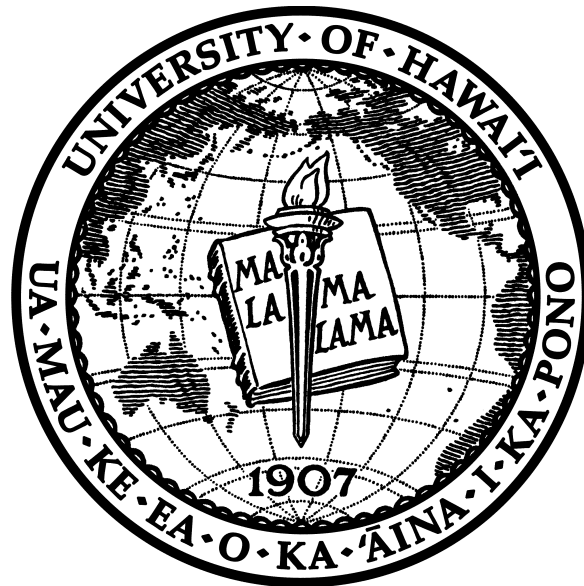


# LEGISLATIVE REPORT

ON ISSUES IMPACTING THE UNIVERSITY OF HAWAII SYSTEM  
Considered During the 2006 Legislative Session of the State of Hawai‘i



Prepared by the Office of External Affairs and University Relations

July 2006

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## INTRODUCTION

On Thursday, May 4, 2006, the 23<sup>rd</sup> Legislature of the State of Hawai'i came to a close. This report summarizes state legislation of interest to the University of Hawai'i.

This session, the University of Hawai'i had a total of nine bills that were introduced by the Governor as part of her administrative package. Two of these proposals passed:

- House Bill 1866 allows the University of Hawai'i and the Department of Education to exercise sole responsibility over its accounts without supervision by the State Comptroller until the year 2011; and
- House Bill 3194 amends statutory provisions of the Commission for National and Community Service to conform to federal standards.

Other proposals passed by the 2006 State Legislature affecting the University include:

- Senate Bill 2961 allows for an increase in the cigarette tax with funds from the increase going to the Cancer Research Center of Hawai'i;
- House Bill 2275 allows emergency authorization to cover increased electricity costs on all campuses;
- Senate Bill 3120 establishes the Hawai'i state scholars financial assistance program, a workforce development scholarship program for community college students, and provides for an increase in the amount of funding for the B Plus scholarship program; and
- Senate Bill 2980 establishes a construction academy within the community college system to meet critical shortfalls in construction labor.

From a financial perspective, the University's Supplemental Operating Budget Request for FY 2006-07 (general funds) as approved by the BOR totaled \$41.5 million. Of this amount, the Governor approved a total of \$23.7 million. The Executive Supplemental Operating Budget Request that was submitted to the 2006 Legislature included this amount and an additional \$21.2 million (not including pass-through adjustments) for various higher education initiatives proposed by the Governor for a grand total of \$44.9 million.

The Legislature subsequently approved a total increase of \$29 million to the University's operating budget for FY 2006-07. \$17.4 million of this amount is attributable to items in the BOR Budget, \$6.3 million to the Governor's initiatives, and \$5.3 million for Legislative initiatives.

While it may appear that the Legislature only approved \$29 million of the \$44.9 million request, it should be noted that a \$10 million operating budget request for repair and maintenance projects (Governor's initiative) was transferred to the CIP portion of the budget and increased to \$30 million. In addition, the means of financing for this item remained as general funds. Therefore, total general funds appropriated for the University is actually \$59,019,530. This amount represents approximately 10% of the estimated \$600 million state surplus that was appropriated by the Legislature for FY 2006-07.

In capitol improvement funding, the Hawai'i State Legislature approved more than \$95 million for the University's Capital Improvements Program budget for the 2006-2007 fiscal year. The amount included \$42.5 million in general funds and \$24.2 million in general obligation bond funds, as well as the authorization to expend more than \$28 million in federal, private and revolving funds.

Of the total, \$30 million was appropriated for repairs and maintenance and nearly \$7.5 million to address health, safety and code requirements for projects at the University. Other major projects funded include:

- \$5 million in additional construction funds for the Science and Technology Building at UH Hilo
- Nearly \$2.6 million for design of the Library and Learning Resources Center at Windward Community College
- More than \$1.3 million for the design of a new classroom building and renovations to Gartley Hall on the Mānoa campus
- \$1 million for the design of an Information Technology Center for the University system
- \$2 million for equipment at the Institute for Astronomy's Advanced Technology Research Center in Kula, Maui

## SUMMARY OF LEGISLATION OF INTEREST TO THE UNIVERSITY OF HAWAI'I

<u>House Bills</u>		<u>UH Position</u>	<u>Final Bill Status</u>
HB 1	Recodification of UH Statutes	Support	Passed
HB 266	Negotiation for public employers	Oppose	Passed
HB 1280	Flood Control	Support Intent	Passed
HB 1866	Fiscal Flexibility	Support	Passed
HB 1889	Office of International Affairs	Watch	Passed
HB 1900	State Budget	Support	Passed
HB 2045	Perinatal care	Oppose	Passed
HB 2145	Agricultural tourism	Support	Passed
HB 2146	Agricultural lands	Support	Passed
HB 2175	Energy Efficiency	Watch	Passed
HB 2179	Irrigation repair and maintenance special fund	Support	Passed
HB 2211	Workers Compensation	Watch	Passed
HB 2273	Risk management	Watch	Passed
HB 2275	Electricity payments	Support	Passed
HB 2311	Employees' retirement system	Watch	Passed
HB 2555	Hawai'i community development authority	Watch	Passed
HB 2678	Employees' retirement system	Watch	Passed
HB 2778	Language access	Watch	Passed
HB 2848	Hawai'i energy policy forum	Watch	Passed
HB 3036	Contracts	Watch	Passed
HB 3060	High technology development corporation	Support	Passed
HB 3194	Commission for national and community service	Support	Passed
<u>Senate Bills</u>		<u>UH Position</u>	<u>Final Bill Status</u>
SB 218	EMT training	Support	Passed
SB 1648	Tuition Assistance	Support Intent	Passed
SB 1899	Agriculture	Support Intent	Passed
SB 2021	Employer-union health benefits trust	Watch	Passed
SB 2145	EIS process	Update	Passed
SB 2214	Disaster preparedness	Watch	Passed
SB 2237	Risk Management	Support	Passed
SB 2273	Employees' retirement system	Watch	Passed
SB 2274	Employees' retirement system	Watch	Passed
SB 2290	Security breaches	Watch	Passed
SB 2292	Personal information	Watch	Passed
SB 2357	New safe harbors agreements	Update	Passed
SB 2479	Special purpose revenue bonds	Support	Passed
SB 2485	Special purpose revenue bonds	Support	Passed
SB 2719	Charter schools recodification	Support	Passed
SB 2887	Hawai'i teacher standards board	Support	Passed
SB 2897	Procurement	Watch	Passed
SB 2898	Procurement	Watch	Passed
SB 2948	Public Land Trust	Watch	Passed
SB 2957	Energy Efficiency	Support	Passed
SB 2961	Tobacco Tax	Support	Passed

SB 2980	Construction academy	Support	Passed
SB 2997	Procurement	Support	Passed
SB 3078	Hawai'i agribusiness plan	Watch	Passed
SB 3101	Early childhood education	Support	Passed
SB 3120	B+ scholarship program	Support	Passed
SB 3192	Sister state and province relationship	Support	Passed
SB 3253	Family care giving	Watch	Passed
SB 3262	Smoking in public places	Support	Passed

## HOUSE BILLS

### **HB 1 HD2 SD1 RELATING TO HIGHER EDUCATION**

**Act 75 (5/2/06)**

Establishes the University of Hawai'i System law. Repeals the Hawai'i Research Center for Futures Study law, University of Hawai'i law, Center for Nursing law, Community Colleges law, Career and Technical Education Under Federal Aid law, College Credit Equivalency Program law, State Post Secondary Education Commission law, University Projects law, Research Corporation of the University of Hawai'i law, University parking law, and Western Regional Education Compact law.

INTRODUCED BY: TAKAI, WATERS  
 UH POSITION: Support  
 CURRENT STATUS: May 2, 2006 – Signed into law, Act 75

### **HB 266 HD1 SD2 CD1 RELATING TO LABOR**

**Vetoed (7/11/06)**

Amends provisions relating to scope of negotiations; consultation. Prohibits this provision to be used to invalidate provisions of collective bargaining agreements in effect on and after June 30, 2007, and to preclude negotiations over the procedures and criteria on promotions, transfers, assignments, demotions, layoffs, suspensions, terminations, discharges, or other disciplinary actions as a permissive subject of bargaining during collective bargaining negotiations or negotiations over a memorandum of agreement, memorandum of understanding, or other supplemental agreement.

INTRODUCED BY: CALDWELL  
 UH POSITION: Oppose  
 CURRENT STATUS: May 3, 2006 – Transmitted to Governor  
 July 11, 2006 – Returned from the Governor without approval, vetoed

### **HB 1280 HD1 SD2 CD1 RELATING TO FLOOD CONTROL**

**Act 187 (6/13/06)**

Requires the Center for Conservation Research and Training (CCRT) of the University of Hawai'i to develop comprehensive watershed management plans to develop the best strategies to manage flooding caused by storm runoff in at least 2 of Hawai'i 's most severely flood impacted watersheds as identified by the center and to coordinate the implementation of those best watershed management measures developed. Appropriation. (\$\$)

INTRODUCED BY: MAGAOAY  
 UH POSITION: Support Intent  
 CURRENT STATUS: May 3, 2006 – Transmitted to Governor  
 June 13, 2006 – Signed into law, Act 187

### **HB 1866 HD1 SD2 CD1 RELATING TO EDUCATION**

**Act 161 (6/1/06)**

Amends provisions relating to comptroller to supervise accounts. Provides that the comptroller shall not have supervision of all accounts of the University of Hawai'i until June 30, 2011. -- Amends Act 321, Session Laws of 1986, as amended by Act 283, Session Laws of 1987, Act 371, Session Laws of 1989,

Act 163, Session Laws of 1991, Act 314, Session Laws of 1993, Act 8, Special Session Laws of 1993, Act 180, Session Laws of 1997, Act 115, Session Laws of 1998, and Act 137, Session Laws of 2005, which excludes the accounts of the University of Hawai'i and the Department of Education from being supervised by the comptroller of the Department of Accounting and General Services, by repealing the sunset date of June 30, 2006.

INTRODUCED BY: TAKUMI  
 UH POSITION: Support  
 CURRENT STATUS: May 3, 2006 – Transmitted to Governor  
 June 1, 2006 - Signed into law, Act 161

**HB 1889 HD1 SD2 CD1 RELATING TO THE OFFICE OF INTERNATIONAL AFFAIRS**

**Act 172 (6/5/06)**

Establishes the Office of International Affairs within the Department of Business, Economic Development, and Tourism, an Office of International Affairs. Requires the office to develop policies that promote and strengthen international business, economic, culture, and arts relations with other countries; develop policies that promote transportation and tourism within other countries; develop and promote international telecommunications and high technology exchanges; encourage the development of international sister city programs; develop and promote Hawai'i as the economic, trade, commerce, transportation, banking and tourism hub of the Pacific; develop an international affairs and peace education curriculum; and provide for exchanges between Hawai'i and other nations of individuals who endeavor to develop international and peace based initiatives.

INTRODUCED BY: HALE  
 UH POSITION: Watch  
 CURRENT STATUS: May 3, 2006 – Transmitted to Governor  
 June 5, 2006 – Signed into law, Act 172

**HB 1900 HD1 SD1 CD1 RELATING TO THE STATE BUDGET**

**Act 160 (6/1/06)**

Supplemental Appropriations Act of 2006 (executive budget). Amends Act 178, session laws of 2005, relating to the state budget.

INTRODUCED BY: SAY  
 UH POSITION: Support  
 CURRENT STATUS: May 2, 2006 – Transmitted to Governor  
 June 1, 2006 – Signed into law, Act 160

**HB 2045 HD2 SD1 CD1 RELATING TO PERINATAL CARE**

**Act 248 (6/29/06)**

Establishes within the John A. Burns School of Medicine university clinical educational and research associates program at the University of Hawai'i Department of Obstetrics, Gynecology, and Women's Health, a pilot Perinatal Clinic, which in collaboration with the Departments of Pediatrics and Psychiatry will provide prenatal, delivery, and postpartum care for women with a history of substance use on the island of Oahu; substance use counseling; pediatric care with appropriate developmental interventions; psychiatric care for patients with dual diagnoses; and case management, including social services and coordination with child welfare services to ensure that the home environment is safe and to prevent the



abandonment of children, and keep families intact whenever possible, as long as the safety of the children can be assured. Requires funding to be pursued through the state Medicaid program. Requires the pilot perinatal clinic to cease operations on June 30, 2009 (sunset). Appropriation. (\$\$)

INTRODUCED BY: LEE, ARAKAKI, BERG, CABANILLA, CALDWELL, CARROLL, CHANG, CHING, FINNEGAN, GREEN, HALE, KAWAKAMI, LUKE, MEYER, MORITA, SHIMABUKURO, THIELEN, TSUJI, YAMANE  
 UH POSITION: Oppose  
 CURRENT STATUS: May 3, 2006 – Transmitted to Governor  
 June 29, 2006 – Signed into law, Act 248

**HB 2145 HD2 SD1 CD1 RELATING TO AGRICULTURAL TOURISM**

**Act 250 (6/29/06)**

Amends provisions relating to districting and classification of lands. Provides that agricultural districts include agricultural tourism conducted on a working farm or farming operation, for the enjoyment, education, or involvement of visitors; provided that the agricultural tourism activity is accessory and secondary to the principal agricultural use and does not interfere with farm operations. Requires the counties to adopt ordinances for the review and permitting of agricultural tourism uses and activities.

INTRODUCED BY: YAMASHITA, ABINSAY, HERKES, KARAMATSU, MAGAOAY, TSUJI  
 UH POSITION : Support  
 CURRENT STATUS: May 3, 2006 – Transmitted to Governor  
 June 29, 2006 – Signed into law, Act 250

**HB 2146 HD1 SD1 CD1 RELATING TO LAND USE**

**Act 271 (7/4/06)**

Amends provisions relating to permissible uses within the agricultural districts. Provides that agricultural lands may be subdivided and leased for the agricultural uses or activities permitted provided that the principal use of the leases land is agriculture; no permanent or temporary dwellings or farm dwelling, including trailers and campers, are constructed on the leased area; and the lease term for a subdivided lot shall be for as long as the longer of the minimum real property tax agricultural dedication period or 5 years. Further provides that lots created and leased are considered legal lots of record for mortgage lending purposes and are exempt from county subdivision standards. -- Amends provisions relating to exemptions from the uniform land sales practices act. Exempts offers or dispositions of an interest in land where the land is a leasehold agricultural lot located within State agricultural districts on which no dwelling structures are constructed.

INTRODUCED BY: YAMASHITA, CHONG, HERKES, TSUJI, YAMANE  
 UH POSITION: Support  
 CURRENT STATUS: May 3, 2006 – Transmitted to Governor  
 July 4, 2006 – Signed into law, Act 271

**HB 2175 HD2 SD2 CD1 RELATING TO ENERGY**

**Act 96 (5/12/06)**

Appropriation to the Department of Education to develop and implement a photovoltaic, net energy metered pilot project at 1 public school within each of the counties of Oahu, Hawai'i, and Kauai and 1 in the Maui county. Reports to the legislature. -- Amends the energy resources law by establishing provisions relating to energy efficiency and environmental standards for state facilities, motor vehicles,

and transportation fuel. -- Amends the energy resources law. Changes the membership of the advisory committee to include the University of Hawai'i and to delete county government. Requires the committee to provide input on how to establish benchmarks and evaluate the State's progress in energy efficiency and conservation; make recommendations on how and when to conduct periodic energy audits; and make annual reports to the legislature. Provides that energy saving contracts shall include energy performance contracts; municipal lease and purchase financing; and utility energy efficiency service contracts. Appropriation to the Department of Business, Economic Development, and Tourism for energy efficiency for state facilities and equipment. -- Requires the Department of Education and the Department of Accounting and General Services to identify projects that need to be funded. Report to the legislature. -- Appropriation to the Department of Education for 1 full time energy efficiency coordinator position. -- Appropriation to the Department of Business, Economic Development, and Tourism for 2 full time energy coordinator positions to address energy efficiency in the department. -- Amends provisions relating to highly energy efficient vehicles by changing it to energy efficient vehicles. Move the procurement percentage of energy efficient vehicles for agencies purchasing or leasing vehicles up to begin in the fiscal year beginning July 1, 2006, and sets new percentages to begin July 1, 2007, and subsequent years. Requires that for each subsequent fiscal year, the percentage of energy efficient vehicles newly purchased shall be 5 per cent more than the previous year until at least 75 per cent of each covered fleet's newly purchased, light duty vehicles are energy efficient vehicles. Provides that agencies may offset the purchase requirements by successfully demonstrating percentage improvements in overall light duty vehicle mileage economy, using biodiesel fuel, and acquiring vehicles from other state agencies. -- Establishes provisions relating to county building permits; incorporation of leadership in energy and environmental design building standards in project design; priority processing. (\$\$)

INTRODUCED BY: SAY, ABINSAY, ARAKAKI, BERG, CABANILLA, CALDWELL, CARROLL, CHANG, CHONG, EVANS, GREEN, HALE, HERKES, ITO, KAHIKINA, KANOHO, KARAMATSU, KAWAKAMI, LEE, LUKE, MAGAOAY, MORITA, NAKASONE, NISHIMOTO, B. OSHIRO, M. OSHIRO, SAIKI, SCHATZ, SHIMABUKURO, SONSON, TAKAI, TAKAMINE, TAKUMI, TANAKA, TSUJI, WAKAI, WATERS, YAMANE, YAMASHITA

UH POSITION: Watch

CURRENT STATUS: May 3, 2006 – Transmitted to the Governor  
May 12, 2006 – Signed into law, Act 96

### **HB 2179 HD2 SD2 CD1 RELATING TO AGRICULTURE**

**Act 233 (6/23/06)**

Establishes provisions relating to irrigation repair and maintenance special fund. Provides that the fund shall be administered by the Board of Agriculture and shall be used to fund repair and maintenance of the following irrigation systems, east Kauai irrigation system; Kekaha ditch; Kokee ditch; Maui land pioneer mill irrigation system; Waiahole ditch; lower Hamakua irrigation system; Moloka'i irrigation system; upcountry Maui irrigation system; Waimanalo irrigation system; Waimea irrigation system; east Maui irrigation system; Kauai coffee irrigation system; west Maui irrigation system; Kau irrigation system; Honomalino irrigation system; Wahiawa reservoir and ditch system; and other privately owned irrigation systems on former sugarcane and pineapple plantation lands that have been converted to diversified agriculture. Provides that the board shall develop processes, policies, standards, and criteria for selecting the landowners that are to receive funding and the amount of such funding and for determining the amount of funding provided to irrigation systems owned by the State. Requires matching funds from the landowner. -- Establishes provisions relating to vocational agriculture education. Requires the Department of Education to establish and administer a vocational agriculture education program that includes staffing of individuals trained or experienced in the field of vocational agriculture to coordinate the program and to provide assistance to school districts for the coordination of the activities of student agricultural

organizations and associations. Requires the director of the program to establish an advisory task force of agriculturists to make annual recommendations on the development of curriculum, staffing, and strategies to establish a source of trained and qualified individuals in agriculture and strategies for articulating the state program in vocational agriculture education, including youth leadership throughout the public schools. -- Appropriation to the Department of Budget and Finance for the to the irrigation repair and maintenance special fund. Requires federal matching funds. Appropriation out of the irrigation repair and maintenance special fund to the Department of Agriculture for the repair and maintenance of the irrigation systems. Appropriation to the Department of Agriculture for the east Kauai irrigation system, the Waimanalo irrigation system, the Molokai irrigation system, the Waimea irrigation system, and the lower Hamakua irrigation system. Appropriation to the Department of Education. (\$\$)

INTRODUCED BY: SAY, ABINSAY, CABANILLA, CALDWELL, CHONG, EVANS, GREEN, HALE, HERKES, ITO, KAHIKINA, KANOHO, KARAMATSU, KAWAKAMI, LUKE, MAGAOAY, NISHIMOTO, B. OSHIRO, M. OSHIRO, SAIKI, SCHATZ, SHIMABUKURO, SONSON, TAKAI, TAKAMINE, TAKUMI, TANAKA, TSUJI, WAKAI, WATERS, YAMASHITA

UH POSITION: Support

CURRENT STATUS: May 3, 2006 – Transmitted to Governor  
June 23, 2006 – Signed into law, Act 233

**HB 2211 HD1 SD1 CD1 RELATING TO DEFINITIONS FOR WORKERS' COMPENSATION**

**Act 176 (6/6/06)**

Amends provisions relating to workers' compensation. Repeals the definition of day and days under workers' compensation law.

INTRODUCED BY: B. OSHIRO, CALDWELL

UH POSITION: Watch

CURRENT STATUS: May 3, 2006 – Transmitted to Governor  
June 6, 2006 – Signed into law, Act 176

**HB 2273 SD1 MAKING EMERGENCY APPROPRIATIONS FOR RISK MANAGEMENT**

**Act 52 (4/28/06)**

Appropriation to the Department of Accounting and General Services for deposit into the State Risk Management revolving fund. Appropriation out of the State Risk Management revolving fund to the Department of Accounting and General Services to provide for anticipated expenditures resulting from the May 7, 2005 fire at Kalaheo Elementary School, including the repair and replacement of damaged or destroyed state facilities, and for an increase in the cost of property insurance premiums. (\$\$)

INTRODUCED BY: SAY B/R

UH POSITION: Watch

CURRENT STATUS: April 28, 2006 – Signed into law, Act 52

**HB 2275 SD1 MAKING AN EMERGENCY APPROPRIATION FOR ELECTRICITY PAYMENTS STATEWIDE**

**Act 26 (4/25/06)**

Appropriation to the Department of Accounting and General Services for paying electricity bills and to the University of Hawai'i for paying electricity bills for the University of Hawai'i system. (\$\$)

INTRODUCED BY: SAY B/R  
 UH POSITION: Support  
 CURRENT STATUS: April 25, 2006 – Signed into law, Act 26

**HB 2311 HD1 RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM**

**Act 40 (4/27/06)**

Amends provisions relating to the public employees' retirement system. Amends provisions relating to retirement for class C public officers and employees, membership, credited service, election by repealing class H members. Amends provisions relating to retirement for class H public officers and employees, membership, credited service, election and membership, to include any former class A member who received a refund of contributions picked up and paid by the member's employer including any class C member. -- Repeals withdrawal of contributions and transfer to noncontributory plan.

INTRODUCED BY: SAY B/R  
 UH POSITION: Watch  
 CURRENT STATUS: April 27, 2006 – Signed into law, Act 40

**HB 2555 HD2 SD2 CD1 RELATING TO THE HAWAI'I COMMUNITY DEVELOPMENT AUTHORITY**

**Act 317 (7/12/06)**

Establishes provisions relating to prohibitions under the Hawai'i community development authority law. Prohibits the authority from selling or otherwise assigning the fee simple interest in any lands in the Kakaako community development district; or approving any plan or proposal for any residential development in that portion of the Kakaako community development district makai of Ala Moana Boulevard.

INTRODUCED BY: CALDWELL, KANOHO, MORITA, SCHATZ, WATERS  
 UH POSITION: Watch  
 CURRENT STATUS: May 3, 2006 – Transmitted to Governor  
 July 12, 2006 - Enacted into law without Governor's signature, Act 317

**HB 2678 HD2 SD2 CD1 RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM**

**Act 185 (6/13/06)**

Amends provisions relating to ordinary disability retirement in the employees' retirement system. Provides that if a member whose application for an ordinary disability retirement allowance is approved by the board of trustees of the employees' retirement system while the member is still in service may terminate service and retire at any time following such approval. Further provides that retirement shall become effective on the 1st day of the month following the month the applicant terminates employment or goes off the payroll.

INTRODUCED BY: NISHIMOTO  
 UH POSITION: Watch  
 CURRENT STATUS: May 3, 2006 – Transmitted to Governor  
 June 13, 2006 – Signed into law, Act 185

**HB 2778 HD2 SD2 CD1 RELATING TO LANGUAGE ACCESS**

**Act 290 (7/10/06)**

Establishes provisions relating to language access. Defines covered entity to mean organizations receiving state financial assistance including grants, purchase of service contracts, or any other arrangement by which the state provides or otherwise makes available assistance in the form of funds to an entity for the purpose of rendering services on behalf of the state. Requires each state agency and all covered entities to take reasonable steps to ensure meaningful access to their services, programs and activities by limited English proficient persons. Provides that the State hire qualified personnel who are bilingual to fill existing, budgeted vacant public contact positions if necessary to provide accessibility. Establishes additional obligations. Requires that each state agency and covered entity establish a plan for language access. Requires that each state agency designate a language access coordinator who will establish and implement the plan for language access in consultation with the executive director of the office of language access and the language access advisory council. Establishes provisions relating to public meetings and public hearings. Establishes executive director of the office of language access; duties. Establishes an office of language access within the department of labor and industrial relations. Requires that the governor appoint the executive director. Provides that the executive director shall provide oversight, central coordination, and technical assistance to state agencies in their implementation of language access requirements. Establishes language access advisory council within the department of labor and industrial relations. Annual report to the legislature and governor. Appropriation. (\$\$).

INTRODUCED BY: ABINSAY, ARAKAKI, CALDWELL, CARROLL, CHANG, CHONG,  
 MAGAOAY, M. OSHIRO, SCHATZ, SONSON, TANAKA, TSUJI, WATERS  
 UH POSITION: Watch  
 CURRENT STATUS: May 3, 2006 – Transmitted to Governor  
 July 10, 2006 – Signed into law, Act 290

**HB 2848 HD2 SD2 CD1 RELATING TO ENERGY**

**Act 163 (6/2/06)**

Appropriation to the Department of Business, Economic Development, and Tourism to reconvene the Hawai'i Energy Policy Forum. Report to the legislature. (\$\$)

INTRODUCED BY: MORITA, BERG, CARROLL, KANOHO, PINE, SCHATZ, THIELEN,  
 WATERS  
 UH POSITION: Watch  
 CURRENT STATUS: May 3, 2006 – Transmitted to Governor  
 June 2, 2006 – Signed into law, Act 163

**HB 3036 HD1 SD2 CD1 RELATING TO CONTRACTS**

**Act 291 (7/10/06)**

Amends provisions relating to prompt payment. Provides that all sums retained or withheld from a subcontractor and otherwise due to the subcontractor for satisfactory performance shall be paid by the

procurement officer to the contractor and subsequently, upon receipt from the procurement officer, by the contractor to the subcontractor within the applicable time periods specified under prompt payment. Provides that a properly documented final payment request from a subcontractor includes the following, substantiation of the amount requested; a certification by the subcontractor, to the best of the subcontractor's knowledge and belief, that the amounts requested are only for performance in accordance with the specifications, terms, and conditions of the subcontract; payments to subcontractors have been made from previous payments received under the contract, and timely payments will be made from the proceeds of the payment covered by the certification, in accordance with their subcontract agreements and requirements which does not include any amounts that the subcontractor intends to withhold or retain from a subcontractor or supplier; and submission of documentation confirming that all other terms and conditions required under the subcontract agreement have been fully satisfied. -- Amends provisions relating to contract provision for retainage; subcontractors. Permits the contractor to direct the paying agency to retain (without a cause) a specified percentage not more than the same percentage that the contractor may be subject to in the construction contract of each progress payment otherwise due to a subcontractor for satisfactory performance under the subcontract, giving such recognition as the parties deem appropriate to the ability of a subcontractor to furnish a performance bond and a payment bond. -- Amends provisions relating to contract clauses and their administration under the Hawai'i public procurement code. Provides in the absence of agreement by the parties for change orders with value not exceeding 50,000 dollars by documented actual costs of the work, the adjustment in price shall allow for 20 per cent of the actual costs for overhead and profit on work done directly by the contractor and 10 per cent on any subcontractor's billing to the contractor for the contractor's overhead and profit. There shall be no cap on the total cost of the work if this method is used, a change order shall be issued within 15 days of submission by the contractor of proper documentation of completed force account work, whether periodic (conforming to the applicable billing cycle) or final. Provides that for change orders with value exceeding 50,000 dollars, a unilateral determination by a governmental agency shall be made and a change order issued within 10 days.

INTRODUCED BY: HERKES, CALDWELL, CHONG, EVANS, ITO, KARAMATSU, LUKE,  
MORITA, NISHIMOTO, B. OSHIRO, M. OSHIRO, SAY, SCHATZ,  
SHIMABUKURO, TAKAI, TAKUMI

UH POSITION: Watch

CURRENT STATUS: May 5, 2006 – Transmitted to Governor  
July 10, 2006 – Signed into law, Act 291

**HB 3060 HD1 SD2 CD1 RELATING TO HIGH TECHNOLOGY**

**Act 282 (7/6/06)**

Amends provisions relating to high technology research and development loans and grants. Provides that the High Technology Development Corporation may provide grants up to 25,000 dollars to each business in Hawai'i that receives a federal small business technology transfer program award or contract from any participating federal agency or up to 3,000 dollars to each business in Hawai'i that applies for a small business innovation research federal grant or small business technology transfer program federal grant. -- Amends provisions relating to powers of the board. Empowers the High Technology Innovation Corporation, under the direction of its board of directors, to establish operational bank accounts as may be necessary in the conduct of its business and its out of state offices, including accounts of foreign denomination in out of state locations, without the approval of the director of budget and finance or the comptroller of accounting and general services. -- Amends provisions relating to Innovation Corporation; exempted from certain state laws. Adds that the High Technology Innovation Corporation shall be exempt from the following state laws relating to the management of state funds and deposits of public funds. Appropriation to the Corporation for Research and Technology programs. (\$\$)

INTRODUCED BY: KARAMATSU, ABINSAY, CHANG, HERKES, MAGAOAY, MARUMOTO,  
TSUJI, WAKAI, YAMASHITA

UH POSITION : Support

CURRENT STATUS: May 5, 2006 – Transmitted to Governor  
July 6, 2006 – Signed into law, Act 282

**HB 3194 HD1 SD1 RELATING TO THE COMMISSION FOR NATIONAL AND  
COMMUNITY SERVICE**

**Act 56 (5/1/06)**

Amends provisions relating to the Commission for National and Community Service membership; vacancies. Reduces the term of the members of the commission from 4 years to 3 years.

INTRODUCED BY: WATERS

UH POSITION: Support

CURRENT STATUS: May 1, 2006 – Signed into law, Act 56

## SENATE BILLS

### **SB 218 SD4 HD1 CD2 RELATING TO HEALTH**

**Act 266 (7/3/06)**

Appropriation to the Department of Health to establish the emergency medical technician training stipend program to remedy the shortage of mobile intensive care technicians/paramedics in Hawai'i and to assist, through a state qualified mobile intensive care technicians program, 10 students per year who are public or private paramedics and currently do not have access to a training stipend program. -- Appropriation to the Department of Health to provide funding for helicopter medical transport services for the island of Oahu. Provides that the priority for the department to procure the medical transport services shall be working with the Department of Defense; working with the City and County of Honolulu; or purchase of service. (\$\$)

INTRODUCED BY: HANABUSA  
 UH POSITION: Support  
 CURRENT STATUS: May 8, 2006 – Transmitted to Governor  
 July 3, 2006 – Signed into law, Act 266

### **SB 1648 SD1 HD2 CD1 RELATING TO TUITION ASSISTANCE**

**Act 188 (6/14/06)**

Amends provisions relating to the powers of the Board of Regents of the University of Hawai'i. Authorizes the board to waive the nonresident tuition and fee differential for members the Hawai'i National Guard and the federal reserve components of the Army, Navy, Air Force, Marine Corps, and Coast Guard who attend drills with units located within the State in good standing of the military units, regardless of their actual state of residence.

INTRODUCED BY: SAKAMOTO  
 UH POSITION: Support Intent  
 CURRENT STATUS: May 8, 2006 – Transmitted to Governor  
 June 14, 2006 – Signed into law, Act 188

### **SB 1899 SD1 HD1 CD1 RELATING TO AGRICULTURE**

**Act 216 (6/21/06)**

Appropriation to the Department of Agriculture to provide the scientific information to support the deregulation process which will allow the genetically engineered Hawai'i an rainbow papaya to be introduced into the Japanese market; and initiate the development and implementation of a marketing plan to promote transgenic and non transgenic Hawaiian papaya in Japan and in future markets, including China and the European Union. (\$\$)

INTRODUCED BY: KOKUBUN  
 UH POSITION: Support Intent  
 CURRENT STATUS: May 8, 2006 – Transmitted to Governor  
 June 21, 2006 – Signed into law, Act 216



**SB 2021 SD2 HD2 CD1 RELATING TO THE EMPLOYER-UNION HEALTH BENEFITS TRUST FUND**

**Act 167 (6/2/06)**

Establishes provisions relating to State and county contribution; reimbursement for retired employees. Provides that effective July 1, 2007, an employee beneficiary who retires and relocates outside of the State shall be reimbursed for the premiums paid by the employee beneficiary for a personal health insurance policy; provided that the board of trustees of the Hawai'i employer union health benefits trust fund shall determine which employee beneficiaries and what types of personal health insurance policies shall be eligible for reimbursement and may set other conditions that shall be met to receive the reimbursements provided under this provision.

INTRODUCED BY: TSUTSUI  
 UH POSITION: Watch  
 CURRENT STATUS: May 8, 2006 – Transmitted to Governor  
 June 2, 2006 – Signed into law, Act 167

**SB 2145 SD2 HD2 CD1 RELATING TO THE ENVIRONMENT**

**Act 294 (7/10/06)**

Appropriation to the Department of Health for the Environmental Council to contract with a consultant to facilitate and coordinate the State's environmental justice activities and for related administrative and operational costs. -- Requires the Office of Environmental Quality Control to contract with the University of Hawai'i Environmental Center to conduct a comprehensive review of the State's current environmental impact statement process. Report to the legislature. Appropriation. (\$\$)

INTRODUCED BY: HANABUSA  
 UH POSITION: Update  
 CURRENT STATUS: May 8, 2006 – Transmitted to Governor  
 July 10, 2006 – Signed into law, Act 294

**SB 2214 SD2 HD3 CD1 RELATING TO DISASTER PREPAREDNESS**

**Act 115 (5/22/06)**

Amends provisions relating to major disaster fund. Increases the amount the governor may expend to 2 million dollars. Appropriation out of the interest derived from the hurricane reserve trust fund to the department defense for an early warning system, public education on disaster preparedness, loss mitigation or reduction efforts or programs, updating tsunami inundation and evacuation maps, and establishing and maintaining an emergency supply cache to provide relief in the case of a disaster or emergency. Requires the appropriation for the loss mitigation or reduction efforts or program to be expended by the Department of Commerce and Consumer Affairs. Appropriation for around the clock alert staff for the civil defense division. Appropriation to the Department of Health for a grant the American Red Cross and the Queen's Medical Center for an emergency backup electrical system. (\$\$)

INTRODUCED BY: INOUE, ESPERO, KANNO, BAKER  
 UH POSITION: Watch  
 CURRENT STATUS: May 2, 2006 – Passed Final Reading  
 May 22, 2006 – Signed into law, Act 115

**SB 2237 SD1 HD1 CD1 RELATING TO STATE RISK MANAGEMENT****Act 173 (6/6/06)**

Amends provisions relating to State risk management. Provides that moneys received from the settlement of claims or losses of the State as delineated shall be deemed to be trust moneys and may be deposited into a trust account with and under the control the affected agency at the discretion of the comptroller. Further provides that these moneys and any interest earned thereon shall be used for the purpose identified in any such settlement.

INTRODUCED BY: BUNDA B/R  
 UH POSITION: Support  
 CURRENT STATUS: May 8, 2006 – Transmitted to Governor  
 June 6, 2006 – Signed into law, Act 173

**SB 2273 SD2 HD1 CD1 RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM****Act 169 (6/5/06)**

Amends provisions relating to the public employees' retirement system. Amends general provisions relating to restrictions; and minimum pension. -- Amends provisions relating to retirement for public officers and employees, board of trustees definitions; and medical board. Amends provisions relating to membership service previous membership service credit for judges; termination of membership; and return to service of a former member. -- Amends provisions relating to benefits finalizing of pensions; allowance on ordinary disability retirement; federal tax limits on annual compensation; election of retirement allowance option; ordinary death benefit; accidental death benefit; application for accidental death benefits; approval by the board of trustees; named beneficiaries by members and by former employees with vested benefit status; effect of marriage, entry into reciprocal beneficiary relationship, divorce, termination of reciprocal beneficiary relationship, or death; withholding of dues and insurance premiums; rights of members separated from service; and return to service of a retirant. -- Amends provisions relating to administration financing investments. -- Amends provisions relating to special benefits for members in military service credit; payment of contributions; ordinary death benefit; accidental death benefits; and duration of service member's status. Amends provisions relating to retirement for class C public officers and employees, applicability; definitions; election; break in service; reemployment; election of retirement allowance options; and death benefit. – Amends provisions relating to retirement for class H public officers and employees applicability; election and membership; conversion of previous credited service; acquisition of membership service; election of retirement allowance option; ordinary death benefit; accidental service connected death benefit; and return to service of retirant.

INTRODUCED BY: BUNDA B/R  
 UH POSITION: Watch  
 CURRENT STATUS: May 8, 2006 – Transmitted to Governor  
 June 5, 2006 – Signed into law, Act 169

**SB 2274 SD1 HD2 CD1 RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM****Act 309 (7/12/06)**

Amends provisions relating to membership. Requires class A to include the directors of the Office of Council Services of the County of Maui and the City and County of Honolulu.

INTRODUCED BY: BUNDA B/R  
 UH POSITION: Watch  
 CURRENT STATUS: May 8, 2006 – Transmitted to Governor  
 July 12, 2006 – Enacted into law without Governor's signature, Act 309

**SB 2290 SD2 HD1 CD1 RELATING TO PROTECTION FROM SECURITY BREACHES**  
**Act 135 (5/25/06)**

Establishes the notification of security breaches law. Requires any business that owns or licenses personal information of residents of Hawai'i, any business that conducts business in Hawai'i that owns or licenses personal information in any form, or any government agency that collects personal information for specific government purposes to provide notice to the affected person that there has been a security breach following discovery or notification of the breach. Report to the legislature after discovery of a security breach.

INTRODUCED BY: BUNDA B/R  
 UH POSITION: Watch  
 CURRENT STATUS: May 2, 2006 – Passed Final Reading  
 May 25, 2006 – Signed into law, Act 135

**SB 2292 SD2 HD1 CD1 RELATING TO DESTRUCTION OF PERSONAL INFORMATION RECORDS**  
**Act 136 (5/25/06)**

Establishes provisions relating to the destruction of personal information records law. Requires any business or government agency that maintains or otherwise possesses personal information of a resident of Hawai'i to take reasonable measures to protect against unauthorized access to or use of the information in connection with or after its disposal. Report to the legislature after discovery of unauthorized access to personal information records.

INTRODUCED BY: BUNDA B/R  
 UH POSITION: Watch  
 CURRENT STATUS: May 2, 2006 – Passed Final Reading  
 May 25, 2006 – Signed into law, Act 136

**SB 2357 HD1 RELATING TO SECTION 13 OF ACT 380, SESSION LAWS OF HAWAI'I 1997**  
**Act 90 (5/10/06)**

Amends Act 380, Session Laws of 1997, as amended by Act 3, Session Laws of 2001, relating to environmental protection by changing the date that no new safe harbor agreements, habitat conservation plans, or incidental take licenses shall be approved or issued subsequent to July 1, 2012 (sunset).

INTRODUCED BY: BUNDA B/R  
 UH POSITION: Update  
 CURRENT STATUS: April 24, 2006 – Transmitted to Governor  
 May 10, 2006 – Signed into law, Act 90

**SB 2479 HD1 CD1 PROPOSING AN AMENDMENT TO ARTICLE VII, SECTION 12, OF THE HAWAII STATE CONSTITUTION**

Proposes to amend the constitution. Provides that special purpose revenue bonds shall be authorized or issued to finance facilities of or for, or to loan the proceeds of such bonds to assist agricultural enterprises serving important agricultural lands.

INTRODUCED BY: KOKUBUN, ENGLISH, FUKUNAGA, HOOSER  
 UH POSITION: Support  
 CURRENT STATUS: May 8, 2006 – Transmitted to Governor

**SB 2485 SD2 HD2 CD1 RELATING TO SPECIAL PURPOSE REVENUE BONDS**  
**Act 148 (5/26/06)**

Establishes provisions relating to assisting agricultural businesses serving important agricultural lands. Defines project party to mean a person, firm, or corporation conducting or proposing to conduct an agricultural enterprise serving important agricultural lands. Authorizes the Department of Budget and Finance to enter into and carry out a project agreement, or an amendment or supplement to an existing agreement, with a project party and to enter into and carry out any agreement where the obligation of a project party will be unconditionally guaranteed by a person other than a project party; issue special purpose revenue bonds; and lend the proceeds of the bonds for a project to the project party.

INTRODUCED BY: KOKUBUN, ENGLISH, FUKUNAGA  
 UH POSITION: Support  
 CURRENT STATUS: May 2, 2006 – Passed Final Reading  
 May 26, 2006 – Signed into law, Act 148

**SB 2719 SD2 HD1 CD1 RELATING TO EDUCATION**  
**Act 298 (7/12/06)**

Repeals provisions relating to new century charter schools and establishes the public charter schools law. Authorizes the board of land and natural resources to lease public lands and buildings under the control of the Department of Land and Natural Resources to new century charter schools.

INTRODUCED BY: SAKAMOTO  
 UH POSITION: Support  
 CURRENT STATUS: May 8, 2006 – Transmitted to Governor  
 July 12, 2006 – Enacted into law without Governor's signature, Act 298

**SB 2887 SD1 HD1 CD1 RELATING TO EDUCATION**  
**Act 226 (6/22/06)**

Amends provisions relating to teacher licensing standards. Requires the Hawai'i teacher standards board to develop criteria allowing more individuals with trade or industry experience to teach in vocational, technical, and career pathway programs, and criteria to allow the issuance of permits for qualified individuals to teach when recommended by the superintendent of education. Requires the Department of Education to be responsible for the review and acceptance of the industry qualifications necessary to receive such a permit. Authorizes the department to waive the requirement of a bachelor's degree to teach in a vocation, technical, or career pathway education program.

INTRODUCED BY: SAKAMOTO , CHUN OAKLAND  
 UH POSITION: Support  
 CURRENT STATUS: May 8, 2006 – Transmitted to Governor  
 June 22, 2006 – Signed into law, Act 226

**SB 2897 SD2 HD3 CD1 RELATING TO PROCUREMENT**

**Act 292 (7/10/06)**

Amends provisions relating to Department of Budget and Finance powers as to health care facilities; manufacturing enterprises; processing enterprises; industrial enterprises; energy projects; early childhood education and care facilities; and private nonsectarian and sectarian elementary schools, secondary schools, college, and universities. Provides that it restores or adds the exemptions from the State's procurement code for special purpose revenue bonds. -- Amends provisions relating to powers. Provides that the high technology corporation shall be exempt from the procurement code.

INTRODUCED BY: INOUYE, BAKER, SAKAMOTO  
 UH POSITION: Watch  
 CURRENT STATUS: May 8, 2006 – Transmitted to Governor  
 July 10, 2006 – Signed into law, Act 292

**SB 2898 SD2 HD2 CD1 RELATING TO PROCUREMENT**

**Act 283 (7/7/06)**

Amends provisions relating to chief procurement officers. Provides that the procurement officer for the Hawai'i Health Systems Corporation is the chief executive officer of the Hawai'i Health Systems Corporation. Amends provisions relating to small purchases; prohibition against parceling. Changes the amount of procurements of less than 25,000 dollars to less than 50,000 dollars for goods, services, or construction. Provided that small purchase procurements through an electronic system shall be required after the policy board has adopted rules for electronic procurement and provided training to the affected agency.

INTRODUCED BY: INOUYE, BAKER  
 UH POSITION: Watch  
 CURRENT STATUS: May 8, 2006 – Transmitted to Governor  
 July 7, 2006 – Signed into law, Act 283

**SB 2948 SD1 HD2 CD1 RELATING TO THE PUBLIC LAND TRUST**

**Act 178 (6/7/06)**

Provides that the income and proceeds from the pro rata portion of the public land trust for expenditure by the Office of Hawaiian Affairs for each fiscal year shall be 15.1 million dollars. Requires the Department of Agriculture, Department of Accounting and General Services, Department of Business, Economic Development and Tourism, Department of Education, Department of Land and Natural Resources, and Department of Transportation (for its harbors division), and any other department or agency that collects receipts from the lands within the public land trust to determine and transfer to the Office of Hawaiian Affairs that portion of their receipts from the use of lands within the public land trust collected during each fiscal quarter, necessary to ensure that a total of 3.775 million dollars of public land trust generated receipts is transferred to the Office of Hawaiian Affairs, within 30 days of the close of each fiscal quarter. Provides that for fiscal year 2005 - 2006, the departments shall transfer a total of 15.1 million dollars from their receipts to the Office of Hawaiian Affairs. Authorizes the governor to fix the amounts each agency shall transfer to the Office of Hawaiian Affairs in each quarter by executive order. Appropriation to the

Department of Budget and Finance to pay the Office of Hawaiian Affairs the amounts received from the use of the lands in the land trust. -- Requires the Department of Land and Natural Resources with the cooperation of the Department of Budget and Finance and any other state department or agency that uses or manages public lands, to provide an accounting of all receipts from section 5(f) of the Admission Act. Appropriation. (\$\$)

INTRODUCED BY: HANABUSA  
 UH POSITION: Watch  
 CURRENT STATUS: May 8, 2006 – Transmitted to Governor  
 June 7, 2006 – Signed into law, Act 178

**SB 2957 SD2 HD2 CD1 RELATING TO ENERGY**

**Act 240 (6/26/06)**

Amends provisions relating to renewable energy technologies income tax credit. Increases the credit for solar thermal energy systems for single-family residential property, for wind powered energy systems for commercial property, and for photovoltaic energy systems for single-family residential property and commercial property. -- Amends Act 207, Session Laws of 2003, relating to the renewable energy technologies income tax credit for every renewable energy technology systems installed, by repealing the sunset date. -- Amends provisions relating to the Hawai'i public procurement code by establishing provisions relating to biofuel preference. Provides that contracts for the purchase of diesel fuel or boiler fuel shall be awarded to the lowest responsible and responsive bidders, with preference given to bids for biofuel or blends of biofuel and petroleum fuel. -- Establishes State support for achieving alternate fuels standards. -- Establishes the Hawai'i renewable hydrogen program within the Department of Business, Economic Development, and Tourism to manage the State's transition to a renewable hydrogen economy. Establishes the hydrogen investment capital special fund. Provides that moneys in the fund shall be used to seed private sector and federal projects for research, development, testing, and implementation of the program. -- Appropriation to the Department of Business, Economic Development, and Tourism for statewide multi fuel biofuels production assessment of potential feedstock, technologies, and economics of the various renewable fuels pathways and the potential of ethanol, biodiesel, and renewable hydrogen production to contribute to Hawai'i's energy needs. -- Appropriation to the Department of Agriculture to provide assistance to the agricultural community interested in developing energy projects, especially for the production of biodiesel from energy crops and cellulosic ethanol from agricultural waste streams. -- Appropriation to the Department of Business, Economic Development, and Tourism for the hydrogen investment capital special fund. Appropriation out of the special fund. Appropriation for the Hawai'i Natural Energy Institute to hire 1 full time hydrogen system program manager position. -- Requires the public utilities commission to implement a pilot project, solar water heating pay as you save program which allows a residential electric utility customer to purchase a solar water heater system with no upfront payments and by paying the cost of the system over time on the customer's electricity bill. (\$\$)

INTRODUCED BY: ENGLISH, IGE, HANABUSA, TSUTSUI, CHUN OAKLAND, SAKAMOTO, HOOSER, ESPERO, INOUE, MENOR, BUNDA, NISHIHARA, FUKUNAGA, BAKER, KOKUBUN, KANNO, IHARA, KIM  
 UH POSITION: Support  
 CURRENT STATUS: May 8, 2006 – Transmitted to Governor  
 June 26, 2006 – Signed into law, Act 240

**SB 2961 SD1 HD1 CD1 RELATING TO HEALTH****Act 316 (7/12/06)**

Establishes provisions relating to the Hawai'i cancer research special fund. Provides that the special fund shall be administered and expended by the University of Hawai'i for the cancer research center of Hawai'i's research and operating expenses. -- Establishes provisions relating to the community health centers special fund. Provides that the special fund shall be administered and expended by the Department of Health for the operations of federally qualified health centers. -- Exempts the Hawai'i cancer research special fund, the community health centers special fund, and the emergency medical services special fund from contributing to central service and administrative expenses of the government. -- Amends provisions relating to the tobacco tax. Increases the tobacco tax on cigarettes to 8.00 cents for each cigarette sold after September 30, 2006, 9.00 cents for each cigarette sold after September 30, 2007, 10.00 cents for each cigarette sold after September 30, 2008, 11.00 cents for each cigarette sold after September 30, 2009, 12.00 cents for each cigarette sold after September 30, 2010, and 13.00 cents for each cigarette sold after September 30, 2011. Establishes that of the moneys that result from the difference between the 7 cent tax and the increased tax amounts, shall be paid to the Hawai'i cancer research special fund, trauma system special fund, community health centers special fund, and the emergency medical services special fund. Department of Taxation to annually report to the legislature. Appropriation out of the cancer research special fund to the University of Hawai'i for the research and operating expenses of the Cancer Research Center of Hawai'i. (\$\$)

INTRODUCED BY: BAKER, HEE, HANABUSA, FUKUNAGA, ENGLISH, HOOSER, CHUN  
OAKLAND, TSUTSUI

UH POSITION: Support

CURRENT STATUS: May 8, 2006 – Transmitted to Governor  
July 12, 2006 – Enacted into law without Governor's signature, Act 316

**SB 2980 SD2 HD1 CD1 RELATING TO EDUCATION****Act 234 (6/23/06)**

Establishes provisions relating to construction academy. Establishes a construction academy pre apprenticeship program within the community college system to meet the critical shortfalls in qualified construction labor. Requires the Office of the Vice President for Community Colleges to annually report to the legislature.

INTRODUCED BY: KIM, NISHIHARA, SAKAMOTO, HOOSER, INOUE, HOGUE, CHUN  
OAKLAND, TRIMBLE

UH POSITION: Support

CURRENT STATUS: May 8, 2006 – Transmitted to Governor  
June 23, 2006 – Signed into law, Act 234

**SB 2997 SD1 HD1 CD1 RELATING TO PROCUREMENT****Vetoed (7/11/06)**

Exempts the Hawai'i strategic development corporation from the procurement code. -- Amends provisions relating to Hawai'i public procurement code. -- Provides that the procurement code shall not apply to services of contractors contracted by a legislative agency for the purpose of preparing a study or report for submission to the legislature. -- Amends provisions relating to powers. Provides that the high technology corporation shall be exempt from the procurement code. -- Exempts the Natural Energy Laboratory of Hawai'i authority from the procurement code.

INTRODUCED BY: INOUYE  
 UH POSITION: Support  
 CURRENT STATUS: May 8, 2006 – Transmitted to Governor  
 July 11, 2006 – Returned from the Governor without approval, vetoed

**SB 3078 SD2 HD1 CD1 RELATING TO AGRICULTURE**

**Act 267 (7/4/06)**

Requires the legislative reference bureau to conduct a study to identify elements that should be included in the Hawai'i agribusiness plan. Provides that the bureau shall identify the government agencies involved and the stakeholders who may directly benefit from agribusiness development corporation; including public and private organizations and individuals; consult with these agencies and stakeholders including but not be limited to individuals from the Department of Agriculture, the Agribusiness Development Corporation, the University of Hawai'i College of Tropical Agriculture and Human Resources, the Hawai'i Farm Bureau Federation, and county farm bureaus, as well as organizations of individual farmers and ranchers, as feasible; obtain suggestions to improve the agribusiness development corporation and identify the necessary elements for developing the Hawai'i agribusiness plan; and report to the legislature.

INTRODUCED BY: KOKUBUN, ENGLISH  
 UH POSITION: Watch  
 CURRENT STATUS: May 8, 2006 – Transmitted to Governor  
 July 4, 2006 – Signed into law, Act 267

**SB 3101 SD2 HD2 CD1 RELATING TO EARLY CHILDHOOD EDUCATION**

**Act 259 (6/30/06)**

Establishes the early learning educational task force attached to the Department of Education to develop a 5 year plan with annual increments for a coherent, comprehensive, and sustainable early learning system. Provides that the task force shall be composed of working groups including an interdepartmental resource working group. Requires the interdepartmental working group to develop plans to maximize public and private resources to provide early learning opportunities for all children in the state who are 4 years old by January 1 of that school year. Requires the plan to strive to optimize resources within the Department of Education, Department of Human Services, Department of Health, and Department of Labor and Industrial Relations. Reports to the legislature and governor. Appropriation to the Department of Education for the task force. -- Appropriation the Department of Education to enhance junior kindergarten services to ensure children are provided with learning experiences that promote the skills they need to be successful in kindergarten or 1st grade. Includes funds to create a full time equivalent (1.00 FTE) permanent specialist who focuses on early childhood education and is responsible for policies, curriculum, and assessment relating to kindergarten, junior kindergarten, and other pre kindergarten and administrators programs; for ongoing, professional development of teachers; and for classroom resources. -- Appropriation to expand to 4 new sites the Department of Education's Families for R.E.A.L. (resources for early access to learning), which is an early childhood program that fosters interaction between parents and their children. Appropriation to the Department of Labor and Industrial Relations to increase the number of low income children and families served through the Early Head Start and Head Start programs. Act to be repealed on July 1, 2008 (sunset). (\$\$)

INTRODUCED BY: SAKAMOTO, CHUN OAKLAND, TSUTSUI, NISHIHARA  
 UH POSITION: Support  
 CURRENT STATUS: May 8, 2006 – Transmitted to Governor  
 June 30, 2006 – Signed into law, Act 259



**SB 3120 SD2 HD1 CD1 RELATING TO THE UNIVERSITY OF HAWAI'I****Act 257 (6/30/06)**

Establishes provisions relating to the Hawai'i state scholars program. Provides that the program shall be administered by the University of Hawai'i to provide financial assistance to students who is a resident of the State; has graduated from a high school in the State as valedictorian, or has a cumulative grade point average of 4.0, or has a college admission test score that places the student among the top 10 percentile of students; enrolls at a campus within the University of Hawai'i system within 18 months of graduating from high school; and maintains satisfactory progress toward degree completion and a cumulative 3.0 grade point average. -- Establishes provisions relating to the workforce development scholarship program. Provides that the program shall be administered by the University of Hawai'i to provide financial assistance to qualified students enrolled at a community college campus of the University of Hawai'i who qualifies for Hawai'i resident tuition; earned a high school diploma or passed the general educational development test; and is eligible for need based aid according to federal financial aid guidelines. -- Amends provisions relating to the student scholarship and assistance special fund. Provides that state funds appropriated for any scholarship program including the B Plus program, the Hawai'i state scholars program, and the workforce development scholarship program shall be kept in a separate and distinct account. -- Amends Act 178, session laws of 2005, relating to the state budget, by changing the amount that goes to the B Plus scholarship program. Changes the criteria of low income to need based on federal financial aid guidelines. Allows the scholarship to be renewed annually. Requires the university to transfer funds from the University of Hawai'i tuition and fees special fund for deposit into the student scholarship and assistance special fund for the workforce development scholarship program. (\$\$)

INTRODUCED BY: HEE, SAKAMOTO  
 UH POSITION: Support  
 CURRENT STATUS: May 8, 2006 – Transmitted to Governor  
 June 30, 2006 – Signed into law, Act 257

**SB 3192 SD1 HD2 CD1 RELATING TO SISTER STATE AND PROVINCE RELATIONSHIPS****Act 150 (5/30/06)**

Establishes the sister state and province relationships law. Establishes the Hawai'i sister state committee within the Department of Business, Economic Development, and Tourism. Requires the committee to evaluate and develop recommendations for the initiation of all sister state or province relationships and report to the legislature. Further requires the committee to evaluate established relationships and to make recommendations for termination if the relationship is not beneficial. Authorizes the legislature to implement the recommendations by either adopting a concurrent resolution or by enacting session law to that effect.

INTRODUCED BY: ENGLISH, CHUN OAKLAND, HOOSER, TRIMBLE, TSUTSUI  
 UH POSITION: Support  
 CURRENT STATUS: May 2, 2006 – Transmitted to Governor  
 May 30, 2006 – Signed into law, Act 150

**SB 3253 SD1 HD1 CD1 RELATING TO CAREGIVING****Act 285 (7/7/06)**

Establishes a joint legislative committee on family caregiving. Requires that the committee be made up of 8 members, with 4 members from the house of representatives and 4 members from the senate. Requires the committee to develop comprehensive public policy to strengthen support for family caregivers who

provide unpaid, informal assistance to persons age 60 and older with physical or cognitive disabilities. Requires the joint legislative committee to seek input from the Department of Health, Department of Human Services, Department of Taxation, the University of Hawai'i, the Executive Office on Aging, and the Elderly, disability, business, and faith based communities. Report to legislature.

INTRODUCED BY: CHUN OAKLAND, IHARA  
 UH POSITION: Watch  
 CURRENT STATUS: May 8, 2006 – Transmitted to Governor  
 July 7, 2006 – Signed into law, Act 285

**SB 3262 SD1 HD1 CD1 RELATING TO HEALTH**

**Act 295 (7/10/06)**

Establishes a new chapter that protects the public health and welfare by prohibiting smoking in places open to the public and places of employment, ensuring a consistent level of basic protections statewide from exposure to secondhand smoke. Repeals Chapter 328K, Hawai'i Revised Statutes. Effective date November 16, 2006.

INTRODUCED BY: BAKER, CHUN OAKLAND, FUKUNAGA, KANNO  
 UH POSITION: Support  
 CURRENT STATUS: May 8, 2006 – Transmitted to Governor  
 July 10, 2006 – Signed into law, Act 295

## HOUSE CONCURRENT RESOLUTIONS

### **HCR 69**

REQUESTING THE DEPARTMENT OF HEALTH TO ESTABLISH AND OPERATE A STATEWIDE SUICIDE EARLY INTERVENTION AND PREVENTION PROGRAM

INTRODUCED BY: ARAKAKI, ABINSAY, CABANILLA, CARROLL, CHONG, EVANS,  
GREEN, HALE, KAHIKINA, LUKE, MAGAOAY, NISHIMOTO, TSUJI,  
WAKAI, WATERS

UH POSITION: Watch

CURRENT STATUS: April 24, 2006 – Adopted in final form

### **HCR 112 SD1**

REQUESTING THE AUDITOR TO ANALYZE THE PROBABLE EFFECTS OF THE PROPOSED REGULATION OF ATHLETE AGENTS AND ASSESS WHETHER ITS ENACTMENT IS CONSISTENT WITH STATE POLICY

INTRODUCED BY: HERKES

UH POSITION: Watch

CURRENT STATUS: April 27, 2006 – Adopted in final form

### **HCR 137**

URGING THE PRESIDENT AND THE BOARD OF REGENTS OF THE UNIVERSITY OF HAWAII TO REAFFIRM THEIR COMMITMENT TO MAINTAINING A SYSTEMWIDE OFFICE OF THE VICE PRESIDENT FOR STUDENT AFFAIRS AND TO FILL THE VACANT POSITION OF THE VICE PRESIDENT FOR STUDENT AFFAIRS

INTRODUCED BY: TAKAI, ARAKAKI, KARAMATSU, LUKE, NISHIMOTO, SAY, WATERS

UH POSITION: Update

CURRENT STATUS: April 24, 2006 – Adopted in final form

### **HCR 170**

REQUESTING THE UNIVERSITY OF HAWAII TO REVITALIZE LALAMILO STATION WITH THE COLLABORATION OF THE COLLEGE OF TROPICAL AGRICULTURE AND HUMAN RESOURCES

INTRODUCED BY: EVANS

UH POSITION: Support

CURRENT STATUS: April 24, 2006 – Adopted in final form

### **HCR 196**

SUPPORTING THE CONCEPT OF A PUBLIC-PRIVATE JOINT VENTURE TO DEVELOP A NEW ADVANCED SIMULATOR AIRLINE TRAINING FACILITY IN HAWAII

INTRODUCED BY: SAY, WATERS

UH POSITION: Support

CURRENT STATUS: April 24, 2006 – Adopted in final form

**HCR 197 SD1**

REQUESTING LEAHI HOSPITAL TO DEVELOP A MASTER PLAN AND FINANCIAL FEASIBILITY REPORT FOR ITS EXISTING CAMPUS THAT WILL TAKE ADVANTAGE OF ITS UNIQUE LOCATION AND RELATIONSHIPS IN EAST HONOLULU

INTRODUCED BY: SAY  
UH POSITION: Watch  
CURRENT STATUS: April 27, 2006 – Adopted in final form

**HCR 218 HD1**

REQUESTING THE HIGH TECHNOLOGY DEVELOPMENT CORPORATION, UNIVERSITY OF HAWAI'I JOHN A. BURNS SCHOOL OF MEDICINE, CANCER RESEARCH CENTER OF HAWAI'I, DEPARTMENT OF EDUCATION, DEPARTMENT OF LAND AND NATURAL RESOURCES, THE HAWAI'I COMMUNITY DEVELOPMENT AUTHORITY, AND KAMEHAMEHA SCHOOLS TO PLAN A TECHNOLOGY-BASED COLLABORATIVE PROJECT ON STATE LANDS, OR OTHER APPROPRIATE LANDS, IN KAKAAKO

INTRODUCED BY: KARAMATSU, ABINSAY, CHANG, MAGAOAY, MARUMOTO, TSUJI, WAKAI, YAMASHITA  
UH POSITION: Support  
CURRENT STATUS: May 2, 2006 – Adopted in final form

**HCR 226 HD1**

REQUESTING THE DEPARTMENT OF HEALTH TO CONVENE A WORKING GROUP TO DETERMINE FAMILY PLANNING FUNDING NEEDS FOR LEGISLATIVE CONSIDERATION IN THE STATE'S FISCAL BIENNIAL 2007-2009 BUDGET

INTRODUCED BY: ARAKAKI, CABANILLA, GREEN, HALE, LEE, MARUMOTO, B. OSHIRO  
UH POSITION: Watch  
CURRENT STATUS: April 21, 2006 – Adopted in final form

**HCR 230**

APPROVING AND AUTHORIZING THE ESTABLISHMENT OF STATE-PROVINCE RELATIONS OF FRIENDSHIP BETWEEN THE STATE OF HAWAI'I OF THE UNITED STATES OF AMERICA AND THE PROVINCE OF ISABELA OF THE REPUBLIC OF THE PHILIPPINES

INTRODUCED BY: ARAKAKI, ABINSAY, CABANILLA, FINNEGAN, MAGAOAY  
UH POSITION: Supports intent  
CURRENT STATUS: April 28, 2006 – Adopted in final form

**HCR 266 HD1**

REQUESTING THE UNIVERSITY OF HAWAI'I AND THE DEPARTMENT OF TRANSPORTATION TO WORK COLLABORATIVELY TO PURSUE, ON A PRIORITY BASIS, THE RELOCATION OF THE UNIVERSITY OF HAWAI'I MARINE CENTER FROM THE FORMER KAPALAMA MILITARY RESERVATION, HONOLULU HARBOR

INTRODUCED BY: YAMANE  
UH POSITION: Support  
CURRENT STATUS: April 24, 2006 – Adopted in final form

**HCR 270**

URGING THE UNIVERSITY OF HAWAI'I TO SPEEDILY REBUILD A SCHOOL OF GLOBAL AND PUBLIC HEALTH

INTRODUCED BY: ARAKAKI, SHIMABUKURO  
UH POSITION: Support  
CURRENT STATUS: April 24, 2006 – Adopted in final form

**HCR 277**

ENCOURAGING THE LEGISLATURE, THE ADMINISTRATION, THE UNIVERSITY OF HAWAI'I, AND HAWAI'I'S CONGRESSIONAL DELEGATION TO WORK COLLABORATIVELY WITH THE NATIONAL AERONAUTICS AND SPACE ADMINISTRATION, THE JAPAN AEROSPACE EXPLORATION AGENCY, AND OTHER PUBLIC AND PRIVATE AEROSPACE-RELATED AGENCIES AND INSTITUTIONS, TO EXPAND AND DIVERSIFY THE AEROSPACE INDUSTRY THROUGH THE DEVELOPMENT OF THE PACIFIC INTERNATIONAL SPACE CENTER FOR EXPLORATION SYSTEMS

INTRODUCED BY: STEVENS  
UH POSITION: Watch  
CURRENT STATUS: April 24, 2006 – Adopted in final form

**HCR 312 HD1 SD1**

REQUESTING THE HAWAI'I INSTITUTE FOR HUMAN RIGHTS TO CONVENE A WORKING GROUP TO EXAMINE AND MAKE RECOMMENDATIONS REGARDING UNITED NATIONS' HUMAN RIGHTS INSTRUMENTS FOR ADOPTION BY THE STATE OF HAWAI'I

INTRODUCED BY: BERG  
UH POSITION: Watch  
CURRENT STATUS: April 27, 2006 – Adopted in final form

**HCR 314 HD1**

REQUESTING THE UNIVERSITY OF HAWAI'I INSTITUTE FOR ASTRONOMY TO REVIEW AND REPORT ON THE LONG-TERM DEVELOPMENT OF OBSERVATORY SITES ON THE SUMMIT OF MAUNA KEA

INTRODUCED BY: KANOHO  
UH POSITION: Support  
CURRENT STATUS: April 24, 2006 – Adopted in final form

**SENATE CONCURRENT RESOLUTIONS**

**SCR 36**

REQUESTING THE UNITED STATES CONGRESS TO APPROVE THE PROPOSED HAWAI'I INVASIVE SPECIES ACT

INTRODUCED BY: HOOSER, CHUN OAKLAND, HOGUE, ENGLISH, HEE, HEMMINGS  
UH POSITION: Watch  
CURRENT STATUS: April 25, 2006 – Adopted in Final Form

**SCR 46**

REQUESTING THE DEPARTMENT OF TRANSPORTATION TO COMPLY WITH COUNTY ORDINANCES AND STANDARDS RELATING TO OUTSIDE LIGHTING AT AIRPORTS AND HARBORS, AND TO PROVIDE CUT-OFF OR FULLY SHIELDED LENS FIXTURES TO DIRECT ARTIFICIAL LIGHTING DOWNWARD TO PREVENT DIFFUSION THE LIGHT INTO THE ATMOSPHERE, ON THE ISLAND OF HAWAI'I AND THE ISLAND OF MAUI

INTRODUCED BY: INOUYE  
UH POSITION: Support  
CURRENT STATUS: April 24, 2006 – Adopted in Final Form

**SCR 48 SD1**

ESTABLISHING A TASK FORCE TO RECOMMEND WHETHER THE DEPARTMENT OF TRANSPORTATION SHOULD ADOPT THE BASIC RIDER COURSE OF THE MOTORCYCLE SAFETY FOUNDATION AS A COMPREHENSIVE EDUCATIONAL PROGRAM FOR THE ENTIRE MOTORCYCLE COMMUNITY

INTRODUCED BY: INOUYE  
UH POSITION: Watch  
CURRENT STATUS: April 24, 2006 – Adopted in Final Form

**SCR 76 SD1**

URGING HEALTHCARE FACILITIES IN THE STATE OF HAWAI'I TO IMPLEMENT THE "UTILIZATION GUIDE FOR THE AMERICAN NURSES ASSOCIATION PRINCIPLES FOR SAFE STAFFING

INTRODUCED BY: BAKER  
UH POSITION: Watch  
CURRENT STATUS: April 25, 2006 – Adopted in Final Form

**SCR 85**

REQUESTING A REVIEW OF THE UNIVERSITY OF HAWAI'I BOARD OF REGENTS' CONFLICT OF INTEREST POLICY

INTRODUCED BY: SAKAMOTO, HEE, INOUYE  
UH POSITION: Update  
CURRENT STATUS: April 25, 2006 – Adopted in Final Form

**SCR 97 SD1**

REQUESTING THE AUDITOR TO CONDUCT A MANAGEMENT AUDIT OF STUDENT HOUSING SERVICES AT THE UNIVERSITY OF HAWAI'I AT MĀNOA

INTRODUCED BY: HEE, INOUYE  
UH POSITION: Update  
CURRENT STATUS: April 25, 2006 – Adopted in Final Form

**SCR 140 SD1**

REQUESTING LEAHI HOSPITAL TO DEVELOP A MASTER PLAN AND FINANCIAL FEASIBILITY REPORT FOR ITS EXISTING CAMPUS THAT WILL TAKE ADVANTAGE OF ITS UNIQUE LOCATION AND RELATIONSHIPS IN EAST HONOLULU

INTRODUCED BY: BUNDA  
UH POSITION: Watch  
CURRENT STATUS: April 24, 2006 – Adopted in Final Form

**SCR 157 SD1**

REQUESTING THE UNIVERSITY OF HAWAI'I BOARD OF REGENTS TO NAME THE KOMOHANA RESEARCH AND EXTENSION CENTER'S ADMINISTRATIVE OFFICE WING IN HONOR OF DR. TADASHI HIGAKI

INTRODUCED BY: KOKUBUN, INOUYE  
UH POSITION: Support  
CURRENT STATUS: April 25, 2006 – Adopted in Final Form

**SCR 159 SD1 HD1**

REQUESTING THE DEPARTMENT OF AGRICULTURE TO ESTABLISH AN AGRICULTURAL PESTICIDE DISPOSAL ASSISTANCE PROGRAM

INTRODUCED BY: KOKUBUN  
UH POSITION: Watch  
CURRENT STATUS: April 28, 2006 – Adopted in Final Form

**SCR 211**

SUPPORTING A FOUR-YEAR DEGREE PROGRAM IN HISTORIC PRESERVATION AT THE UNIVERSITY OF HAWAI'I

INTRODUCED BY: CHUN OAKLAND  
UH POSITION: Watch  
CURRENT STATUS: April 25, 2006 – Adopted in Final Form

**SR 79**

ESTABLISHING A SENATE SPECIAL COMMITTEE TO MAKE RECOMMENDATIONS ON THE APPROPRIATE LEASE RENT FOR THE MAUNA KEA SUMMIT LANDS

INTRODUCED BY: INOUYE

UH POSITION: Update

CURRENT STATUS: April 13, 2006 – Adopted in Final Form



**GOVERNOR'S MESSAGE****GM 251**

Submitting for consideration and confirmation to the Board of Regents of the University of Hawai'i, Gubernatorial Nominee, MICHAEL A. DAHLIG, for a term to expire 6-30-2007

Current Status: April 25, 2006 – Confirmed by the State Senate

**GM 283**

Submitting for consideration and confirmation to the Hawai'i Commission for National and Community Service, Gubernatorial Nominee, SCOTT SHIGERU MORISHIGE, for a term to expire 6-30-2010

Current Status: April 7, 2006 – Confirmed by the State Senate

**GM 285**

Submitting for consideration and confirmation to the Center for Nursing Advisory Board, Gubernatorial Nominee, CATHERINE A. ADAMS RN, for a term to expire 6-30-2010

Current Status: April 7, 2006 – Confirmed by the State Senate

**GM 286**

Submitting for consideration and confirmation to the Center for Nursing Advisory Board, Gubernatorial Nominee, SALLY T. ISHIKAWA, for a term to expire 6-30-2010

Current Status: April 7, 2006 – Confirmed by the State Senate

**GM 321**

Submitting for consideration and confirmation to the State Council on Developmental Disabilities, Gubernatorial Nominee, JEAN L. JOHNSON, for a term to expire 6-30-2010

Current Status: April 19, 2006 – Confirmed by the State Senate

**GM 361**

Submitting for consideration and confirmation to the Board of Regents of the University of Hawai'i, Gubernatorial Nominee, JAMES J. C. HAYNES II, for a term to expire 6-30-2010

Current Status: May 2, 2006 – Confirmed by the State Senate

**GM 393**

Submitting for consideration and confirmation to the Center for Nursing Advisory Board, Gubernatorial Nominee, AMY E. YASUNAGA, RN, MSN, PhDc, for a term to expire 6-30-2010

Current Status: April 25, 2006 – Confirmed by the State Senate

**GM 400**

Submitting for consideration and confirmation to the Western Interstate Commission for Higher Education (WICHE), Gubernatorial Nominee, HELENE I. SOKUGAWA, Ed.D., for a term to expire 6-30-2010

Current Status: April 25, 2006 – Confirmed by the State Senate

**GM 443**

Submitting for consideration and confirmation to the Board of Regents of the University of Hawai'i, Gubernatorial Nominee, MARLENE MARIE HAPAI PH.D., for a term to expire 6-30-2007

Current Status: May 2, 2006 – Confirmed by the State Senate

**GM 477**

Submitting for consideration and confirmation to the Hawai'i Medical Education Council, Gubernatorial Nominee, JAMES E. HASTINGS, for a term to expire 6-30-2007

Current Status: May 2, 2006 – Confirmed by the State Senate

**GM 480**

Submitting for consideration and confirmation to the Hawai'i Commission for National and Community Service, Gubernatorial Nominee, JUNE LEE, for a term to expire, 06-30-2010

Current Status: May 2, 2006 – Confirmed by the State Senate

**GM 481**

Submitting for consideration and confirmation to the Hawai'i Commission for National and Community Service, Gubernatorial Nominee, BESSIE J.T. LIMPE, for a term to expire 06-30-2010

Current Status: May 2, 2006 – Confirmed by the State Senate

**GM 482**

Submitting for consideration and confirmation to the Hawai'i Commission for National and Community Service, Gubernatorial Nominee, MARY "NEVA" AGGRENEVA REGO, for a term to expire 06-30-2010

Current Status: May 2, 2006 – Confirmed by the State Senate

**GM 485**

Submitting for consideration and confirmation to the Center for Nursing Advisory Board, Gubernatorial Nominee, DALE M. ALLISON PhD, APRN, FAAN, for a term to expire 6-30-2010

Current Status: May 2, 2006 – Confirmed by the State Senate

**GM 486**

Submitting for consideration and confirmation to the Center for Nursing Advisory Board, Gubernatorial Nominee, JOAN ANNE CRAFT, for a term to expire 6-30-2008

Current Status: May 2, 2006 – Confirmed by the State Senate

**GM 487**

Submitting for consideration and confirmation to the Center for Nursing Advisory Board, Gubernatorial Nominee, VICKY K. POLAND, for a term to expire 6-30-2007

Current Status: May 2, 2006 – Confirmed by the State Senate

**GM 490**

Submitting for consideration and confirmation to the Board of Directors of the Research Corporation of the University of Hawai'i, Gubernatorial Nominee, SHANLYN A.S. PARK, for a term to expire 6-30-2010

Current Status: May 2, 2006 – Confirmed by the State Senate

**GM 491**

Submitting for consideration and confirmation to the Board of Directors of the Research Corporation of the University of Hawai'i, Gubernatorial Nominee, DONN MASAO TAKAKI, for a term to expire 6-30-2010

Current Status: May 2, 2006 – Confirmed by the State Senate

**GM 509**

Submitting for consideration and confirmation to the Hawai'i Commission for National and Community Service, Gubernatorial Nominee, STACY STAN KAWAI HIGA, for a term to expire 6-30-2010

Current Status: May 2, 2006 – Confirmed by the State Senate

**GM 510**

Submitting for consideration and confirmation to the Hawai'i Commission for National and Community Service, Gubernatorial Nominee, BRYSEN CRAIG POULTON, for a term to expire 6-30-2010

Current Status: May 2, 2006 – Confirmed by the State Senate

## BUDGET PROVISOS

### **HB 1900 HD1 SD1 CD1**

#### RELATING TO THE STATE BUDGET

##### Section 4

(59) By amending section 61 to read as follows:

"SECTION 61. Provided that of the general fund appropriation for University of Hawai'i, systemwide support (UOH 900), the sum of \$73,800,011 for fiscal year 2005-2006 and the sum of [~~\$83,010,455~~] \$80,303,145 for fiscal year 2006-2007 shall be used to pay for debt service on general obligation bonds issued for [~~university~~] University of Hawai'i projects and transferred to the financial administration program (BUF 115) of the department of budget and finance for that purpose; provided further that the funds shall be transferred no later than July 16 of each respective fiscal year; provided further that the department of budget and finance shall submit a detailed report comparing general fund appropriations to actual general fund expenditures for the [~~university~~] University of Hawai'i's share of general obligation bond debt service for each fiscal year from [~~the 2001-2002~~] fiscal year 2001-2002 through the last completed fiscal year, and a projection for each of the succeeding two fiscal years; and provided further that the University shall submit the [~~this~~] report shall be submitted to the legislature no later than twenty days prior to the convening of the 2006 and 2007 regular sessions."

### **HB 1900 HD1 SD1 CD1**

#### RELATING TO THE STATE BUDGET

(21) By adding a new section to read as follows:

SECTION 168.5. Provided that each executive department shall plan for or install energy reduction, energy savings, or energy producing efforts and technologies to lessen electrical consumption or to increase efficiencies in using electrical energy; provided further that each department shall prepare a report on:

- (1) Energy consumption in kilowatt hours for the past two years (July 1, 2004 to June 30, 2006);
- (2) Steps taken to inventory, investigate, plan, and implement energy reduction efforts; and
- (3) A plan or alternatives to reduce energy consumption in the future;

and provided further that each department shall submit the report to the legislature no later than twenty days prior to the convening of the 2007 regular session.

PREPARING FOR THE 2007 LEGISLATIVE SESSION

2007 LEGISLATIVE PROPOSALS

In preparation for the 2007 Legislative Session and to allow adequate time to meet the Governor's deadlines as well as our own Board of Regents' deadlines, the following internal deadlines have been established for legislative proposals:

<u>ACTION</u>	<u>NUMBER OF COPIES</u>	<u>UH DEADLINE</u>
Proposed bills and/or resolutions (including the electronic version)	2	August 17, 2006
Justification for bills and/or resolutions (including the electronic version)	2	August 17, 2006

To prevent duplication or contradictions, please consult with others within the University System and with other state agencies that may be affected by the proposed legislation prior to submitting the bills or resolutions to the Government Relations Office.

As a reminder, this is the first year of the biennium legislative cycle and if there were legislative proposals which were introduced that did not pass, you may want to consider re-introducing them in the upcoming session.

ANNUAL REPORTS TO THE LEGISLATURE

A list of reports requested by the Legislature or mandated by statute is also attached. This list includes reports/actions where the University is the lead agency. Please review this list carefully since there are a number of new requested reports that will be due before the start of the 2007 Legislative Session. Your office will be responsible for submitting 25 copies of the completed report with the corresponding green cover sheet along with the electronic version to our office.

Please be advised that the numbering of the Hawai'i Revised Statutes (HRS) pertaining to the University of Hawai'i will be amended to represent the new numbering sequence of Act 75 (2006), the recodification law, which should occur in December 2006. For all annual reports due in 2007, please include the year (2005) after the HRS number of your annual reports as well as the new uncodified number (as applicable).

<u>ACTION</u>	<u>NUMBER OF COPIES</u>	<u>UH DEADLINE</u>
Annual Reports to the Legislature (including the electronic version)	25	November 30, 2006

Hard copies of both the legislative proposals and annual reports should be sent to Bachman 109J with the electronic version sent to Stephanie Kim (scskim@hawaii.edu). The electronic version of all annual reports will be placed online pursuant to the Hawai'i Revised Statutes.

UNIVERSITY OF HAWAII  
2007 ANNUAL REPORTS TO THE LEGISLATURE  
(with comparison of recodified statutes)

STATUTE/BILL/ RESO#		TITLE	LEAD OFFICE
RECODIFIED	CODIFIED		
	HRS 37-74	Annual Report on Transfer of Appropriated Funds and Positions	CFO
	HRS 40-82 (Act 243, SLH 2001)	Annual Report Summarizing Uncollectible Accounts	GENERAL COUNCIL
-106	HRS 304-7	Annual Report on UH Trust Fund Revenue & Expenditures	CFO
-123		Annual Report on Agriculture Plans	UH MANOA (CTAHR)
-132		Annual Report on Progress of Career and Technical Education	TCE
-204	HRS 304-13.5	Annual Report on Salary	VPA
-222	HRS 304-20	Annual Report on Teacher Education Coord Comm	UH MANOA (Education)
-223	HRS 304-20.5	Annual Report on the Hawaii Institute for Educational Partnership	UH MANOA (Education)
-242		Report on state and local government procurement initiatives	UH MANOA (Law)
-304	HRS 304-119 (Act 181, SLH 2003)	Annual Report from the Medical Education Council	UH MANOA (Medicine)
-341	HRS 304-4.5	Programs Relative to Benchmarks (due 2nd year of biennium)	VPPAP
	Act 100, SLH 1999	Annual Report on Government Operations	VPPAP
-347	HRS 304-7.8	Special and Revolving Fund Expenditures in excess of each funds appropriations approved by the President	CFO
	HRS 304-8	Annual Report on <u>ALL</u> UH Special & Revolving Funds Income & Expenditures	CFO
-363	HRS 304-16.5 (c)	UH Tuition & Fees Special Fund for Fundraising	UHF
-369	HRS 304-16.6	Annual Report on Student Scholarship & Assistance Special Fund	VPSA
-383	HRS 304-8.1	Annual Report on Research & Training Revolving Fund	VPR
-403		Annual Report on the Community College Conference Center Revolving Fund	VPCC
-477	HRS 307-6	Annual Report from RCUH	RCUH
-515		Annual Report on UH's continued participation in WICHE	BOR
-523	HRS 222-3	Annual Report on Operations of the Hawaii Research Center for Future Studies	UH MANOA
-535	HRS 304E-5 (SB 116, SLH 2005)	Annual Report on Nursing Scholars Program	MANOA

UNIVERSITY OF HAWAII  
2007 ANNUAL REPORTS TO THE LEGISLATURE  
(with comparison of recodified statutes)

STATUTE/BILL/ RESO#		TITLE	LEAD OFFICE
<b>RECODIFIED</b>	<b>CODIFIED</b>		
	<b>2005 REPORTS</b>		
	Act 178, Sect 163, SLH 2005	Report on Revenues, Distributions, Expenditures, and Ending Balances from the RTRF for 2006 & 2007	VPR
	HCR 166, 2005	Report on Smart Building & Community Design	MANOA
	HCR 213, 2005	Financial Audit of the UH System, UH Hilo, UH West Oahu, UH CC's and UH Centers for 2007	LEGISLATIVE AUDITOR
	<b>NEW REPORTS</b>		
	HB 1900 HD1 SD1 CD1, Section 59, SLH 2006	Report on the adjustment in debt service costs on GO bonds for 2007	CFO
	HB 1900 HD1 SD1 CD1, Section 21, SLH 2006	Report on energy reduction, savings and energy producing technologies for 2007	VPA
	HB 2848 HD2 SD2 CD1	Report on the detailed action plan and timeline by the Hawaii energy policy forum for 2007	UH MANOA
	SB 2145 SD2 HD2 CD1, SLH 2006	Report on the comprehensive review of the State's existing environmental impact statement process for 2008	UH MANOA
	SB 2980 SD2 HD1 CD1, SLH 2006	Annual report on the construction academy curriculum	VP Community Colleges
	HCR 137	Report on the status of the systemwide Office of the Vice President for Student Affairs for 2007	PRESIDENT
	HCR 266, HD1, 2006	UH/DOT Report on the progress of the relocation of the Marine Center for 2007	UH MANOA
	HCR 314 HD1, 2006	Report on the long-term development of observatory sites on the summit of Mauna Kea for 2007	UH MANOA
	SCR 76, SD1, 2006	Report on the status of nursing for 2007	UH MANOA (Center for Nursing)
	SCR 85, 2006	Report on the Board of Regents' Conflict of Interest Policy for 2007	LEGISLATIVE AUDITOR
	SCR 97 SD1, 2006	Management Audit of the UH Manoa's Student Housing Services for 2007	LEGISLATIVE AUDITOR