incentive market (MCI) marketing, as adopted in the Marketing Committee on August 29, 2001, and that the Authority reprioritize its resources to provide a significantly greater amount to business meetings, conventions, conferences, and incentive marketing and other efforts that will have a greater positive impact on the State's overall economy.

Requests the Authority to direct such marketing efforts to be undertaken in partnership with the Hawaii Convention Center in Honolulu, conference facilities offered by hotels on each island, nonprofit private sector technology initiatives, and conference facilities located at educational facilities such as the University of Hawaii at Hilo, University of Hawaii-Maui, and University of Hawaii-Kauai.

Resolves that the Authority report on all new contract provisions designed to significantly increase MCI marketing for the State of Hawaii, and their results no later than twenty days prior to the convening of the Regular Session of 2003.

(SSCR 3360)

SR 15, SD1

TOURISM, ADVERTISING HAWAII AS A VISITOR DESTINATION. See SCR 34, SD1.

(SSCR 2983)

SR 17, SD1

ADULT RESIDENTIAL CARE HOME AND FOSTER HOME FACILITIES, FUNDING AND REGULATION OF. See SCR 37, SD1.

(SSCR 3348)

SR 19, SD1

PERFORMANCE INFORMATION PROCUREMENT SYSTEM, IMPROVEMENT OF. See SCR 39, SD1.

(SSCR 3110, 3411)

SR 25, SD1

EMERGENCY ENVIRONMENTAL WORKFORCE, LOGISTIC AND TRANSPORTATION SUPPORT AND TRAINING FOR. Requests the Army National Guard, the Department of Defense, and all other Government Agencies of the State of Hawaii to provide the Emergency Environmental Workforce with logistic and transportation support and training whenever such assistance is possible and feasible and not inconsistent with federal law.

(SSCR 2985)

SR 26

FILIPINO WORLD WAR II VETERANS, BENEFITS FOR. Requests the President and the Congress of the United States in the 107th Congress to take action necessary to honor our country's moral obligation to provide these Filipino veterans with the military benefits that they deserve, including, but not limited to, holding related hearings, and acting favorably on legislation pertaining to granting full veterans benefits to Filipino veterans of the United States Armed Forces.

(SSCR 3080)

SR 33

WOMEN, QUALITY HEALTH CARE FOR. Resolves that this body expresses its support for a women's health platform that recognizes serious inequities in the health prevention and treatment of women, and calls for the elimination of these inequities to improve the health status of women in Hawaii.

Requests every state agency, state-chartered institution of higher education, and recipient of state grants or funding to take appropriate action to achieve improved and equal access for women to quality health care, including:

- (1) Providing women equal access to quality health care, including state-of-the-art medical advances and technology;
- (2) Increasing the number of women covered by comprehensive health care insurance including primary and preventive health care, for all women;
- (3) Preventing serious health problems by timely diagnosis and treatment programs;
- (4) Promoting strategies to increase patient access to recommended diagnostic and screening tests, preventive health regimens, and recommended treatments;
- (5) Encouraging unimpeded access to women's specialty health providers;
- (6) Creating and promoting public/private partnerships to establish programs designed to improve the scope and quality of women's health care;
- (7) Improving communications between providers and patients;
- (8) Continuing to expand participation of women in clinical trials;
- (9) Increasing government and private research on women's health issues and the differences between men and women and how they impact quality health care;
- (10) Conducting more health outcomes research to demonstrate the value of women's health care interventions and preventive health measures in both the long- and short-term;
- (11) Expanding medical and nursing school curricula in the area of women's health, and education about gender biology;
- (12) Supporting public education campaigns to increase women's awareness about their unique health risks, how to negotiate the complexities of today's health care system, and obtain the best care available;

- (13) Conducting public health campaigns via state and local departments of public health with private sector partners to focus on key women's preventive health issues;
- (14) Urging the establishment of permanent offices of women's health within state government to raise awareness of women's special health care needs and advocate initiatives to address them;
- (15) Fostering development and dissemination of publicly available information on the quality of health care and health outcomes that improve women's ability to choose the best women's health care plan; and
- (16) Expanding state screening programs targeted at lower-income women to include a full range of known risk factors.

(SSCR 3091)

SR 37, SD1

ANIMAL QUARANTINE PROGRAM, ASSESSMENT OF. Requests the Department of Agriculture to update its 1996 scientific risk assessment to identify other quarantine options that further reduce the animal confinement period and determine if additional quarantine changes are warranted.

Further requests the Department of Agriculture, in cooperation with the Department of Accounting and General Services and other appropriate state agencies, to examine the current and future use of the animal quarantine station and possible alternative uses of the unused kennels or the space they occupy.

Further requests the Department of Agriculture to solicit public input on the State's quarantine laws by conducting hearings in each county of the State to discuss the effectiveness and impact of the quarantine program and its requirements, including the imposition of fees and funding sources for the program.

Resolves that the Department of Agriculture consider the Rabies Risk Analysis Report of Peter S. Holck, Ph.D., dated February 2002, to facilitate completion of the requests provided in this measure.

Further resolves that the Department of Agriculture submit its findings and conclusions, including recommended changes to Hawaii's quarantine laws, to the Legislature no later than twenty days prior to the convening of the Regular Session of 2003.

(SSCR 2987)

SR 38, SD1

DEPARTMENT OF LAND AND NATURAL RESOURCES HISTORIC PRESERVATION DIVISION, AUDIT OF. See SCR 79, SD1.

(SSCR 3124, 3415)

SR 41, SD1

HONOLULU WATERFRONT MASTER PLAN, DEVELOPMENT OF. See SCR 12, SD1.

(SSCR 3145)

SR 47

ADOLESCENTS WITH SUBSTANCE ABUSE AND MENTAL DISORDERS, RESIDENTIAL TREATMENT SERVICES FOR. Resolves that the Department of Health, in consultation with the Hawaii Psychiatric Association and Hawaii Psychological Association, develop a strategic plan for coordination of residential treatment services for adolescents with substance abuse and mental disorders.

Further resolves that the Department review each division's treatment protocols, admission criteria, and available resources to develop program guidelines that will maximize resources between the two divisions in order to better serve the adolescent population.

Further resolves that the Hawaii Psychiatric Association and Hawaii Psychological Association assist the Department by providing current Hawaii data on the projected needs of the adolescent population, successful treatment protocols that can be integrated into local residential programs, and results of existing residential treatment programs in Hawaii.

Further resolves that the Department submit their strategic plan to the Governor and to the Legislature twenty days prior to the convening of the Regular Session of 2003.

(SSCR 3108)

SR 48, SD1

FAMILY COURT, SECOND CIRCUIT COURT OF MAUI, INVESTIGATION OF. Requests the Judiciary and the State Attorney General to each conduct an investigation regarding possible injustice and potential misconduct in the family court system in the Second Circuit Court of Maui, including the actions of agents and officers of the court.

Further requests the Judiciary and Attorney General to report to the Senate on their findings no later than twenty days prior to the convening of the Regular Session of 2003.

(SSCR 3401)

SR 50

YOUTH SERVICES BY THE STATE, CONSOLIDATION OF. Requests the Senate Standing Committee on Health and Human Services, during the 2002 legislative interim, to review the State's programs of youth services and to study the consolidation of youth services to improve effectiveness and efficiency.

Resolves that the Senate Standing Committee submit its findings and conclusions, including recommended statutory changes, to the Senate no later than twenty days prior to the convening of the Regular Session of 2003.

(SSCR 3365)

SR 51, SD1

ECONOMIC PLANS OF EACH COUNTY, ADOPTION OF. Requests the Legislature and State administration to adopt the economic plans of each county as a means to stabilize and stimulate the economy of the entire State.

Resolves that the Legislature and State administration include plans, programs, and projects to boost the tourism industry in each county as part of each county's economic development plan.

(SSCR 3366)

SR 54, SD1

KAHO'OLAWA, ALTERNATE ENERGY RESOURCES FOR. See SCR 101, SD1.

(SSCR 3364)

SR 55, SD1

GUARDIANS AD LITEM AND COUNSELS APPOINTED BY THE FAMILY COURT, COMPENSATION FOR. See SCR 100, SD1, HD1.

(SSCR 3386)

SR 57

KUHIO PARK TERRACE, OAHU, REVITALIZATION GRANT APPLICATION. See SCR 108.

(SSCR 3143)

SR 58

MANDATORY CRIME VICTIM COMPENSATION FEE, REPORT ON. See SCR 109.

(SSCR 3147, 3418)

SR 59

MAUI, WEST, REVIEW OF THE HEALTH CARE NEEDS OF. Resolves that the State Health Planning and Development Agency review the health care needs of West Maui in partnership with the Department of Health Emergency Medical Services System Branch, the Healthcare Association of Hawaii, and the Maui Memorial Medical Center.

Further resolves that the Agency submit its report, including findings and conclusions, to the Legislature no later than twenty days prior to the beginning of the Regular Session of 2003.

(SSCR 3094)

SR 60

FRUIT FLY ERADICATION PLAN, DEVELOPMENT AND IMPLEMENTATION OF. See SCR 110.

(SSCR 3086)

SR 63

MOTORIZED SCOOTERS AND DEVICES, CONTROLLED USE OF. See SCR 116.

(SSCR 3350)

SR 68, SD1

FEDERAL FUNDING FOR HEALTH AND HUMAN SERVICES PROGRAMS, INCREASING. Requests the Senate Committee on Health and Human Services to undertake an interim study to examine ways to capture more federal funding in health and human services programs.

Resolves that the Committee convene a working group composed of representatives of the Department of Health, Department of Human Services, Hawaii Performance Partnership Board, Hawaii Together, Blueprint for Change, Hawaii Youth Services Network, and private provider organizations for purposes of determining whether or not Hawaii has captured all possible federal grant funds in health and human services, and if not, how much money is being lost, and recommending administrative procedures and processes that should be in place to identify opportunities and apply for federal grant moneys.

Further resolves that the Legislative Reference Bureau assist the Committee upon request for purposes of the interim study.

Further resolves that the Committee report its findings and recommendations to the Legislature no later than twenty days prior to the convening of the Regular Session of 2003.

(SSCR 3343, 3558)

SR 71

CENTER FOR THE HEALTH, WELFARE, AND EDUCATION OF CHILDREN, YOUTH AND FAMILIES FOR ASIA AND THE PACIFIC, ESTABLISHMENT IN HAWAII OF. See SCR 69, HD1.

(SSCR 3597)

SR 73, SD1

HAWAII TOURISM AUTHORITY CONTRACTS, DELAY OF. Urges the Hawaii Tourism Authority to delay any contract extensions or new contract awards until the successors to the current board members have been appointed.

(SSCR 3433)

SR 76, SD1

YOUTH OF THE FIRST REPRESENTATIVE DISTRICT, HAWAII, PROGRAMS FOR. Requests the Department of Education to continue to support the community associations of the First Representative District (the Rural South Hilo Community Association, the North Hilo Community Council, the Hamakua District Development Council, and the Kohala Intergenerational Center) and other agencies such as the Department of Land and Natural Resources, the County of Hawaii Police Department, the County of Hawaii Fire Department, the County of Hawaii Department of Parks and Recreation, and other public and private agencies, and to coordinate with the youth of the First Representative District to develop specific programs such as athletic leagues, youth centers, youth hotlines, and fine arts activities in the areas of music, drama, or dance that will channel collective energies in a positive direction.

Further requests the Department of Education, with broad community participation, and in conjunction with the youth of the First Representative District, various community leaders, and other agencies, to provide assistance in developing community-based programs that promote leadership-building, team spirit, high self-esteem, and reinforcement of values that result in positive contributions to the community.

Encourages the Department of Education to examine these efforts as a potential model for other public schools in the district and throughout the rest of the State.

Further requests the Department of Education to submit a report to the Legislature on the progress of the collective efforts of establishing community-based programs for youth no later than twenty days prior to the convening of the Regular Session of 2003.

(SSCR 3381)

SR 91

INTERISLAND AIR CARRIERS, REGULATION OF. Requests the United States Congress to enact enabling legislation that would permit state regulation of interisland air carriers by an Air Carrier Commission pursuant to Act 332, Session Laws of Hawaii 1993.

(SSCR 3352)

SR 94, SD1

HIGH TECHNOLOGY INDUSTRY, DEVELOPMENT OF. See SCR 157, SD1.

(SSCR 3323, 3406)

SR 95

BOAT SAFETY INSPECTIONS ON MAUI AND KAUAI, ESTABLISHMENT OF. See SCR 158.

(SSCR 3354)

SR 96, SD1

ROYAL KUNIA ELEMENTARY SCHOOL, OAHU, AND OTHER NEW SCHOOLS, CONSTRUCTION OF. Requests the Department of Budget and Finance (B&F) to enter into a financing agreement with Royal Kunia School, LLC, or its designee on behalf of the Department of Education (DOE) for the design, construction, financing, lease, and land acquisition for Royal Kunia Elementary School, and issue tax exempt certificates of participation to provide the necessary funds for the project.

Encourages these entities, along with the Legislature, which is responsible for appropriating the necessary funding, the DOE, which is responsible for identifying educational needs, and the Department of Accounting and General Services, which is responsible for ensuring that the work gets done, to work collectively together to implement the intent of Act 316 and initiate expeditious procedures to create innovative funding mechanisms, a state of the art capital improvement program, repair and maintenance database, and facilities management system to facilitate the inspection and generation of work, processing of work requirements, and accomplishment of essential repairs and maintenance in a timely and responsive manner.

(SSCR 3374, 3505)

SR 105, SD1

ELECTRIC POWER QUALITY, REVIEW OF. Requests the Public Utilities Commission to establish the Power Quality Task Force.

Further requests the Commission to include as members of the Power Quality Task Force, representatives of the Department of Business, Economic Development and Tourism; the Consumer Advocate; Puna Geothermal Ventures; the hydroelectric generation industry; persons who are cogenerators; representatives of the wind generation industry; the Hawaii Solar Energy Association; the Hawaii Renewable Energy Association; the Life of the Land; the County Energy Offices; and each electric utility company in Hawaii.

Further requests the Task Force to determine:

- (1) Who is currently measuring power quality;
- (2) Whether power quality should be increased;
- (3) Which agency or agencies have regulatory authority over power quality;
- (4) What are the root causes of poor power quality;
- (5) Whether legislation is needed to improve power quality;
- (6) Whether equipment should be added to the electric grid to strengthen power quality;
- (7) What agency should handle poor power quality grievances;
- (8) Whether interconnection nodes should have monitoring devices to obtain power quality measurements; and
- (9) Whether such measurements can be used to determine whether non-utility generators increase or decrease power quality.

Further requests the Commission to file interim reports of the Task Force with the Senate at least twenty days prior to the convening of the Regular Sessions of 2003 and 2004, and the final report at least twenty days prior to the convening of the Regular Session of 2005.

(SSCR 3311, 3423)

SR 108
HCR 199, HD1
HR 142, HD1

DUKE PAOA KAHANAMOKU HO'OLAULEA, COMMEMORATION OF THE ACCOMPLISHMENTS OF. Requests the Governor to designate the month of August 2002 as the "Duke Paoa Kahanamoku Ho'olaulea" to commemorate the lifetime accomplishments of Hawaii's goodwill ambassador to the world with a multitude of recreational ocean, family, and cultural activities.

(SSCR 3122, 3468)

SR 109, SD1

DIABETICS TREATED WITH INSULIN, COMMERCIAL DRIVER'S LICENSE FOR. See SCR 174, SD1.

(SSCR 3356)

SR 110

PRESCRIPTION DRUG CARD DISCOUNT PROGRAMS, INFORMATION ON. Requests the Senate Committee on Health and Human Services to establish an interim working group to disseminate information to eligible senior citizens and persons with disabilities regarding prescription drug card discount programs offered by private pharmaceutical companies.

Resolves that the working group consist of the following members:

- (1) The Chair of the Senate Committee on Health and Human Services;
- (2) The Director of Health, or a designated representative;
- (3) The Director of Human Services, or a designated representative;
- (4) A representative from each County Office on Aging;
- (5) A representative from every pharmaceutical company offering a prescription drug card discount program in Hawaii that could be utilized by eligible senior citizens and persons with disabilities;
- (6) A member of the public who represents the interests of senior citizens; and
- (7) A member of the public who represents the interests of persons with disabilities.

Further resolves that the Committee submit a report of its activities to the Senate no later than twenty days prior to the convening of the Regular Session of 2003.

(SSCR 3342, 3559)

SR 113, SD1

ROYAL KUNIA ELEMENTARY SCHOOL, OAHU, AND OTHER NEW SCHOOLS, CONSTRUCTION OF. See SCR 131, SD1.

(SSCR 3373)

HCR 7, HD1

FELIX V. CAYETANO CONSENT DECREE, INVESTIGATION OF COMPLIANCE WITH. Resolves that:

- (1) The Felix Consent Decree Committee established pursuant to S.C.R. 65 and chapter 21, Hawaii Revised Statutes, to investigate the State's compliance with the Felix Consent Decree is hereby authorized to continue its work;
- (2) The Committee as hereby authorized to have and maintain the same purpose, powers, authority, and duties prescribed in S.C.R. 65, and may exercise its powers throughout the Regular Session of 2002, during the interim between the Regular Sessions of 2002 and 2003, and throughout the Regular Session of 2003, and be dissolved on June 30, 2003;
- (3) The subject matter and the scope of the Committee's investigatory authority, and the number of its members to be the same as prescribed in S.C.R. 65, and incorporated by reference in this Concurrent Resolution; provided that the subject matter and scope of the Committee's investigatory authority extend to and include:
 - (a) Misidentification of Felix class members;
 - (b) Preparation for the post-decree continuum of care for special education children;
 - (c) The transfer of a significant portion of the Felix population to school-based services and the "gap groups" that may result;
 - (d) Determine the effectiveness of services to Felix members; and
 - (e) Such other matter and scope related to the State's efforts to comply with the Felix Consent Decree.

Further resolves that the President of the Senate and the 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 the Committee to work in cooperation with the President and Speaker for the purposes stated in this Concurrent Resolution.

Further resolves that the Committee submit its written findings and recommendations to the Legislature at least twenty days prior to the convening of the Regular Session of 2003.

Further resolves that this Concurrent Resolution be effective retroactive to January 15, 2002, and that all actions taken on behalf of the Committee from and after January 15, 2002, and prior to the adoption of this Concurrent Resolution that are consistent with the authority vested in the Committee by S.C.R. 65 are hereby affirmed and approved.

(HSCR 2-02, SSCR 2131)

HCR 11, SD1

DEPARTMENT OF HEALTH DENTAL HEALTH DIVISION, AUDIT OF. Resolves that the Auditor conduct a management audit of the Department of Health's Dental Health Division to determine whether the Dental Health Division's services are being provided on a statewide basis.

Further resolves that the audit include a review of the entire State to identify geographic areas that are not being served or are under-served.

Further resolves that the Auditor submit a report of findings and recommendations to the Legislature no later than twenty days prior to the Regular Session of 2003.

(HSCR 537-02, SSCR 3465)

HCR 12 HR 7

TEMPORARY ASSISTANCE FOR NEEDY FAMILIES REAUTHORIZATION ACT, PASSAGE OF. Resolves that the Legislature supports the TANF (Temporary Assistance for Needy Families) Reauthorization Act of 2001 (HR 3113).

Urges Hawaii's congressional delegation to support the passage of the TANF Reauthorization Act of 2001.

(HSCR 216-02, SSCR 3442)

HCR 28, SD1

PROVINCE OF PANGASINAN, SISTER-STATE AFFILIATION WITH. Authorizes and requests Governor Benjamin Cayetano, of the State of Hawaii, or his designee, to take all necessary actions to establish a sister-state affiliation with the Province of Pangasinan.

Further requests the Governor or his designee to keep the Legislature of the State of Hawaii fully informed of the process in establishing the relationship, and involved in its formalization to the extent practicable.

Resolves that the Province of Pangasinan be afforded the privileges and honors that Hawaii extends to its sister-states and provinces.

Further resolves that if by June 30, 2007, the sister-state affiliation with the Province of Pangasinan has not reached a sustainable basis by providing mutual economic benefits through local community support, the sister-state affiliation shall be withdrawn.

(HSCR 705-02, SSCR 3429)

HCR 34 HR 18

FILIPINO WORLD WAR II VETERANS, BENEFITS FOR. Requests Congress and the President of the United States to support legislation to repeal the Rescission Act of 1946 and the Second Supplemental Surplus Appropriation Rescission Act (1946), and to restore Filipino World War II veterans to full United States veterans' status and benefits.

Further requests Hawaii's congressional delegation to continue its support for legislation and other action to ensure that Filipino-American veterans who served honorably in an active-duty status under the command of the USAFFE (United States Armed Forces in the Far East) or within the Philippine Army, the Philippine Scouts, or recognized guerrilla units, between September 1, 1939, and December 31, 1946, are granted the full range of veterans benefits that they were promised, that they are entitled to and that is provided to other veterans recognized by the Department of Veterans Affairs.

(HSCR 709-02, SSCR 3449)

HCR 42, HD1

PERFORMANCE INFORMATION PROCUREMENT SYSTEM, IMPROVEMENT OF. See SCR 39, SD1.

(HSCR 1319-02, SSCR 3470)

HCR 43

MAUI LANI ELEMENTARY SCHOOL, MAUI, CONSTRUCTION OF. Requests that the Department of Budget and Finance (B&F) enter into a financing agreement with Maui Lani Partners on behalf of the Department of Education (DOE) for the design, construction, financing, lease, and land acquisition for Maui Lani Elementary School, and issue tax exempt certificates of participation to provide the necessary funds for the projects.

Further requests that DOE proceed in a joint effort with Maui Lani Partners to complete the design and construction of the school as quickly as possible before 2004.

Resolves that the Legislature supports the construction of the school and is willing to make the necessary appropriations for DOE to meet its obligations under the financing agreement.

Further requests that B&F submit a copy of the financing agreement with Maui Lani Partners to the Legislature no later than twenty days prior to the convening of the Regular Session of 2003.

(HSCR 1285-02, SSCR 3473)

HCR 48

PROVINCE OF ILOCOS SUR, SISTER-STATE AFFILIATION WITH. Requests the Governor and the President of the University of Hawaii to establish sister-state educational, cultural, and economic development exchanges with the Province of Ilocos Sur.

Further requests the Governor and the President of the University to report to the Legislature twenty days prior to the convening of the Regular Session of 2003, on the status of efforts to establish such sister-state exchanges.

Resolves that the Province of Ilocos Sur be afforded the communication, cooperation, and courtesies to explore different avenues of cultural, educational, and economic development exchanges.

(HSCR 810-02, 1286-02, SSCR 3585)

HCR 53, HD1 HR 30, HD1

DEATH CARE PROVIDERS, EXAMINING THE REGULATION OF. Requests the Directors of Health and Commerce and Consumer Affairs to establish a task force to examine state regulation of death care providers.

Further requests the task force to:

- (1) Evaluate current laws, rules, and policy relating to death care providers, including cremation and burials;
- (2) Examine applicable model laws relating to death care;
- (3) Examine how other states regulate death care providers, including factors such as protections provided to consumers, means of enforcement, and fee schedules to fund enforcement measures;
- (4) Consider whether present state administrative enforcement of laws and rules is adequate or whether additional enforcement measures are needed and, if so, whether additional fees should be imposed for this purpose; and
- (5) Make recommendations, including proposed legislation, if necessary, to provide adequate regulation of death care providers to ensure sufficient protection for the public.

Further requests the Directors to include on the task force representatives from the Department of Health, the Department of Commerce and Consumer Affairs, the Executive Office on Aging, other affected state agencies, and of the Hawaii Funeral Directors Association, Hawaii Allied Memorial Council, and other members of the death care industry.

Further requests the task force 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 2003.

(HSCR 1057-02, SSCR 3443)

HCR 56, HD1

NORTH HAWAII REGION, ASSESSMENT OF THE EDUCATIONAL NEEDS OF. Requests the Social Science Research Institute of the University of Hawaii to conduct an assessment of the educational needs of the North Hawaii region.

(HSCR 738-02, 1323-02, SSCR 3472)

HCR 62

INMATES INCARCERATED IN MAINLAND V. HAWAII FACILITIES, RECIDIVISM RATES OF. Requests the Department of Public Safety, with the assistance of the Hawaii Criminal Justice Data Center, to compare the recidivism rates of inmates transferred to mainland correctional facilities with similarly situated inmates who remained incarcerated in Hawaii.

Resolves that the study focus on inmates who have been released or paroled for at least three years.

Further resolves that, to the fullest extent possible, the study compare recidivism rates among inmates transferred to mainland facilities.

Further resolves that, to the fullest extent possible, the study compare recidivism rates among inmates sent to mainland facilities with Hawaii-housed inmates that met the criteria used for selecting inmates for transfer but were not transferred.

Further resolves that the Department submit this study, along with its findings and recommendations, to the Legislature no later than twenty days prior to the convening of the Regular Session of 2003.

(HSCR 944-02, 1287-02, SSCR 3502)

HCR 70, HD1 HR 39, HD1

FRUIT FLY ERADICATION PLANS AND FUNDS. Urges the Animal and Plant Health Inspection Service (APHIS) to allocate funds and initiate planning for the eradication of the four fruit fly species currently established in the State of Hawaii.

Further urges the APHIS to allocate funds to demonstrate that the use of new pesticides, such as Spinosad, in a state-wide fruit fly eradication program poses no significant risk to non-target insect species in Hawaii.

Requests the APHIS to work with the University of Hawaii College of Tropical Agriculture and Human Resources, Department of Agriculture, Hawaii Agriculture Research Center, and Hawaii Farm Bureau Federation to develop and implement a plan for the eradication of pest fruit flies from the State of Hawaii.

(HSCR 1277-02, SSCR 3469)

HCR 72 HR 41

TOURISM PRODUCT ENRICHMENT AND DIVERSIFICATION GRANTS, AWARDING OF. Urges the Hawaii Tourism Authority to develop an overall strategy, policy and plan to award tourism product enrichment and diversification grants.

Resolves that the Authority in developing an overall strategy:

- (1) Consider distributing grants to each county based on need rather than a predetermined percentage formula;
- (2) Consider taking steps to ensure that payments for grant awards are issued in a timely manner to enable the projects to meet their financial obligations; and

- (3) Consider increasing the total amount allocated for product development funding to reflect the new strategy, policy and plan for tourism product enrichment and diversification.

Further resolves that the Authority consider utilizing a county, private, or nonprofit agency in each county, selected by the respective mayors of each county, to administer the grant program and work under the direction, management review, and oversight of the Authority.

Requests the Authority to report on its progress to the Legislature twenty days prior to the convening of the Regular Session of 2003.

(HSCR 989-02, 1289-02, SSCR 3555)

**HCR 75
HR 44**

ATHLETE AGENTS, REGULATION OF. Requests the Auditor to:

- (1) Analyze, in accordance with section 26H-6, Hawaii Revised Statutes, the probable effects of the proposed regulation of athlete agents as contained in H.B. No. 1824, Regular Session of 2002; and
- (2) Assess whether the enactment of H.B. No. 1824, Regular Session of 2002 would be consistent with state policy.

Further requests the Auditor 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 1064-02, 1291-02, SSCR 3480)

**HCR 81, HD1
HR 51, HD1**

HANAI RELATIONSHIPS, INTEGRATION INTO STATUTORY LAW. Requests the Volunteer Legal Services Hawaii to convene a temporary advisory task force to study the legal ramifications of integrating the practice of hanai relationships into statutory law.

Further requests the Task Force to review applicable case law, statutory law, and customary and traditional practices related to the hanai relationship.

Further requests the Task Force to be composed of twelve members with representation from the neighbor islands, native Hawaiian community, legal community, nonprofit community, foster care and adoption community, the three branches of government, and the general public.

Further requests the Director of Human Services, Attorney General, and the Chair of the Board of Trustees of the Office of Hawaiian Affairs, or their respective designees, to serve as ex-officio Task Force members.

Further requests the Task Force to submit an interim report to the Legislature no later than twenty days prior to the convening of the Regular Session of 2003, and a final report to the Legislature of findings and recommendations, including proposed legislation, no later than twenty days prior to the convening of the Regular Session of 2004.

(HSCR 1072-02, 1335-02, SSCR 3483, 3503)

HCR 88

YEAR OF THE HAWAIIAN FOREST, CELEBRATION OF. Resolves that the Legislature declares 2003 as the "Year of the Hawaiian Forest" to provide the context to assist the Department of Land and Natural Resources in centennial recognition activities.

Requests all relevant federal, state, county agencies, as well as the private sector, where feasible, to assist the Department directly or through their own programs, to celebrate 2003 as the Year of the Hawaiian Forest.

(SSCR 3095)

HCR 94, HD1, SD1

AGRICULTURAL INDUSTRY, DEVELOPMENT OF. Requests the Director of the Office of Planning and the Chairperson of the Board of Agriculture to establish a task force on agricultural industry development to:

- (1) Improve the viability of agriculture in Hawaii and expand agricultural opportunities; and
- (2) Increase the role of agriculture in the diversification of Hawaii's economy.

Further requests the Director and the Chairperson to ensure that members of the task force represent a broad range of public, private, and community interests, including the Department of Business, Economic Development and Tourism; Executive Director of the Agribusiness Development Corporation; the Dean of the College of Tropical Agriculture and Human Resources at the University of Hawaii; the Executive Officer of the Land Use Commission; the Hawaii Farm Bureau Federation; other agricultural entities and farmers; county planning agencies; other state, county, and federal agencies; landowners; business interests; agricultural research interests; environmental organizations; and Hawaiian and community public interest groups.

Further requests the task force to:

- (1) Consider and adopt as may be appropriate, the efforts and plans of the "Agricultural Coalition" and the Hawaii Farm Bureau Federation;
- (2) Identify barriers to farmers and agriculture, including financing, water, transportation, distribution channels, marketing, and tax policies; and develop recommendations for legislative proposals and program initiatives to address barriers to agricultural profitability;
- (3) Examine incentive-based approaches, and other tools and incentives for the long-term protection of agricultural lands for agricultural use, and develop recommendations for legislative proposals and program initiatives for agricultural land protection strategies, including the establishment of financing mechanisms for agricultural land protection;
- (4) Examine how the agricultural district standards in chapter 205, Hawaii Revised Statutes, might be improved to prevent encroachment of non-agricultural uses on agricultural lands, and develop recommendations for legislative proposals to amend the agricultural district standards in chapter 205; and
- (5) Prioritize its contemplated plans so as to maximize limited resources while promoting the completion of important actions.

Further requests the Director and the Chairperson to ensure that the task force provides opportunities for public participation and comment in each county during its deliberations.

Further requests the Director and the Chairperson to submit:

- (1) A preliminary report of the task force's findings and recommendations, including suggested legislation, to the Governor and Legislature no later than twenty days prior to the convening of the Regular Session of 2003; and
- (2) A final report of its findings and recommendations, including suggested legislation, to the Governor and Legislature no later than twenty days prior to the convening of the Regular Session of 2004.

(HSCR 1015-02, 1292-02, SSCR 3451)

HCR 101, HD1

FIREARMS SAFETY PROGRAMS, EVALUATION AND USE OF. Requests the Crime Prevention and Justice Assistance Division (CPJAD) of the Office of the Attorney General to convene a working group to evaluate and recommend measures and to encourage the use of firearms safety programs such as the GunSafe Program.

Further requests the CPJAD, in conducting its evaluation, to examine innovative measures used in other jurisdictions to prevent and reduce firearms injuries to children.

Further requests the CPJAD to include in the working group, representatives from firearm dealers, organized firearm owner and hunting organizations, parent groups, emergency medical personnel, elementary school teachers, and law enforcement.

Resolves that CPJAD transmit its findings and recommendations to the Legislature no later than twenty days prior to the convening of the Regular Session of 2003.

(HSCR 1342-02, SSCR 3479)

HCR 103, HD1, SD1 HR 67, HD1*

ENDANGERED SPECIES, CONSERVATION OF. Requests the State Environmental Council (SEC), Department of Land and Natural Resources, Sierra Club, Hawaii Chapter, Land Use Research Foundation, Conservation Council of Hawaii, Estate of James Campbell, Earthjustice Legal Defense Fund, University of Hawaii, Department of Agriculture, Department of Business, Economic Development, and Tourism, and other interested parties, to form a working group to discuss and analyze potential amendments to Hawaii's endangered species law, chapter 195D, Hawaii Revised Statutes, to further the goals of protecting and promoting the recovery of Hawaii's unique and imperiled flora and fauna.

Resolves that this working group address the issues of conservation of threatened or endangered species on public lands.

Requests the SEC to report to the Legislature on the progress and recommendations of the working group no later than twenty days prior to the convening of the Regular Session of 2003.

*HR 67 Does not specify the Department of Agriculture or the Department of Business, Economic Development, and Tourism to be included in the working group.

(HSCR 998-02, SSCR 3450)

HCR 105

PRINTING CONTRACTS AWARDED BY THE STATE AND IN-HOUSE PRINTING, STUDY OF. Requests the Auditor to conduct a study of all in-house and contracted printing jobs, including contracts awarded by State agencies to private marketing and advertising firms that subcontract printing jobs.

Resolves that the Auditor's study include and identify the number of in-house and contracted State printing jobs and dollar volume amounts that were spent in Hawaii, out-of-state, and out-of-country.

Further resolves that the Auditor's study include the number of employees, and the direct and indirect costs of labor, employee benefits, rent, equipment leasing, administrative supplies, and other costs associated with State in-house printing operations, including those in the Department of Public Safety, Department of Education, and University of Hawaii.

Further resolves that the Auditor submit findings and recommendations to the Legislature twenty days prior to the convening of the Regular Session of 2003.

(HSCR 1111-02, 1295-02, SSCR 3556)

HCR 118

KUHIO PARK TERRACE, OAHU, REVITALIZATION GRANT APPLICATION. See SCR 108.

(HSCR 1074-02, 1298-02, SSCR 3481)

HCR 121, HD1

UNITED STATES PACIFIC COMMAND, MAINTAINING THE COMMAND STRUCTURE OF. Requests the United States Department of Defense to maintain the current command structure of the United States Pacific Command.

(HSCR 1326-02, SSCR 3471)

HCR 123

CENTER FOR THE HEALTH, WELFARE, AND EDUCATION OF CHILDREN, YOUTH AND FAMILIES FOR ASIA AND THE PACIFIC, ESTABLISHMENT IN HAWAII OF. See SCR 69, HD1.

(HSCR 995-02, SSCR 3557)

HCR 130

EMPLOYEES' RETIREMENT SYSTEM, AUDIT OF. Requests the Auditor to conduct a management and performance audit of the Employees' Retirement System.

Further requests the Auditor to include in its audit a review of the investment decisions of the Board of Trustees, including a review of investment expenses, the number of investment managers retained by the system, how investment managers are selected, criteria used to retain investment firms, the rate of return for each investment manager's portfolio, a comparison of these investment decisions with retirement systems in other jurisdictions.

Further requests the Auditor to conduct a follow-up review of its April 2000 financial audit of the system to ensure that the system has satisfactorily resolved the problems uncovered by the Auditor in that previous audit.

Further requests the Board of Trustees and the staff of the Employees' Retirement System to cooperate fully and respond promptly to the Auditor's requests in conducting this audit.

Further requests the Auditor to report findings and recommendations, including any proposed implementing legislation, to the Legislature no later than twenty days prior to the convening of the Regular Session of 2003.

(HSCR 961-02, 1301-02, SSCR 3500)

**HCR 131
HR 89**

NATUROPATHY, INCLUSION AS A PERSONAL INJURY PROTECTION BENEFIT IN MOTOR VEHICLE INSURANCE. Requests the State Insurance Commissioner to perform an actuarial analysis of the utilization and rate impacts, if any, of reinstating naturopathy among the personal injury protection benefits in motor vehicle insurance.

Resolves that the Commissioner submit a report of findings and recommendations to the Legislature no later than twenty days prior to the convening of the Regular Session of 2003.

(HSCR 1262-02, 1303-02, SSCR 3482)

**HCR 139, HD1
HR 96**

VOLUNTARY EMPLOYEES' BENEFICIARY ASSOCIATION VIABILITY AS A HEALTH INSURANCE PLAN, FEASIBILITY OF. Requests the Office of the Auditor to conduct a study on Voluntary Employees' Beneficiary Associations (VEBA) to determine their feasibility as viable health insurance plans for public employees, retirees, and their dependents.

Further requests the Auditor to include in its report, the ramifications of the coexistence of both a VEBA and the Hawaii Employer Union Health Benefits Trust Fund, and whether this is a feasible option.

Resolves that the Office submit its report, findings, and recommendations to the Legislature no later than twenty days prior to the convening of the Regular Session of 2003.

(HSCR 1094-02, 1325-02, SSCR 3501)

**HCR 150
HR 108**

BIOTECHNOLOGY INDUSTRY, FACILITATING THE GROWTH AND DEVELOPMENT OF. Requests the Governor to appoint a biotechnology council, the members of which represent the Department of Business, Economic Development, and Tourism, other relevant executive departments and agencies, the University of Hawaii, the High Technology Development Corporation, and the private sector.

Further requests the council to assess the status of the biotechnology industry and develop strategies and coordinate initiatives to facilitate the growth and development of biotechnology industries in Hawaii, including:

- (1) Evaluating the existing environment and infrastructure to support biotechnology research and development projects within the State;
- (2) Investigating infrastructure needs and necessary incentives over the short-term and long-term to encourage and support biotechnology research and development projects within the State;
- (3) Investigating the State's image as a place for research and development among multinational corporations that conduct biotechnology research and development projects; and
- (4) Devising specific strategies to assist in biotechnology business development, biotechnology capabilities at the University of Hawaii, and biotechnology education in Hawaii's schools; encourage collaboration among the State's universities, industry and government; and strengthen the State's leadership in biotechnology.

Further requests the council to report its findings to the Legislature twenty days prior to the convening of the Regular Session of 2003.

(HSCR 960-02, 1316-02, SSCR 3467)

HCR 163

BOAT SAFETY INSPECTIONS ON MAUI AND KAUAI, ESTABLISHMENT OF. See SCR 158.

(HSCR 1035-02, SSCR 3506)

HCR 171, HD1

COURT-APPOINTED COUNSEL, PAYMENT OF. Requests the Office of the Public Defender to convene a task force to address:

- (1) Whether there are unreasonably long delays in receiving payment by court-appointed counsel and, if so, the reasons therefor; and
- (2) What remedies, if any, exist to mitigate these issues.

Further requests the Office to include on the task force, representatives from the Judiciary, court-appointed trial counsel, court-appointed appellate counsel, the Hawaii State Bar Association, the Office of the Public Defender, the Attorney General, and the Director of Budget and Finance.

Further requests the task force to submit its report to the Legislature no later than twenty days prior to the convening of the Regular Session of 2003.

(HSCR 1336-02, SSCR 3504)

HCR 187, HD1

INTEGRATED SPECIAL EDUCATION DATABASE SYSTEM, EVALUATION OF. Requests the Auditor to evaluate the operational efficiency and programmatic effectiveness of the State's integrated special education database system (ISPED).

Further requests the Auditor to:

- (1) Evaluate the time and method of submitting information as required by ISPED, including an analysis of time spent by teachers and counselors inputting data;
- (2) Evaluate individualized education program and Section 504 modification plan requirements, and processes and procedures;
- (3) Assess operational issues related to the storage of documents in electronic form, and confidentiality issues related to the storage of documents under the Family Educational Rights and Privacy Act and other applicable laws;
- (4) Assess issues related to the analysis and evaluation of data and whether appropriate benchmarks are in place to monitor student progress, and determine whether the University of Hawaii Center on the Family would be appropriate for such a task; and
- (5) Address the efforts by the Department of Health and Department of Education to recover federal reimbursements, or apply for and receive federal and private funds to enhance or supplant general funded programs and services.

Further requests the Auditor to report any findings and recommendations to the Legislature no later than twenty days prior to the convening of the Regular Session of 2003.

(HSCR 979-02, 1312-02, SSCR 3477)

HCR 190

MEDICAL ERRORS, REDUCTION OF. Requests the Patient Safety Task Force of the Healthcare Association of Hawaii to submit a report of its efforts to reduce medical errors, no later than twenty days prior to the convening of the Regular Session of 2002.

(HSCR 996-02, SSCR 3466)

HCR 199, HD1

DUKE PAOA KAHANAMOKU HO'OLAULEA, COMMEMORATION OF THE ACCOMPLISHMENTS OF. See SR 108.

(HSCR 1264-02, SSCR 3484)

HCR 200, HD1 HR 143, HD1

WAHIAWA RESERVOIR FRESHWATER FISHERY, OAHU, FEASIBILITY OF ESTABLISHING. Requests the Department of Land and Natural Resources (DLNR) to convene a Task Force, whose members be

appointed by the Chairperson of the Board of Land and Natural Resources, to determine the feasibility of establishing a freshwater fishery at the Wahiawa Reservoir, Oahu.

Further requests the Governor to appoint the members of the Task Force which may consist of representatives from a broad segment of the community, including the Wahiawa Neighborhood Board No. 26, the Wahiawa Community and Business Association, the Hawaii Freshwater Fishing Association, the Department of Business, Economic Development, and Tourism, Office of Planning, DLNR, the Department of Health, the Department of Agriculture, the United States Army's 25th Infantry Division (Light), the Natural Resources Conservation Service, general recreational fishers on the lake, North Shore Freshwater Anglers, the Association of Freshwater Sport Anglers, Castle & Cooke or its subsidiary Dole Corporation, the City and County of Honolulu Department of Environmental Services and the Board of Water Supply.

Resolves that the Task Force examine, among other things:

- (1) Previous attempts to develop a freshwater fishery in the Reservoir, their outcomes, and the lessons learned;
- (2) Plans and proposals that could alter the water quality of the Reservoir, including plans to reduce the amount of nutrients contributed by the Wahiawa Wastewater Treatment Plant;
- (3) Alternative species of fish that might be considered;
- (4) The potential market for establishing such a fishery;
- (5) Potential environmental and economic impacts that might result; and
- (6) Cost factors involved, including the necessary facilities.

Further resolves that the Task Force submit its findings and recommendations to the Legislature no later than twenty days prior to the convening of the Regular Session of 2003.

(HSCR 1039-02, SSCR 3476 - filed 3591)

HR 6

CALCIUM-DEFICIENT DISEASE, AWARENESS OF. Urges the Department of Education to encourage students in Hawaii, especially young girls and women, to increase their physical activity and to increase their calcium intake to reduce the incidence of calcium-deficient disease.

Requests the Cooperative Extension Service of the University of Hawaii to assign a high priority to education and promoting awareness of the issue of calcium deficiency.

(HSCR 536-02)

HR 7

TEMPORARY ASSISTANCE FOR NEEDY FAMILIES REAUTHORIZATION ACT, PASSAGE OF. See HCR 12.

(HSCR 215-02)

HR 12

ALOHA STADIUM, FEASIBILITY OF TRANSFERRING TO THE UNIVERSITY OF HAWAII. Requests the Auditor to study the feasibility of transferring the operation and management of the Aloha Stadium from the Hawaii Stadium Authority to the University of Hawaii and the Kapolei Recreational Sports Complex to the University of Hawaii or the Department of Land and Natural Resources.

Further requests the Auditor to report findings and recommendations to the Legislature no later than twenty days prior to the convening of the Regular Session of 2003.

(HSCR 990-02, 1283-02)

HR 18

FILIPINO WORLD WAR II VETERANS, BENEFITS FOR. See HCR 34.

(HSCR 708-02)

HR 24, HD1

PERFORMANCE INFORMATION PROCUREMENT SYSTEM, IMPROVEMENT OF. See SCR 39, SD1.

(HSCR 1318-02)

HR 30, HD1

DEATH CARE PROVIDERS, EXAMINING THE REGULATION OF. See HCR 53, HD1.

(HSCR 1056-02)

HR 32

KOHALA HISTORICAL SITES MONUMENT, HAWAII, CONDEMNATION OF LAND SURROUNDING. Requests the Chairperson of the Board of Land and Natural Resources to submit a report to the Legislature by June 30, 2002, on the progress of meeting the objectives of Act 166, Session Laws of Hawaii 1992.

Resolves that this report contain information to assist the Legislature in making a decision as to the public interest of condemnation.

Requests the Department of Land and Natural Resource to assess present zoning criteria and determine whether amending zoning requirements for the acreage of AG-20 lots from twenty to fifty acres is prudent and feasible in order to foster an increase in productive farming.

(HSCR 1032-02)

HR 39, HD1

FRUIT FLY ERADICATION PLANS AND FUNDS. See HCR 70, HD1.

(HSCR 1276-02)

HR 41

TOURISM PRODUCT ENRICHMENT AND DIVERSIFICATION GRANTS, AWARDING OF. See HCR 72.

(HSCR 988-02, 1288-02)

HR 44

ATHLETE AGENTS, REGULATION OF. See HCR 75.

(HSCR 1063-02, 1290-02)

HR 46, HD1

EDUCATIONAL OFFICERS, VALIDATION STUDY OF. Requests the Department of Education to complete a comprehensive validation study of educational officers including:

- (1) A determination of whether the responsibilities, duties, and required competencies of educational officers are valid and in compliance with federal and state employment laws, regulations, and professional human resources standards;
- (2) A determination of whether the educational officer class should continue to include principals and vice-principals as well as business administration positions in areas such as accounting, budgeting, procurement, payroll, information and technology services, civil rights compliance communication, human resources and development, school repair and maintenance, and teacher certification;
- (3) A determination of whether current minimum qualifications for school administrators and business administrators are valid and necessary to predict successful job performance;
- (4) A determination of whether noncompliance with section 76-16(b)(11), Hawaii Revised Statutes (HRS), which limits the exemption from civil service of not more than twenty non-certificated administrative, technical, and professional personnel is justified, as there are currently more than three hundred such positions;
- (5) Recommendations for action related to the determination made in (4);
- (6) The identification of artificial barriers to employment for educational officers which are prohibited by the Federal Uniform Guidelines or Employee Selection Procedures issued in August 1978, or which are contrary to accepted principles and practices in public administration of human resources, including but not limited to the following:
 - (A) A determination whether school administrator certification or licensure is a minimum competency requirement or desirable in consideration of the current shortage of qualified administrator candidates;
 - (B) A review and evaluation of all statutes, administrative rules, standards, policies, guidelines, and procedures related to the recruitment, retention, and salary structure of educational officers;
 - (C) A review and evaluation of the current collective bargaining agreements, all memoranda or letters of agreement, and departmental policies for compliance with section 89-9, HRS, as amended by Act 253, Session Laws of Hawaii 2000; and
 - (D) Evaluation and determination of what type of educational administration work experience is valid as a prerequisite for successful performance of each business administration function;
- (7) An evaluation of whether the Department's current dichotomy of recruitment and retention functions for certificated school personnel and civil service personnel is warranted, and identification of functions that can be consolidated to improve efficiency and effectiveness;
- (8) An evaluation of the principal and vice-principal positions to determine if they should be twelve-month positions;
- (9) The development of an information and technology plan that integrates databases for human resources, budget, accounting, procurement, payroll functions, and identification of resources needed to implement the plan;
- (10) The development of written class specifications that do not currently exist; and
- (11) The identification of statutory barriers and recommendations for statutory amendments to enable the Department to effectively modify the educational officer class.

Further requests the Department to develop and implement a market-based recruitment and retention plan for educational officers, with an emphasis on recruitment and retention of school administrators.

Further requests the Department to provide interim reports to the Legislature on its progress with the requirements of this measure, and submit its final report to the Legislature no later than twenty days prior to the Regular Session of 2003.

(HSCR 1344-02)

HR 51, HD1

HANAI RELATIONSHIPS, INTEGRATION INTO STATUTORY LAW. See HCR 81, HD1.

(HSCR 1071-02, 1334-02)

HR 52

KAHO'OLAWA, ALTERNATE ENERGY RESOURCES FOR. See SCR 101, SD1.

(HSCR 1267-02)

HR 61

RAIL TRAVEL AND OTHER ALTERNATIVE FORMS OF TRANSIT, USE OF. Requests the Department of Transportation to determine the feasibility of using existing railroad tracks and rights of way to revitalize the use of rail travel as means of transit to transport both residents and visitors.

Further requests the Department to analyze the use of existing railroad tracks and rights of way for alternative forms of transit that may include pedestrian use, bicycle routes, and other non-motorized pathways.

Further requests the Department to submit findings and recommendations to the Legislature no later than twenty days prior to the convening of the Regular Session of 2003.

(HSCR 1091-02, 1293-02)

HR 67, HD1

ENDANGERED SPECIES, CONSERVATION OF. See HCR 103, HD1, SD1.

(HSCR 997-02)

HR 69, HD1

AFTER-SCHOOL PROGRAMS, DEVELOPMENT OF QUALITY. Requests the Special Assistant on Children and Families in the Office of the Governor to convene and chair a task force, to be known as the Hawaii After-school Initiative, to develop a plan to ensure quality after-school programs for every school-age child in the State.

Resolves that the Initiative be comprised of representatives from the Board of Education (BOE), Department of Human Services (DHS), 21st Century Community Learning Centers, and other related state agencies, as well as private organizations representing violence prevention, parents, park districts, special need populations, private foundations, civic and cultural interests, community-based youth service providers, law enforcement, education, business, local volunteerism, faith-based communities, health, evaluation, and research, child and youth advocacy, alcohol, tobacco, and substance abuse prevention, and mental health.

Further resolves that the activities of the Initiative include:

- (1) An assessment of the after-school services in the State, including:
 - (A) Identification of the number of children and youth served statewide in after-school programs;
 - (B) Identification of the number and location of children and youth who are in need of after-school programs; and
 - (C) Identification of the various funding streams currently supporting after-school programs; and

- (2) The development of a plan for coordinating after-school services and for achieving the goal of providing after-school services for every school-age child in this State.

Further resolves that the Initiative plan include strategies for the State to promote best-practice models for after-school programs and to promote coordination and collaboration of after-school services at the local level.

Further requests the 21st Century Community Learning Centers to assist the Department of Education in converting existing A-Plus after school programs into 21st Century Community Learning Centers through the provision of technical assistance and competitive grants.

Further resolves that the Initiative engage children and youths in the development of the plan.

Further resolves that the Initiative review model programs operating in the State and other states and that the review examine program components identified as best-practices that are based on proven research.

Further requests the Special Assistant on Children and Families, BOE, and DHS to provide support, by grant or contract, to a statewide organization for the development and implementation of the Initiative plan and assessment, and that funds for the Initiative be sought from the federal government, human services organizations, and private sponsorship.

Further resolves that the Special Assistant on Children and Families, BOE, and DHS submit a report of their findings and recommendations on the Initiative plan to the Governor and Legislature no later than twenty days prior to the convening of the Regular Session of 2003.

(HSCR 1274-02)

HR 75

LIGHT RAIL SYSTEM ON OAHU, FEASIBILITY OF ESTABLISHING. See SCR 142, HD1.

(HSCR 1269-02)

HR 81

KUHIO PARK TERRACE, OAHU, REVITALIZATION GRANT APPLICATION. See SCR 108.

(HSCR 1073-02, 1297-02)

HR 84

CENTER FOR THE HEALTH, WELFARE, AND EDUCATION OF CHILDREN, YOUTH AND FAMILIES FOR ASIA AND THE PACIFIC, ESTABLISHMENT IN HAWAII OF. See SCR 69, HD1.

(HSCR 994-02)

HR 86

AIR TRANSPORTATION, NONSTOP SERVICE BETWEEN CHICAGO AND HONOLULU. Requests United Airlines to resume nonstop service between Chicago and Honolulu to improve air travel for visitors to Hawaii and for Hawaii residents.

(HSCR 1087-02, 1327-02)

HR 87

ALIEN STUDENTS AT THE UNIVERSITY OF HAWAII, PAYMENT OF RESIDENT TUITION FEES. Requests the University of Hawaii to study the feasibility of permitting alien students, other than non-immigrant aliens as defined by Title 8, United States Code, Section 1101, Paragraph 15, subsection (a), to pay resident tuition fees; provided that:

- (1) The student has obtained a diploma from a Hawaii high school following three years enrollment, or obtained a general education diploma in Hawaii; and
- (2) The student files an affidavit with the University stating that an application to legalize the student's immigration status has been filed or will be filed when eligible to do so.

(HSCR 1023-02, 1299-02)

HR 89

NATUROPATHY, INCLUSION AS A PERSONAL INJURY PROTECTION BENEFIT IN MOTOR VEHICLE INSURANCE. See HCR 131.

(HSCR 1261-02, 1302-02)

HR 90, HD1

CHARTER SCHOOLS, AUDIT OF. Requests the Auditor to conduct a financial and management audit of Connections, Voyager, Lanikai Elementary, Kanu O Ka Aina, West Hawaii Exploration Academy, and Waters of Life Charter Schools.

(HSCR 1113-02, 1304-02)

HR 92, HD1

GUARDIANS AD LITEM AND COUNSELS APPOINTED BY THE FAMILY COURT, COMPENSATION FOR. See SCR 100, SD1, HD1.

(HSCR 1065-02, 1306-02)

HR 96, HD1

VOLUNTARY EMPLOYEES' BENEFICIARY ASSOCIATION VIABILITY AS A HEALTH INSURANCE PLAN, FEASIBILITY OF. See HCR 139, HD1.

(HSCR 1093-02, 1324-02)

HR 100

STATE FOUNDATION ON CULTURE AND THE ARTS, COMPLIANCE TO THE AUDITORS REPORT. Resolves that the State Foundation on Culture and the Arts submit a detailed report to this body twenty days prior to the convening of the Regular Session of 2003 on the Foundation's progress in complying with the recommendations made by the Auditor in the 1999 audit report.

(HSCR 993-02)

HR 108

BIOTECHNOLOGY INDUSTRY, FACILITATING THE GROWTH AND DEVELOPMENT OF. See HCR 150.
(HSCR 959-02, 1315-02)

HR 111, HD1

KOKEE STATE PARK, KAUAI, AND COMPENSATION OF STATE PARKS RESIDENTIAL LESSEES.
Requests the Board of Land and Natural Resources to:

- (1) Consider a fair, equitable, and reasonable extension of the term of the existing recreation-residence leases, in the absence of bidders at auction;
- (2) Adopt a policy which would enable lessees who are outbid at public auction to recover the costs of permanent improvements at current appraised value from the successful bidder; and
- (3) Consider repealing the provision in the existing leases which requires the surrender of the improvements by the lessees to the State, to ensure that no private property is taken without compensation.

Resolves that the Department of Land and Natural Resources report to the Legislature no later than twenty days prior to the convening of the Regular Session of 2003 on:

- (1) The status of the comprehensive master plan;
- (2) The Adoption of a policy which would enable an existing lessee who is outbid at auction to recover improvement costs at current appraised value from the successful bidder; and
- (3) Other recommendations in state land lease policy that would fairly and equitably meet the needs of lessees while protecting the state's interests.

(HSCR 1011-02, 1309-02)

HR 116

ELECTRONIC DEVICES, FINANCIAL AND ENVIRONMENTAL COSTS OF. Requests companies providing set-top cable and satellite devices to consumers to investigate available and forthcoming devices which meet the voluntary standard established by the Environmental Protection Agency as the "Energy Star" standard.

Further requests companies providing other devices, whether or not relevant Energy Star standards exist, to investigate more efficient devices for products including but not limited to:

- (1) Cable modems;
- (2) DSL modems; and
- (3) Microwave set-top boxes.

Urges all these companies to educate consumers about how to reduce electricity costs by providing them with information including but not limited to:

- (1) Whether the consumer can safely and conveniently unplug or switch off the device;
- (2) How much electricity the device uses when on and (if applicable) when off;
- (3) How much the device costs to operate in a typical year, at each island's recent electric rates; and
- (4) Availability of third-party devices which perform the same function.

Further urges all these companies to make available annually information on the total electric usage of all devices they have deployed, with the understanding that competitive reasons preclude some companies from divulging detailed information about how many devices they have deployed, or about which types of devices they have deployed.

Further urges these companies to weigh the financial costs of upgrading to more efficient devices against the long-term cost savings which could be obtained through efficiency upgrades.

Further urges regulatory agencies to allow rate structures encouraging regulated companies to recoup any costs of upgrading to more efficient devices by passing on to consumers charges which are less than the electricity cost reduction a consumer will obtain from such an upgrade, providing long-term financial benefits for all parties.

(HSCR 962-02, 1265-02)

HR 117

TIANJIN, PEOPLE'S REPUBLIC OF CHINA, SISTER-STATE AFFILIATION WITH. See SCR 161, SD1.

(HSCR 966-02)

HR 119

BOAT SAFETY INSPECTIONS ON MAUI AND KAUAI, ESTABLISHMENT OF. See SCR 158.

(HSCR 1034-02)

HR 124, HD1

PRIVATIZATION CONTRACTS, REVIEW OF. See SCR 103, SD1.

(HSCR 1320-02)

HR 127

FORGOTTEN LANGUAGE TOUR, AWARENESS OF AND PARTICIPATION IN. Requests the Department of Education, University of Hawaii, State Foundation on Culture and the Arts, and the Office of Environmental Quality Control to assist the Orion Society in creating awareness of, and encouraging participation in, the Forgotten Language Tour to create a lasting network of local community leaders to further inspire and capture the essence of Hawaii's natural and cultural resources through oral and written communication.

(HSCR 1331-02)

HR 131

YUCCA MOUNTAIN, NEVADA, OPPOSING THE DESIGNATION AS A NUCLEAR WASTE DISPOSAL SITE. Urges the United States Secretary of Energy to reconsider recommending Yucca Mountain, Nevada, as the site for the nation's nuclear waste depository.

(HSCR 968-02)

HR 136

MOTORIZED SCOOTERS AND DEVICES, CONTROLLED USE OF. See SCR 116.

(HSCR 1095-02, 1313-02)

HR 137, HD2

EMERGENCY CONTRACEPTION, DISTRIBUTION BY PHARMACISTS. Requests the Chairperson of Board of Pharmacy, or designee, to chair an advisory committee on protocols for the distribution of emergency contraception by pharmacists.

Further requests the advisory committee to include other professional pharmacists associations, the Hawaii Medical Association, and professional associations of obstetricians and gynecologists.

Further requests the advisory committee to look to Washington State as a model for this protocol.

Further requests the Board of Pharmacy, if an agreed-upon protocol would not conflict with existing statutory law, to implement the protocol immediately, and to develop implementing legislation if the Board, with the assistance of the Attorney General, finds that existing statutory law places a bar on immediate application of the protocol.

Further requests the Board to report to the Legislature its findings, conclusions, protocol, and implementing legislation if necessary, no later than twenty days prior to the convening of the Regular Session of 2003.

(HSCR 1050-02, 1337-02)

HR 138, HD1

SMOKING AT THE STATE CAPITOL AND OTHER STATE-OWNED BUILDINGS, ENFORCEMENT OF PROHIBITION LAWS. Requests the Governor, the Department of Accounting and General Services, the Speaker of the House of Representatives, and the Senate President to designate the State Capitol as a completely smoke-free building with appropriate "No Smoking" signs to be posted and existing ashtrays removed.

Further requests the Governor to enforce existing law that prohibits smoking in public areas of state-owned buildings.

(HSCR 1272-02)

HR 142, HD1

DUKE PAOA KAHANAMOKU HO'OLAULEA, COMMEMORATION OF THE ACCOMPLISHMENTS OF. See SR 108.

(HSCR 1263-02)

HR 143, HD1

WAHIAWA RESERVOIR FRESHWATER FISHERY, OAHU, FEASIBILITY OF ESTABLISHING. See HCR 200, HD1.

(HSCR 1038-02)

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