

**THE
TWENTY-FIRST LEGISLATURE
STATE OF HAWAII**

REGULAR SESSION OF 2002

**JOURNAL OF THE
HOUSE OF REPRESENTATIVES**

FIRST DAY

Wednesday, January 16, 2002

In accordance with the provisions of Section 10, Article III of the Constitution of the State of Hawaii, the House of Representatives of the Legislature of the State of Hawaii, convened in Regular Session of 2002.

The Honorable Calvin K.Y. Say, Speaker of the House of Representatives, called the House to order at 10:00 o'clock a.m.

The members of the House, guests, and audience rose for the presentation of our Nation's and our State's Colors by the Department of Defense Color Guard led by Staff Sergeant Marcus Della Sala, and the singing of *The Star-Spangled Banner*, *Hawaii Pono* and *God Bless America*, which was led by Ms. Cathy Foy.

The invocation was then delivered by Kahuna Nui Momi Mookini Lum, after which the Roll was called showing all members present with the exception of Representative Takumi, who was excused.

INTRODUCTION OF BILLS

On motion by Representative Lee, seconded by Representative Pendleton and carried, the following bills (H.B. Nos. 1692 through 1763) passed First Reading by title and were referred to Printing: (Representative Takumi was excused.)

H. B. Nos.

1692 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE FORTY-NINTH REPRESENTATIVE DISTRICT."

Introduced by: Representative Thielen.

1693 "A BILL FOR AN ACT RELATING TO THE REPEAL OF THE TRAFFIC ENFORCEMENT DEMONSTRATION PROJECT."

Introduced by: Representative Thielen.

1694 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE."

Introduced by: Representative Thielen.

1695 "A BILL FOR AN ACT RELATING TO BIOMETRIC IDENTIFIERS."

Introduced by: Representatives Thielen and Hiraki.

1696 "A BILL FOR AN ACT RELATING TO PEST CONTROL."

Introduced by: Representative Thielen.

1697 "A BILL FOR AN ACT RELATING TO PENSION PLANS."

Introduced by: Representatives Hiraki and Halford.

1698 "A BILL FOR AN ACT RELATING TO FORCE-PLACED INSURANCE."

Introduced by: Representatives Hiraki and Halford.

1699 "A BILL FOR AN ACT RELATING TO HAWAII-MADE PRODUCTS."

Introduced by: Representative Hiraki, by request.

1700 "A BILL FOR AN ACT RELATING TO INSURANCE POLICIES."

Introduced by: Representative Hiraki.

1701 "A BILL FOR AN ACT RELATING TO CONDOMINIUM PROPERTY REGIMES."

Introduced by: Representative Hiraki.

1702 "A BILL FOR AN ACT RELATING TO THE OPENING OF BUDGET WORKSHEETS TO PUBLIC INSPECTION."

Introduced by: Representative Djou.

1703 "A BILL FOR AN ACT RELATING TO THE EXPANSION OF MEMBERSHIP OF THE COUNCIL ON REVENUES."

Introduced by: Representative Djou.

1704 "A BILL FOR AN ACT RELATING TO STRENGTHENING THE REQUIREMENTS FOR EXPENDITURES FROM THE EMERGENCY AND BUDGET RESERVE FUND."

Introduced by: Representative Djou.

1705 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE V, SECTION 4, OF THE HAWAII STATE CONSTITUTION, TO CHANGE THE SUCCESSION LAWS TO THE OFFICE OF GOVERNOR AND LIEUTENANT GOVERNOR."

Introduced by: Representative Djou.

- 1706 "A BILL FOR AN ACT RELATING TO THE AMENDING OF THE SUCCESSION LAWS TO THE OFFICE OF GOVERNOR AND LIEUTENANT GOVERNOR IN A MANNER CONSISTENT WITH FEDERAL SUCCESSION LAWS."
Introduced by: Representatives Djou.
- 1707 "A BILL FOR AN ACT RELATING TO THE DEMONSTRATION OF NEED BEFORE ESTABLISHING NEW SPECIAL OR REVOLVING FUNDS."
Introduced by: Representative Djou.
- 1708 "A BILL FOR AN ACT RELATING TO PROHIBITING THE USE OF AUTOMATED ENFORCEMENT DEVICES TO DETECT VIOLATIONS OF TRAFFIC REGULATIONS EXCEPT IN SPECIFIC AREAS."
Introduced by: Representative Djou.
- 1709 "A BILL FOR AN ACT RELATING TO LABOR AND INDUSTRIAL RELATIONS."
Introduced by: Representative Hiraki.
- 1710 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE V, SECTIONS 1 AND 2, OF THE HAWAII CONSTITUTION, TO ALLOW A GUBERNATORIAL NOMINEE TO SELECT THEIR LIEUTENANT GOVERNOR RUNNING MATE."
Introduced by: Representative Djou.
- 1711 "A BILL FOR AN ACT RELATING TO NOMINATION OF GOVERNOR AND SELECTION OF LIEUTENANT GOVERNOR RUNNING MATE."
Introduced by: Representative Djou.
- 1712 "A BILL FOR AN ACT RELATING TO CONDOMINIUM PROPERTY REGIMES."
Introduced by: Representative Hiraki.
- 1713 "A BILL FOR AN ACT RELATING TO CONDOMINIUM PROPERTY REGIMES."
Introduced by: Representatives Espero, Cabrerros, Arakaki, Chang, Lee, B. Oshiro and Hiraki.
- 1714 "A BILL FOR AN ACT RELATING TO GUIDE DOGS, SIGNAL DOGS, AND SERVICE ANIMALS."
Introduced by: Representatives Espero, Moses, M. Oshiro, Cabrerros, Magaoay, Kahikina, Arakaki, Chang, Kawakami, Lee and B. Oshiro.
- 1715 "A BILL FOR AN ACT RELATING TO CONDOMINIUM PROPERTY REGIMES."
Introduced by: Representatives Espero, Cabrerros, Arakaki and Hiraki.
- 1716 "A BILL FOR AN ACT RELATING TO CONDOMINIUM PROPERTY REGIMES."
Introduced by: Representatives Espero, Cabrerros, M. Oshiro and Hiraki.
- 1717 "A BILL FOR AN ACT RELATING TO ETHICS."
Introduced by: Representatives Espero, Moses, Kahikina, Lee, Chang, B. Oshiro, Schatz, Hiraki, M. Oshiro, Say, Kawakami, Arakaki, Magaoay and Cabrerros.
- 1718 "A BILL FOR AN ACT RELATING TO THE PROCUREMENT OF PLAYGROUND EQUIPMENT AND SURFACING BY THE DEPARTMENT OF EDUCATION."
Introduced by: Representatives Thielen, Case, Arakaki, Ahu Isa, Takai, Espero, Marumoto, Auwae, Leong and Takumi.
- 1719 "A BILL FOR AN ACT RELATING TO ACCRETED LANDS."
Introduced by: Representatives Thielen, Morita, Jaffe, Hale, Kanoho, B. Oshiro, Schatz, Takumi and Hamakawa.
- 1720 "A BILL FOR AN ACT RELATING TO ACCRETED LANDS."
Introduced by: Representatives Thielen, Morita, Jaffe, Hale, Kanoho, B. Oshiro, Takumi, Hamakawa, M. Oshiro and Schatz.
- 1721 "A BILL FOR AN ACT RELATING TO AN EXEMPTION FROM GENERAL EXCISE TAX LIABILITY FOR MEDICARE AND MEDICAID."
Introduced by: Representatives Djou, Ontai, Moses, Stonebraker, Meyer, Thielen, Marumoto, McDermott, Halford, Fox, Auwae, Jaffe and Bukoski.
- 1722 "A BILL FOR AN ACT RELATING TO TRANSPORTATION."
Introduced by: Representative Souki.
- 1723 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE SAFETY."
Introduced by: Representative Souki, by request.
- 1724 "A BILL FOR AN ACT RELATING TO SPECIAL NUMBER PLATES FOR MILITARY SERVICE."
Introduced by: Representative Souki, by request.
- 1725 "A BILL FOR AN ACT RELATING TO DRIVER LICENSE RENEWAL BY MAIL."
Introduced by: Representative Souki, by request.

- 1726 "A BILL FOR AN ACT RELATING TO DRIVER'S LICENSE INSTRUCTION PERMIT."
Introduced by: Representative Souki, by request.
- 1727 "A BILL FOR AN ACT RELATING TO DRIVER'S LICENSE INSTRUCTION PERMIT RENEWAL."
Introduced by: Representative Souki, by request.
- 1728 "A BILL FOR AN ACT RELATING TO CHILD PASSENGER SAFETY."
Introduced by: Representative Souki and Espero.
- 1729 "A BILL FOR AN ACT RELATING TO THE TRAFFIC CODE."
Introduced by: Representative Souki and Espero.
- 1730 "A BILL FOR AN ACT RELATING TO DRIVERS EDUCATION FUND UNDERWRITERS FEE."
Introduced by: Representative Souki, by request.
- 1731 "A BILL FOR AN ACT RELATING TO DRIVERS EDUCATION FUND UNDERWRITERS FEES."
Introduced by: Representative Souki, by request.
- 1732 "A BILL FOR AN ACT RELATING TO TRANSPORTATION."
Introduced by: Representative Souki.
- 1733 "A BILL FOR AN ACT RELATING TO TRANSPORTATION."
Introduced by: Representative Souki.
- 1734 "A BILL FOR AN ACT RELATING TO TRANSPORTATION."
Introduced by: Representative Souki.
- 1735 "A BILL FOR AN ACT RELATING TO TRANSPORTATION."
Introduced by: Representative Souki.
- 1736 "A BILL FOR AN ACT RELATING TO TRANSPORTATION."
Introduced by: Representative Souki.
- 1737 "A BILL FOR AN ACT RELATING TO PRESCRIPTION DRUGS."
Introduced by: Representative Souki.
- 1738 "A BILL FOR AN ACT RELATING TO TAXES."
Introduced by: Representatives Hale, Jaffe, Thielen, B. Oshiro, Kanoho, Schatz and Hamakawa.
- 1739 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE IV, SECTION 2 OF THE HAWAII CONSTITUTION TO CHANGE THE COMPOSITION OF THE REAPPORTIONMENT COMMISSION."
Introduced by: Representatives Hale, Ahu Isa, Case, Garcia, Chang, Magaoay, Thielen, Hamakawa, Kanoho, Marumoto and B. Oshiro.
- 1740 "A BILL FOR AN ACT RELATING TO ENTERPRISE ZONES."
Introduced by: Representative Magaoay.
- 1741 "A BILL FOR AN ACT RELATING TO PUPIL TRANSPORTATION SAFETY."
Introduced by: Representatives Espero and Souki.
- 1742 "A BILL FOR AN ACT RELATING TO HEALTH."
Introduced by: Representatives Espero, Moses, Garcia, Kahikina and Auwae.
- 1743 "A BILL FOR AN ACT RELATING TO THE SUSPENSION WITHOUT PAY OF PUBLIC OFFICIALS CONVICTED OF A FELONY."
Introduced by: Representatives Marumoto, Ahu Isa, Suzuki, Espero, Gomes, Leong, Davis, McDermott, Takai, Hale, Auwae, Thielen, B. Oshiro, Hiraki, Chang and Whalen.
- 1744 "A BILL FOR AN ACT RELATING TO NOISE POLLUTION."
Introduced by: Representative Hiraki.
- 1745 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE."
Introduced by: Representative Hiraki, by request.
- 1746 "A BILL FOR AN ACT RELATING TO UNATTENDED VEHICLES."
Introduced by: Representative Hiraki.
- 1747 "A BILL FOR AN ACT RELATING TO RIGHTS OF VICTIMS."
Introduced by: Representative Hamakawa.
- 1748 "A BILL FOR AN ACT RELATING TO THE POLICE DEPARTMENTS."
Introduced by: Representatives Espero, Takai, Kawakami, Garcia, Kahikina, Magaoay, Souki, Chang, Suzuki, Cabrerros and Marumoto.

1749 "A BILL FOR AN ACT RELATING TO ADULT RESIDENTIAL CARE HOMES."

Introduced by: Representatives Espero, Kahikina, Magaoay, Cabreos, Marumoto, Takai, Garcia, Arakaki, Kawakami, Chang, Suzuki and Souki.

1750 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE LICENSE PLATES."

Introduced by: Representative Garcia.

1751 "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR THE SEX OFFENDER TREATMENT PROGRAM."

Introduced by: Representative Garcia.

1752 "A BILL FOR AN ACT RELATING TO THE EMERGENCY MANAGEMENT ASSISTANCE COMPACT."

Introduced by: Representatives Garcia, Espero, Moses, Nakasone, Saiki, Lee, Souki, Luke, Djou, M. Oshiro and Rath.

1753 "A BILL FOR AN ACT RELATING TO THE PENAL CODE."

Introduced by: Representatives Garcia, Djou, Espero, Moses, Souki, Nakasone and Rath.

1754 "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR."

Introduced by: Representative Hiraki.

1755 "A BILL FOR AN ACT RELATING TO THE EXPANSION OF THE PURPOSE OF THE WORKS OF ART SPECIAL FUND."

Introduced by: Representatives Djou, Moses, McDermott, Thielen, Case, Lee, Ahu Isa, Leong, Davis, Bukoski, Marumoto, Meyer, Hale, Morita, B. Oshiro, Ito, Souki, Yonamine, Stonebraker, Whalen and Gomes.

1756 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION."

Introduced by: Representative Hamakawa.

1757 "A BILL FOR AN ACT RELATING TO MINORS."

Introduced by: Representative Hamakawa.

1758 "A BILL FOR AN ACT RELATING TO DOMESTIC ABUSE."

Introduced by: Representative Hamakawa.

1759 "A BILL FOR AN ACT RELATING TO IDENTIFICATION."

Introduced by: Representatives Hamakawa and Thielen.

1760 "A BILL FOR AN ACT RELATING TO PUBLIC UTILITIES COMMISSION."

Introduced by: Representatives Thielen and Morita.

1761 "A BILL FOR AN ACT RELATING TO INSURANCE."

Introduced by: Representatives Hiraki, Yonamine, Takumi, Hamakawa, Case, Whalen and Morita.

1762 "A BILL FOR AN ACT RELATING TO INJURY TO PUBLIC UTILITY PROPERTY."

Introduced by: Representatives Hiraki and Chang.

1763 "A BILL FOR AN ACT RELATING TO MUTUAL BENEFIT SOCIETIES."

Introduced by: Representative Hiraki by request.

INTRODUCTION OF RESOLUTIONS

The following concurrent resolutions (H.C.R. Nos. 1 and 2) were announced by the Clerk and the following action taken:

H.C.R. No. 1, entitled: "HOUSE CONCURRENT RESOLUTION RELATING TO RECESS DAYS FOR THE REGULAR SESSION OF 2002," was jointly offered by Representatives M. Oshiro and Fox.

On motion by Representative M. Oshiro, seconded by Representative Fox and carried, H.C.R. No. 1 was adopted, with Representative Takumi being excused.

H.C.R. No. 2, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO ADDRESS THE LEGISLATURE ASSEMBLED IN JOINT SESSION," was jointly offered by Representatives Say, Luke, M. Oshiro and Fox.

On motion by Representative M. Oshiro, seconded by Representative Fox and carried, H.C.R. No. 2 was adopted, with Representative Takumi being excused.

At this time, the Chair delivered his Opening Day remarks, as follows:

"Aloha. America's freedom was attacked on September 11, 2001. Our lives forever clouded by the black smoke of 9-11, we will not forget: the thousands who lost their lives; the sacrifices of the firefighters and police officers who rushed into harm's way; and the bravery of the passengers of flight 93 that crashed before reaching its intended target: our nation's capitol.

"When the call for help went out, Hawaii's people immediately responded to America's needs. We all rushed to donate blood, money, services, and goods to the grieving people of New York, Pennsylvania, and Virginia. We lost jobs and financially suffered following the attack, but the Aloha Spirit survived.

"As our nation struggles to respond to this unprecedented crisis, it is clear, at least for the near future, that we in Hawaii must first look to ourselves to protect and sustain our ohana.

"What has emerged in the wake of the attack is the generosity and willingness of our people to help each other. Clearly, we need the collective, cooperative, and creative efforts of everyone here, whether in government or the private sector, to emerge from this latest crisis.

"It is people like David Murdock, Chairman and Chief Executive Officer of Castle & Cooke, and Dole Food Company, who willingly shares his business expertise so that we can all benefit from his insight. He has demonstrated his commitment to the State and our economy by investing millions of his own money in Hawaii businesses and property.

"It is people like Hamilton McCubbin who is educationally inspiring the Hawaiian community and leading Kamehameha Schools into new partnerships with our public schools.

"It is people like Rose Tseng -- Rose will you please rise -- the Chancellor of the University of Hawaii at Hilo, whose unbridled energy and enthusiasm for higher education, is enticing more students to enter its special programs and attracting private investment dollars from as far away as Taiwan.

"It is people like, Colin Veitch who by bringing the Norwegian Star to Hawaii's shores demonstrated his long-term confidence in our tourism industry. He knows that tourists will return, and he wants Hawaii to greet them with a world-class cruise adventure.

"It is people like Bob Hiam of HMSA, and Bruce Behnke and Michael Chaffin of Kaiser-Permanente, who extended special medical coverage to those losing their jobs.

"And it's people like University of Hawaii President Evan Dohelle -- Evan will you please stand to be recognized -- who know that our University will perform at a higher educational and community level because of public-private initiatives like the new Medical School. Over the short term, yes the Medical School will boost Hawaii's economic recovery by creating hundreds of construction-related jobs. When completed, it will also attract private research to take advantage of the new Medical School's facility and expertise.

"We are all in this together. Our collective vision will show us the way to a better life for all of Hawaii's people. By coming together, we will find hope. By staying together, we will find strength. And by working together, we will find success.

"To remind ourselves of our unique circumstances and challenges ahead, Members, I have placed two gifts on your desk this morning.

"The first is a bottle of *a'laea* salt, produced in the traditional way in Hanapepe, Kauai. An important ingredient in many traditional ceremonies and practices, this salt purifies, heals, and cleanses our spirits. Nowhere else will you find such a rich combination in any salt. Its unique red coloring represents the earth, and the salt itself represents the ocean, symbolizing our special place as an island state and the enduring quality of our Hawaiian lifestyle.

"The recent terrorism attacks have demonstrated how vulnerable we all are. But this is only one type of disaster. We face many other dangers if we don't take steps now to conserve our natural resources, meeting our needs within the carrying capacity of our islands so our children will benefit from our wise stewardship. We must embrace a sustainable lifestyle. We must conduct ourselves in a manner that meets and balances our precious environmental, economic, and social needs

without compromising our future. I am talking about growing our own food, creating our own energy sources, minimizing wastes, and recycling materials. Just as using too much salt in your food is harmful to our bodies, excessive consumption is damaging to our land, air, and water. Use this special salt wisely, and in moderation, as a reminder to respect, protect, and restore our world.

"This salt is also about practical needs. It is used daily to help preserve our food and flavor our dishes. Let this salt symbolize preserving what we have and remind us daily of our many friendships and the aloha we share with each other.

"The second gift is a calendar, celebrating our indigenous fauna and flora. These native species, while beautiful, also offer lessons. These are species whose ancestors, like ours, were lucky enough to find their way here. And like ours, once here, they adapted and made themselves at one with our islands. They are not loud or conspicuous, but quietly thrive in harmony with our elements. Like us, our native ecosystem face challenges from a changing world. Alien invasive weeds and diseases burst like terrorists upon the scene and many species have gone extinct. Today, economic operations half a globe away shape the chances for the survival of the remaining fauna and flora. To the uninformed, there seems to be little future for our native species. But across our islands, children and teachers, scientists and native practitioners, landowners and government are all at work, insuring that the native species will have a future in our islands and that our children and our children's children will have a chance to experience them. If they can have that much faith in the future, then we too, must embrace that faith and work for a future where children can enjoy a good life in a healthy Hawaiian community.

"Please accept these gifts in the spirit in which they are given ... and let them serve as reminders of our unique heritage and the immense responsibility we share in our future.

"Our responsibility is great. For the immediate future, our mission is clear. Each caucus has developed its own proposals to deal with immediate and pressing issues, including our educational system, economic initiatives, and government reform.

"I challenge you to look forward into the future. If we are to realize a strong, healthy, and sustainable Hawaii, we must set the foundation now for the future.

"First, we must deal with our tourism-based economy. We must set the stage for tourism recovery by transforming our world-class, signature showpiece, Waikiki.

"Waikiki ... the name itself evokes images of palm trees blowing in a warm ocean breeze, alabaster sand, and the crystal blue water with its quiet gentle surf. This is the typical image of Hawaii envisioned throughout the world. Over the years, dreams of a tropical getaway have lured millions of visitors to our shores, making Hawaii's 'miracle mile' one of the most enduring visitor attractions in the world.

"However, the decades have not been kind to this 'gateway of the Pacific.' This tourist Mecca has experienced haphazard growth, a deteriorating infrastructure, and unforeseen commercialization to the point where it no longer represents a Hawaiian sense of place.

"The time has come to refocus our thinking and to polish our crown jewel of tourism. Through public and private cooperation, we need to revitalize Waikiki in a way that attracts the modern sojourner with today's conveniences, while preserving the tropical paradise which visitors crave. We need to create an inviting atmosphere to attract the local community

back to experience Waikiki again. We need to restore Waikiki's grandeur.

"I propose that we create a Waikiki Authority, with participation from landowners, hotels, the City and County of Honolulu, State government, and tourism experts to set the course for the total redevelopment of Waikiki. We will not let Waikiki deteriorate because of conflicting jurisdictional issues. We must adopt and implement a master plan that will let Waikiki shine again.

"Second, while tourism is our major economic engine, we must look at other options to diversify our economy. We must position ourselves at the forefront in developing new, clean industries. Research and development are the keys to our economic future.

"To develop new industries, we must tap the resources at the University of Hawaii. Unfortunately, the University is currently unable to reach its full potential in developing these new technologies, because it has outgrown the limited land space available within its main campus. We must increase the capacity of the University to meet the changing needs of our State. I propose to all of you that we consider expanding the Manoa campus into areas makai of the H-1 Freeway.

"The current tenants must be part of our planning process also. It is not my intent to displace these businesses, but to include them in expansion efforts to make the University a viable college town. Imagine privately built and operated student housing facilities. Imagine renovated and new stores and restaurants intertwined with the campus. Imagine students, faculty, and old-time residents integrated in a vibrant, revitalized Moiliili.

"Third, I propose that we establish a Hydrogen Energy Authority at the University of Hawaii at Hilo.

"Hawaii is the most oil dependent state in the nation, with petroleum supplying ninety percent of our energy. Without an indigenous, dependable, and economical energy source, we will always be at the mercy of forces we have no control over.

"There is no reason we should be in this vulnerable position when we have the unique solar, wind, ocean, and geothermal resources needed to create a hydrogen fuel-based economy. The US Department of Energy already recognizes the University as a "center for excellence in hydrogen research." The geothermal wells on the Big Island await their incorporation into the hydrogen economy to produce clean economical energy. Recently, the Hawaii Fuel Cell Test Facility was established in Hawaii, with \$1.5 million from the US Department of Defense.

"This Hydrogen Authority will facilitate research, development, and commercialization of hydrogen fuel technology. This will enable Hawaii to be the centerpiece of hydrogen fuel development in the Pacific Rim, if not globally.

"The hydrogen economy in Hawaii is more than a challenge. It is an opportunity. We have the renewable resources and the technical expertise to show the nation the way to the hydrogen economy of the 21st Century. The rewards will be many. Not only will Hawaii be freed from its dependence on fossil fuel, but the money previously exported to pay for fossil fuel, will be kept in the State and used by consumers and businesses to generate more employment in Hawaii.

"Finally, I propose the development of a Pacific Center for Ecosystem Sciences to be built at the old Paradise Park site. Last fall, in the shadow of September 11th, Hawaii faced its own terrorist attack when the dengue fever virus broke out in

the islands. Like human terrorism, the dengue outbreak has shown us that we must be more vigilant to keep dengue and other diseases away from our shores. As an island state, Hawaii's future well-being is closely tied to the health of its environment. We must ensure that invasive alien plants do not interfere with our water supply, that alien insects and animals do not destroy crops or native ecosystems, and that introduced diseases do not threaten Hawaii's people and native species.

"Hawaii has expertise in various areas to deal with these problems, but these resources are poorly coordinated and at times redundant. The Pacific Center for Ecosystem Sciences will consolidate State, private, University, and federal agencies like the Department of the Interior, US Geological Survey, and US Department of Agriculture in a new world-class research center. This center will serve as a catalyst for the stewardship of Hawaii's natural resources, as well as a source for expertise and scientific interchange throughout the Pacific Islands.

"What all these proposals have in common is their ability to diversify our economic base and provide long-term job opportunities for our people.

"Moreover, these proposals can also be used to leverage federal funds and private investment dollars into our State. Given our limited state resources, we must tap into these moneys to help in our recovery.

"Thanks to our Congressional delegation, especially Senator Inouye, Hawaii has a unique opportunity to leverage these federal dollars to help our State. We must continue these efforts.

"For some, what happened on September 11th looked like the end of our way of life. But what sometimes appears to be the end is really a new beginning.

"There are many lessons to be learned from 9-11, but the most important is that together we can overcome any adversity. What lies behind us and what lies ahead of us are small matters compared to what lies within all of us. In these trying times, there is no incentive so great as the hope for a better tomorrow.

"This I pledge to the people of Hawaii: We will not falter and we will not fail. Hawaii will get through this crisis. Just as we have done many times in the past, we will stare down adversity and emerge even stronger. Aloha!"

The Chair then recognized Representative M. Oshiro, Majority Leader, who rose and responded:

"Mr. Speaker, thank you very much for those words of instruction, and words of encouragement. On a personal note I would like to thank you for allowing me the privilege again to serve as your Majority Leader in leading us in this 2002 session of this 21st Legislature of the State of Hawaii.

"Mr. Speaker, the tragic events of September 11th revealed a clear and present danger to the American people, and temporarily slowed the state's progress toward a return to economic prosperity. But like the rest of the nation, Hawaii survived. Mr. Speaker, we cannot change unless we survive.

"The task before us, Mr. Speaker, is threefold. First we must ensure the safety and security of Hawaii's citizens and visitors. Second we must jumpstart the rapid recovery of our state's economy, and third we must set policies that will yield long-term economic sustainability and economic diversity.

"What can the Legislature do to responsibly address Hawaii's current situation? In order to act in the public's best interest,

legislators must apply sound reason and rational judgment in deliberations and their decision-making. We should not drift with the winds of fickle public opinion. It is always easy to say what's popular. It is not always easy or popular to do what is right. Let us always do what is right; that is *pono*.

"Regardless of where our political philosophies lie, four universal maxims must be accepted if our actions are to have any significant impact or positive effect on the people of Hawaii Nei.

"First and foremost, we're all in this together. We are one family, we are one state, and we are one people. We must recognize that we are responsible for our actions, and should not blame others for our misfortunes. This will only divert us from the real task at hand. Therefore, Mr. Speaker, it is especially important in these extraordinary times that we seek common good, common ground, as our means of achieving solutions, and not dwell upon our differences.

"The proposal to eliminate the general excise tax on food provides a case in point. The estimated \$230 million revenue loss, is equal to 75% of our general fund operating budget for the University of Hawaii. It is greater than the combined operating budgets of nine entire departments, all 13 neighbor island hospitals, the entire Hawaii State Library System, and all executive agencies, including the Campaign Spending Commission and State Ethics Commission. Further, the GET tax is on merchants, not consumers, and there is no proposal to insure that any savings is passed on to the people of Hawaii. Finally Mr. Speaker, 30% of these revenues are exported offshore to our visitors and I don't think cutting taxes for tourists and posing the burden upon residents is the right thing to do.

"Second, we must be truthful, both to our constituency and ourselves. We must realize that the responsibility to make tough decisions, whenever necessary, comes with the privilege of our office. By promising what we should not or cannot deliver, we erode public confidence in our political institutions; in this honorable house.

"Although some would have people believe otherwise, under your leadership we have maintained firm discipline and accountability when setting our fiscal priorities. According to the conservative American Legislative Exchange Council, growth in Hawaii State spending was slower during the last ten years than every other state in the nation except for Wyoming and Alaska. In contrast, and contrary to popular opinion, Texas government spending nearly tripled during that same period.

"Third, simple solutions do not always remedy complex problems. Dilemmas often present themselves in contrasting colors and hues, and can seldom be addressed in black-and-white terms.

"For instance, some of our colleagues have publicly suggested that any kind of revenue reduction in general excise tax revenues can be dealt with by reducing state personnel through merely attrition. However, attrition requires that vacancies be left unfilled in the areas where they occur, primarily within the ranks of correctional officers, custodians, kitchen aides, nurses, and yes Mr. Speaker, even teachers in our classrooms. Further, because the average annual rate of vacancy, excluding teachers, is about 2,000, balancing that revenue loss through attrition can only be achieved if also accompanied by budget cuts and more layoffs.

"Mr. Speaker, we cannot honestly pledge that there will be no pain, no loss of jobs, no cuts in services, or no declines in revenues. People will be affected -- our relatives, our friends, our neighbors -- all of us will be affected.

"And fourth, we must recognize what we can affect, and then ensure that we are effective. For example, state legislatures across the country are currently introducing measures dealing with terrorism ranging from wiretaps to penalties for hoaxes. We must ensure our state's effective medical and emergency response to real and potential terrorist threats, while also coordinating with current federal efforts.

"Mr. Speaker, we will see to it that all State law enforcement, medical, and emergency response personnel are provided enough resources to protect Hawaii's people. Those we put in harms way must be given the resources to do their job. Your Majority will aggressively pursue all available federal funding for homeland security to free state monies for other priorities.

"Last fall, as we deliberated our options after the events of September 11th, we recognized our own limitations in what we could affect as state legislators. However, that critical recognition of those limits ensured our effectiveness in addressing Hawaii's most critical needs in October's emergency Special Session.

"We strengthened security at our state's airports and harbors, and on our highways. We extended unemployment benefits for those who need it most. We provided a low-cost health insurance plan for dislocated workers.

"We even authorized temporary financial assistance for those facing a loss of housing because of layoffs and cutbacks. We directed over \$2 million for food and emergency shelter for our state's needy and vulnerable. We created an environmental workforce to provide meaningful temporary employment to displaced workers.

"We authorized funding for the development of the biotechnology industry through the University of Hawaii's John A. Burns School of Medicine. And we appropriated additional funds for increased tourism marketing.

"The issues with long-term impact or that demanded broad public input were deferred until this Regular Session. In this regard, your Majority believes that the best thing we can do for Hawaii is to exact control over those forces influencing our economic fortunes.

"Your Majority will continue to improve the efficiency of government. We did a lot last year; we will do more. We will invest aggressively but prudently in a high-quality public education system. And we will work harder to encourage new economic initiatives, and to provide regulatory and tax relief to businesses.

"Virtually every successful strategy to engage and attract business or investment emphasizes the quality of the educational system as a key factor. Your Majority will promote decentralization of the public school system. We will transform its system of governance -- not by creating additional political structures, but by dividing the system into individual learning complexes that will monitor a student's performance from pre-school until high school graduation.

"Additionally, Mr. Speaker, we will partner with Kamehameha Schools to run one or more charter schools in areas of our state with a predominantly Hawaiian population. We will allow private schools to receive special purpose revenue bond financing to assist them in development of their physical plant. We believe that this will support the growing industry of education. We all benefit from a strong educational system.

"The Joint House-Senate Investigative Committee on the Felix Consent Decree has made all of us painfully aware of the

shortcomings of delivering services to challenged students deserving a quality public education. We support the committee's efforts and applaud them as they've opened the case to public scrutiny.

"The people of Hawaii have the fundamental right to know how, where, and why their monies are being spent in bringing Hawaii into compliance with the federal mandate. We will continue the committee's good work.

"Energy is a fundamental currency in any economy, and Hawaii is far too dependent upon imported fossil fuels. Last week, the University of Hawaii in partnership with the private sector opened a hydrogen fuel cell research facility on Oahu and it will lead the nation in the development of this exciting new technology. This will save businesses and families significant money, keep the money in-state Mr. Speaker, and also create new jobs and new industries.

"There are other issues to address, Mr. Speaker. Last year, the House passed to the Senate a campaign finance reform bill restructuring the influence of big money in political campaigns. But that is not enough. We must also ensure firm sanctions and penalties for those officials who breach the public trust. Mr. Speaker, this will be corrected.

"Based on what we learned from Florida's presidential vote count, we must ensure the integrity of our electoral process if we wish people to maintain confidence in our system of government. Mr. Speaker, we will support an automatic vote recount in close elections.

"Health, both individual and public, is not a marketable commodity sold to the highest bidder. Reasonable and affordable access to prescription drugs for all residents should be a minimum standard of care. It should be the hallmark of this Legislature. No caring society should ever allow its people the hard choice between paying the mortgage or grocery bills, or purchasing necessary medicines. Your Majority will support legislation that firmly addresses the high cost of prescription medicines in a manner that allows our residents, and especially our seniors, to live with dignity.

"There was a time not so long ago, Mr. Speaker, that Hawaii's system of ensuring near-universal health care coverage to its residents provided the model for the rest of the nation, and was in fact the inspiration for the aborted attempt to institute nationwide coverage. However, as the health care industry evolved and consolidated over the last decade, the time has arrived for Hawaii to reconsider its own model of employer-mandated coverage.

"Your Majority will support a comprehensive review of the Hawaii Pre-Paid Health Care Act of 1974 and its mandated services. Mr. Speaker let me assure you and be assured that we do not question its worthy intentions. However, our policies today must reflect the present environment in which health care is delivered and paid for.

"While everyone agrees that government must be more efficient, how that efficiency is achieved remains subject to contention. What some see as wasteful pork, others view as an essential government services. We propose that we seek out common ground, and remove politics from determining what programs constitute an essential component of our core mission in serving the people of Hawaii.

"We propose a commission Mr. Speaker, modeled after the federal base-closing commission of the immediate post-Cold War era. This commission will be charged with classifying all state programs against the overall state general plan as either essential or non-essential to the state's mission. Those

identified as non-essential will further be ranked in terms of priority, and the commission shall then recommend whether those programs shall be modified or eliminated. Once its determinations are made, its proposals shall be submitted to the Legislature for approval or disapproval. Government can no longer be all things to all people, and government must serve all the people -- not just those who serve in government.

"We must also maintain fiscal discipline, Mr. Speaker, in our spending on capital improvement projects. Although we support an increase for educational infrastructure, we do not believe that incurring an additional \$1 billion in debt is fiscally responsible. The Legislature has already approved over \$21 billion in capital improvement projects since 1989, yet as of November 30, 2001, over \$6 billion of these projects is "backlogged." Much of that has yet to be either released or allotted. Mr. Speaker, your Members see no purpose in adding to that amount of capital improvement projects, which has been either slowed or stalled.

"Mr. Speaker our economic fortunes will be equally impacted, by those things that we choose not to do. We will not second-guess previous actions that were specifically enacted to bolster the economy.

"We will implement the final year of our reduction in personal income taxes. We will maintain our schedule of ending the pyramiding of the general excise tax on business services.

"We will ensure the continuity and continued integrity of the Hawaii Hurricane Relief Fund, because it is not a question of if, but when a hurricane will strike.

"And finally, we will examine all special and revolving fund surpluses.

"There are no concoctions that will immediately provide a cure to what ails us, but when we address our state's situation in honest terms, we have already taken the first step toward finding real and practical solutions to our problems. As I stated earlier, we cannot change unless we survive, but we cannot survive unless we change.

"With determination, unity of purpose, and integrity, we can ensure our return to prosperity, provide economic sustainability, and create opportunity for all who love Hawaii and call our islands home. Thank you."

The Chair then recognized Representative Fox, Minority Leader, to present the Minority response:

"To you Mr. Speaker, and to all who recognize the crisis we face in Hawaii today, thank you.

"The first step we take toward recovery is to look truth squarely in the face. There are two parts to facing the truth -- the surface and the deeper reality. On the surface, we see the harshness of people losing jobs, and of businesses going under. At a deeper level, we must be honest with ourselves about the inadequacy of the solutions we have tried in the past. This time, it is essential that we do things differently, and do them better. As Albert Einstein said, insanity is "doing the same thing over and over and expecting different results." The deeper reality Hawaii faces is the need for new and different solutions.

"So our second step toward recovery is to embrace a vision powerful enough to generate real change. Perhaps here too, we are all on the same page. Hawaii is the most isolated populated landmass in the world. Yet our history is one of depending on

outside forces to save us, whether markets for sandalwood, whale oil, sugar, or pineapple; whether military spending or tourism. The time has come to rely instead on ourselves, on our own skills. Sure, we need military spending and tourism, but the vision driving us to a brighter future can only be one of Hawaii doing it ourselves, all Hawaii pulling together, using all Hawaii's talents, Hawaii controlling its own destiny.

"The Hawaii we see today still relies too much on a core -- the power core -- people who trade on their outside connections to work insider deals. Working within a core marginalizes those with fewer resources, less education, or who are culturally less sensitive. This is yesterday's way, because it leaves out too much talent, actual or potential.

"We cannot afford any longer to waste our human resources. We are small, and the world is moving too fast. We must uplift all our people, we must educate them, and we must give them jobs.

"I'm glad you ask, 'How?'

"First, we must fix our broken education system. To make progress, we simply have to break up Hawaii's bloated, single school district and we have to create seven independent, local school districts -- one for each neighbor island county and four for Oahu -- each with its own elected board and its own superintendent. We must create local districts while keeping our current equitable statewide collection and disbursement of funds. Mr. Speaker any "reform" that preserves the DOE's top-down running of Hawaii's schools is false reform, fake reform, and must be fought by all who believe that local needs are best met by local control of schools. And to make local control work, local school boards must have the power to put all their principals on performance-based contracts, while providing principals the pay, resources, and authority they need to allow them to be the effective CEOs we need.

"Second, we must reshape the current relationship between government and Hawaii's citizens by remembering that government is the people's servant, not the master. Government must be smaller, government must be more efficient, government must be less costly, and government must help business take the lead in doing what business does best -- create jobs. In the current crisis, the legislature can fix the relationship between government and the people it serves by living within our means and by cutting expenses to meet all projected declines in revenue. We can further rebalance the relationship between government and the people by returning any excess funds -- special, revolving or otherwise -- to the people as tax reductions. And we should start by eliminating the excise tax on food, Mr. Speaker this is a hundred million dollar gain for tax payers not \$230 million as suggested by the Majority Leader if we only talk about only food that is sold in stores and that is what we talk about. We should also eliminate the excise tax on medical services, and on rent. These actions will create jobs and stimulate the economy. And economic recovery will pay for better education.

"We are due, if not long overdue, for the real change Hawaii needs for all our people to share in the fruits of these blessed islands. It's time for:

All Hawaii stand together
It's now and forever
To raise our voices, hold our banners high.

"Thank you."

The Chair thanked the Majority Leader and Minority Leader for their remarks, and then addressed the Body, stating:

"Members, on December 31st, Mr. Kevin Ebata, the House Sergeant-at-Arms, passed away at his home after a valiant battle against cancer. He is survived by his mother, Doris; his wife, Kelly; an 8-year-old daughter, Katie; 2 stepchildren; 2 brothers and a sister. I would like to recognize Mrs. Kelli Ebata, Mrs. Doris Ebata, and other members of the Ebata family here with us today on the floor.

"Mr. Ebata began his professional career here in the Hawaii State House in 1979 in the House Clerk's office as a Documents Librarian and later as an Accountant. He was elevated to the position of House Sergeant-at-Arms in 1988. He served 6 successive House Speakers -- Wakatsuki, Peters, Kawakami, Kihano, Souki and myself.

"Kevin served all of us well here on the floor and 'behind the scenes'. He professionalized the operations of the House Sergeant-at-Arms Office, and he always tried to provide the safest possible work environment for all of us in the State Capitol. He was proud to be of service to the House and to the people of the State.

"I had the opportunity to visit Kevin the Thursday before his passing, and I expressed our collective thanks and appreciation for his years of service. In turn, he thanked all of us for our support throughout the years.

"The empty chair on the floor today draped with lei, Kevin's desk chair, near the Chief Clerk's desk is our tribute to Kevin.

"Members of the House, and members of the audience, please rise and join me in a moment of silence to honor the memory of the House Sergeant-at-Arms, Mr. Kevin M. Ebata."

At this time the Members of the House of Representatives, their guests, and the audience rose for a moment of silence in memory of House Sergeant-at-Arms, Mr. Kevin M. Ebata, who passed away on December 31, 2001 after a valiant battle against cancer.

ADJOURNMENT

At 11:07 o'clock a.m., on motion by Representative Lee, seconded by Representative Pendleton and carried, the House of Representatives adjourned until 12:00 o'clock noon tomorrow, Thursday, January 17, 2002. (Representative Takumi was excused.)

SECOND DAY

Thursday, January 17, 2002

The House of Representatives of the Twenty-First Legislature of the State of Hawaii, Regular Session of 2002, convened at 12:22 o'clock p.m., with the Speaker presiding.

The invocation was delivered by Pastor Sid Sumida of the Grace Bible Church, after which the Roll was called showing all members present with the exception of Representatives Case, Fox, McDermott, M. Oshiro, Souki, Stonebraker and Takumi, who were excused.

By unanimous consent, reading and approval of the Journal of the House of Representatives of the First Day was deferred.

GOVERNOR'S MESSAGES

The following messages from the Governor (Gov. Msg. Nos. 1 through 90) were received and announced by the Clerk were placed on file:

Gov. Msg. No. 1, transmitting the report prepared by the Public Utilities Commission on Act 87, Session Laws of Hawaii 2000, relating to energy.

Gov. Msg. No. 2, transmitting the Hawaii State Public Library System's Annual Report for fiscal year ending June 30, 2001 on Library Fines and Lost Books, and Library Fee for Enhanced Services.

Gov. Msg. No. 3, transmitting the Annual Report on Geothermal Royalties and Geothermal and Cable Development Activities.

Gov. Msg. No. 4, transmitting the Project Funded Staff Services Budget Report for fiscal year ending June 30, 2001.

Gov. Msg. No. 5, transmitting the Annual Report on the North Shore Paukaula Streambank Erosion and Riparian Area Community Project.

Gov. Msg. No. 6, transmitting the Department of Taxation Annual Report for fiscal year ending June 30, 2001.

Gov. Msg. No. 7, transmitting the Report on Special Purpose Revenue Bonds, Issued and Outstanding and Authorized but Unissued as of July 1, 2001.

Gov. Msg. No. 8, transmitting the Expenditure and Progress Report of Study Incorporating the State Agricultural Water Use and Development Plan into the State Water Projects Plan for fiscal year ending June 30, 2001.

Gov. Msg. No. 9, transmitting the Report on Identification of Streams and Rivers that Exhibit Special Natural Qualities Worthy of Protection for fiscal year ending June 30, 2001.

Gov. Msg. No. 10, transmitting the Report on the Development of the Northwestern Hawaiian Islands Coral Reef Ecosystem Reserve Operations Plan and Clarification of the State's Role and Responsibilities for fiscal year ending June 30, 2001.

Gov. Msg. No. 11, transmitting the Annual Report Requesting Further Action on the Designation of a State Recreational and Historic Park and Nature Reserve at Kapua, Honomalino, Okoe, Kaulanamauna, and Manuka Districts of South Kona and Kau, Island of Hawaii for fiscal year ending June 30, 2001.

Gov. Msg. No. 12, transmitting the Annual Report on the Status of the Kaho'olawe Rehabilitation Trust Fund.

Gov. Msg. No. 13, transmitting the 2001 Annual Update Report on Various Cost Options on Customary Fee Profiles for Non-Institutional Health Care Providers.

Gov. Msg. No. 14, transmitting the Hawaii Civil Rights Commission's Annual Report for fiscal year ending June 30, 2001.

Gov. Msg. No. 15, transmitting the Variance Report for FYs 2001-02, pursuant to Section 37-75, HRS, Budget – Variance Report.

Gov. Msg. No. 16, transmitting the Report of the Task Force to Create a Master Plan for Water Quality and Flood Mitigation for Waimanalo for fiscal year ending June 30, 2001.

Gov. Msg. No. 17, transmitting the Status Report from the Task Force on Beach and Water Safety for fiscal year ending June 30, 2001.

Gov. Msg. No. 18, transmitting the Report Requesting the Department of Land and Natural Resources to Negotiate with the Kamehameha Schools, Bishop Museum, and the Office of Hawaiian Affairs to Lease Kalihi Valley Nature Park for a Native Hawaiian Education Center for fiscal year ending June 30, 2001.

Gov. Msg. No. 19, transmitting the Annual Report on all Special, Trust, and Revolving Fund Transactions Carried Out Over the Previous Fiscal Year for fiscal year ending June 30, 2001.

Gov. Msg. No. 20, transmitting a report entitled "Establishment of Official Policy Supporting Native Hawaiian Culture and Arts".

Gov. Msg. No. 21, transmitting a report entitled "Hawaii School Repair and Maintenance Fund Progress Report".

Gov. Msg. No. 22, transmitting a report entitled "Department of Accounting and General Services, Annual Report on Goals and Objectives – January 2002".

Gov. Msg. No. 23, transmitting a progress report on the feasibility of acquiring the No. 1 Capitol District (former Hemmeter Building).

Gov. Msg. No. 24, transmitting a project-funded staff services budget report for the period July 1, 2001 to June 30, 2002.

Gov. Msg. No. 25, transmitting a report entitled "Stadium Special Fund Statement of Receipts, Expenditures and Transfers for the Fiscal Year Ended June 30th, 2001."

Gov. Msg. No. 26, transmitting a report entitled "Department of Accounting and General Services, Annual Report of Claims and Lawsuits Arbitrated, Compromised, or Settled for \$10,000 or Less for Fiscal Year 2000-2001."

Gov. Msg. No. 27, transmitting a report entitled "Annual Report of the State Educational Facilities Improvement Special Fund for Fiscal Year 2000-2001."

Gov. Msg. No. 28, transmitting a report entitled "Annual Report of the Interagency Federal Revenue Maximization Revolving Fund for Fiscal Year 2000-2001."

Gov. Msg. No. 29, transmitting a report "Relating to the Feasibility, Benefits, and Costs of Establishing a Comprehensive, Linked K-16 Database in the State of Hawaii."

Gov. Msg. No. 30, transmitting the Department of Human Services' Interim Report to the Legislature regarding the licensing of home and community-based case management agencies.

Gov. Msg. No. 31, transmitting the Department of Hawaiian Home Lands report on the status of the Native Hawaiian Rehabilitation Fund.

Gov. Msg. No. 32, transmitting the Annual Report for the Implementation of Chapter 190D, Hawaii Revised Statutes (as amended), Ocean and Submerged Lands Leasing for fiscal year ending June 30, 2001.

Gov. Msg. No. 33, transmitting the report on expenditures to pay unemployment compensation claims of former state employees.

Gov. Msg. No. 34, transmitting the Department of Human Resources Development's itemized expenditure report for fiscal year ending June 30, 2001.

Gov. Msg. No. 35, transmitting the Financial Report of the Special Unemployment Insurance Fund Revenues and Expenditures for the fiscal year ending June 30, 2001.

Gov. Msg. No. 36, transmitting the "Annual Report on The Hawaii Research Center for Future Studies".

Gov. Msg. No. 37, transmitting the Spouse and Child Abuse Special Account Annual Report for fiscal year ending June 30, 2001.

Gov. Msg. No. 38, transmitting the Department of Human Services Report to the Legislature regarding Child Welfare Services (HMS 301), Child Placement Board (HMS 303), and Nursing Home Without Walls (HMS 603).

Gov. Msg. No. 39, transmitting the Annual Report on State Positions Assigned to Salary Ranges SC-1, SC-2, and SC-3 as of December, 2001.

Gov. Msg. No. 40, transmitting the fiscal year 2000-01 Annual Report of the Public Utilities Commission.

Gov. Msg. No. 41, transmitting the Annual Report of the Hawaii Historic Preservation Fund for fiscal year ending June 30, 2001.

Gov. Msg. No. 42, transmitting the Report of the Progress of Establishing the Reasonable Cost to be Assessed to the Permittees as Defined by Water Use Permit Applications (Waihole Ditch) 94 for fiscal year ending June 30, 2001.

Gov. Msg. No. 43, transmitting the Violent Firearm Crime Coalition Report for fiscal year ending June 30, 2001.

Gov. Msg. No. 44, transmitting the Report Requesting an Investigation of the Impacts of Increased Public Access on Ka'awaloa and Kealakekua Bay, Island of Hawaii for fiscal year ending June 30, 2001.

Gov. Msg. No. 45, transmitting the Report on Equipment Modernization Efforts by the Bureau of Conveyances for fiscal year ending June 30, 2001.

Gov. Msg. No. 46, transmitting the Annual Report as required by Act 100, Session Laws of Hawaii 1999 (Five-Year Plans).

Gov. Msg. No. 47, transmitting the Agribusiness Development Corporation's Assessment of and Improvement Recommendations for the Molokai Irrigation System.

Gov. Msg. No. 48, transmitting the Report on the Hawaii Caves Task Force for fiscal year ending June 30, 2001.

Gov. Msg. No. 49, transmitting the Department of Land and Natural Resources Annual Report of Statement of Goals, Short and Long Term Accomplishments, Objectives and Policies on How Goals will be Accomplished and Action Plan for fiscal year ending June 30, 2001.

Gov. Msg. No. 50, transmitting the Office of Information Practices Annual Report for fiscal year ending June 30, 2001.

Gov. Msg. No. 51, transmitting the Department of Labor and Industrial Relations Annual Report.

Gov. Msg. No. 52, transmitting the Asset Forfeiture Annual Report for fiscal year ending June 30, 2001.

Gov. Msg. No. 53, transmitting the statement of goals and objectives for the Department of Human Resources Development.

Gov. Msg. No. 54, transmitting the 2001 Annual Report on Home Property Liens as prepared by the Department of Human Services.

Gov. Msg. No. 55, transmitting a report entitled "Financial Statements of the State Educational Facilities Repair and Maintenance Fund and State Physical Plant Operations and Maintenance Fund and Project Status".

Gov. Msg. No. 56, transmitting the Department of Budget and Finance's report on goals and action plans in accordance with Act 100, SLH 1999 (Five-Year Plans).

Gov. Msg. No. 57, transmitting the report of the Mandated Benefits Advisory Task Force.

Gov. Msg. No. 58, transmitting a monthly report to the Legislature pursuant to Act 15, Third Special Session of 2001, Relating to Economic Emergency.

Gov. Msg. No. 59, transmitting the Department of the Attorney General Tobacco Enforcement Unit's Annual Report for the year ending June 30, 2001.

Gov. Msg. No. 60, transmitting the Department of the Attorney General's Report to the Legislature, Regular Session 2002 on the Receipts and Expenditures of the Antitrust Trust Fund.

Gov. Msg. No. 61, transmitting the Annual Report on Endangered Species for fiscal year ending June 30, 2001.

Gov. Msg. No. 62, transmitting the Department of the Attorney General's Asset Forfeiture Annual Report for fiscal year ending June 30, 2001.

Gov. Msg. No. 63, transmitting the Pesticide Use Revolving Fund Annual Report for fiscal year ending June 30, 2001.

Gov. Msg. No. 64, transmitting the report, Annual Evaluation of the Hawaii Unemployment Compensation Fund.

Gov. Msg. No. 65, transmitting the Final Report on Convening a Working Group to Study Conditions at Punalu'u and Kamehameha Beaches for fiscal year ending June 30, 2001.

Gov. Msg. No. 66, transmitting the Progress Report on Master Plan for Pohoiki Boat Ramp for fiscal year ending June 30, 2001.

Gov. Msg. No. 67, transmitting the Department of Defense Annual Report for fiscal year ending June 30, 2001.

Gov. Msg. No. 68, transmitting a Report on Mental Health Services from the Child and Adolescent Mental Health Division.

Gov. Msg. No. 69, transmitting the 2000 Annual Report prepared by the Hawaii Strategic Development Corporation.

Gov. Msg. No. 70, transmitting the Monthly Report on Expenditures for the Felix Consent Decree, Felix Special Monitor, and Felix Monitoring Project.

Gov. Msg. No. 71, transmitting the Annual Report Relating to Watershed Protection.

Gov. Msg. No. 72, transmitting "A Report to the Twenty-First Legislature on House Concurrent Resolution No. 190, HD 1 (2000) Requesting the Housing and Community Development Corporation of Hawaii to Explore Home Ownership Options at the State-Owned and Operated Palolo Homes I and II and other State-Owned and Operated Housing Projects".

Gov. Msg. No. 73, transmitting the Detailed Quarterly Reports on Projected and Actual Expenditures from the Behavioral Health Administration.

Gov. Msg. No. 74, transmitting the Monthly Report on Expenditures for the Felix Consent Decree, Felix Special Monitor, and Felix Monitoring Project.

Gov. Msg. No. 75, transmitting the Report Detailing all Backlogs Pertaining to Repair and Maintenance and Expenditures for Small Boat Harbors Made to Reduce Backlogs for the Period July 1, 2000 to December 15, 2001.

Gov. Msg. No. 76, transmitting the Department of Agriculture's Progress Report on State Irrigation Program's Self-Sufficiency for fiscal year ending June 30, 2001.

Gov. Msg. No. 77, transmitting the Department of Defense's report, "Relating to Government Operations" (Five-Year Plan).

Gov. Msg. No. 78, transmitting the Report of the Re-evaluation of the Boundaries of the Hilo Bay Recreational Thrill Craft Zone for fiscal year ending June 30, 2001.

Gov. Msg. No. 79, transmitting the Research Corporation of the University of Hawaii's Annual Report for the fiscal year ending June 30, 2001.

Gov. Msg. No. 80, transmitting the Coordinated Care Organization Review Task Force report, pursuant to Act 166, Session Laws of Hawaii 1998.

Gov. Msg. No. 81, transmitting the 2002 biennial "Report of Findings on Adjustments to the Compensation Plans." The

Compensation Plans, and the Increased Cost for Fiscal Year 2003, due to Repricing.

Gov. Msg. No. 82, transmitting the Report on the Feasibility of a Wind Resistant Device Grant Program.

Gov. Msg. No. 83, transmitting the Hawaii Community Development Authority's Year 2000-01 Annual Report.

Gov. Msg. No. 84, transmitting the Final Report on Discussions with Affected Ranchers in Connection with the Saddle Road Realignment Project for fiscal year ending June 30, 2001.

Gov. Msg. No. 85, transmitting the Progress Report on Expenditures and Effectiveness of Invasive Species Programs for the Period July 1, 2001 to October 31, 2001.

Gov. Msg. No. 86, transmitting the Annual Report on the Wildlife Revolving Fund for fiscal year ending June 30, 2001.

Gov. Msg. No. 87, transmitting the Barbers Point Naval Air Station Redevelopment Commission's Annual Report for fiscal year ending June 30, 2001.

Gov. Msg. No. 88, transmitting the Aloha Tower Development Corporation's Annual Report for fiscal year ending June 30, 2001.

Gov. Msg. No. 89, dated December 10, 2001, regarding the transmittal of the Executive Supplemental Budget, informing the House that recent reductions in state revenues precluded submittal of the Executive Supplemental Budget by December 17, 2001, pursuant to section 37-72, HRS, and noted that they expect to submit the Supplemental budget on January 14, 2002.

Gov. Msg. No. 90, transmitting the Executive supplemental Budget – Budget Period 2001-2003.

DEPARTMENTAL COMMUNICATIONS

The following communications (Dept. Com. Nos. 1 through 9) were received by the Clerk and were placed on file:

Dept. Com. No. 1, from Seiji F. Naya, Director of the Department of Business, Economic Development and Tourism, transmitting the report "Department of Business, Economic Development, and Tourism, 2002 Goals and Objectives".

Dept. Com. No. 2, from Ronald T.Y. Moon, Chief Justice of the Hawaii State Supreme Court, transmitting the Judiciary's Supplemental Budget (2001-2003), and Variance Report (2000-2002), and the 2001 Annual Report Statistical Supplement.

Dept. Com. No. 3, from Robin K. Matsunaga, Ombudsman, transmitting the Office of Ombudsman's annual report to the Legislature.

Dept. Com. No. 4, from Wayne Metcalf, Insurance Commissioner, transmitting the Insurance Commissioner's annual report on the Insurance Regulation Fund ("IRF") assessments and expenditures for the fiscal year ending June 30, 2001.

Dept. Com. No. 5, from Marion M. Higa, State Auditor, transmitting their report, Follow-Up and Management Audit of the Felix Consent Decree.

Dept. Com. No. 6, from Seiji F. Naya, Director of the Department of Business, Economic Development and Tourism, transmitting the report, Population by Major Race Categories

Alone or in Combination for the State of Hawaii: 2000 (HSDC 2000-2).

Dept. Com. No. 7, from Neal Miyahira, Director of Finance of the Department of Budget and Finance, transmitting the Budget in Brief – The Executive Supplemental Budget FY 2003, and noting that in regard to the Executive Supplemental Budget, they earlier indicated that the document would be transmitted on January 14, 2002; however they are now expecting to submit the document on January 17, 2002.

Dept. Com. No. 8, from the Hawaii Tourism Authority, transmitting their 2001 Annual Report to the Hawaii State Legislature.

Dept. Com. No. 9, from Marion Higa, State Auditor, transmitting their report, Sunset Evaluation Report: Marriage and Family Therapists.

MISCELLANEOUS COMMUNICATIONS

The following miscellaneous communications (Misc. Com. Nos. 1 through 4) were received by the Clerk were placed on file:

Misc. Com. No. 1, from S. Vance Wilkins, Jr., Speaker of the Commonwealth of Virginia House of Delegates, thanking the House for H.C.R. No. 1, and the expression of sympathy to the state of Virginia.

Misc. Com. No. 2, from Ernest Y.W. Lau, Manager and Chief Engineer of the Department of Water, County of Kauai transmitting their Proposed State CIP Projects Request for State Aid for the Island of Kauai for the 2002 Legislature.

Misc. Com. No. 3, from Gordon G.W. Lum, Executive Director of the Oahu Metropolitan Planning Organization, transmitting OMPO's Report to the 2002 Hawaii State Legislature on the Status of Waianae Coast Transportation Studies and Projects.

Misc. Com. No. 4, from Twylla-Dawn Steer, Chairperson of the Hawaii Teacher Standards Board transmitting the 2001 Annual Report of the Hawaii Teacher Standards Board.

ORDER OF THE DAY

INTRODUCTION OF BILLS

On motion by Representative Lee, seconded by Representative Djou and carried, the following bills (H.B. Nos. 1764 through 1772) passed First Reading by title and were referred to Printing: (Representatives Case, Fox, McDermott, M. Oshiro, Souki, Stonebraker and Takumi were excused.)

H.B. Nos.:

1764 "A BILL FOR AN ACT RELATING TO FIREARMS."

Introduced by: Representative Hamakawa.

1765 "A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH SYSTEMS CORPORATION."

Introduced by: Representatives Kawakami, Arakaki, Takai, Kahikina, Auwae and Yonamine.

1766 "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS."

Introduced by: Representatives Kawakami, Kahikina, Arakaki, Kanoho, Espero, Leong, Morita, Cabrerros and Magaoay.

1767 "A BILL FOR AN ACT RELATING TO EMPLOYEES' RETIREMENT SYSTEM."

Introduced by: Representatives Chang, Hale, Morita, Kanoho, Souki, Hamakawa, Kawakami, Takamine and Suzuki.

1768 "A BILL FOR AN ACT RELATING TO VEHICLE REGISTRATION."

Introduced by: Representatives Chang, Souki, Hale, Morita, Rath, Takamine, Kanoho, Hamakawa, Kawakami, Suzuki and Bukoski.

1769 "A BILL FOR AN ACT RELATING TO GEOTHERMAL ROYALTIES."

Introduced by: Representatives Chang, Hale, Kanoho, Souki, Hamakawa, Kawakami, Takamine and Bukoski.

1770 "A BILL FOR AN ACT RELATING TO PUBLIC UTILITIES."

Introduced by: Representatives Nakasone, Luke and Magaoay.

1771 "A BILL FOR AN ACT RELATING TO PATIENT SAFETY."

Introduced by: Representative Nakasone.

1772 "A BILL FOR AN ACT RELATING TO RESIDENCY OF POLICE OFFICER APPLICANTS."

Introduced by: Representative Nakasone.

INTRODUCTION OF RESOLUTIONS

By unanimous consent, the following resolutions (H.R. Nos. 1 through 3) and concurrent resolutions (H.C.R. Nos. 3 through 7) were referred to Printing and further action was deferred:

H.R. No. 1, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH AND THE DEPARTMENT OF EDUCATION TO JOINTLY DETERMINE WHETHER THE DIAGNOSIS OF CHILDREN WITH "ATTENTION DEFICIT DISORDER" OR "ATTENTION DEFICIT HYPERACTIVITY DISORDER" IN HAWAII HAS BEEN EXCESSIVE, WHETHER HAWAII'S CHILDREN ARE BEING SUBJECTED TO EXCESSIVE USE OF PSYCHIATRIC DRUGS TO MODIFY THEIR BEHAVIOR, AND TO RESEARCH, EXAMINE, AND RECOMMEND NON-DRUG ALTERNATIVES," was offered by Representative Thielen.

H.R. No. 2, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH, IN COOPERATION WITH THE DEPARTMENT OF EDUCATION, TO ESTABLISH A SUN PROTECTION POLICY FOR ELEMENTARY SCHOOL CHILDREN AND A SUN

PROTECTION PROGRAM TO EDUCATE ELEMENTARY SCHOOL CHILDREN AND THEIR PARENTS," was jointly offered by Representatives Thielen, Arakaki, Lee, Case, Hamakawa, Takai, Espero, Marumoto, Auwae, Leong, and Takumi.

McDermott, M. Oshiro, Souki, Stonebraker and Takumi were excused.)

H.R. No. 3, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO CONDUCT A PILOT STUDY OF POLLUTION SOURCES OF KAILUA BAY AND REPRESENTATIVE AREAS IN WEST MAUI BY USING ADVANCED DNA TECHNIQUES TO DETERMINE SOURCES OF POLLUTION AND WATER QUALITY," was offered by Representatives Davis and Thielen.

H.C.R. No. 3, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH AND THE DEPARTMENT OF EDUCATION TO JOINTLY DETERMINE WHETHER THE DIAGNOSIS OF CHILDREN WITH "ATTENTION DEFICIT DISORDER" OR "ATTENTION DEFICIT HYPERACTIVITY DISORDER" IN HAWAII HAS BEEN EXCESSIVE, WHETHER HAWAII'S CHILDREN ARE BEING SUBJECTED TO EXCESSIVE USE OF PSYCHIATRIC DRUGS TO MODIFY THEIR BEHAVIOR, AND TO RESEARCH, EXAMINE, AND RECOMMEND NON-DRUG ALTERNATIVES," was offered by Representative Thielen.

H.C.R. No. 4, entitled "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH, IN COOPERATION WITH THE DEPARTMENT OF EDUCATION, TO ESTABLISH A SUN PROTECTION POLICY FOR ELEMENTARY SCHOOL CHILDREN AND A SUN PROTECTION PROGRAM TO EDUCATE ELEMENTARY SCHOOL CHILDREN AND THEIR PARENTS," was jointly offered by Representatives Thielen, Arakaki, Lee, Case, Hamakawa, Takai, Espero, Marumoto, Auwae, Leong, and Takumi.

H.C.R. No. 5, entitled "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO CONDUCT A PILOT STUDY OF POLLUTION SOURCES OF KAILUA BAY AND REPRESENTATIVE AREAS IN WEST MAUI BY USING ADVANCED DNA TECHNIQUES TO DETERMINE SOURCES OF POLLUTION AND WATER QUALITY," was jointly offered by Representatives Davis and Thielen.

H.C.R. No. 6, entitled "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT AN EXAMINATION AND EVALUATION OF THE FEASIBILITY OF CREATING AN AUTONOMOUS PUBLIC SCHOOL SYSTEM AND TO DEVISE A COMPREHENSIVE IMPLEMENTATION PLAN," was offered by Representative Yonamine.

H.C.R. No. 7, entitled "HOUSE CONCURRENT RESOLUTION CONTINUING THE JOINT SENATE-HOUSE INVESTIGATIVE COMMITTEE TO INVESTIGATE THE STATE'S EFFORTS TO COMPLY WITH THE FELIX CONSENT DECREE," was jointly offered by Representatives Saiki, B. Oshiro, Leong, Marumoto, Kawakami, and Ito.

ADJOURNMENT

At 12:27 o'clock p.m. on motion by Representative Lee, seconded by Representative Djou and carried, the House of Representatives adjourned until 12:00 o'clock noon tomorrow, Friday, January 18, 2002. (Representatives Case, Fox,

THIRD DAY

Friday, January 18, 2002

The House of Representatives of the Twenty-First Legislature of the State of Hawaii, Regular Session of 2002, convened at 12:12 o'clock p.m., with the Speaker presiding.

The invocation was delivered by Captain Kyle Smith of the Salvation Army, after which the Roll was called showing all members present with the exception of Representatives Case, Chang, Davis, Fox, Kahikina, Kanoho, M. Oshiro and Yonamine, who were excused.

By unanimous consent, reading and approval of the Journal of the House of Representatives of the Second Day was deferred.

GOVERNOR'S MESSAGES

The following messages from the Governor (Gov. Msg. Nos. 91 through 97) were received and announced by the Clerk were placed on file:

Gov. Msg. No. 91, transmitting the Hawaii Real Estate Commission Progress Report on the Recodification of Chapter 514A, Hawaii Revised Statutes.

Gov. Msg. No. 92, transmitting the Department of Commerce and Consumer Affairs' Annual Compliance Resolution Fund Report for fiscal year ending June 30, 2001.

Gov. Msg. No. 93, transmitting the Annual Report on the Activities of the Kaneohe Bay Regional Council for fiscal year ending June 30, 2001.

Gov. Msg. No. 94, transmitting the Report Relating to Development of Hawaii Statewide Trails and Access System known as "Na Ala Hele" for fiscal year ending June 30, 2001.

Gov. Msg. No. 95, transmitting the Annual Report on the Natural Area Reserves System and Natural Area Partnership Program for fiscal year ending June 30, 2001.

Gov. Msg. No. 96, transmitting the Annual Report Relating to the Forest Stewardship Program for fiscal year ending June 30, 2001.

Gov. Msg. No. 97, transmitting the 2002 Annual Report of the Medical Claims Conciliation Panel and the Design Professional Conciliation Panel.

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 1 and 2) were received and announced by the Clerk were placed on file:

Sen. Com. No. 1, returning H.C.R. No. 1, entitled: "HOUSE CONCURRENT RESOLUTION RELATING TO RECESS DAYS FOR THE REGULAR SESSION OF 2002," which was adopted by the Senate on January 17, 2002.

Sen. Com. No. 2, returning H.C.R. No. 2, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO ADDRESS THE LEGISLATURE ASSEMBLED IN JOINT SESSION," which was adopted by the Senate on January 17, 2002.

ORDER OF THE DAY

INTRODUCTION OF BILLS

On motion by Representative Lee, seconded by Representative Djou and carried, the following bills (H.B. Nos. 1773 through 1822) passed First Reading by title and were referred to Printing: (Representatives Case, Chang, Davis, Fox, Hiraki, Kahikina, Kanoho, and M. Oshiro were excused.)

H.B. Nos.:

1773 "A BILL FOR AN ACT RELATING TO CHILD ENDANGERMENT."

Introduced by: Representatives Lee, Takai, Arakaki, Leong, Auwae, Garcia, Magaoay, B. Oshiro, Morita, Schatz, Espero, Case, Luke, M. Oshiro, and Ontai.

1774 "A BILL FOR AN ACT RELATING TO SMOKING."

Introduced by: Representatives Lee, Takai, Arakaki, Leong, Garcia, Magaoay, B. Oshiro, Morita, Luke, Espero, Case, Takumi, and M. Oshiro.

1775 "A BILL FOR AN ACT RELATING TO INDEMNIFICATION AGREEMENTS."

Introduced by: Representatives Lee, Takai, Arakaki, Garcia, Magaoay, B. Oshiro, Morita, Schatz, M. Oshiro, Espero, Luke, Thielen, Case, and Ontai.

1776 "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYEE HEALTH BENEFITS."

Introduced by: Representative Lee, by request.

1777 "A BILL FOR AN ACT RELATING TO PUBLIC UTILITIES."

Introduced by: Representative Hiraki.

1778 "A BILL FOR AN ACT RELATING TO FINANCIAL SERVICES LOAN COMPANIES."

Introduced by: Representatives Hiraki, and Chang.

1779 "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF EDUCATION."

Introduced by: Representatives Leong, Thielen, and Ontai.

1780 "A BILL FOR AN ACT RELATING TO EARNED INCOME TAX CREDIT."

Introduced by: Representatives Ahu Isa, Marumoto, Chang, and Ontai.

1781 "A BILL FOR AN ACT RELATING TO INCOME TAX."

Introduced by: Representatives Ahu Isa, Leong, Marumoto, and Chang.

- 1782 "A BILL FOR AN ACT RELATING TO PARKING FOR PERSONS WITH DISABILITIES."
Introduced by: Representatives Souki, and Arakaki.
- 1783 "A BILL FOR AN ACT RELATING TO ANATOMICAL GIFTS."
Introduced by: Representatives Souki, and Arakaki.
- 1784 "A BILL FOR AN ACT RELATING TO ANATOMICAL GIFTS."
Introduced by: Representatives Souki, and Arakaki.
- 1785 "A BILL FOR AN ACT RELATING TO ORGAN DONATION."
Introduced by: Representatives Souki, and Arakaki.
- 1786 "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM."
Introduced by: Representative Souki.
- 1787 "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING IN PUBLIC EMPLOYMENT."
Introduced by: Representatives Souki, Takumi, Hamakawa, Yoshinaga, Kahikina, Hiraki, Takai, Nakasone, and Takamine.
- 1788 "A BILL FOR AN ACT RELATING TO PRIVATIZATION."
Introduced by: Representatives Souki, Takumi, Hamakawa, Espero, Nakasone, Kahikina, Takai, Hiraki, Yoshinaga, Ito, and Takamine.
- 1789 "A BILL FOR AN ACT RELATING TO AN ADVISORY REFERENDUM ON GAMING IN HAWAII."
Introduced by: Representatives Souki, McDermott, Espero, and Chang.
- 1790 "A BILL FOR AN ACT RELATING TO AGRICULTURE."
Introduced by: Representatives Souki, Kanoho, and Abinsay.
- 1791 "A BILL FOR AN ACT RELATING TO CHILD BOOSTER SEAT."
Introduced by: Representatives Souki, Nakasone, and Espero.
- 1792 "A BILL FOR AN ACT RELATING TO CHILD PASSENGER SAFETY."
Introduced by: Representative Marumoto.
- 1793 "A BILL FOR AN ACT RELATING TO THE HAWAII FILM INDUSTRY."
Introduced by: Representatives Ahu Isa, Leong, Marumoto, and Chang.
- 1794 "A BILL FOR AN ACT RELATING TO A GENERAL EXCISE TAX HOLIDAY."
Introduced by: Representatives Ahu Isa, and Chang.
- 1795 "A BILL FOR AN ACT RELATING TO PROFESSIONAL EMPLOYMENT ORGANIZATIONS."
Introduced by: Representatives Ahu Isa, Chang, and Ontai.
- 1796 "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX."
Introduced by: Representative Ahu Isa.
- 1797 "A BILL FOR AN ACT RELATING TO THE HAWAII AGRICULTURAL LAND PRESERVATION ACT."
Introduced by: Representatives Kanoho, and Abinsay.
- 1798 "A BILL FOR AN ACT RELATING TO LAND USE."
Introduced by: Representatives Kanoho, Kawakami, Hale, Nakasone, Morita, Bukoski, Whalen, Chang, and Takamine.
- 1799 "A BILL FOR AN ACT RELATING TO TRAFFIC ENFORCEMENT."
Introduced by: Representatives Takumi, Hiraki, and Espero.
- 1800 "A BILL FOR AN ACT RELATING TO THE STATE BUDGET."
Introduced by: Representative Say, by request.
- 1801 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE THIRTY-EIGHTH AND THIRTY-NINTH REPRESENTATIVE DISTRICTS."
Introduced by: Representatives Lee, and Ontai.
- 1802 "A BILL FOR AN ACT RELATING TO EMERGENCY CONTRACEPTION FOR SEXUAL ASSAULT SURVIVORS."
Introduced by: Representatives Lee, Hale, Schatz, Hamakawa, Garcia, Luke, B. Oshiro, Morita, Takai, Kahikina, Marumoto, Saiki, and Espero.

- | | | | |
|------|--|------|--|
| 1803 | "A BILL FOR AN ACT RELATING TO A GENERAL EXCISE TAX HOLIDAY."

Introduced by: Representative Marumoto. | 1816 | "A BILL FOR AN ACT RELATING TO COASTAL ZONE MANAGEMENT."

Introduced by: Representatives Morita, Hale, B. Oshiro, Schatz, Bukoski, Thielen, Kanoho, and Meyer. |
| 1804 | "A BILL FOR AN ACT RELATING TO EXPUNGEMENT."

Introduced by: Representative Hamakawa. | 1817 | "A BILL FOR AN ACT RELATING TO CIVIL RIGHTS."

Introduced by: Representative Hamakawa. |
| 1805 | "A BILL FOR AN ACT RELATING TO MEDICAL MARIJUANA."

Introduced by: Representative Hamakawa, by request. | 1818 | "A BILL FOR AN ACT RELATING TO THE JUDICIARY."

Introduced by: Representative Hamakawa. |
| 1806 | "A BILL FOR AN ACT RELATING TO OFFENSES AGAINST PROPERTY RIGHTS."

Introduced by: Representative Hamakawa. | 1819 | "A BILL FOR AN ACT RELATING TO CRIME."

Introduced by: Representative Hamakawa. |
| 1807 | "A BILL FOR AN ACT RELATING TO YOUTH."

Introduced by: Representative Yonamine. | 1820 | "A BILL FOR AN ACT RELATING TO THE PENAL CODE."

Introduced by: Representative Hamakawa. |
| 1808 | "A BILL FOR AN ACT RELATING TO GOVERNMENT."

Introduced by: Representative Suzuki. | 1821 | "A BILL FOR AN ACT RELATING TO THE LEGISLATIVE AUDITOR."

Introduced by: Representative Suzuki. |
| 1809 | "A BILL FOR AN ACT RELATING TO GOVERNMENT."

Introduced by: Representative Suzuki. | 1822 | "A BILL FOR AN ACT RELATING TO THE LEGISLATIVE ANALYST."

Introduced by: Representative Suzuki. |
| 1810 | "A BILL FOR AN ACT RELATING TO GOVERNMENT."

Introduced by: Representative Suzuki. | | |
| 1811 | "A BILL FOR AN ACT RELATING TO ENERGY."

Introduced by: Representative Morita. | | |
| 1812 | "A BILL FOR AN ACT RELATING TO ENERGY."

Introduced by: Representative Morita. | | |
| 1813 | "A BILL FOR AN ACT RELATING TO THE ENVIRONMENT."

Introduced by: Representative Morita. | | |
| 1814 | "A BILL FOR AN ACT RELATING TO THE ENVIRONMENT."

Introduced by: Representative Morita. | | |
| 1815 | "A BILL FOR AN ACT RELATING TO RECYCLING."

Introduced by: Representative Morita. | | |

ANNOUNCEMENTS

Representative Morita announced that the Women's Legislative Caucus Bill Package would be available for signatures in Representative Lee's office following today's session.

ADJOURNMENT

At 12:17 o'clock p.m. on motion by Representative Lee, seconded by Representative Djou and carried, the House of Representatives adjourned until 9:30 o'clock Tuesday, January 22, 2002. (Representatives Case, Chang, Davis, Fox, Hiraki, Kahikina, Kanoho, and M. Oshiro were excused.)

FOURTH DAY

Tuesday, January 22, 2002

The House of Representatives of the Twenty-First Legislature of the State of Hawaii, Regular Session of 2002, convened at 9:43 o'clock a.m., with the Vice Speaker presiding.

The invocation was delivered by Bishop Yubun Narashiba, of the Jodo Mission of Hawaii, after which the Roll was called showing all members present with the exception of Representatives Takumi and Takamine, who were excused.

By unanimous consent, reading and approval of the Journal of the House of Representatives of the Third Day was deferred.

GOVERNOR'S MESSAGES

The following message from the Governor (Gov. Msg. No. 98) was received and announced by the Clerk was placed on file:

Gov. Msg. No. 98, transmitting the Hawaii Real Estate Commission Annual Report for fiscal year ending June 30, 2001.

DEPARTMENTAL COMMUNICATIONS

The following departmental communication (Dept. Com. No. 10) was received by the Clerk was placed on file:

Dept. Com. No. 10, from Walter M. Ozawa, Administrative Director of the Courts of the Hawaii State Judiciary, transmitting an addendum to the reports submitted on December 27, 2001: Part XV, regarding the status and results of the program for computer based digital and electronic filing of court documents; and Part XVI, regarding positions assigned to salary ranges SC-1, SC-2, and SC-3.

ORDER OF THE DAY

COMMITTEE ASSIGNMENTS

The following bills (H.B. Nos. 1692 through 1839) were referred to committee by the Speaker:

H.B.
Nos.**Referred to:**

	1697	Committee on Consumer Protection and Commerce, then to the Committee on Finance
	1698	Committee on Consumer Protection and Commerce, then to the Committee on Finance
	1699	Committee on Consumer Protection and Commerce, then to the Committee on Finance
	1700	Committee on Consumer Protection and Commerce
	1701	Committee on Consumer Protection and Commerce
	1702	Committee on Legislative Management, then to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance
	1703	Committee on Finance
	1704	Committee on Finance
	1705	Committee on Legislative Management, then to the Committee on Judiciary and Hawaiian Affairs
	1706	Committee on Legislative Management, then to the Committee on Judiciary and Hawaiian Affairs
	1707	Committee on Finance
	1708	Committee on Transportation, then to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance
	1709	Committee on Labor and Public Employment, then to the Committee on Finance
	1710	Committee on Judiciary and Hawaiian Affairs
	1711	Committee on Judiciary and Hawaiian Affairs
	1712	Committee on Consumer Protection and Commerce
	1713	Committee on Consumer Protection and Commerce
	1714	Committee on Judiciary and Hawaiian Affairs
	1715	Committee on Consumer Protection and Commerce
	1716	Committee on Consumer Protection and Commerce
	1717	Committee on Legislative Management, then to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance
	1718	Committee on Education, then to the Committee on Finance
	1719	Committee on Water and Land Use, then to the Committee on Finance
	1720	Committee on Water and Land Use, then to the Committee on Finance
	1721	Committee on Human Services and Housing, then to the Committee on Finance
	1722	Committee on Transportation, then to the Committee on Consumer Protection and Commerce, then to the Committee on Finance
1692		Committee on Finance
1693		Committee on Transportation, then to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance
1694		Committee on Transportation, then jointly to the Committee on Consumer Protection and Commerce and the Committee on Judiciary and Hawaiian Affairs
1695		Committee on Judiciary and Hawaiian Affairs, then to the Committee on Consumer Protection and Commerce
1696		Committee on Economic Development and Business Concerns, then to the Committee on Consumer Protection and Commerce

1723	Committee on Transportation, then jointly to the Committee on Consumer Protection and Commerce and the Committee on Judiciary and Hawaiian Affairs	1745	Committee on Consumer Protection and Commerce, then to the Committee on Finance
1724	Committee on Transportation, then to the Committee on Finance	1746	Committee on Transportation, then to the Committee on Judiciary and Hawaiian Affairs
1725	Committee on Transportation, then to the Committee on Judiciary and Hawaiian Affairs	1747	Committee on Health, then to the Committee on Judiciary and Hawaiian Affairs
1726	Committee on Transportation, then to the Committee on Judiciary and Hawaiian Affairs	1748	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance
1727	Committee on Transportation, then to the Committee on Judiciary and Hawaiian Affairs	1749	Committee on Human Services and Housing, then to the Committee on Judiciary and Hawaiian Affairs
1728	Committee on Transportation, then to the Committee on Judiciary and Hawaiian Affairs	1750	Jointly to the Committee on Transportation and the Committee on Public Safety and Military Affairs, then to the Committee on Finance
1729	Committee on Transportation, then to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance	1751	Committee on Public Safety and Military Affairs, then to the Committee on Finance
1730	Committee on Transportation, then to the Committee on Education, then to the Committee on Finance	1752	Committee on Public Safety and Military Affairs, then to the Committee on Finance
1731	Committee on Transportation, then to the Committee on Higher Education, then to the Committee on Finance	1753	Committee on Public Safety and Military Affairs, then to the Committee on Judiciary and Hawaiian Affairs
1732	Committee on Transportation	1754	Committee on Consumer Protection and Commerce, then to the Committee on Finance
1733	Committee on Transportation	1755	Committee on Tourism and Culture, then to the Committee on Finance
1734	Committee on Transportation	1756	Committee on Consumer Protection and Commerce, then to the Committee on Finance
1735	Committee on Transportation	1757	Committee on Judiciary and Hawaiian Affairs
1736	Committee on Transportation	1758	Committee on Judiciary and Hawaiian Affairs
1737	Jointly to the Committee on Consumer Protection and Commerce and the Committee on Health, then to the Committee on Finance	1759	Jointly to the Committee on Judiciary and Hawaiian Affairs and the Committee on Consumer Protection and Commerce
1738	Committee on Energy and Environmental Protection, then to the Committee on Finance	1760	Committee on Energy and Environmental Protection, then to the Committee on Consumer Protection and Commerce, then to the Committee on Finance
1739	Committee on Legislative Management, then to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance	1761	Committee on Health, then to the Committee on Consumer Protection and Commerce, then to the Committee on Finance
1740	Committee on Economic Development and Business Concerns, then to the Committee on Finance	1762	Committee on Consumer Protection and Commerce
1741	Committee on Transportation, then to the Committee on Education, then to the Committee on Judiciary and Hawaiian Affairs	1763	Committee on Consumer Protection and Commerce, then to the Committee on Finance
1742	Committee on Energy and Environmental Protection, then to the Committee on Finance	1764	Committee on Judiciary and Hawaiian Affairs
1743	Committee on Judiciary and Hawaiian Affairs	1765	Committee on Health, then to the Committee on Finance
1744	Committee on Energy and Environmental Protection, then to the Committee on Judiciary and Hawaiian Affairs	1766	Committee on Health, then to the Committee on Finance
		1767	Committee on Labor and Public Employment, then to the Committee on Finance

1768	Committee on Transportation, then to the Committee on Judiciary and Hawaiian Affairs	1791	Committee on Transportation, then to the Committee on Finance
1769	Committee on Energy and Environmental Protection, then to the Committee on Finance	1792	Committee on Transportation, then to the Committee on Judiciary and Hawaiian Affairs
1770	Jointly to the Committee on Energy and Environmental Protection and the Committee on Consumer Protection and Commerce, then to the Committee on Finance	1793	Committee on Economic Development and Business Concerns, then to the Committee on Finance
1771	Jointly to the Committee on Health and the Committee on Consumer Protection and Commerce, then to the Committee on Finance	1794	Committee on Economic Development and Business Concerns, then to the Committee on Finance
1772	Jointly to the Committee on Labor and Public Employment and the Committee on Public Safety and Military Affairs, then to the Committee on Finance	1795	Jointly to the Committee on Economic Development and Business Concerns and the Committee on Labor and Public Employment, then to the Committee on Finance
1773	Committee on Transportation, then to the Committee on Judiciary and Hawaiian Affairs	1796	Committee on Finance
1774	Committee on Legislative Management, then to the Committee on Judiciary and Hawaiian Affairs	1797	Jointly to the Committee on Agriculture and the Committee on Water and Land Use, then to the Committee on Finance
1775	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance	1798	Committee on Water and Land Use, then to the Committee on Finance
1776	Committee on Labor and Public Employment, then to the Committee on Finance	1799	Committee on Transportation, then to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance
1777	Committee on Consumer Protection and Commerce, then to the Committee on Finance	1800	Committee on Finance
1778	Committee on Consumer Protection and Commerce, then to the Committee on Finance	1801	Committee on Finance
1779	Committee on Education, then to the Committee on Finance	1802	Committee on Judiciary and Hawaiian Affairs
1780	Committee on Finance	1803	Committee on Economic Development and Business Concerns, then to the Committee on Finance
1781	Committee on Finance	1804	Committee on Judiciary and Hawaiian Affairs
1782	Committee on Transportation, then to the Committee on Finance	1805	Committee on Health, then to the Committee on Judiciary and Hawaiian Affairs
1783	Committee on Health, then to the Committee on Finance	1806	Committee on Judiciary and Hawaiian Affairs
1784	Committee on Health, then to the Committee on Finance	1807	Committee on Human Services and Housing, then to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance
1785	Committee on Health, then to the Committee on Finance	1808	Committee on Legislative Management
1786	Committee on Labor and Public Employment, then to the Committee on Finance	1809	Committee on Legislative Management
1787	Committee on Labor and Public Employment, then to the Committee on Finance	1810	Committee on Legislative Management
1788	Committee on Labor and Public Employment, then to the Committee on Finance	1811	Committee on Energy and Environmental Protection
1789	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance	1812	Committee on Energy and Environmental Protection
1790	Committee on Agriculture, then to the Committee on Water and Land Use	1813	Committee on Energy and Environmental Protection
		1814	Committee on Energy and Environmental Protection

1815	Committee on Energy and Environmental Protection, then to the Committee on Finance		The following resolutions (H.R. Nos. 1 through 3), and concurrent resolutions (H.C.R. Nos. 3 through 7) were referred to committee by the Speaker:
1816	Committee on Water and Land Use, then to the Committee on Finance	<u>H.R.</u> <u>Nos.</u>	<u>Referred to:</u>
1817	Committee on Judiciary and Hawaiian Affairs	1	Committee on Health, then to the Committee on Education, then to the Committee on Finance
1818	Committee on Judiciary and Hawaiian Affairs	2	Committee on Health, then to the Committee on Education, then to the Committee on Finance
1819	Committee on Judiciary and Hawaiian Affairs	3	Committee on Energy and Environmental Protection, then to the Committee on Finance
1820	Committee on Judiciary and Hawaiian Affairs		
1821	Committee on Legislative Management		
1822	Committee on Legislative Management, then to the Committee on Finance	<u>H.C.R.</u> <u>Nos.</u>	<u>Referred to:</u>
1823	Committee on Finance	3	Committee on Health, then to the Committee on Education, then to the Committee on Finance
1824	Jointly to the Committee on Consumer Protection and Commerce and the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance	4	Committee on Health, then to the Committee on Education, then to the Committee on Finance
1825	Jointly to the Committee on Consumer Protection and Commerce and the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance	5	Committee on Energy and Environmental Protection, then to the Committee on Finance
1826	Committee on Human Services and Housing	6	Committee on Education, then to the Committee on Legislative Management, then to the Committee on Finance
1827	Committee on Human Services and Housing	7	Committee on Legislative Management, then to the Committee on Finance
1828	Committee on Human Services and Housing		
1829	Committee on Human Services and Housing		
1830	Committee on Human Services and Housing, then to the Committee on Judiciary and Hawaiian Affairs		
1831	Committee on Finance		
1832	Jointly to the Committee on Water and Land Use and the Committee on Agriculture, then to the Committee on Finance		
1833	Committee on Education, then to the Committee on Legislative Management, then to the Committee on Finance		
1834	Committee on Health, then to the Committee on Finance	1823	"A BILL FOR AN ACT RELATING TO GOVERNMENT SERVICES." Introduced by: Representative Nakasone.
1835	Committee on Transportation, then to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance	1824	"A BILL FOR AN ACT RELATING TO THE UNIFORM ATHLETE AGENTS ACT." Introduced by: Representative Hiraki.
1836	Committee on Finance	1825	"A BILL FOR AN ACT RELATING TO THE REVISED UNIFORM COMMERCIAL CODE ARTICLE 9 – SECURED TRANSACTIONS." Introduced by: Representative Hiraki.
1837	Committee on Health, then to the Committee on Judiciary and Hawaiian Affairs	1826	"A BILL FOR AN ACT RELATING TO THE HOMELESS." Introduced by: Representative Kahikina.
1838	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance		
1839	Committee on Health, then to the Committee on Finance		

INTRODUCTION OF BILLS

On motion by Representative Lee, seconded by Representative Djou and carried, the following bills (H.B. Nos. 1823 through 1988) passed First Reading by title and were referred to Printing: (Representatives Takumi and Takamine were excused.)

H.B. Nos.:

- 1827 "A BILL FOR AN ACT RELATING TO HOUSING."
Introduced by: Representative Kahikina.
- 1828 "A BILL FOR AN ACT RELATING TO YOUTH SERVICES."
Introduced by: Representative Kahikina.
- 1829 "A BILL FOR AN ACT RELATING TO HUMAN SERVICES."
Introduced by: Representative Kahikina.
- 1830 "A BILL FOR AN ACT RELATING TO HAWAIIANS."
Introduced by: Representative Kahikina.
- 1831 "A BILL FOR AN ACT RELATING TO GOVERNMENT SPENDING."
Introduced by: Representative Nakasone.
- 1832 "A BILL FOR AN ACT RELATING TO AGRICULTURAL LAND PRESERVATION."
Introduced by: Representative Nakasone.
- 1833 "A BILL FOR AN ACT RELATING TO EDUCATION."
Introduced by: Representative Yonamine.
- 1834 "A BILL FOR AN ACT RELATING TO AMBULANCE SERVICES IN KAPOLEI."
Introduced by: Representatives Moses, Espero, Kahikina, Gomes, Bukoski, McDermott, Stonebraker, Djou, Lee, Davis, Marumoto, Leong, Thielen, Rath, Halford, Meyer, Arakaki, Yonamine, Ontai, Hale, and Cabrerros.
- 1835 "A BILL FOR AN ACT RELATING TO DRIVER'S EDUCATION."
Introduced by: Representatives Moses, Espero, Kahikina, Davis, Marumoto, Leong, Gomes, Halford, Meyer, Arakaki, Yonamine, Rath, Hale, B. Oshiro, and Cabrerros.
- 1836 "A BILL FOR AN ACT RELATING TO PROCUREMENT."
Introduced by: Representatives Moses, Stonebraker, McDermott, Lee, Espero, Kahikina, Davis, Marumoto, Leong, Djou, Gomes, Thielen, Halford, Arakaki, Ontai, Hale, B. Oshiro, and Cabrerros.
- 1837 "A BILL FOR AN ACT RELATING TO NOTIFICATION OF ABORTION."
Introduced by: Representatives Moses, Stonebraker, Kahikina, Davis, Meyer, Bukoski, Ontai, McDermott, Ahu Isa, Rath, Magaoay, and Cabrerros.
- 1838 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE VIII, SECTION 1, OF THE HAWAII CONSTITUTION, TO ALLOW COUNTIES TO CREATE POLITICAL SUBDIVISIONS."
Introduced by: Representatives Hale, Morita, B. Oshiro, Whalen, Ahu Isa, Thielen, and Kanoho.
- 1839 "A BILL FOR AN ACT RELATING TO THE REPEAL OF THE STATE HEALTH PLANNING AND DEVELOPMENT AGENCY."
Introduced by: Representatives Hale, Thielen, Hamakawa, and Yonamine.
- 1840 "A BILL FOR AN ACT RELATING TO CAMPAIGN CONTRIBUTIONS."
Introduced by: Representatives Lee, Hale, Luke, Morita, Takumi, and Cabrerros.
- 1841 "A BILL FOR AN ACT RELATING TO PHYSICIANS AND SURGEONS."
Introduced by: Representatives Lee, Morita, and Luke.
- 1842 "A BILL FOR AN ACT RELATING TO THE PRACTICE OF PHARMACY."
Introduced by: Representatives Lee, Arakaki, Hale, Takai, Cabrerros, Luke, and Takumi.
- 1843 "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING IN PUBLIC EMPLOYMENT."
Introduced by: Representatives Lee, Takumi, Morita, and Arakaki.
- 1844 "A BILL FOR AN ACT RELATING TO THE REPEAL OF THE TRAFFIC ENFORCEMENT DEMONSTRATION PROJECT."
Introduced by: Representatives Bukoski, Djou, Thielen, Ontai, Davis, Moses, Whalen, Rath, McDermott, Auwae, Gomes, Marumoto, Cabrerros, Halford, and Stonebraker.
- 1845 "A BILL FOR AN ACT RELATING TO TRAFFIC ENFORCEMENT."
Introduced by: Representatives Bukoski, Djou, Thielen, Ontai, Davis, Moses, Marumoto, Whalen, Espero, Rath, McDermott, Pendleton, Gomes, Meyer, Kanoho, Cabrerros, Halford, Stonebraker, and Auwae.
- 1846 "A BILL FOR AN ACT RELATING TO TRAFFIC ENFORCEMENT VIOLATIONS."
Introduced by: Representatives Djou, Bukoski, Meyer, Whalen, Espero, Davis, Rath, McDermott, Gomes, Auwae, Cabrerros, Halford, and Stonebraker.

- 1847 "A BILL FOR AN ACT RELATING TO TRAFFIC CAMERAS."
Introduced by: Representatives Bukoski, Djou, Thielen, Ontai, Davis, Moses, Meyer, Marumoto, Whalen, Rath, McDermott, Gomes, Pendleton, Auwae, Cabrerros, Halford, Stonebraker, and Garcia.
- 1848 "A BILL FOR AN ACT RELATING TO TRAFFIC."
Introduced by: Representatives Bukoski, Djou, Thielen, Ontai, Davis, Moses, Meyer, Takai, Marumoto, Rath, McDermott, Gomes, Whalen, Cabrerros, Halford, Garcia, and Auwae.
- 1849 "A BILL FOR AN ACT RELATING TO TRAFFIC ENFORCEMENT."
Introduced by: Representatives Djou, Thielen, Moses, Gomes, McDermott, Whalen, Rath, Davis, Ontai, Marumoto, and Auwae.
- 1850 "A BILL FOR AN ACT RELATING TO TRAFFIC ENFORCEMENT."
Introduced by: Representatives Bukoski, Djou, Davis, Moses, Meyer, Whalen, Halford, Rath, McDermott, Gomes, and Auwae.
- 1851 "A BILL FOR AN ACT RELATING TO TRAFFIC ENFORCEMENT."
Introduced by: Representatives Djou, Thielen, Ontai, Davis, Meyer, Rath, McDermott, Gomes, Marumoto, Halford, Pendleton, and Auwae.
- 1852 "A BILL FOR AN ACT RELATING TO PROHIBITING THE USE OF AUTOMATED ENFORCEMENT DEVICES TO DETECT VIOLATIONS OF TRAFFIC REGULATIONS EXCEPT IN SPECIFIC AREAS."
Introduced by: Representatives Djou, Thielen, Ontai, Davis, Moses, Rath, McDermott, Gomes, Marumoto, Stonebraker, and Auwae.
- 1853 "A BILL FOR AN ACT RELATING TO A TEN MILE PER HOUR TOLERANCE ALLOWED FOR SPEED LIMITS."
Introduced by: Representatives Bukoski, Djou, Thielen, Ontai, Davis, Moses, Rath, McDermott, Pendleton, Auwae, Meyer, and Gomes.
- 1854 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE PRESCHOOLS OPEN DOORS PROGRAM."
Introduced by: Representatives Arakaki, Takai, Fox, Meyer, Morita, Hale, Thielen, Leong, Auwae, Kawakami, Lee, Kahikina, Chang, Ito, Marumoto, Ahu Isa, Yoshinaga, Magaoay, Cabrerros, Yonamine, Abinsay, Hamakawa, and Jaffe.
- 1855 "A BILL FOR AN ACT RELATING TO TORT ACTIONS."
Introduced by: Representatives Arakaki, Chang, Takai, Kahikina, Kawakami, Ahu Isa, Lee, Marumoto, and Yonamine.
- 1856 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR RESPITE CARE SERVICES FOR FAMILIES OF INDIVIDUALS WITH SPECIAL NEEDS."
Introduced by: Representatives Arakaki, Takai, Meyer, Morita, Thielen, Leong, Auwae, Jaffe, Yoshinaga, Abinsay, Hale, Lee, Kawakami, Marumoto, Ahu Isa, Magaoay, Cabrerros, Hamakawa, Kahikina, Fox, and Chang.
- 1857 "A BILL FOR AN ACT RELATING TO MENTAL HEALTH, ALCOHOL AND DRUG ABUSE."
Introduced by: Representatives Arakaki, Takai, Morita, Thielen, Leong, Auwae, Lee, Jaffe, Marumoto, Ahu Isa, Yoshinaga, Suzuki, Magaoay, Cabrerros, Abinsay, Chang, Hale, Kahikina, Fox, and Souki.
- 1858 "A BILL FOR AN ACT RELATING TO BEFORE-SCHOOL, AFTER-SCHOOL AND WEEKEND PROGRAMS."
Introduced by: Representatives Arakaki, Takai, Thielen, Leong, Chang, Ahu Isa, Morita, Marumoto, Auwae, Lee, Abinsay, Magaoay, Cabrerros, Yoshinaga, Ito, Hamakawa, Fox, and Hale.
- 1859 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR BEFORE-SCHOOL, AFTER-SCHOOL AND WEEKEND PROGRAMS."
Introduced by: Representatives Arakaki, Takai, Morita, Thielen, Leong, Auwae, Marumoto, Ahu Isa, Yoshinaga, Magaoay, Cabrerros, Abinsay, Hamakawa, Hale, Kahikina, Chang, and Luke.
- 1860 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR PARENT-COMMUNITY NETWORKING CENTER PROGRAMS."
Introduced by: Representatives Arakaki, Takai, Hale, Morita, Fox, Thielen, Leong, Marumoto, Abinsay, Chang, Kahikina, Auwae, Meyer, Ahu Isa, Yoshinaga, Suzuki, Magaoay, Cabrerros, Hamakawa, and B. Oshiro.
- 1861 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR FAMILIES FOR RESOURCES FOR EARLY ACCESS TO LEARNING."
Introduced by: Representatives Arakaki, Takai, Morita, Thielen, Leong, Auwae, Marumoto, Ahu Isa, Yoshinaga, Magaoay, Cabrerros, Yonamine, Abinsay, Ito, Kahikina, Fox, Chang, and Luke.

- 1862 "A BILL FOR AN ACT RELATING TO RESPITE SERVICES."
Introduced by: Representatives Arakaki, Takai, Meyer, Morita, Thielen, Marumoto, Fox, Chang, Kahikina, Ahu Isa, Yoshinaga, Yonamine, Abinsay, Hale, M. Oshiro, Jaffe, Magaoay, Cabrerros, and Hamakawa.
- 1863 "A BILL FOR AN ACT RELATING TO CHILD PROTECTION."
Introduced by: Representatives Arakaki, Morita, Thielen, Marumoto, Ahu Isa, Yoshinaga, Magaoay, Chang, Kahikina, Cabrerros, Ito, Hamakawa, Hale, M. Oshiro, Fox, Takai, Meyer, Leong, Auwae, Kawakami, Jaffe, Lee, Abinsay, B. Oshiro, and Souki.
- 1864 "A BILL FOR AN ACT RELATING TO VISITATION."
Introduced by: Representatives Arakaki, Takai, Hamakawa, Morita, Thielen, Fox, Leong, Case, Auwae, Kawakami, Lee, Kahikina, Hale, Chang, Ito, Jaffe, Meyer, Marumoto, Ahu Isa, Yoshinaga, Suzuki, Magaoay, Cabrerros, Abinsay, M. Oshiro, and Souki.
- 1865 "A BILL FOR AN ACT RELATING TO FAMILY COURT."
Introduced by: Representatives Arakaki, Takai, Meyer, Morita, Thielen, Leong, Auwae, Kawakami, Lee, Marumoto, Ahu Isa, Chang, Yoshinaga, Suzuki, Magaoay, Cabrerros, Abinsay, Ito, Hale, Kahikina, Fox, and Souki.
- 1866 "A BILL FOR AN ACT RELATING TO EARLY CHILDHOOD EDUCATION AND CARE."
Introduced by: Representatives Arakaki, Takai, Ahu Isa, Abinsay, Cabrerros, Magaoay, McDermott, Ito, Ontai, Lee, Morita, and Auwae.
- 1867 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR HEALTH CARE FOR THE UNINSURED."
Introduced by: Representatives Arakaki, Takai, Ahu Isa, Abinsay, Cabrerros, Magaoay, Morita, Auwae, McDermott, Ontai, and Lee.
- 1868 "A BILL FOR AN ACT RELATING TO THE TREATMENT OF INTRAFAMILIAL CHILD SEXUAL ABUSE."
Introduced by: Representatives Arakaki, Takai, Morita, Thielen, Leong, Auwae, Marumoto, Ahu Isa, Yoshinaga, Magaoay, Cabrerros, Abinsay, Ito, Hale, Kahikina, Fox, and Chang.
- 1869 "A BILL FOR AN ACT RELATING TO CHILD ABUSE OR NEGLECT."
Introduced by: Representatives Arakaki, Takai, Meyer, Morita, Thielen, Leong, Auwae, Kawakami, Lee, Jaffe, Marumoto, Yoshinaga, Ahu Isa, Suzuki, Magaoay, Cabrerros, Abinsay, Hale, Kahikina, Fox, Chang, Yonamine, Hamakawa, and Souki.
- 1870 "A BILL FOR AN ACT RELATING TO PRESUMPTIVE MEDICAID ELIGIBILITY FOR PREGNANT WOMEN."
Introduced by: Representatives Lee, Espero, Takai, Meyer, Morita, Thielen, Leong, Case, Kawakami, Marumoto, B. Oshiro, Hale, Kahikina, Arakaki, Auwae, Jaffe, Ahu Isa, Yoshinaga, Suzuki, Magaoay, Cabrerros, Yonamine, Abinsay, Hamakawa, Luke, Fox, and Souki.
- 1871 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR CRIME PREVENTION THROUGH THE REHABILITATION OF YOUTH GANG MEMBERS."
Introduced by: Representatives Arakaki, Takai, Morita, Thielen, Leong, Auwae, Marumoto, Ahu Isa, Yoshinaga, Chang, Magaoay, Cabrerros, Abinsay, Hale, Kahikina, Fox, Yonamine, Hamakawa, and M. Oshiro.
- 1872 "A BILL FOR AN ACT RELATING TO CHILD PROTECTION."
Introduced by: Representatives Arakaki, Kahikina, Takai, Meyer, Morita, Thielen, Leong, Case, Auwae, Marumoto, Chang, Ito, Ahu Isa, Yoshinaga, Suzuki, Magaoay, Cabrerros, Abinsay, Fox, B. Oshiro, Hamakawa, M. Oshiro, Hale, Lee, Yonamine, and Souki.
- 1873 "A BILL FOR AN ACT RELATING TO TECHNOLOGY."
Introduced by: Representatives Takai, Ito, Arakaki, Kahikina, Magaoay, Garcia, Hale, Thielen, Yonamine, M. Oshiro, Luke, Ontai, Abinsay, and McDermott.
- 1874 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE X, SECTION 2, OF THE HAWAII CONSTITUTION, TO ALLOW THE STUDENT MEMBER OF THE BOARD OF EDUCATION TO VOTE."
Introduced by: Representatives Takai, Ito, Arakaki, Kahikina, Magaoay, Espero, Leong, Auwae, Meyer, Lee, Hale, Luke, Thielen, Ontai, Abinsay, Yonamine, Garcia, and Halford.
- 1875 "A BILL FOR AN ACT RELATING TO EDUCATION."
Introduced by: Representatives Takai, Ito, Arakaki, Espero, Takumi, Kahikina, Magaoay, Abinsay, M. Oshiro, and Garcia.
- 1876 "A BILL FOR AN ACT RELATING TO EDUCATION."
Introduced by: Representatives Takai, Ito, and Arakaki.
- 1877 "A BILL FOR AN ACT RELATING TO TEACHER EDUCATION."
Introduced by: Representatives Takai, Ito, Thielen, Ontai, Abinsay, Arakaki, and Hale.

- 1878 "A BILL FOR AN ACT RELATING TO EDUCATION."
Introduced by: Representatives Takai, Ito, Thielen, Abinsay, Hale, and Arakaki.
- 1879 "A BILL FOR AN ACT RELATING TO EDUCATION."
Introduced by: Representatives Takai, Ito, Arakaki, Kahikina, Magaoay, Espero, Leong, Auwae, Hale, Takumi, Thielen, Schatz, Meyer, Lee, Yonamine, Garcia, Halford, Abinsay, Luke, Ontai, and McDermott.
- 1880 "A BILL FOR AN ACT RELATING TO EDUCATION."
Introduced by: Representatives Takai, Kahikina, Espero, Leong, Auwae, Takumi, Meyer, Lee, Ito, Arakaki, Magaoay, Garcia, Hale, Luke, and Halford.
- 1881 "A BILL FOR AN ACT RELATING TO SCHOOL SECURITY."
Introduced by: Representatives Takai, Ito, Arakaki, Kahikina, Magaoay, Abinsay, Thielen, Espero, Leong, Auwae, Takumi, Meyer, Lee, Garcia, Yonamine, M. Oshiro, Halford, Ontai, and McDermott.
- 1882 "A BILL FOR AN ACT RELATING TO VOTER EDUCATION MONTH."
Introduced by: Representatives Takai, Ito, and Arakaki.
- 1883 "A BILL FOR AN ACT RELATING TO EDUCATION."
Introduced by: Representatives Takai, Ito, and Arakaki.
- 1884 "A BILL FOR AN ACT RELATING TO EDUCATION."
Introduced by: Representatives Takai, Ito, and Arakaki.
- 1885 "A BILL FOR AN ACT RELATING TO SCHOOL SAFETY."
Introduced by: Representatives Takai, Ito, and Arakaki.
- 1886 "A BILL FOR AN ACT RELATING TO SCHOOL SAFETY."
Introduced by: Representatives Takai, Ito, and Arakaki.
- 1887 "A BILL FOR AN ACT RELATING TO SCHOOL SAFETY."
Introduced by: Representatives Takai, Ito, and Arakaki.
- 1888 "A BILL FOR AN ACT RELATING TO LIQUOR AND TOBACCO."
Introduced by: Representatives Takai, and Arakaki.
- 1889 "A BILL FOR AN ACT RELATING TO TOBACCO PRODUCTS."
Introduced by: Representatives Takai, and Arakaki.
- 1890 "A BILL FOR AN ACT RELATING TO TOBACCO SALES TO MINORS."
Introduced by: Representatives Takai, and Arakaki.
- 1891 "A BILL FOR AN ACT RELATING TO THE TOBACCO SETTLEMENT MONEYS."
Introduced by: Representatives Takai, Arakaki, and Hiraki.
- 1892 "A BILL FOR AN ACT RELATING TO HEALTH BENEFITS."
Introduced by: Representative Saiki.
- 1893 "A BILL FOR AN ACT RELATING TO LABOR."
Introduced by: Representative Saiki.
- 1894 "A BILL FOR AN ACT RELATING TO GOVERNMENT."
Introduced by: Representative Saiki.
- 1895 "A BILL FOR AN ACT RELATING TO EMPLOYMENT."
Introduced by: Representative Saiki.
- 1896 "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT."
Introduced by: Representative Saiki.
- 1897 "A BILL FOR AN ACT RELATING TO THE HAWAII PORT AUTHORITY."
Introduced by: Representatives Takai, Espero, and Souki.
- 1898 "A BILL FOR AN ACT RELATING TO COUNTY ZONING."
Introduced by: Representatives Takai, Suzuki, and B. Oshiro.
- 1899 "A BILL FOR AN ACT RELATING TO LEAVES OF ABSENCE."
Introduced by: Representatives Takai, and Ito.

- 1900 "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR."
Introduced by: Representatives Lee, Morita, Leong, Thielen, Hale, Meyer, Auwae, Luke, Marumoto, Ahu Isa, Kawakami, Yoshinaga, and Arakaki.
- 1901 "A BILL FOR AN ACT RELATING TO HIV TESTING FOR SEXUAL OFFENSES."
Introduced by: Representatives Marumoto, Leong, Lee, Meyer, Jaffe, Thielen, Morita, Hale, Auwae, Luke, Ahu Isa, Kawakami, and Arakaki.
- 1902 "A BILL FOR AN ACT RELATING TO RESEARCH AND BIOREMEDIATION OF MATERIAL DREDGED FROM STATEWIDE WATERWAYS."
Introduced by: Representatives Morita, Thielen, Leong, Lee, Hale, Marumoto, Jaffe, Auwae, Luke, Ahu Isa, Yoshinaga, and Arakaki.
- 1903 "A BILL FOR AN ACT RELATING TO OSTEOPOROSIS."
Introduced by: Representatives Thielen, Morita, Leong, Lee, Hale, Marumoto, Jaffe, Yoshinaga, Meyer, Auwae, Luke, Ahu Isa, and Arakaki.
- 1904 "A BILL FOR AN ACT RELATING TO TOWING."
Introduced by: Representatives Thielen, Rath, Lee, Moses, Djou, Kawakami, Case, Hamakawa, Ahu Isa, Morita, Leong, Hale, Marumoto, Meyer, Auwae, Luke, Yoshinaga, Arakaki, and Jaffe.
- 1905 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR BEFORE-SCHOOL, AFTER-SCHOOL, AND WEEKEND PROGRAMS."
Introduced by: Representatives Morita, Thielen, Leong, Hale, Luke, Marumoto, Ahu Isa, Yoshinaga, Jaffe, and Arakaki.
- 1906 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE PRESCHOOLS OPEN DOORS PROGRAM."
Introduced by: Representatives Lee, Leong, Morita, Thielen, Hale, Luke, Marumoto, Ahu Isa, Kawakami, Yoshinaga, Arakaki, and Jaffe.
- 1907 "A BILL FOR AN ACT RELATING TO NON-SCHOOL HOUR PROGRAMS."
Introduced by: Representatives Lee, Leong, Morita, Thielen, Hale, Luke, Meyer, Marumoto, Yoshinaga, Jaffe, Arakaki, and Ahu Isa.
- 1908 "A BILL FOR AN ACT RELATING TO CHILDREN AND YOUTH."
Introduced by: Representatives Lee, Thielen, Morita, Leong, Hale, Luke, Marumoto, Ahu Isa, Yoshinaga, Jaffe, and Arakaki.
- 1909 "A BILL FOR AN ACT RELATING TO THE EXCLUSION OF PROCEEDS FROM THE MANUFACTURE, PACKAGING, AND SALE OF FOOD FROM GENERAL EXCISE TAX LIABILITY."
Introduced by: Representatives Fox, Jaffe, Djou, Thielen, McDermott, Moses, Gomes, Ontai, Marumoto, Whalen, Davis, Meyer, Rath, Leong, Auwae, Bukoski, Pendleton, Halford, and Stonebraker.
- 1910 "A BILL FOR AN ACT RELATING TO THE EXCLUSION OF PROCEEDS FROM THE PROVISION OF MEDICAL SERVICES AND MEDICAL PRODUCTS FROM THE GENERAL EXCISE TAX."
Introduced by: Representatives Fox, McDermott, Thielen, Djou, Moses, Ontai, Whalen, Pendleton, Davis, Leong, Auwae, Marumoto, Jaffe, Gomes, Rath, Bukoski, Meyer, Stonebraker, and Halford.
- 1911 "A BILL FOR AN ACT RELATING TO THE EXCLUSION OF RESIDENTIAL RENT FROM GENERAL EXCISE TAX LIABILITY."
Introduced by: Representatives Fox, Jaffe, McDermott, Thielen, Moses, Gomes, Djou, Ontai, Pendleton, Davis, Rath, Bukoski, Leong, Auwae, Marumoto, Whalen, Stonebraker, Meyer, and Halford.
- 1912 "A BILL FOR AN ACT RELATING TO REQUIRING LANDLORDS TO ITEMIZE GENERAL EXCISE TAX AMOUNT ON RECEIPT OF RENTS PAID."
Introduced by: Representatives Fox, McDermott, Jaffe, Djou, Gomes, Ontai, Davis, Rath, Leong, Marumoto, Moses, Pendleton, Bukoski, Whalen, and Stonebraker.
- 1913 "A BILL FOR AN ACT RELATING TO PROVIDING A PAYROLL TAX HOLIDAY."
Introduced by: Representatives Fox, Jaffe, McDermott, Djou, Thielen, Gomes, Moses, Ontai, Rath, Auwae, Bukoski, Halford, Meyer, Leong, Davis, Marumoto, Whalen, and Stonebraker.
- 1914 "A BILL FOR AN ACT RELATING TO A RETAIL TAX HOLIDAY."
Introduced by: Representatives Fox, McDermott, Jaffe, Gomes, Pendleton, Ontai, Leong, Auwae, Davis, Marumoto, Thielen, Djou, Moses, Rath, Bukoski, Meyer, Whalen, Stonebraker, and Halford.
- 1915 "A BILL FOR AN ACT RELATING TO PROCUREMENT."
Introduced by: Representatives Fox, Jaffe, McDermott, Thielen, Djou, Gomes, Pendleton, Ontai, Rath, Auwae, Halford, Davis, Marumoto, Moses, Leong, Bukoski, Meyer, Whalen, and Stonebraker.

- 1916 "A BILL FOR AN ACT RELATING TO FISCAL NOTES."
Introduced by: Representatives Ontai, McDermott, Jaffe, Djou, Thielen, Leong, Rath, Davis, Marumoto, Moses, Pendleton, Meyer, Auwae, Bukoski, Halford, Whalen, Stonebraker, and Gomes.
- 1917 "A BILL FOR AN ACT RELATING TO STATE FUNDS."
Introduced by: Representatives Djou, Rath, Thielen, Gomes, Davis, Meyer, Moses, Fox, McDermott, Marumoto, Ontai, Jaffe, Pendleton, Auwae, Leong, Bukoski, Halford, Stonebraker, and Whalen.
- 1918 "A BILL FOR AN ACT RELATING TO AN EXEMPTION FROM GENERAL EXCISE TAX LIABILITY FOR MEDICARE AND MEDICAID."
Introduced by: Representatives Djou, Marumoto, Bukoski, Meyer, Moses, Halford, Stonebraker, Leong, McDermott, Whalen, Jaffe, Thielen, Auwae, Ontai, and Rath.
- 1919 "A BILL FOR AN ACT RELATING TO PRINCIPALS."
Introduced by: Representatives Fox, McDermott, Ontai, Jaffe, Gomes, Davis, Whalen, Stonebraker, Marumoto, Moses, Pendleton, Djou, Meyer, Rath, and Bukoski.
- 1920 "A BILL FOR AN ACT RELATING TO EDUCATION."
Introduced by: Representatives Fox, Ontai, Davis, McDermott, Thielen, Jaffe, Gomes, Rath, Auwae, Marumoto, Moses, Pendleton, Djou, Bukoski, Leong, Halford, Meyer, Whalen, and Stonebraker.
- 1921 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE X, SECTIONS 2 AND 3 OF THE HAWAII CONSTITUTION TO CREATE DISTRICT SCHOOL BOARDS."
Introduced by: Representatives Meyer, McDermott, Ontai, Thielen, Jaffe, Davis, Auwae, Leong, Rath, Halford, Marumoto, Moses, Pendleton, Djou, Meyer, Bukoski, and Whalen.
- 1922 "A BILL FOR AN ACT RELATING TO CHARTER SCHOOLS."
Introduced by: Representatives Fox, Ontai, McDermott, Jaffe, Thielen, Davis, Auwae, Leong, Rath, Marumoto, Moses, Pendleton, Djou, Bukoski, Halford, Gomes, Meyer, Whalen, and Stonebraker.
- 1923 "A BILL FOR AN ACT RELATING TO ELECTIONS."
Introduced by: Representatives Fox, Thielen, McDermott, Ontai, Davis, Leong, Auwae, Bukoski, Moses, Pendleton, Jaffe, Rath, Djou, Halford, Meyer, Gomes, Whalen, and Stonebraker.
- 1924 "A BILL FOR AN ACT RELATING TO ELECTIONS."
Introduced by: Representatives Fox, Moses, Thielen, McDermott, Ontai, Jaffe, Davis, Auwae, Halford, Marumoto, Meyer, Pendleton, Leong, Rath, Djou, Gomes, Bukoski, Whalen, and Stonebraker.
- 1925 "A BILL FOR AN ACT RELATING TO THE NONDISCLOSURE OF BRIBERY."
Introduced by: Representatives Fox, McDermott, Thielen, Moses, Pendleton, Ontai, Jaffe, Davis, Rath, Meyer, Halford, Marumoto, Djou, Leong, Bukoski, and Stonebraker.
- 1926 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE III OF THE HAWAII STATE CONSTITUTION, TO GRANT PLENARY POWER TO THE LEGISLATURE IN MATTERS OF SEX OFFENDER DEFINITION, REGISTRATION, AND PUBLIC DISSEMINATION OF SEX OFFENDER REGISTRATION INFORMATION."
Introduced by: Representatives Fox, Jaffe, McDermott, Thielen, Ontai, Davis, Auwae, Rath, Pendleton, Moses, Djou, Leong, Bukoski, Halford, Gomes, Meyer, Marumoto, and Stonebraker.
- 1927 "A BILL FOR AN ACT RELATING TO SEX OFFENDER NOTIFICATION AND REGISTRATION."
Introduced by: Representatives Fox, Rath, McDermott, Thielen, Ontai, Jaffe, Davis, Auwae, Halford, Marumoto, Gomes, Whalen, Pendleton, Moses, Leong, Djou, Bukoski, Meyer, and Stonebraker.
- 1928 "A BILL FOR AN ACT RELATING TO CORRECTIONAL TREATMENT FACILITIES."
Introduced by: Representatives Fox, Thielen, McDermott, Ontai, Davis, Gomes, Pendleton, Rath, Bukoski, Leong, Marumoto, Jaffe, Auwae, Moses, Djou, Meyer, Whalen, and Stonebraker.
- 1929 "A BILL FOR AN ACT RELATING TO DRUG TREATMENT."
Introduced by: Representatives Fox, Moses, McDermott, Jaffe, Ontai, Gomes, Davis, Rath, Halford, Marumoto, Auwae, Meyer, Leong, Djou, Bukoski, and Whalen.
- 1930 "A BILL FOR AN ACT RELATING TO WATER POLLUTION."
Introduced by: Representatives Fox, Moses, Thielen, McDermott, Jaffe, Ontai, Gomes, Davis, Rath, Halford, Whalen, Pendleton, Auwae, Meyer, Djou, Bukoski, Stonebraker, Leong, and Marumoto.

- 1931 "A BILL FOR AN ACT RELATING TO GREENWAYS."
Introduced by: Representatives Fox, Thielen, McDermott, Jaffe, Ontai, Gomes, Davis, Rath, Halford, Marumoto, Djou, Pendleton, Auwae, Moses, Meyer, Whalen, Stonebraker, Bukoski, and Leong.
- 1932 "A BILL FOR AN ACT RELATING TO THE PENAL CODE."
Introduced by: Representatives Luke, Leong, Thielen, Morita, and Lee.
- 1933 "A BILL FOR AN ACT RELATING TO HIGHER EDUCATION INCOME TAX CREDIT."
Introduced by: Representatives Luke, Takai, Kahikina, Lee, Espero, Magaoay, and Saiki.
- 1934 "A BILL FOR AN ACT RELATING TO PROFESSIONS AND OCCUPATIONS."
Introduced by: Representatives Luke, Kahikina, Lee, and Magaoay.
- 1935 "A BILL FOR AN ACT RELATING TO THE PUBLIC PROCUREMENT CODE."
Introduced by: Representatives Luke, Schatz, Magaoay, Lee, Espero, Kahikina, M. Oshiro, and Saiki.
- 1936 "A BILL FOR AN ACT RELATING TO MARRIAGE AND FAMILY THERAPISTS."
Introduced by: Representatives Luke, Takai, Kahikina, Lee, Espero, and Magaoay.
- 1937 "A BILL FOR AN ACT RELATING TO THE UNIFORM LIMITED PARTNERSHIP ACT."
Introduced by: Representatives Luke, Takai, Magaoay, Saiki, Kahikina, Lee, and Espero.
- 1938 "A BILL FOR AN ACT RELATING TO THE FARMERS' MARKET NUTRITION PROGRAM."
Introduced by: Representatives Abinsay, Magaoay, Cabreros, Ahu Isa, Suzuki, Halford, Chang, Takumi, and Gomes.
- 1939 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR AGRICULTURAL WATER DEVELOPMENT."
Introduced by: Representatives Abinsay, Magaoay, Cabreros, Kanoho, Halford, Gomes, Chang, Takumi, Ahu Isa, and Suzuki.
- 1940 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE CONTROL OF FIREWEED."
Introduced by: Representatives Abinsay, Magaoay, Cabreros, Chang, Gomes, Suzuki, Halford, Takumi, and Ahu Isa.
- 1941 "A BILL FOR AN ACT RELATING TO AGRICULTURE."
Introduced by: Representatives Abinsay, Magaoay, Davis, Ahu Isa, Halford, Cabreros, Suzuki, Gomes, Chang and Takumi.
- 1942 "A BILL FOR AN ACT ESTABLISHING A COMMISSION TO CELEBRATE THE ONE-HUNDREDTH ANNIVERSARY OF THE ARRIVAL OF FILIPINOS TO HAWAII."
Introduced by: Representatives Abinsay, Magaoay, Cabreros, Garcia, Espero, Arakaki, Takumi, Lee, and Chang.
- 1943 "A BILL FOR AN ACT RELATING TO PUBLIC UTILITIES."
Introduced by: Representatives Ahu Isa, Ontai, Suzuki, Takumi, and Abinsay.
- 1944 "A BILL FOR AN ACT RELATING TO SMALL BUSINESS."
Introduced by: Representatives Ahu Isa, Ontai, Suzuki, Takumi, and Abinsay.
- 1945 "A BILL FOR AN ACT RELATING TO TAX CREDITS."
Introduced by: Representatives Ahu Isa, Ontai, Suzuki, and Abinsay.
- 1946 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE FRANCHISES."
Introduced by: Representative Hiraki.
- 1947 "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM."
Introduced by: Representative Hiraki.
- 1948 "A BILL FOR AN ACT RELATING TO UNEMPLOYMENT COMPENSATION."
Introduced by: Representatives Takumi, Takai, Garcia, Morita, and Souki.
- 1949 "A BILL FOR AN ACT RELATING TO UNEMPLOYMENT COMPENSATION."
Introduced by: Representatives Takumi, Kahikina, Takai, Arakaki, Morita, Schatz, Saiki, and Takamine.
- 1950 "A BILL FOR AN ACT RELATING TO PRESCRIPTION DRUGS."
Introduced by: Representatives Takumi, Takai, Ahu Isa, Lee, Kanoho, Schatz, Saiki, Magaoay, Arakaki, Morita, Ito, Cabreros, Abinsay, Espero, Suzuki, Yonamine, Kawakami, Takamine, Hale, Souki, and Chang.

- 1951 "A BILL FOR AN ACT RELATING TO PRESCRIPTION DRUGS."
Introduced by: Representatives Takumi, Takai, Lee, Kanoho, Saiki, Ito, Ahu Isa, Espero, Arakaki, Morita, Schatz, Magaoay, Cabrerros, Abinsay, Suzuki, Kawakami, Yonamine, Takamine, Hale, Souki, and Chang.
- 1952 "A BILL FOR AN ACT RELATING TO CORPORATE DISCLOSURE."
Introduced by: Representative Takumi.
- 1953 "A BILL FOR AN ACT RELATING TO JOB-SHARING FOR PUBLIC EMPLOYEES."
Introduced by: Representatives Takumi, Takai, Morita, Hamakawa, Hiraki, Souki, Kahikina, Luke, Saiki, Ito, and Takamine.
- 1954 "A BILL FOR AN ACT RELATING TO FAMILY LEAVE BENEFITS INSURANCE."
Introduced by: Representatives Takumi, Kahikina, Takai, Lee, Arakaki, Morita, and Schatz.
- 1955 "A BILL FOR AN ACT RELATING TO EARNED INCOME TAX CREDIT."
Introduced by: Representative Takumi.
- 1956 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE III, SECTION 7, OF THE HAWAII CONSTITUTION, TO REPEAL A PROVISION RELATING TO LEGISLATIVE PRIVILEGE."
Introduced by: Representatives Takumi, Lee, Takai, M. Oshiro, Morita, Schatz, and Hiraki.
- 1957 "A BILL FOR AN ACT RELATING TO DISASTER MANAGEMENT EDUCATION."
Introduced by: Representatives Takumi, and Takai.
- 1958 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE THIRTY-SIXTH REPRESENTATIVE DISTRICT."
Introduced by: Representative Takumi.
- 1959 "A BILL FOR AN ACT RELATING TO HIGHER EDUCATION."
Introduced by: Representatives Takumi, Espero, Magaoay, Takai, Luke, Morita, Arakaki, Abinsay, Cabrerros, and Garcia.
- 1960 "A BILL FOR AN ACT RELATING TO IMMIGRANTS."
Introduced by: Representatives Takumi, Takai, Arakaki, Magaoay, Cabrerros, Abinsay, Espero, Garcia, Luke, and Morita.
- 1961 "A BILL FOR AN ACT RELATING TO HIGHER EDUCATION."
Introduced by: Representative Takumi.
- 1962 "A BILL FOR AN ACT RELATING TO HIGHER EDUCATION."
Introduced by: Representative Takumi.
- 1963 "A BILL FOR AN ACT RELATING TO THE TEMPORARY WORKERS' BILL OF RIGHTS ACT."
Introduced by: Representatives Takumi, Takai, Morita, Souki, Schatz, Hamakawa, Saiki, and Takamine.
- 1964 "A BILL FOR AN ACT RELATING TO LABOR DISPUTES."
Introduced by: Representatives Takumi, Takai, Hiraki, Souki, Morita, Hamakawa, Kahikina, Saiki, Ito, and Takamine.
- 1965 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE I, SECTION 4, OF THE CONSTITUTION OF THE STATE OF HAWAII TO EXPAND THE CONSTITUTIONAL GUARANTEE OF FREE SPEECH TO QUASI-PUBLIC FACILITIES."
Introduced by: Representatives Takumi, and Hamakawa.
- 1966 "A BILL FOR AN ACT RELATING TO EMPLOYMENT."
Introduced by: Representative Takumi.
- 1967 "A BILL FOR AN ACT RELATING TO PICKETING."
Introduced by: Representatives Takumi, Hiraki, Kahikina, Saiki, and Takamine.
- 1968 "A BILL FOR AN ACT RELATING TO SERVICE EMPLOYEES."
Introduced by: Representatives Takumi, Takai, Garcia, Morita, and Souki.
- 1969 "A BILL FOR AN ACT RELATING TO THE BOARD OF EDUCATION."
Introduced by: Representatives Ito, Takai, Arakaki, Kahikina, Abinsay, Magaoay, Cabrerros, Morita, Suzuki, Espero, Garcia, Souki, Takumi, Hiraki, Takamine, Yoshinaga, and Hale.
- 1970 "A BILL FOR AN ACT RELATING TO THE HAWAII STATE EMERGENCY RESPONSE COMMISSION."
Introduced by: Representatives Ito, Suzuki, Ahu Isa, Espero, Arakaki, Schatz, Kahikina, Hale, Abinsay, Magaoay, Takumi, Hiraki, Cabrerros, Morita, Souki, Takamine, Luke, Saiki, and Lee.

- 1971 "A BILL FOR AN ACT RELATING TO HIGH SCHOOL DIPLOMAS."
Introduced by: Representatives Ito, Takai, Arakaki, Schatz, Kahikina, Luke, Abinsay, Garcia, Magaoay, Cabrerros, Yoshinaga, Espero, Morita, Suzuki, Ahu Isa, Souki, Lee, Hale, Takumi, Saiki, Hiraki, and Takamine.
- 1972 "A BILL FOR AN ACT RELATING TO SCHOOL SUPPLIES."
Introduced by: Representatives Ito, Takai, Arakaki, Schatz, Kahikina, Morita, Suzuki, Yoshinaga, Ahu Isa, Hale, Abinsay, Espero, Magaoay, Cabrerros, Takamine, Saiki, Luke, Souki, Garcia, Takumi, Hiraki, and Lee.
- 1973 "A BILL FOR AN ACT RELATING TO SCHOOL ATTENDANCE."
Introduced by: Representatives Ito, Suzuki, Garcia, Magaoay, Souki, Lee, Hiraki, Cabrerros, Morita, and Takamine.
- 1974 "A BILL FOR AN ACT RELATING TO SCHOOL REPAIR AND MAINTENANCE."
Introduced by: Representatives Ito, Takai, Arakaki, Kahikina, Abinsay, Magaoay, Cabrerros, Morita, Suzuki, Espero, Luke, Hale, Garcia, Takumi, Hiraki, Ahu Isa, Saiki, Takamine, and Lee.
- 1975 "A BILL FOR AN ACT RELATING TO HOSPITALS."
Introduced by: Representatives Ito, Kahikina, Abinsay, Garcia, Magaoay, Cabrerros, Hiraki, Morita, Suzuki, Ahu Isa, Takamine, and Espero.
- 1976 "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST INDUSTRIAL ENTERPRISES."
Introduced by: Representatives Kawakami, Kanoho, and Morita.
- 1977 "A BILL FOR AN ACT RELATING TO PROCUREMENT OF PROFESSIONAL SERVICES."
Introduced by: Representatives Case, Rath, Thielen, Djou, Morita, Abinsay, Magaoay, Gomes, B. Oshiro, Espero, Takumi, Hamakawa, and Jaffe.
- 1978 "A BILL FOR AN ACT RELATING TO LAND USE."
Introduced by: Representatives Case, Rath, Thielen, B. Oshiro, Leong, Gomes, Marumoto, Kanoho, Suzuki, Ahu Isa, Cabrerros, Hamakawa, Morita, Jaffe, Ito, Abinsay, Magaoay, Halford, and Hiraki.
- 1979 "A BILL FOR AN ACT RELATING TO TAXATION."
Introduced by: Representatives Case, Rath, Thielen, Djou, Gomes, Espero, Marumoto, Stonebraker, Suzuki, Ahu Isa, Magaoay, Ontai, Takumi, and Cabrerros.
- 1980 "A BILL FOR AN ACT RELATING TO TAXATION."
Introduced by: Representatives Case, Rath, Thielen, Djou, Marumoto, Magaoay, Ontai, Suzuki, Gomes, Ahu Isa, Espero, Takumi, Abinsay, Stonebraker, and Cabrerros.
- 1981 "A BILL FOR AN ACT RELATING TO INCOME TAX CREDITS."
Introduced by: Representatives Case, Rath, Thielen, Djou, Gomes, Marumoto, Arakaki, Takai, Espero, Stonebraker, and McDermott.
- 1982 "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT."
Introduced by: Representatives Case, Rath, Djou, Gomes, and Moses.
- 1983 "A BILL FOR AN ACT RELATING TO ADMINISTRATIVE PROCEDURE."
Introduced by: Representatives Case, Rath, Thielen, Djou, Gomes, Suzuki, Magaoay, Takumi, Ahu Isa, Cabrerros, Ontai, and Abinsay.
- 1984 "A BILL FOR AN ACT RELATING TO STATE GOVERNMENT."
Introduced by: Representatives Case, Rath, Espero, Marumoto, Suzuki, Thielen, Djou, Gomes, Ontai, Stonebraker, Ahu Isa, Cabrerros, Abinsay, and Magaoay.
- 1985 "A BILL FOR AN ACT RELATING TO TECHNOLOGY."
Introduced by: Representatives Case, Rath, Thielen, Gomes, Marumoto, Suzuki, Ontai, Ahu Isa, Cabrerros, Abinsay, and Magaoay.
- 1986 "A BILL FOR AN ACT RELATING TO EDUCATION."
Introduced by: Representatives Case, Rath, Thielen, Djou, Leong, Gomes, Espero, Marumoto, Meyer, Arakaki, Ontai, Jaffe, Moses, Stonebraker, and Hale.
- 1987 "A BILL FOR AN ACT RELATING TO EDUCATION."
Introduced by: Representatives Case, Rath, Gomes, Marumoto, Meyer, Ontai, Jaffe, Stonebraker, Moses, Arakaki, and Hale.

1988 "A BILL FOR AN ACT RELATING TO CAMPAIGN CONTRIBUTIONS."

Introduced by: Representatives Case, Rath, Thielen, Djou, B. Oshiro, Gomes, Espero, Marumoto, Abinsay, Hamakawa, Morita, Jaffe, Magaoy, and Hiraki.

INTRODUCTION OF RESOLUTIONS

By unanimous consent, the following resolutions (H.R. Nos. 4 through 7) and concurrent resolutions (H.C.R. Nos. 8 through 12) were referred to Printing and further action was deferred:

H.R. No. 4, entitled: "HOUSE RESOLUTION URGING THE UNIVERSITY OF HAWAII MEDICAL SCHOOL TO ESTABLISH AN OFFICE OF SMOKING AND HEALTH WITHIN THE NEW HEALTH AND WELLNESS CENTER," was jointly offered by Representatives Takai, Arakaki, and Hiraki.

H.R. No. 5, entitled: "HOUSE RESOLUTION REQUESTING THE APPOINTMENT OF AFGHAN WOMEN TO THE PROVISIONAL GOVERNMENT OF AFGHANISTAN TO ENSURE EQUITABLE TREATMENT OF WOMEN IN THE NEW GOVERNMENT," was jointly offered by Representatives Thielen, Leong, Morita, Lee, Hale, Luke, Meyer, Ahu Isa, Marumoto, Kawakami, Arakaki, Yoshinaga, and Jaffe.

H.R. No. 6, entitled: "HOUSE RESOLUTION ENCOURAGING SCHOOLS IN HAWAII TO ENCOURAGE CALCIUM INTAKE, ESPECIALLY IN YOUNG WOMEN, AND SUPPORTING EDUCATION AND AWARENESS OF CALCIUM DEFICIENCY," was jointly offered by Representatives Lee, Leong, Thielen, Luke, Jaffe, Ahu Isa, Morita, Hale, Meyer, Arakaki, Marumoto, and Yoshinaga.

H.R. No. 7, entitled: "HOUSE RESOLUTION SUPPORTING THE TANF REAUTHORIZATION ACT OF 2001 (HR 3113)," was jointly offered by Representatives Lee, Leong, Morita, Thielen, Hale, Meyer, Marumoto, Ahu Isa, Kawakami, Yoshinaga, Arakaki, Jaffe, Luke, and Auwae.

H.C.R. No. 8, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE UNIVERSITY OF HAWAII MEDICAL SCHOOL TO ESTABLISH AN OFFICE OF SMOKING AND HEALTH WITHIN THE NEW HEALTH AND WELLNESS CENTER," was jointly offered by Representatives Takai, Arakaki, and Hiraki.

H.C.R. No. 9, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING CONGRESS TO SUBMIT TO THE STATES AN AMENDMENT TO THE CONSTITUTION OF THE UNITED STATES TO PROHIBIT THE UNITED STATES SUPREME COURT AND ANY FEDERAL COURT FROM ORDERING A STATE OR POLITICAL SUBDIVISION TO LEVY OR INCREASE TAXES," was offered by Representative Takai.

H.C.R. No. 10, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE APPOINTMENT OF AFGHAN WOMEN TO THE PROVISIONAL GOVERNMENT OF AFGHANISTAN TO ENSURE EQUITABLE TREATMENT OF WOMEN IN THE NEW GOVERNMENT," was jointly offered by Representatives Thielen, Leong, Morita, Lee, Hale, Luke, Meyer, Ahu Isa, Marumoto, Kawakami, Arakaki, and Jaffe.

H.C.R. No. 11, entitled: "HOUSE CONCURRENT RESOLUTION ENCOURAGING SCHOOLS IN HAWAII TO ENCOURAGE CALCIUM INTAKE, ESPECIALLY IN YOUNG WOMEN, AND SUPPORTING EDUCATION AND AWARENESS OF CALCIUM DEFICIENCY," was jointly offered by Representatives Lee, Leong, Thielen, Luke, Jaffe, Ahu Isa, Morita, Hale, Meyer, Arakaki, Marumoto, and Yoshinaga.

H.C.R. No. 12, entitled: "HOUSE CONCURRENT RESOLUTION SUPPORTING THE TANF REAUTHORIZATION ACT OF 2001 (HR 3113)," was jointly offered by Representatives Lee, Leong, Morita, Thielen, Hale, Meyer, Luke, Marumoto, Ahu Isa, Kawakami, Yoshinaga, Arakaki, and Jaffe.

ANNOUNCEMENTS

Representative Kawakami, for the Committee on Finance, announced that there would be a public hearing on H.B. No. 1 on Wednesday, January 23rd at 8:30 a.m. in Conference Room 309.

At 9:49 o'clock a.m., the House of Representatives stood in recess, subject to the call of the Chair, and in accordance with House Concurrent Resolution No. 2, met in Joint Session with the Senate, to receive the Governor's State of the State Address.

JOINT SESSION

The Joint Session of the House of Representatives and the Senate of the Twenty-First Legislature was called to order at 10:02 o'clock a.m. by the Honorable Calvin K.Y. Say, Speaker of the House of Representatives.

The Speaker then welcomed and recognized the following honored guests:

Mrs. Vicky Cayetano who was presented with a lei by Senator English;

Lt. Governor Mazie Hirono who was presented with a lei by Representative Schatz;

Mr. Leighton Oshima who was presented with a lei by Senator Kim;

Associate Justice Simeon R. Acoba of the Hawaii State Supreme Court;

Associate Justice Steven H. Levinson of the Hawaii State Supreme Court;

Associate Justice Mario R. Ramil of the Hawaii State Supreme Court;

Associate Justice Paula Nakayama of the Hawaii State Supreme Court;

Chief Judge James S. Burns of the Hawaii State Intermediate Court of Appeals;

Trustee Clayton Hee, Chair of the Office of Hawaiian Affairs;

Mayor Jeremy Harris of the City and County of Honolulu, and his wife, Mrs. Ramona Harris;

Mayor James 'Kimo' Apana of Maui County;

Mayor Harry Kim of Hawaii County;

Council Chair Jon Yoshimura of Honolulu City Council;

Admiral Dennis C. Blair, Commander in Chief of the US Pacific Command;

General William J. Bergert, Commander of the Pacific Air Forces;

Lieutenant General Edwin P. Smith, Commanding General of the US Army, Pacific;

Rear Admiral Conway of the US Pacific Fleet;

William Paupe, Consul General of the Republic of Kiribati, and Dean of the Hawaii Consular Corps, and other members of the Consular Corps delegation;

Former Governor John Waihee and Mrs. Lynne Waihee; and

The children of the Cayetano Family, Ms. Janeen Cayetano Williams and Mr. Leo Williams, Mr. Brandon Cayetano, Ms. Samantha Cayetano, Mr. William Liu, and Miss Marissa Liu.

The Speaker then appointed Representatives Luke, M. Oshiro and Fox, and Senators Hanabusa, Kawamoto and Slom to escort the Honorable Benjamin J. Cayetano to the rostrum.

The Governor was presented with leis by Representative Kawakami on behalf of the House of Representatives, and by Senator Inouye on behalf of the Senate. The Speaker then presented to the Members of the Twenty-First Legislature and the audience, the Honorable Benjamin J. Cayetano, Governor of the State of Hawaii.

The Governor then addressed the Joint Session as follows:

"Mr. President, Mr. Speaker, Members of the Legislature, Lt. Governor Hirono, Mayors Harris, Apana, and Kim, Admiral Blair, members of the Consular Corps, Governor and Mrs. Waihee, distinguished guests and my fellow citizens. Aloha.

"Every time I enter this chamber, I can't help but think about when I started. It all started here. I was elected to this House in 1974. Those were the years of Watergate and the Oil Crisis and I was part of a reformist group if you will – 34 years old, idealistic, geared up to challenge and change the world.

"Well much has happened since then. I think I am still as idealistic as ever, but obviously a little older and perhaps heavier and maybe a bit wiser. There have been ups and downs, but for me, it's mostly been ups.

"It's been a great experience, and I want to thank some of the people who made it possible.

"First, I want you, and everyone watching this morning, to know how grateful I am to have been given the privilege of serving as Governor of this great and beautiful state.

"I want to thank my wife, Vicky, who has been a terrific First Lady and my biggest supporter. You know we didn't know each other in '94, and she didn't vote for me when I ran for Governor. She said she didn't like how I came across on television. I told her I didn't like myself on television either. But when she got to know me personally, as has been the case with many of my lifelong friends, things changed and as they say, 'The rest is history.'

"You know it's not easy being the son or daughter of a politician, you folks know that, especially this one. And so I want to thank our children, Brandon, Janeen, Samantha, Marissa and Will, for their love and support through it all.

"And I want to acknowledge my cabinet, including some of my former cabinet members who have joined us here today. I can talk about a few of them. I can't talk about every one of them, but some of these folks have not been given a great deal of publicity for their work and I would like to talk about them.

"Ray Soon – Under Ray's leadership, the Department of Hawaiian Home Lands has placed more Native Hawaiians in their own homes on homestead land than since the combined efforts of the administrations 80 years ago.

"Ron Lim and Wes Segawa – Through their leadership, this Administration has built a record number of affordable rentals units, something that we concentrated on, and they implemented a homeless program, which reduced, prior to September 11th homelessness in Hawaii by 40% and is rated one of the best in the nation by the U.S. Department of Housing and Urban Development. They get almost no recognition. I want Ron and Wes to stand up today. Wes Segawa is up there. You know, he doesn't get paid. He's the unpaid member of the Commission but he has done a great job.

"Another person who really has not got much attention publicly but she's done a terrific job with the Department of Commerce and Consumer Affairs is Kathy Matayoshi. Kathy took charge of the department and she turned it upside down, streamlined it and turned it into a 100%, self-sufficient State department today. No general funds needed and I think she deserves a hand for that.

"When I became Governor I was told that as Governor I was the commander in chief of the National Guard. Just imagine that I had my own Army and Air Force, and I worked closely with the leaders that I appointed to become adjutant generals. And they have done a terrific job. They've carried on a tradition of excellence and these two fine Generals shaped the Guard, both the Army National Guard and the Air Guard to one of the finest National Guard organizations in the nation. They have won countless awards in the process and they stand ready, today to deal with any crisis that threatens Hawaii. Ladies and gentlemen, General Ed Richardson and General Butch Correa.

"The next former cabinet member I am going to introduce did her job and she lost her job. But you know she made an everlasting imprint on Hawaii's history. Margery Bronster served as my first Attorney General. I didn't know Margery when I appointed her but she did a heck of a job for us. She took on the task of the Bishop Estate. She represented us in the tobacco settlement and she did a hell of a job. And she changed Bishop Estate forever, and from what we've seen so far to what we've read in the papers, it's better forever for the people of Hawaii.

"Earl Anzai is another one who lost his job. I see the Senators smiling; you folks know why. Poor Earl, he didn't do anything and he still lost his job. But I appointed Earl to replace Margery and you know, I want to thank you for giving him a second chance. Earl did a hell of a job.

"One day he walked into my office and said, 'Governor do you want to see the Star-Bulletin saved or closed?' And you know I had to think about that for a while. I was thinking about the editorials they wrote about my administration, and about me, but in the end we did what was right because we know, in the name of freedom of speech, this community, this state deserves two major dailies. And through Earl's leadership

working with the union and working with the Star-Bulletin employees, today we have two major dailies, and you know what? The competition has been good. Both have gotten better.

"Susan Chandler – You know Susan is probably one of our most energetic cabinet members. In fact we put her in charge of the Christmas party and usually she does one heck of a job. She had me dancing this year. She has been the director of the Department of Human Services ... forever. When I appointed her, she was a professor who was on sabbatical in New York. I hadn't even met her, you know. I talked to her by phone and she came back. The vibes were good and I appointed her, and since then this department has received national recognition.

"The department received national recognition as one of the top-ten states in the nation in moving welfare recipients into the workforce. And the department was rated second among 50 states for improved success in the workforce; and finally, for the fifth straight year rated one of the best in the nation for their administration of the federal food stamp program. Ladies and gentlemen, Susan Chandler.

"These are just highlights of some of the nice things and great things our cabinet has done. And if you want to see what the others have done, and they have done some great things, read the supplement, which is attached to the written copy of my speech, which will be delivered to you.

"I'd like to recognize at this time, and I ask them to stand and please hold your applause, my Chief of Staff Sam Callejo, and my former Chief of Staff Charlie Toguchi. I play golf with these guys every week and they usually take my money. My former cabinet directors, and deputies who are here, and my entire cabinet, executive assistants, and staff, please stand. I want you to be recognized and thanked.

"They are terrific. Underpaid, not a single pay raise in eight years for some of them, understaffed, overworked, but totally dedicated, hardworking, smart and honest. It has been a great privilege to have them aboard.

"When I took office in 1994, the State was mired in a severe economic crisis. The Japanese bubble had burst. We saw record bankruptcies, foreclosures, business closings, and the economy was flat, no growth at all.

"In my 1995 State of the State, I gave you our road map to economic recovery.

"In my 2001 State of the State, I reported some of the things we have done and some of the promising results.

"I reported that in late 1998, the economy began to recover; by 1999, it was in full recovery. And in 2000 we saw the economy grow stronger and even expand in areas such as high tech and healthcare.

"Tourism was back again with a record 7 million tourists. The unemployment rate had dropped to 3.7%, well below the national average, and the lowest since 1992.

"Real estate sales and values were rising. Auto sales reached record levels for the second straight year.

"Private and public construction was up.

"Thousands of new jobs were created, personal income growth had increased significantly, averaging 4.1% in 2000 and 5% for the first half of 2001, the highest level in seven years.

"We increased teachers' salaries, extended the school year by

seven days, and built a record number of schools and other facilities.

"And I announced new programs like the launching of our new Pre-Plus Program for preschool children from needy families, which has been headed by Lt. Governor Hirono.

"Well this year, I was ready to report more good news, about the economy, about programs like Pre-Plus, and the great progress that we have made.

"But then came September 11th and like many Americans I saw our country plunged into its worst domestic crisis since the Great Civil War.

"Hawaii suffered more than most states. Our economy was hit, and hit hard.

"In the two months that followed, domestic tourism fell by 30%, international tourism by more than 50%.

"Thousands of workers lost their jobs. Initial claims for unemployment insurance averaged nearly 2,700 per week.

"Our State unemployment rate rose from 3.7% in November 2000, to 5.5% in November 2001.

"Nearly 7,000 jobs were lost and thousands of workers saw their work hours cut.

"These events brought back dark memories of the Gulf War, a war that had a tremendous impact on tourism, a war that devastated Hawaii's economy, and ushered in more than a half decade of economic stagnation.

"To quote Yogi Berra, it was 'like *déjà vu*, all over again.'

"Now, however, four months after September 11th I am pleased to report to you that there is light at the end of the tunnel. There are signs that our economy today is more resilient, stronger, than it was during the Gulf War crisis.

"There are signs, that not only are we weathering the storm, but our chances for a quick recovery are better than we expected.

"As of mid-January, for example, domestic travel to Hawaii was running only a few percentage points below the same period last year. Japanese tourism in Hawaii – which was down as much as 65% – is now expected to reach pre-September 11th levels within the next six months.

"There are other good signs. Initial claims for unemployment benefits appear to have stabilized after peaking in early December.

"And Hawaii's holiday retail sales showed the highest increase among all western states. Real estate sales and values continue to increase. Construction authorizations are still up. Auto sales are still going strong. And tax collections remain stable.

"Where is this resiliency coming from? Why hasn't Hawaii been hit harder – as it was during the Gulf War?

"Our economists tell me there are two big differences. The first is the major economic reforms and restructuring that have taken place since 1995. We had an impact you know – you and I and our respective organizations – we have made some significant changes.

"With your help, between 1998 and 2001, we approved 10 major legislative acts that lowered taxes for residents and businesses. We also provided generous tax incentives for new investment in technology, new construction and renovations.

"These savings will total more than \$2 billion dollars over a six-year period – one of the biggest tax cuts in the nation. These tax cuts have put more money into the pockets of our people – and they are spending or investing it.

"A recent American Legislative Exchange Council study reported that Hawaii's budget had the third lowest growth of all states from 1990 to 2000. And between 1995 to 2000, state government spending by this Administration grew by only 1%.

"Today, state government is more efficient, it's smaller, and it accounts for a smaller proportion of the economy.

"Government regulations have been reduced and the state administration has made a concerted effort to partner with the private sector, to become a facilitator rather than an impediment to economic growth.

"These reforms helped the business community invest in technology and these investments and these improvements have made them more efficient and competitive.

"Today, business productivity is higher. Hawaii companies are developing national and international markets through their unique products and use of new technology, including the Internet.

"And you know, there are indications that Hawaii's economy is diversifying, reducing our dependence on tourism. Between 1996 and 2000, for example, the number of high tech jobs in Hawaii increased by 23%, while jobs as a whole throughout the state increased by less than 4%. And Hawaii's healthcare industry is growing as well and is now the second largest provider of jobs in the state.

"The visitor industry itself is changing. Specialized markets such as sports, culture, health and eco-tourism indicate that the industry is moving beyond its sun and surf. And these new developments will help Hawaii retain its status as one of the premier visitor destinations in the world.

"The second difference is something I feel. I think that the outstanding and strong response by the community to the crisis was key in our resiliency.

"After September 11th, business, labor, military and community groups quickly answered my call for help.

"Working with you, the legislature, and your leaders, we developed and implemented an action plan that helped prevent more layoffs and economic hardships.

"Respected business leaders like Walter Dods, Tony Vericella and Peter Schall were asked to develop a marketing strategy to recoup the tourists we have lost. And they did working around the clock in record time.

"Not everyone liked the plan. I know, I heard from some of you, but I thought it was brilliant in its simplicity and its eloquent appeal to visitors to experience the wonders of Hawaii. And now, we are seeing the first signs of the plan's success.

"Church leaders like Reverend Dan Chun and leaders of community non-profit groups like Susan Doyle organized the churches and nonprofits and formed Hawaii Together. Their

goal is to provide a network of technical and spiritual assistance to the newly unemployed and homeless.

"It is a great example of the community's widespread compassion and caring for those who were hurt in the crisis. It's a great example of the Aloha Spirit. That separates this place from anywhere else.

"And whenever we needed them, and even when we didn't need them, our military community was always there for us.

"These citizens, and these soldiers did a great job, and I ask you now to join me in publicly thanking them and the hundreds of citizens across our state for their tireless and efforts in helping us meet the challenges of September 11th. They had faith in the strength of our economy and the spirit of our people. Please give them a hand.

"And so there is cautious reason for optimism as we move through 2002.

"However, we must also be prepared for setbacks. You see the national economy is still in recession and is not recovering as quickly as expected, and Japan's economy will be weak for the better part of this year or longer.

"The gains we have seen in recent weeks could slip away in this uncertain and volatile economic environment. Therefore, we must continue our efforts to make needed reforms and investments which will strengthen our economy, help us through the current crisis, and position us for Hawaii's long term economic growth.

"And most of all, we must not let the events of 9/11 defeat or intimidate us. Our courage, our determination and belief that Hawaii's future is bright are our best weapons in meeting the challenges before us.

"Now let me turn to our State Budget.

"Our first task is to balance the State Budget. We have proposed a financial plan, which requires us to use the Hurricane Relief Fund and to raise the tax on alcohol.

"If you disagree with this proposal, and I have heard your speeches, we are open to your suggestions. I disagree with some of the assumptions made about the Hurricane Relief Fund, but my main concern is to balance the budget as we are required to do by law – and to do so without jeopardizing the safety net for our poor and our disadvantaged.

"Keep in mind, as you seek out alternatives to our proposal, that education makes up 52% of our State General Fund Budget and this time, I cannot spare the Department of Education from carrying its fair share of budget cuts as I did from 1994 to 1998. Our state programs servicing the sick, poor and disadvantaged suffered greatly during the first four years of my administration. And, except for adjustments to the costs for Felix, and I say to the legislative investigating committee, thank you for a job well done, we simply cannot cut these departments anymore.

"Our second task is to continue our efforts to strengthen our economic infrastructure.

"September 11th demonstrated what we all know: Hawaii's economy is over-dependent on tourism.

"Diversifying our economy will strengthen it and make it less vulnerable to the ups and downs in tourism.

"Over the past seven years – we have focused on healthcare, biotechnology and high technology as a means of diversification.

"Since 1995, we've taken some big steps toward diversification.

"To encourage the development of high technology, we approved one of the most progressive high tech laws in the nation, passed by you. We've provided additional funding for the University's College of Engineering and Medical School, and aggressively solicited high tech business.

"In spite of the dot-com crisis, and the setbacks that we have experienced we've made some progress.

"In technology, according to the Center for Digital Government and the Progress & Freedom Foundation, Hawaii now ranks 13th in Technology Management, 15th in Electronic Commerce and Business Regulation, and 23rd for Taxation Revenue Systems in 2001. Considering that in previous years we were virtually ranked near the bottom, and in some categories in last place, these are signs that our high technology industry is growing.

"It has long been a part of my vision to make Hawaii the premier Healthcare Center of the Pacific. Your approval, last year of the University's new \$300 million bio-medical research center in Kakaako was a major step towards this goal.

"The new school will not only train doctors, it will also have a strong research component, which will create hundreds of jobs – good, high skilled jobs for our people.

"About five years ago, I expressed my belief that a biotech industry was a natural for Hawaii. Some thought I was dreaming. I was, and the new bio-medical research center will help that dream come true.

"In fact, Kamehameha Schools and the Ward Estates, two major landowners in Kakaako are prepared to develop a biotech park for biotech companies which will be attracted by the new Center.

"I won't be governor when the Center is built and the biotech park is established, as I am confident that it will be, but I expect those of you around to send an invitation to the dedication ceremonies.

"Healthcare, Biotech and High Tech have been among my priorities to diversify. I am certain there are other opportunities, which today we are not aware of. Our job is to find or create them. That is what we need to do.

"But new economic opportunities that we create will mean little if our young people do not have the education and background to compete for them.

"And that is why I am pushing for more improvements to our public education system.

"Education is the great equalizer. It certainly has been for me.

"And that's why over the past seven years, in spite of our state's fiscal problems, we have given education our top priority.

"That's why we spared the DOE from budget cuts and cut other departments more to make up the difference.

"That's why we built more new schools and facilities than any other administration.

"That's why we increased the pay for teachers, boosting the pay for starting teachers from \$25,000 in 1997 to \$34,300 in 2003 – a nearly \$10,000 increase in just six years.

"Today, our starting teachers earn more than their counterparts in Arizona, Colorado, Oregon, Washington, Nevada, and New Mexico.

"Our new contract with our teachers provides more than just a pay raise, however it is a step toward a culture which focuses on accountability and professional development, rather than just seniority.

"For example, under the new contract, a teacher who acquires certification by the National Board for Professional Teacher Standards will receive a \$5,000 salary differential.

"Acquiring national certification is no easy process. It requires hard work and study over a two-year period. But it is a tool that gives teachers an incentive to improve their professional skills and increase their compensation as well.

"To date only seven Hawaii public school teachers have achieved it – each one of them we hear is a motivator and an excellent teacher. The two teachers who earned their national certification this year are here.

"I'd like to introduce them to you. First, Teresa Tugadi, a special education teacher at Pohakea Elementary School; and second, Lisa Yanase who teaches at Waialua Elementary School. These teachers achieved what few teachers in Hawaii have yet to achieve. And you know what? They deserve the extra \$5,000. Give them a hand please.

"The good news is that there are about 50 more public school teachers who intend to enroll in the program. The bad news is that you will have to find the extra money to pay for them. Pay it; it will be well worth it. Pay the teachers who do well, because those are the teachers who are going to give our children the best education possible.

"The statewide teacher strike we experienced was painful, but I want to tell you it was not just about money – it was about doing what had to be done to improve the quality of public education. We need teachers who have the training and skills to provide a quality education for our children. And, we need to find ways to determine who the good teachers are, to reward them, and help the teachers who need improvement to get better.

"We should not settle for mediocrity. After all, a public education system that teaches its students how to read, but not how to distinguish what is worth reading is not a very good school system at all.

"To paraphrase social commentator Fran Lebowitz: If we are truly serious about preparing our children for the future, don't teach them to subtract. Teach them to deduct. Good teachers know the difference between subtraction and deduction. Our contract is designed to produce good teachers.

"The new schools we've built are state-of-the-art facilities. They are so good that Mainland schools send their people to get ideas from them. But, our old schools are not state-of-the-art. They are old, they are rundown, and they need help.

"The school repair and maintenance backlog was nearly \$614 million in 2000. The Department of Accounting and General

Services tells us that it grows by \$51 million a year just for the DOE. And here I thought it was \$25 million – \$51 million.

"We need to attack this backlog now. To cut it down to size, and I am asking you to appropriate \$255 million for school repair and maintenance. If you want to increase the amount, we welcome it.

"The University of Hawaii is the intellectual heart of our community, but it is also an important driver of our economy.

"Last year, you gave UH \$8 million for the planning of a permanent West Oahu campus. This session, I am asking you to authorize the remaining \$142 million needed to build it.

"UH-West Oahu was established about 25 years ago as West Oahu College. And for all of those years, the West Oahu administration and faculty, housed in their little portables at Leeward Community College, have given their students an excellent education. It is time to give UH-West Oahu a permanent campus it is time to expand the higher education opportunities of the Leeward Central Coast and I am asking you to give us the money.

"This permanent campus in Kapolei will accomplish two objectives: one, educational, and the other economical.

"More than 30 years ago, Kapolei was designated as the Second City. West Oahu will help transform Kapolei into a college town. It will be to Kapolei what the University of Oregon is to Eugene, Oregon, and what UC-Irvine is to the City of Irvine. Study the examples. The economic benefits are self-explanatory.

"The new West Oahu will serve the booming population of the Leeward-Central Oahu area – the fastest growing area in the State.

"The population there is more than the populations of all of the neighbor islands combined. And it is still growing.

"Hawaii is a relatively young state. We are the youngest of all of the states of course. And at one time, when travel was difficult, the University of Hawaii was the only hope for higher education for our people.

"As a state, Hawaii has matured. When I left Hawaii to attend college on the mainland in 1963, the University did not have its community colleges, nor did UH-West Oahu exist. But UH has grown, it too has matured. The policies, the curriculum, the admission standards, the requirements for out-of-state students, which were right for UH fifty years ago must be revisited and where appropriate, changed.

"President Dobbelle has said he would like to develop UH-Manoa to become the Berkeley of the Pacific. UH-Manoa is a fine research university but it is no Berkeley at this particular point. If we want UH-Manoa to step up to the next higher level, to become – no, to rival Berkeley, then we must stop requiring UH-Manoa to be all things to all people. Admission standards for freshmen must be raised, curriculum reviewed, good alternatives must be created for those who can't make it to UH-Manoa.

"Nothing can elevate the quality of life in a society like a first-rate education system. Hawaii is not quite there yet. We can get there if we dream big and do big things. After all, nothing big has ever been done by people who think small.

"A few words about my \$900 million CIP request.

"Last week, I heard one of my favorite lawmakers mention that there was a \$6 billion backlog. Simply stated, that number is misleading if the real concern is debt service generated by general obligation bonds.

"The amount of the \$6 billion attributed to G.O. bonds is less than \$900 million. And of that, over \$700 million is in the process of being spent. Encumbered, allotted, that money is released. Now some of that money is the legislature's pet projects other wise known as 'pork' – about a \$100 million worth – and I have agreed to release about \$35 million of that at this particular time. So there is no major backlog of G.O. bond projects. And I think it is important that we understand the information and the facts that are available to us

"The last time I asked for a billion dollars and you gave it to me, we built a record thirteen schools, more than 1,100 classrooms, gyms, administrative buildings and cafeterias. And we are building them faster than ever. We build schools in 18 months instead of the 36 months it used to take. We built the State Office Building in Kapolei in 18 months. We built Dr. Yanagimachi's Institute for Biogenesis Research in just ten months and today if you travel throughout the University's campuses on the different islands you will find that there are new facilities on every campus in the UH system. As well as new facilities in places where the University was never there before such as the Molokai Education Center.

"So clearly, there is confusion about the administration's ability to fast track appropriations and construction. But I throw out this challenge to you, try us – after all, if you are not satisfied, you have the power to repeal the appropriations.

"A few months ago, President Dobbelle told you he would that he will build the new UH-West Oahu in 18 months. You know we have gone all over the mainland searching for this guy. We pay him pretty good money, give him a pretty good house on the hill there. He wants to take the University to another level, why not give him a chance? I look at his track record and he's done it in other places – I know he will do it here. And I want to introduce him President Dobbelle please stand up. And if he can't do it then fire him.

"If we want to improve public education, we need to invest. Interest rates are at an all-time low. I doubt it will get lower. Moreover, our local economy could use a boost in an area where it is still strong – in construction spending.

"Let's take a page from our neighbor California where the California Chamber of Commerce, which is just about as fiscally conservative a group as one could find anywhere. If you could imagine a room full of Sam Sloms, that is the definition. They knew what had to be done and they went out and they moved to place a \$10 billion initiative on the ballot this election for voter approval to build what? To build the same kind of things that we want to build, public schools, public housing and other needed public facilities. I predict the voters of California will approve it overwhelmingly, because it is the right time and the right thing to do.

"Let me end on a personal note.

"This is my 28th year in public office. It will be my last. I learned from watching Frank Fasi that you should never try to come back. Unless you are young like Governor Waihee who one day I predict will be a US Senator. Every time I reflect on the journey that I took to get here, I am truly amazed. I am the luckiest man in the world.

"I was born and raised in Kalihi. And you know the last

three Governors were all Kalihi boys. Jack Burns, George Ariyoshi, and even though Governor Waihee was born on the Big Island, he moved to Kalihi, represented Kalihi, and I know that he is a Kalihi boy at heart. My father raised my brother and I. I attended public schools, Puuhale, Kalakaua, and Farrington. Got into some minor trouble with the law when I was young. Nearly flunked out of high school. Can you imagine flunking out of Farrington? Got married at 19, and at age 23, finally woke up and said I needed to get an education, but I was forced to move to California because the education and the facilities were not available here in Hawaii. I had to go to a junior college.

"I took the test to get into UCLA, and I remember the counselor saying, 'You did pretty well on the test.' I said, 'That is terrific.' And he said, 'You were absent 40 days in high school. And your average is like a C minus. What happened there?' I said, 'I'm not sure what happened there, but where do I go?' He said, 'You go to a place called Harbor Junior College in San Pedro, California.' And I went to Harbor Junior College and I got a terrific education there.

"I was the oldest guy in my class usually, and I was taught by PhDs, not one of these teaching assistants that you find at UCLA where I eventually got my degree from. And I sat for a full year and did not say a word. I just listened to my younger and very bright college classmates and I learned a lot. These were the years when the Vietnam War and the Civil Rights Movement were at their peak. When I was in college Martin Luther King, Jr. and Bobby Kennedy were assassinated. These events shaped my values and my thinking. They helped shaped my politics.

"I graduated from UCLA in 1968 and got my law degree in 1971. For me, it was as if I realized the impossible dream. What is great about America, what makes it a great nation is that it is the land of second, and sometimes even third chances. And it is the public education system that gives us that opportunity.

"I got my start in politics from another Kalihi boy -- Governor John A. Burns. Governor Burns appointed me to a very important public commission. I knew nothing about politics. I had never met him before. I did not help in his campaign, nor did I ever seek this particular appointment.

"So after I got sworn in, I thanked the Governor and I asked him, 'Governor, why did you appoint me to such an important commission?' I told him we never met before. I never really worked on his campaign. I was on the mainland attending law school. And he said, and these are the only words that the great Jack Burns ever said to me. He looked me in the eye and said, 'Well, Ben there aren't not too many young Filipinos from Kalihi who become lawyers.' He did not have to explain -- I understood what he meant and what he stood for. And that is what I stand for.

"In 1974, I decided to run for the House of Representatives. I was running in Pearl City. You know the political pros -- the guys who think they know everything -- they laughed and said a Filipino boy doesn't have a chance. He is running in a district which is 60% Japanese-American.

"Well, they were wrong, and these guys have been wrong in my elections for many, many times. They misjudged the goodness and the fairness and the decency of the people there. Because that is what Hawaii is all about. Like I said earlier, America is the land of second chances. And Hawaii is the greatest place to live in the world.

"I tell you this story so you understand why I believe that there no greater calling than public service. And why I believe

that those of us who have chosen this business have an absolute duty to do what is right for the people, regardless of the consequences.

"Yesterday, I read in the newspaper that some of you are looking for guidance and advice in my State of the State. Vice Speaker Luke -- and Vice Speaker, I am not really that gruff and I am sorry that I was not nice to you. The Vice Speaker said she wanted to me to 'lay out a plan for five or ten years down the road.' I had to chuckle -- I said, 'Where have you people been the last seven years?'

"This is our last session together. And this is the first time you've publicly asked for advice, so let me offer it, with the best of intentions.

"I really believe in my heart that the best kind of politics is getting the job done. That's what I've tried to do in my 28 years of public service. And even if you don't get it done, I believe the people will know how hard you tried and respect you for it.

"When you passed the Health Fund Reform and Privatization bills last session that was a defining moment for many of you. It took guts to do it and you should be proud. And I was proud of you.

"When I met with business, labor, community and legislative leaders after the September 11 attacks, I remember after the first meeting, at the end, everyone spoke.

"And Minority Leader Galen Fox got up, remember Galen? And he said that the crisis we faced, that we the people of Hawaii faced, was the worst Hawaii had ever faced, and that we 'should set politics aside.' He meant it and I was moved by it, and I was proud to work with Galen Fox. Last week, hearing some of the speeches on Opening Day, it seemed like it was *déjà vu* again, nothing had changed.

"You know, recent polls show that after September 11th, there was an upsurge in the public's respect for public officials. I suppose some of that was due to the courageous leadership by President Bush and Mayor Giuliani that we saw on television day after day. But I can't help but believe it was mostly because the American people were awed with renewed respect, by the courage and sacrifice of the firefighters, the police and rescue personnel who lost their lives at the World Trade Center.

"Those firefighters, police officers and rescue personnel were public servants -- like you and me. And they lost their lives because they did their job.

"Senator Warren Rudman, a Republican, when asked by Time Magazine about his retirement from the United States Senate said that when he was a marine captain serving in Korea, he commanded young marines who were ready to risk their lives for their country, and many in fact lost their lives. But he was disappointed with his colleagues in the U.S. Senate he said, because too many of them were not even willing to risk their political lives for their country.

"So my advice to you is this: For once, put politics aside. Let's discuss the issues frankly and truthfully so the people of this state know what's at stake. We owe them the truth. We owe them the courage and wisdom to make wise decisions. We owe them hope. We owe them a better and greater Hawaii.

"Do your job to make Hawaii better, that is my advice -- even if it means you may lose your job. You owe that to our people, and most of all, you owe it to yourselves. *Aloha.*"

Senate President Bunda then rose and stated:

"I would like to personally commend Governor Cayetano for his many years of dedication and service to the people of Hawaii, particularly these last few years as Governor when he had to make some really tough calls. I've known him to be a straight shooter with a 'take no prisoners' attitude at times. But no matter how tough he sounds, his actions have always been tempered with a compassion for the welfare of those truly deserving of help from our government.

"Governor your job is really not over yet, as you face the challenges of presiding over this year -- your last legislative session. Save some compassion for us legislators. Remember we are all in this thing together. And please, no special sessions. Governor, *aloha* and *mahalo*."

At 11:00 o'clock a.m., President Bunda declared the Joint Session adjourned.

ADJOURNMENT

At 12:00 o'clock midnight, the House of Representatives adjourned until 12:00 o'clock noon, tomorrow, Wednesday, January 23, 2002.

FIFTH DAY

Wednesday, January 23, 2002

The House of Representatives of the Twenty-First Legislature of the State of Hawaii, Regular Session of 2002, convened at 12:12 o'clock p.m., with the Speaker presiding.

The invocation was delivered by Monsignor Edgar Brillantes of the St. John the Baptist Church, after which the Roll was called showing all members present with the exception of Representatives McDermott, Morita and Takai who were excused.

By unanimous consent, reading and approval of the Journal of the House of Representatives of the Fourth Day was deferred.

GOVERNOR'S MESSAGES

The following message from the Governor (Gov. Msg. No. 99) was received and announced by the Clerk and was placed on file:

Gov. Msg. No. 99, transmitting the report "Requesting the Hawaii Tourism Authority to Convene a Task Force to Study Safe Access to View and Learn about Hawaii Volcanoes."

ORDER OF THE DAY

COMMITTEE REASSIGNMENTS

The following bills were re-referred to committee by the Speaker:

H.B.**Nos.****Re-referred to:**

1687 Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance

1756 Committee on Labor and Public Employment, then to the Committee on Finance

1759 Committee on Judiciary and Hawaiian Affairs

1761 Jointly to the Committee on Consumer Protection and Commerce and the Committee on Health, then to the Committee on Finance

1771 Committee on Health, then to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance

INTRODUCTION OF BILLS

On motion by Representative Lee, seconded by Representative Djou and carried, the following bills (H.B. Nos. 1989 through 2095) passed First Reading by title and were referred to Printing: (Representatives McDermott, Morita and Takai were excused.)

H.B. Nos.:

1989 "A BILL FOR AN ACT RELATING TO VOLUNTARY EMPLOYEES' BENEFICIARY ASSOCIATION TRUSTS."
Introduced by: Representatives Hiraki, Takumi, Ito, Takai, Yonamine, Souki, Ontai, Halford, Bukoski and Thielen.

1990 "A BILL FOR AN ACT RELATING TO THE HAWAII HURRICANE RELIEF FUND."
Introduced by: Representative Hiraki.

1991 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE RENTAL INDUSTRY."
Introduced by: Representative Hiraki.

1992 "A BILL FOR AN ACT RELATING TO HOMELAND SECURITY."
Introduced by: Representative Garcia.

1993 "A BILL FOR AN ACT RELATING TO CRIME STOPPERS ORGANIZATIONS."
Introduced by: Representatives Espero, Kanoho, Chang, Kahikina, Arakaki, B. Oshiro, Suzuki, Ahu Isa, Abinsay, Cabrerros, Luke, Kawakami, Lee, M. Oshiro, Souki, Schatz and Magaoay.

1994 "A BILL FOR AN ACT RELATING TO TRAFFIC ENFORCEMENT."
Introduced by: Representatives Espero and Souki.

1995 "A BILL FOR AN ACT RELATING TO LOSS MITIGATION."
Introduced by: Representative Hiraki.

1996 "A BILL FOR AN ACT RELATING TO THE ADMINISTRATION OF TAXES."
Introduced by: Representative Nakasone.

1997 "A BILL FOR AN ACT RELATING TO UNFAIR AND DECEPTIVE PRACTICES."
Introduced by: Representative Hiraki.

1998 "A BILL FOR AN ACT RELATING TO CONTRACTORS."
Introduced by: Representative Hiraki, by request.

1999 "A BILL FOR AN ACT RELATING TO HUNTING."
Introduced by: Representatives Chang, Magaoay, Abinsay, Suzuki, Hiraki and Souki.

- 2000 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR SMALL BUSINESS DEVELOPMENT."
Introduced by: Representatives Chang, Hale, Morita, Suzuki, Magaoay, Marumoto, Ahu Isa, Abinsay, Takumi, Hiraki and Souki.
- 2001 "A BILL FOR AN ACT RELATING TO ENERGY CONSERVATION TAX CREDIT."
Introduced by: Representatives Chang, Morita, Hale, Magaoay, Marumoto, Ahu Isa, Abinsay, Takumi, Suzuki, Hiraki and Souki.
- 2002 "A BILL FOR AN ACT RELATING TO PUBLIC LANDS."
Introduced by: Representatives Kanoho, Kawakami and Morita.
- 2003 "A BILL FOR AN ACT RELATING TO COUNTY ROADS."
Introduced by: Representative Hamakawa.
- 2004 "A BILL FOR AN ACT RELATING TO THE TRANSFER OF COUNTY LANDS AND IMPROVEMENTS UNDER THE CUSTODY OF THE DEPARTMENT OF EDUCATION."
Introduced by: Representative Hamakawa.
- 2005 "A BILL FOR AN ACT RELATING TO ANIMAL CRUELTY."
Introduced by: Representative Hamakawa.
- 2006 "A BILL FOR AN ACT RELATING TO SPECIAL WASTES RECYCLING."
Introduced by: Representative Hamakawa.
- 2007 "A BILL FOR AN ACT RELATING TO THE HAWAIIAN LANGUAGE COLLEGE."
Introduced by: Representative Hamakawa.
- 2008 "A BILL FOR AN ACT RELATING TO PRISON ALTERNATIVES."
Introduced by: Representative Hamakawa.
- 2009 "A BILL FOR AN ACT RELATING TO AGRICULTURE."
Introduced by: Representative Abinsay.
- 2010 "A BILL FOR AN ACT RELATING TO AGRICULTURE."
Introduced by: Representative Abinsay.
- 2011 "A BILL FOR AN ACT RELATING TO AGRICULTURE."
Introduced by: Representative Abinsay.
- 2012 "A BILL FOR AN ACT RELATING TO AGRICULTURE."
Introduced by: Representative Abinsay.
- 2013 "A BILL FOR AN ACT RELATING TO AGRICULTURE."
Introduced by: Representative Abinsay.
- 2014 "A BILL FOR AN ACT RELATING TO NEW CENTURY CONVERSION CHARTER SCHOOLS."
Introduced by: Representatives Say, Takai, B. Oshiro, Lee, Ito, Souki, Kawakami, Chang, Luke, Ahu Isa, Case, Garcia, Cabrerros, Saiki, M. Oshiro, Arakaki, Suzuki, Yoshinaga, Magaoay, Kahikina, Schatz, Kanoho and Takumi.
- 2015 "A BILL FOR AN ACT RELATING TO THE INCOME TAX."
Introduced by: Representatives Ahu Isa, Ontai, Case, Davis and Magaoay.
- 2016 "A BILL FOR AN ACT RELATING TO THE MOLOKAI IRRIGATION SYSTEM."
Introduced by: Representatives Abinsay, Kanoho, Davis, Chang, Magaoay, Cabrerros, Suzuki, Case, Ahu Isa, Gomes, Whalen and Takumi.
- 2017 "A BILL FOR AN ACT RELATING TO AGRICULTURE."
Introduced by: Representatives Abinsay, Chang, Magaoay, Cabrerros, Davis, Ahu Isa, Halford, Case, Whalen, Suzuki, Gomes and Takumi.
- 2018 "A BILL FOR AN ACT RELATING TO AGRICULTURAL LEASES."
Introduced by: Representatives Abinsay, Kanoho, Cabrerros, Chang, Magaoay, Whalen, Gomes, Ahu Isa, Davis, Halford and Takumi.
- 2019 "A BILL FOR AN ACT RELATING TO IRRIGATION WATER SYSTEMS."
Introduced by: Representatives Abinsay, Kanoho, Chang, Magaoay, Cabrerros, Davis, Suzuki, Ahu Isa, Say, Case, Whalen, Halford, Gomes and Takumi.
- 2020 "A BILL FOR AN ACT RELATING TO HEALTH."
Introduced by: Representatives Abinsay, Chang, Magaoay, Espero, Cabrerros, Garcia and Arakaki.
- 2021 "A BILL FOR AN ACT RELATING TO EDUCATION."
Introduced by: Representatives Magaoay, Takai, Ito, Kanoho, Cabrerros, Arakaki, Abinsay, Kahikina, Hale, Ahu Isa, Lee, Espero, Luke, Souki, Takumi, Takamine, Morita and Hamakawa.

- 2022 "A BILL FOR AN ACT RELATING TO PROCUREMENT."
Introduced by: Representatives Magaoay, Abinsay, Hale, Cabrerros, Ahu Isa, Espero, Kahikina, Takumi and Luke.
- 2023 "A BILL FOR AN ACT RELATING TO PROFESSIONAL SERVICES CONTRACTS."
Introduced by: Representatives Magaoay, Abinsay, Hale, Cabrerros, Ahu Isa, Hamakawa, Espero, Kahikina, Takumi and Luke.
- 2024 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR CERTAIN PROJECTS TO SUPPORT THE WORK OF THE OCEANIC INSTITUTE."
Introduced by: Representatives Ahu Isa, Davis, Kahikina, Kanoho, Auwae and Magaoay.
- 2025 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR NEIGHBOR ISLAND DENTAL CARE."
Introduced by: Representatives Kawakami, Morita, Kanoho, Arakaki and Kahikina.
- 2026 "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII."
Introduced by: Representatives Kawakami, Kahikina, Takai, Arakaki and Takumi.
- 2027 "A BILL FOR AN ACT RELATING TO WHARFAGE CHARGES."
Introduced by: Representative Souki.
- 2028 "A BILL FOR AN ACT RELATING TO RENTAL MOTOR VEHICLE SURCHARGE."
Introduced by: Representative Souki.
- 2029 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR PARKING FOR PERSONS WITH DISABILITIES."
Introduced by: Representative Souki, by request.
- 2030 "A BILL FOR AN ACT RELATING TO TOWING."
Introduced by: Representatives Souki and Espero.
- 2031 "A BILL FOR AN ACT RELATING TO PERSONAL TRANSPORTATION."
Introduced by: Representative Souki.
- 2032 "A BILL FOR AN ACT RELATING TO MAUI ECONOMIC OPPORTUNITY, INC."
Introduced by: Representatives Souki and Hamakawa.
- 2033 "A BILL FOR AN ACT RELATING TO EDUCATION."
Introduced by: Representatives Say, Ito, Garcia, Suzuki, Kawakami, Arakaki, Magaoay, Cabrerros, Abinsay, B. Oshiro, Saiki, Lee, Hamakawa, Takai, Hale, Luke, M. Oshiro, Case, Morita, Espero, Yoshinaga, Souki, Kahikina, Takamine, Ahu Isa, Takumi and Hiraki.
- 2034 "A BILL FOR AN ACT PROPOSING A NEW SECTION IN ARTICLE X, AND AMENDMENTS TO ARTICLE III, SECTION 16, AND ARTICLE VII, SECTION 8 OF THE HAWAII CONSTITUTION TO GIVE THE DEPARTMENT OF EDUCATION GREATER AUTONOMY IN BUDGETARY MATTERS."
Introduced by: Representatives Say, Ito, Garcia, Kawakami, Arakaki, Magaoay, Cabrerros, Yonamine, Lee, Chang, Abinsay, B. Oshiro, Hamakawa, Takai, Hale, Schatz, Luke, M. Oshiro, Kahikina, Morita, Ahu Isa, Espero, Takumi, Hiraki, Souki, Saiki and Takamine.
- 2035 "A BILL FOR AN ACT PROPOSING AMENDMENTS TO ARTICLE VII, SECTION 12, AND ARTICLE X, SECTION 1, OF THE CONSTITUTION OF THE STATE OF HAWAII TO AUTHORIZE THE STATE TO ISSUE SPECIAL PURPOSE REVENUE BONDS AND USE THE PROCEEDS FROM THE BONDS TO ASSIST NOT-FOR-PROFIT PRIVATE AND SECTARIAN ELEMENTARY SCHOOLS, SECONDARY SCHOOLS, COLLEGES AND UNIVERSITIES SERVING THE GENERAL PUBLIC."
Introduced by: Representatives Ito, Takai, Ahu Isa, Suzuki, Arakaki, Cabrerros, Kawakami, Magaoay, Hale, M. Oshiro, Case, Morita, Chang, Saiki, Luke, Espero, Hamakawa, Garcia, B. Oshiro, Yonamine, Hiraki, Lee, Say, Abinsay, Souki and Kahikina.
- 2036 "A BILL FOR AN ACT RELATING TO EDUCATION."
Introduced by: Representatives Say, Ito, Chang, Garcia, Kawakami, Arakaki, Magaoay, Cabrerros, Yonamine, Abinsay, B. Oshiro, Lee, Hamakawa, Takai, Hale, Luke, M. Oshiro, Kahikina, Schatz, Espero, Morita, Saiki, Souki, Takamine, Ahu Isa, Takumi and Hiraki.
- 2037 "A BILL FOR AN ACT RELATING TO EDUCATION REFORM."
Introduced by: Representatives Say, Ito, Abinsay, Garcia, Cabrerros, B. Oshiro, Hamakawa, Takai, Espero, Suzuki, Kawakami, Arakaki, Magaoay, Hale, Luke, M. Oshiro, Kahikina, Schatz, Morita, Chang, Souki, Yonamine, Hiraki, Lee, Takamine, Ahu Isa, Takumi and Saiki.
- 2038 "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED."
Introduced by: Representatives Kahikina, Ahu Isa and Auwae.

- 2039 "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION."
Introduced by: Representatives Kahikina, and Ahu Isa.
- 2040 "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED."
Introduced by: Representatives Kahikina, and Ahu Isa.
- 2041 "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED."
Introduced by: Representatives Kahikina, and Ahu Isa.
- 2042 "A BILL FOR AN ACT RELATING TO ACCESS TO VITAL STATISTICS."
Introduced by: Representatives Kahikina, Bukoski, Davis, Kawakami, Kanoho, Ahu Isa, Gomes and Auwae.
- 2043 "A BILL FOR AN ACT RELATING TO CIVIL SERVICE AND EXEMPTIONS."
Introduced by: Representative Say, by request.
- 2044 "A BILL FOR AN ACT RELATING TO PROCUREMENT."
Introduced by: Representative Say, by request.
- 2045 "A BILL FOR AN ACT RELATING TO REVENUE BONDS."
Introduced by: Representative Say, by request.
- 2046 "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS."
Introduced by: Representative Say, by request.
- 2047 "A BILL FOR AN ACT RELATING TO FAMILY LEAVE."
Introduced by: Representative Djou.
- 2048 "A BILL FOR AN ACT RELATING TO EMPLOYEES' RETIREMENT SYSTEM."
Introduced by: Representatives Takai, Takumi and Ito.
- 2049 "A BILL FOR AN ACT RELATING TO OPTOMETRY."
Introduced by: Representatives Takai, Arakaki and Hiraki.
- 2050 "A BILL FOR AN ACT RELATING TO FAMILY COURT."
Introduced by: Representatives Arakaki, B. Oshiro, Espero, Ahu Isa and Abinsay.
- 2051 "A BILL FOR AN ACT RELATING TO ADOPTION."
Introduced by: Representatives Arakaki, Ahu Isa, Espero and Abinsay.
- 2052 "A BILL FOR AN ACT RELATING TO TAXATION."
Introduced by: Representatives Arakaki, Takai, Kahikina, Kawakami, Ahu Isa, Lee, Marumoto and Yonamine.
- 2053 "A BILL FOR AN ACT RELATING TO PUBLIC SERVICE."
Introduced by: Representatives Arakaki, Lee, Garcia, Cabrerros and Abinsay.
- 2054 "A BILL FOR AN ACT RELATING TO DENTISTRY."
Introduced by: Representatives Arakaki, Kahikina, Lee, Takai, Fox and Auwae.
- 2055 "A BILL FOR AN ACT RELATING TO SOCIAL WORK."
Introduced by: Representatives Arakaki, Yonamine, Kahikina, Takai and Takumi.
- 2056 "A BILL FOR AN ACT RELATING TO SOCIAL WORK."
Introduced by: Representatives Arakaki, Yonamine, Kahikina, Takai and Takumi.
- 2057 "A BILL FOR AN ACT RELATING TO ESSENTIAL AIR SERVICE CARRIERS IN HAWAII."
Introduced by: Representatives Arakaki, Kahikina, Espero, Morita and Garcia.
- 2058 "A BILL FOR AN ACT RELATING TO FOOD EMPLOYEE CERTIFICATION."
Introduced by: Representatives Arakaki, Abinsay, Takai, McDermott, Lee, Kahikina, and B. Oshiro.
- 2059 "A BILL FOR AN ACT RELATING TO THE ESTABLISHMENT OF THE FOOD SECURITY COMMISSION."
Introduced by: Representatives Arakaki, Takai, Abinsay, Yonamine, Souki, Takumi and Hiraki.
- 2060 "A BILL FOR AN ACT RELATING TO THE FOOD SAFETY CONSULTATIVE AND EDUCATION PROGRAM."
Introduced by: Representatives Arakaki, Takai, McDermott, Ahu Isa and Abinsay.

- 2061 "A BILL FOR AN ACT RELATING TO ESTABLISHING A LONG-TERM CARE CAREGIVER RESOURCE CENTER AT KAPIOLANI COMMUNITY COLLEGE."
Introduced by: Representatives Arakaki, Takai, Kahikina, Kawakami, Ahu Isa, Lee, Marumoto, and Yonamine.
- 2062 "A BILL FOR AN ACT RELATING TO PUBLIC SCHOOLS."
Introduced by: Representatives Arakaki, Marumoto, Thielen, Ahu Isa, Yoshinaga, Hale, Kahikina, Chang, Magaoay, Cabrerros, Yonamine, Abinsay and Hamakawa.
- 2063 "A BILL FOR AN ACT RELATING TO EMPLOYMENT."
Introduced by: Representatives Arakaki, Marumoto, Abinsay, Takai, Lee, Cabrerros, Kahikina and Espero.
- 2064 "A BILL FOR AN ACT RELATING TO CHILD SUPPORT ENFORCEMENT."
Introduced by: Representatives Arakaki, B. Oshiro, and Ahu Isa.
- 2065 "A BILL FOR AN ACT RELATING TO NURSES."
Introduced by: Representatives Lee, Suzuki, Arakaki, Cabrerros, B. Oshiro, Magaoay, Ito, Garcia, Kanoho, Souki and Takumi.
- 2066 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE."
Introduced by: Representatives Lee, Morita, Hale, Ahu Isa and Arakaki.
- 2067 "A BILL FOR AN ACT RELATING TO FAMILY COURT."
Introduced by: Representatives Lee, Ahu Isa, Morita, Marumoto, Hale, Auwae, Meyer, Jaffe, Case, Thielen, Luke and Arakaki.
- 2068 "A BILL FOR AN ACT RELATING TO DISCRIMINATION IN STATE FUNDED EDUCATION."
Introduced by: Representatives Lee, Morita, Marumoto, Hale, Jaffe, Case, Thielen, Luke, Arakaki, and Ahu Isa.
- 2069 "A BILL FOR AN ACT RELATING TO DOMESTIC ABUSE PROTECTIVE ORDERS."
Introduced by: Representatives Lee, Ahu Isa, Morita, Hale, Case, Kawakami, Thielen, Luke, Arakaki, Auwae, Meyer and Jaffe.
- 2070 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR OUTREACH SERVICES FOR THE HOMELESS."
Introduced by: Representatives Kahikina, Lee, Morita, Marumoto, Hale, Thielen, Luke, Arakaki, Ahu Isa, Auwae, Meyer, Jaffe and Kawakami.
- 2071 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE HOMELESS."
Introduced by: Representatives Kahikina, Morita, Thielen, Leong, Lee, Hale, Marumoto, Arakaki, Luke, Ahu Isa, Meyer, Auwae, Jaffe and Kawakami.
- 2072 "A BILL FOR AN ACT RELATING TO SOCIAL WELFARE."
Introduced by: Representatives Kahikina, Lee, Ahu Isa, Morita, Marumoto, Hale, Auwae, Jaffe, Kawakami, Thielen, Luke and Arakaki.
- 2073 "A BILL FOR AN ACT RELATING TO HOUSING."
Introduced by: Representatives Kahikina, Ahu Isa, Morita, Marumoto, Hale, Auwae, Meyer, Jaffe, Kawakami, Thielen, Luke, Arakaki and Lee.
- 2074 "A BILL FOR AN ACT RELATING TO DISASTER RELIEF."
Introduced by: Representative Saiki.
- 2075 "A BILL FOR AN ACT RELATING TO SICK LEAVE."
Introduced by: Representative Saiki.
- 2076 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION."
Introduced by: Representative Saiki.
- 2077 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION."
Introduced by: Representative Saiki.
- 2078 "A BILL FOR AN ACT RELATING TO HOUSING."
Introduced by: Representatives Kahikina, Ahu Isa, Cabrerros, Chang, Arakaki, Takumi, B. Oshiro and Kawakami.
- 2079 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR WAIANAE COAST COMPREHENSIVE HEALTH CENTER."
Introduced by: Representatives Kahikina, Ahu Isa, Cabrerros, Chang, Arakaki, Takumi, B. Oshiro and Kawakami.

2080 "A BILL FOR AN ACT RELATING TO TWENTY-FIRST CENTURY COMMUNITY LEARNING CENTERS."

Introduced by: Representatives Kahikina, Ahu Isa, Cabrerros, Arakaki, Kawakami, Takumi, Chang, and B. Oshiro.

2081 "A BILL FOR AN ACT RELATING TO AFTER-SCHOOL AND WEEKEND PROGRAMS."

Introduced by: Representatives Kahikina, Ahu Isa, Cabrerros, Chang, Arakaki, Takumi, and B. Oshiro.

2082 "A BILL FOR AN ACT RELATING TO AN ANNUAL GENERAL EXCISE TAX HOLIDAY."

Introduced by: Representatives Yoshinaga and Espero.

2083 "A BILL FOR AN ACT RELATING TO TAX CREDIT."

Introduced by: Representatives Yoshinaga, Kahikina, Arakaki, and Ahu Isa.

2084 "A BILL FOR AN ACT RELATING TO THE TRAFFIC CODE."

Introduced by: Representatives Yoshinaga, Souki, Espero and Garcia.

2085 "A BILL FOR AN ACT RELATING TO ROBBERY."

Introduced by: Representatives Yoshinaga, Abinsay, Espero, Cabrerros, Garcia, Ahu Isa and Hiraki.

2086 "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX."

Introduced by: Representatives Yoshinaga, Ahu Isa and Arakaki.

2087 "A BILL FOR AN ACT RELATING TO INCOME TAX."

Introduced by: Representatives Yoshinaga, Ahu Isa and Suzuki.

2088 "A BILL FOR AN ACT RELATING TO COMMERCIAL E-MAIL."

Introduced by: Representatives Takai, Takumi, and B. Oshiro.

2089 "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY."

Introduced by: Representatives Garcia, Moses, Leong, Davis, Djou and Rath.

2090 "A BILL FOR AN ACT RELATING TO PRINCIPALS AND VICE-PRINCIPALS."

Introduced by: Representatives Takai, B. Oshiro, Takumi and Ito.

2091 "A BILL FOR AN ACT RELATING TO LAND USE."

Introduced by: Representative Kanoho.

2092 "A BILL FOR AN ACT RELATING TO REVOLVING AND SPECIAL FUNDS."

Introduced by: Representatives Djou, Ontai, Case, Moses, Ahu Isa, Jaffe, Leong, Gomes, Davis, Marumoto, Pendleton, Thielen, Rath, Whalen, Abinsay, Bukoski, Stonebraker, Meyer, Chang, McDermott, Auwae, B. Oshiro, Hiraki, Arakaki, Yonamine and Kanoho.

2093 "A BILL FOR AN ACT RELATING TO RENEWABLE PORTFOLIO STANDARDS."

Introduced by: Representatives Morita, Thielen, Schatz, Jaffe, Case and Bukoski.

2094 "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST PROJECTS ON THE ISLANDS OF MAUI AND HAWAII."

Introduced by: Representative Morita.

2095 "A BILL FOR AN ACT RELATING TO LIABILITY."

Introduced by: Representatives Morita, Kanoho and Schatz.

INTRODUCTION OF RESOLUTIONS

By unanimous consent, the following concurrent resolution (H.C.R. No. 13) was referred to Printing and further action was deferred:

H.C.R. No. 13, entitled: "HOUSE CONCURRENT RESOLUTION CREATING A WORKING GROUP OF REPRESENTATIVES FROM HAWAIIAN ORGANIZATIONS AND THE DEPARTMENT OF HEALTH TO FORM A COALITION TO PROVIDE BETTER ACCESS TO STATE VITAL STATISTICS RECORDS," was jointly offered by Representatives Kahikina, Bukoski, Davis, Kawakami, Kanoho, Ahu Isa, Gomes, and Auwae.

STANDING COMMITTEE REPORTS

Representative Takamine, for the Committee of Finance presented a report (Stand. Com. Rep. No. 1-02) recommending that H.B. No. 1, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 1, HD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS TO PROVIDE FOR THE EXPENSES OF THE LEGISLATURE, THE LEGISLATIVE AUDITOR, THE LEGISLATIVE REFERENCE BUREAU, AND THE OMBUDSMAN," passed Second Reading, and was placed on the calendar for Third Reading with Representatives McDermott, Morita and Takai being excused.

ANNOUNCEMENTS

Representative Abinsay reminded the members that the Hawaii Farm Bureau Island Fresh Breakfast would be held on Friday, January 25th from 8:00 to 10:00 a.m. in Conference Room 329.

ADJOURNMENT

At 12:17 o'clock p.m. on motion by Representative Lee, seconded by Representative Djou and carried, the House of Representatives adjourned until 12:00 o'clock noon Friday, January 25, 2002. (Representatives McDermott, Morita and Takai were excused.)

SIXTH DAY

Friday, January 25, 2002

The House of Representatives of the Twenty-First Legislature of the State of Hawaii, Regular Session of 2002, convened at 12:07 o'clock p.m., with the Speaker presiding.

The invocation was delivered by Pastor Elwin Ahu of the New Hope Christian Fellowship, after which the Roll was called showing all members present with the exception of Representatives Meyer and Stonebraker, who were excused.

By unanimous consent, reading and approval of the Journal of the House of Representatives of the Fifth Day was deferred.

GOVERNOR'S MESSAGES

The following messages from the Governor (Gov. Msg. Nos. 100 through 112) were received and announced by the Clerk were placed on file:

Gov. Msg. No. 100, transmitting the 2000 Annual Report of the State of Hawaii Overseas Office prepared by the Department of Business, Economic Development, & Tourism.

Gov. Msg. No. 101, transmitting the Report on Land Dispositions Made of Public Lands for Calendar Year 2001 for fiscal year ending June 30, 2001.

Gov. Msg. No. 102, transmitting the Department of Public Safety's response to Act 172, Relating to Public Safety: Maximization Special Fund.

Gov. Msg. No. 103, transmitting the Department of Public Safety's response to Senate Concurrent Resolution No. 90, Report on Enhancing Law Enforcement and Public Safety.

Gov. Msg. No. 104, transmitting the Department of Public Safety's response to Act 259, Section 64, Federal Reimbursement – Substance Abuse Treatment and Job Development Programs.

Gov. Msg. No. 105, transmitting the Department of Public Safety's response to Act 259, Section 65, Federal Reimbursement – Mainland Transfers.

Gov. Msg. No. 106, transmitting the Department of Public Safety's response to Senate Concurrent Resolution No. 62, Restorative Justice Programs; Reduce Incarceration Rates.

Gov. Msg. No. 107, transmitting the Department of Public Safety's response to Act 259, Section 66, Federal Reimbursement – Federal Detention Center Beds.

Gov. Msg. No. 108, transmitting the Crime Victim Compensation Commission's response to Act 176, Section 6, regarding the Crime Victim Compensation Special Fund.

Gov. Msg. No. 109, transmitting the Crime Victim Compensation Commission's Annual Report for the fiscal year ending June 30, 2001.

Gov. Msg. No. 110, transmitting the Department of Budget and Finance's reporting requirements of Act 259, SLH 2001, the General Appropriations Act of 2001.

Gov. Msg. No. 111, transmitting a report entitled "A Comprehensive Six-Year Plan to Repair and Maintain Public School Facilities in the State of Hawaii."

Gov. Msg. No. 112, transmitting the Hawaii Convention Center's expenditure report comparing budget to actual for FY 00-01 and FY 01-02 with accompanying explanations for variances for the Hawaii Convention Center debt service and operations.

INTRODUCTIONS

The following introductions were made to the members of the House:

Representative Pendleton introduced his international legislative 'shadow', Mr. Yuriy Aradomskiy of the Ukraine who is attending Radford High School.

Representative Ontai introduced his international legislative 'shadow', Ms. Irina Kuryazova of Uzbekistan who is attending Radford High School.

Representative Espero introduced his international legislative 'shadow', Ms. Anna Makinyan of Armenia who is attending Kaleheo High School.

Representative Morita introduced her international legislative 'shadow', Ms. Tatiyana Trukhina of Tyumen who is attending Kona waena High School.

Representative Schatz introduced his international legislative 'shadow', Ms. Ksenia Feduta of Belarus who is attending Kalaheo High School.

Representative Kahikina introduced his international legislative 'shadow', Ms. Karina Kahadzimova of Russia who is attending Campbell High School.

ORDER OF THE DAY

INTRODUCTION OF BILLS

On motion by Representative Lee, seconded by Representative Djou and carried, the following bills (H.B. Nos. 2096 through 2854) passed First Reading by title and were referred to Printing: (Representatives Meyer and Stonebraker were excused.)

H. B. Nos.

2096 "A BILL FOR AN ACT RELATING TO FAMILY COURT."

Introduced by: Representatives Kahikina, Morita, Leong, Thielen, Ahu Isa, Cabrerros, Chang, B. Oshiro, Arakaki and Kawakami.

2097 "A BILL FOR AN ACT RELATING TO HANAI RELATIONSHIPS."

Introduced by: Representatives Kahikina, Lee, Morita, Ahu Isa, Cabrerros, Arakaki, Leong, Thielen, Kawakami, Takumi and Chang.

2098 "A BILL FOR AN ACT RELATING TO CHILD PROTECTION."

Introduced by: Representatives Kahikina, Morita, Leong, Thielen, Ahu Isa, Cabrerros, Chang, Kawakami, Arakaki and Takumi.

- 2099 "A BILL FOR AN ACT RELATING TO CHILD PROTECTION."
Introduced by: Representatives Kahikina, Morita, Leong, Thielen, Ahu Isa, Cabrerros, Chang, Kawakami, Arakaki and Takumi.
- 2100 "A BILL FOR AN ACT RELATING TO FAMILY COURT."
Introduced by: Representatives Kahikina, Morita, Leong, Thielen, Ahu Isa, Cabrerros, Chang, Arakaki, Kawakami, and B. Oshiro.
- 2101 "A BILL FOR AN ACT RELATING TO VISITATION."
Introduced by: Representatives Kahikina, Morita, Leong, Thielen, Ahu Isa, Cabrerros, Chang, Arakaki, Kawakami and Takumi.
- 2102 "A BILL FOR AN ACT RELATING TO INSURANCE LICENSES."
Introduced by: Representative Hiraki.
- 2103 "A BILL FOR AN ACT RELATING TO HUMAN SERVICES."
Introduced by: Representative Hiraki, by request.
- 2104 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE."
Introduced by: Representative Hiraki, by request.
- 2105 "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYEES HEALTH FUND."
Introduced by: Representative Hiraki, by request.
- 2106 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE."
Introduced by: Representative Hiraki, by request.
- 2107 "A BILL FOR AN ACT RELATING TO INSURANCE."
Introduced by: Representative Hiraki.
- 2108 "A BILL FOR AN ACT RELATING TO CELLULAR PHONES."
Introduced by: Representatives Souki, Garcia, Yoshinaga, Espero and Nakasone.
- 2109 "A BILL FOR AN ACT RELATING TO ECONOMIC EMERGENCY."
Introduced by: Representatives Souki, Garcia and Nakasone.
- 2110 "A BILL FOR AN ACT RELATING TO KAHO'OLAWA ISLAND RESERVE."
Introduced by: Representatives Souki and Davis.
- 2111 "A BILL FOR AN ACT RELATING TO CIVIL PROCESS."
Introduced by: Representative Hamakawa.
- 2112 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE THIRD REPRESENTATIVE DISTRICT."
Introduced by: Representative Hamakawa.
- 2113 "A BILL FOR AN ACT RELATING TO GEOTHERMAL ROYALTIES."
Introduced by: Representative Hamakawa.
- 2114 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR REPRESENTATION OF HAWAII AT THE FESTIVAL OF PACIFIC ARTS."
Introduced by: Representative Hamakawa.
- 2115 "A BILL FOR AN ACT RELATING TO STALKING"
Introduced by: Representative Hamakawa.
- 2116 "A BILL FOR AN ACT RELATING TO EVIDENCE."
Introduced by: Representative Hamakawa.
- 2117 "A BILL FOR AN ACT RELATING TO HAWAII PENAL CODE."
Introduced by: Representative Hamakawa.
- 2118 "A BILL FOR AN ACT RELATING TO DOMESTIC VIOLENCE."
Introduced by: Representative Hamakawa.
- 2119 "A BILL FOR AN ACT RELATING TO SENTENCING."
Introduced by: Representative Hamakawa.
- 2120 "A BILL FOR AN ACT RELATING TO THE UNIFORM CHILD-CUSTODY JURISDICTION AND ENFORCEMENT ACT."
Introduced by: Representative Hamakawa.
- 2121 "A BILL FOR AN ACT RELATING TO DISCRIMINATION IN REAL PROPERTY TRANSACTIONS."
Introduced by: Representative Saiki.
- 2122 "A BILL FOR AN ACT RELATING TO GOVERNMENT RECORDS."
Introduced by: Representative Saiki.
- 2123 "A BILL FOR AN ACT RELATING TO HAWAII VICTIMS' ECONOMIC SECURITY AND SAFETY ACT."
Introduced by: Representative Saiki.

- 2124 "A BILL FOR AN ACT EMERGENCY CONTRACEPTION."
Introduced by: Representatives Lee, Morita, Thielen, Jaffe, B. Oshiro, Luke, Hale and Garcia.
- 2125 "A BILL FOR AN ACT RELATING TO THE HAWAII PENAL CODE."
Introduced by: Representatives Cabrerros, Espero, Abinsay, Arakaki, Yonamine, Kanoho, Magaoay, Takai, Marumoto, Hale, Case, Kahikina, Takumi, Souki, Chang, Morita and Hamakawa.
- 2126 "A BILL FOR AN ACT RELATING TO MOTORIZED SCOOTERS."
Introduced by: Representatives Cabrerros, Lee, Espero, Suzuki, Ito, Garcia, Kanoho, Arakaki, B. Oshiro, Magaoay, Souki and Takumi.
- 2127 "A BILL FOR AN ACT RELATING TO THE CONVENTION CENTER."
Introduced by: Representatives Chang, Suzuki, B. Oshiro, Morita, Ahu Isa, Cabrerros, Case, Abinsay, Espero, Marumoto, Souki and Takumi.
- 2128 "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR PROJECTS ON THE ISLAND OF HAWAII."
Introduced by: Representatives Chang, Suzuki, B. Oshiro, Morita, Ahu Isa, Cabrerros, Marumoto, Souki, Rath, Case, Abinsay, Espero and Takumi.
- 2129 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A NATIONAL KOREAN WAR MUSEUM."
Introduced by: Representatives Chang, Moses, Suzuki, B. Oshiro, Hale, Morita, Ahu Isa, Cabrerros, Espero, Rath, Marumoto, Abinsay, Souki, Ontai, Takumi and Case.
- 2130 "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX."
Introduced by: Representatives Ahu Isa, Ontai, Case, Davis and Magaoay.
- 2131 "A BILL FOR AN ACT RELATING TO THE JUNIOR RESERVE OFFICERS' TRAINING CORPS."
Introduced by: Representatives Garcia and Rath.
- 2132 "A BILL FOR AN ACT RELATING TO CORRECTIONS."
Introduced by: Representatives Garcia Thielen, Marumoto, Ahu Isa, Morita, Auwae, Hale, Jaffe, Lee, Kawakami, Yoshinaga, Leong, Kahikina, Luke and Meyer.
- 2133 "A BILL FOR AN ACT RELATING TO FELONY MURDER."
Introduced by: Representatives Pendleton, Meyer, Ontai, Djou, Moses, McDermott, Marumoto, Rath, Davis, Bukoski, Ahu Isa, Auwae, Gomes and Espero.
- 2134 "A BILL FOR AN ACT RELATING TO THE HAWAII RULES OF EVIDENCE."
Introduced by: Representatives Pendleton, Marumoto, Moses, Djou, Ontai, Meyer, Auwae, Hale, Hiraki, Halford, Espero, Cabrerros, Suzuki and Gomes.
- 2135 "A BILL FOR AN ACT RELATING TO ELECTION RECOUNTS."
Introduced by: Representatives Pendleton, Meyer, Ontai, Djou, Moses, Davis, Marumoto, Gomes, Ahu Isa, Auwae, Jaffe, McDermott, Rath, Bukoski, Thielen, Halford, Espero and Cabrerros.
- 2136 "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYEE HEALTH BENEFITS."
Introduced by: Representative Nakasone.
- 2137 "A BILL FOR AN ACT RELATING TO FAMILY COURTS."
Introduced by: Representatives Pendleton, Djou, Marumoto, Bukoski, Moses, Auwae, Espero, Cabrerros, Ahu Isa, Suzuki, B. Oshiro, Gomes and Hamakawa.
- 2138 "A BILL FOR AN ACT RELATING TO PUBLIC ASSISTANCE."
Introduced by: Representatives Pendleton, Marumoto, Moses, Auwae, Ontai, Jaffe, Meyer, Ahu Isa, Gomes, Djou, Hale, Hiraki and Morita.
- 2139 "A BILL FOR AN ACT RELATING TO EDUCATION."
Introduced by: Representative Gomes.
- 2140 "A BILL FOR AN ACT RELATING TO THE CONSERVATION DISTRICT."
Introduced by: Representatives Gomes and Kanoho.
- 2141 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES."
Introduced by: Representatives Gomes and Kanoho.
- 2142 "A BILL FOR AN ACT RELATING TO ABANDONED VEHICLES."
Introduced by: Representatives Gomes, Kanoho and Souki.

- 2143 "A BILL FOR AN ACT RELATING TO INCREASING THE NUMBER OF NEW CENTURY CHARTER SCHOOLS THAT MAY BE ESTABLISHED."
Introduced by: Representative Meyer.
- 2144 "A BILL FOR AN ACT RELATING TO AN ANNUAL EXCISE TAX HOLIDAY."
Introduced by: Representative Meyer.
- 2145 "A BILL FOR AN ACT RELATING TO AMENDING THE INTERPRETIVE SERVICE REQUIREMENT OF LESSEES OF KAHANA VALLEY STATE PARK TO INCLUDE MONETARY PAYMENT."
Introduced by: Representatives Meyer, Moses, Stonebraker and Djou.
- 2146 "A BILL FOR AN ACT RELATING TO PROCUREMENT."
Introduced by: Representatives Meyer, Moses, Djou and Stonebraker.
- 2147 "A BILL FOR AN ACT RELATING TO PARENTAL CONSENT."
Introduced by: Representatives Meyer, Ontai, Moses, Stonebraker and Auwae.
- 2148 "A BILL FOR AN ACT RELATING TO THE PROTECTION OF UNBORN CHILDREN."
Introduced by: Representatives Meyer, Moses, Stonebraker, Auwae and Ontai.
- 2149 "A BILL FOR AN ACT RELATING TO THE REDUCTION OF THE GENERAL EXCISE TAX."
Introduced by: Representatives Meyer, Ontai, Bukoski, Moses, Djou, Auwae and Stonebraker.
- 2150 "A BILL FOR AN ACT RELATING TO AGRICULTURE."
Introduced by: Representatives Kanoho and Abinsay.
- 2151 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE."
Introduced by: Representative Meyer.
- 2152 "A BILL FOR AN ACT RELATING TO A TAX CREDIT TO PROMOTE THE PURCHASE OF PRIVATE LONG TERM CARE INSURANCE."
Introduced by: Representatives Djou, Fox, Davis, Auwae, Jaffe, Meyer, Marumoto, Case, Stonebraker and Kanoho.
- 2153 "A BILL FOR AN ACT RELATING TO FIREARMS."
Introduced by: Representative Yoshinaga.
- 2154 "A BILL FOR AN ACT RELATING TO LAW ENFORCEMENT ANIMALS."
Introduced by: Representatives Yoshinaga, Ahu Isa, Espero and Abinsay.
- 2155 "A BILL FOR AN ACT RELATING TO VICTIM'S RIGHTS."
Introduced by: Representatives Yoshinaga, Ahu Isa, Espero and Abinsay.
- 2156 "A BILL FOR AN ACT RELATING TO CRIME."
Introduced by: Representatives Yoshinaga, Espero, Garcia, Ahu Isa and Abinsay.
- 2157 "A BILL FOR AN ACT RELATING TO CRIMINAL PROPERTY DAMAGE."
Introduced by: Representatives Yoshinaga, Garcia, Ahu Isa, Espero and Abinsay.
- 2158 "A BILL FOR AN ACT RELATING TO COMMERCIAL DRIVER LICENSING."
Introduced by: Representatives Yoshinaga, Ahu Isa, Espero and Abinsay.
- 2159 "A BILL FOR AN ACT RELATING TO LABOR."
Introduced by: Representative Fox.
- 2160 "A BILL FOR AN ACT RELATING TO ANIMALS."
Introduced by: Representative Fox, by request.
- 2161 "A BILL FOR AN ACT RELATING TO PERSONS WITH DISABILITIES."
Introduced by: Representatives Cabrerros, Auwae, Lee, Suzuki, Ahu Isa, Ito, Luke, Kahikina, Abinsay, Takamine, Hamakawa, Leong, Case, Davis, Thielen and Kanoho.
- 2162 "A BILL FOR AN ACT RELATING TO ELECTIONS."
Introduced by: Representatives Cabrerros, Lee, Luke, Kanoho, Ito, Kahikina, Abinsay, Suzuki, Ahu Isa, Takamine, Hamakawa, Leong, Case, Stonebraker, Davis and Thielen.
- 2163 "A BILL FOR AN ACT RELATING TO REHIRING RETIRED TEACHERS IN THE DEPARTMENT OF EDUCATION."
Introduced by: Representatives Ito, Garcia, Magaoay, Takai, Espero, Lee, Arakaki, Ahu Isa, Suzuki, Kahikina, Abinsay and Hamakawa.
- 2164 "A BILL FOR AN ACT RELATING TO THE HAWAII EDUCATOR LOAN PROGRAM."
Introduced by: Representatives Ito, Takai, Arakaki, Lee, Ahu Isa, Espero, Magaoay, Kahikina, Abinsay, Suzuki and Hamakawa.

- 2165 "A BILL FOR AN ACT RELATING TO EDUCATION."
Introduced by: Representatives Ito, Takai, Suzuki, Magaoay, Kahikina, Abinsay, Espero, Lee, Arakaki, Ahu Isa and Hamakawa.
- 2166 "A BILL FOR AN ACT RELATING TO EDUCATION."
Introduced by: Representatives Ito, Garcia, Magaoay, Takai, Kahikina, Abinsay, Espero, Lee, Arakaki, Suzuki, Hamakawa, and Ahu Isa.
- 2167 "A BILL FOR AN ACT RELATING TO TRAFFIC ENFORCEMENT."
Introduced by: Representatives Ito, Takai, Bukoski, Kahikina, Cabrerros, Morita, Espero, Yoshinaga, Garcia, Arakaki, Takamine, Hamakawa, Ahu Isa.
- 2168 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE WAIAHOLE WATER SYSTEM."
Introduced by: Representatives Abinsay, Magaoay, Cabrerros, Suzuki, Chang, Ahu Isa, Davis, Gomes, Halford and Takumi.
- 2169 "A BILL FOR AN ACT RELATING TO COFFEE."
Introduced by: Representatives Abinsay, Kawakami, Magaoay, Davis, Suzuki, Gomes, Chang, Cabrerros, Ahu Isa, Takumi and Halford.
- 2170 "A BILL FOR AN ACT RELATING TO HOUSING."
Introduced by: Representatives Abinsay, Arakaki, Cabrerros, Espero, Magaoay, Ahu Isa and Kawakami.
- 2171 "A BILL FOR AN ACT RELATING TO RESEARCH AND BIOREMEDIATION."
Introduced by: Representatives Abinsay, Magaoay, Kanoho, Suzuki, Chang, Lee, Kahikina, Arakaki, Cabrerros, Ahu Isa, Espero, Garcia and Takumi.
- 2172 "A BILL FOR AN ACT RELATING TO AGRICULTURE."
Introduced by: Representatives Abinsay, Kawakami, Magaoay, Davis, Suzuki, Gomes, Chang, Halford, M. Oshiro, Cabrerros, Ahu Isa, Ito, Espero and Takumi.
- 2173 "A BILL FOR AN ACT RELATING TO CHIROPRACTIC."
Introduced by: Representatives Hiraki and B. Oshiro.
- 2174 "A BILL FOR AN ACT RELATING TO DISLOCATED WORKERS."
Introduced by: Representatives B. Oshiro, Luke, Schatz and Hamakawa.
- 2175 "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY."
Introduced by: Representatives B. Oshiro, Schatz, Luke, M. Oshiro, Hamakawa, Magaoay, Lee, Ahu Isa and Saiki.
- 2176 "A BILL FOR AN ACT RELATING TO AGRICULTURAL MARKETING."
Introduced by: Representative Nakasone.
- 2177 "A BILL FOR AN ACT RELATING TO PURE HAWAIIAN DRINKING WATER."
Introduced by: Representatives Stonebraker and Auwae.
- 2178 "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX LAW."
Introduced by: Representatives Stonebraker, Moses, Auwae and Davis.
- 2179 "A BILL FOR AN ACT RELATING TO PARENTAL CONSENT."
Introduced by: Representative Stonebraker.
- 2180 "A BILL FOR AN ACT RELATING TO REPEALING OF HATE CRIME ACT."
Introduced by: Representative Stonebraker.
- 2181 "A BILL FOR AN ACT RELATING TO THE PROTECTION OF UNBORN CHILDREN."
Introduced by: Representatives Stonebraker, Whalen, Meyer, Moses, Davis, McDermott, Rath, Kahikina, Abinsay, Pendleton, Leong, Auwae and Marumoto.
- 2182 "A BILL FOR AN ACT RELATING TO LAW ENFORCEMENT OFFICERS."
Introduced by: Representatives Pendleton, Ahu Isa, Suzuki, Chang, Gomes, B. Oshiro, Auwae, Souki and Garcia.
- 2183 "A BILL FOR AN ACT RELATING TO THE STATE BUDGET."
Introduced by: Representatives Pendleton, Djou, Marumoto, Bukoski, Moses, Garcia, Luke, Hamakawa, Gomes, Chang, Rath, Halford, Ahu Isa, B. Oshiro and Auwae.
- 2184 "A BILL FOR AN ACT RELATING TO ENERGY."
Introduced by: Representatives Schatz, Hale, Suzuki, Morita, B. Oshiro, Magaoay, Garcia, Lee, M. Oshiro, Arakaki, Case, Luke, Hamakawa, Saiki, Ahu Isa, Espero and Takamine.

- 2185 "A BILL FOR AN ACT RELATING TO COASTAL ZONE MANAGEMENT."
Introduced by: Representatives Schatz, Morita, Hale, B. Oshiro, M. Oshiro, Saiki, Ito, Thielen, Luke, Say, Jaffe, Magaoay, Garcia, Lee and Kanoho.
- 2186 "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY."
Introduced by: Representatives Schatz, Meyer, Luke, Morita, Thielen, B. Oshiro, Kanoho, Jaffe, Garcia, Lee, M. Oshiro, Saiki, Ito, Hale and Say.
- 2187 "A BILL FOR AN ACT RELATING TO ELECTIONS."
Introduced by: Representatives Schatz, Morita, Thielen, B. Oshiro, Garcia, Lee, M. Oshiro, Kanoho, Luke, Saiki, Ito, Hale, Nakasone and Say.
- 2188 "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY."
Introduced by: Representatives Schatz, Ito, Morita, Thielen, B. Oshiro, Kanoho, Jaffe, Garcia, M. Oshiro, Saiki, Luke, Meyer, Hale, Nakasone, Say and Lee.
- 2189 "A BILL FOR AN ACT RELATING TO INCOME TAX CHECK-OFF."
Introduced by: Representatives Schatz, Ito, Morita, Thielen, B. Oshiro, Garcia, Lee, M. Oshiro, Kanoho, Luke, Saiki, Hale, Meyer and Say.
- 2190 "A BILL FOR AN ACT RELATING TO INVASIVE SPECIES FUNDING."
Introduced by: Representatives Schatz, Thielen, B. Oshiro, Jaffe, Kanoho, Garcia, Lee, M. Oshiro, Meyer, Hale, Morita, Luke, Say and Saiki.
- 2191 "A BILL FOR AN ACT RELATING TO NET ENERGY METERING."
Introduced by: Representatives Schatz, Thielen, B. Oshiro, Jaffe, Lee, Morita, Hale, Garcia, M. Oshiro, Luke, Saiki and Say.
- 2192 "A BILL FOR AN ACT RELATING TO THE HAWAII TOURISM AUTHORITY."
Introduced by: Representatives Chang, Suzuki, B. Oshiro, Hale, Morita, Ahu Isa, Cabrerros, Marumoto, Rath, Say, Souki, Case, Abinsay, Espero and Takumi.
- 2193 "A BILL FOR AN ACT RELATING TO TRANSIENT ACCOMMODATIONS TAX."
Introduced by: Representatives Chang, Suzuki, Kawakami, Hiraki, Cabrerros, Takamine, Abinsay, Kahikina, Hamakawa, and Ahu Isa.
- 2194 "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII AT HILO."
Introduced by: Representatives Chang, Thielen, Suzuki, Kawakami, Case, Hiraki, Cabrerros, Takamine, Saiki, Abinsay, Kahikina, Hamakawa, Ahu Isa and Rath.
- 2195 "A BILL FOR AN ACT RELATING TO HAWAII TOURISM AUTHORITY."
Introduced by: Representatives Chang, Suzuki, Thielen, Kahikina, Kawakami, Hiraki, Ontai, Cabrerros, Takamine, Abinsay, Hamakawa, and Ahu Isa.
- 2196 "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX."
Introduced by: Representatives Souki, Ahu Isa and Nakasone.
- 2197 "A BILL FOR AN ACT RELATING TO CONCESSIONAIRES"
Introduced by: Representative Souki.
- 2198 "A BILL FOR AN ACT RELATING TO GASOLINE."
Introduced by: Representatives Whalen, Hiraki, and Rath.
- 2199 "A BILL FOR AN ACT RELATING TO LIQUOR."
Introduced by: Representatives Whalen, Gomes, Marumoto, Ahu Isa, Meyer, B. Oshiro, Case, Kanoho and Hiraki.
- 2200 "A BILL FOR AN ACT RELATING TO CACAO, COCOA, AND CHOCOLATE PRODUCTS"
Introduced by: Representatives Whalen, Gomes, Marumoto, Ahu Isa, Davis, Meyer, Hiraki, , Halford, Cabrerros, B. Oshiro, Case, and Kanoho.
- 2201 "A BILL FOR AN ACT RELATING TO CRIMINAL INJURIES COMPENSATION FUND."
Introduced by: Representative Whalen.
- 2202 "A BILL FOR AN ACT RELATING TO THE REPEAL OF THE TRAFFIC ENFORCEMENT DEMONSTRATION PROJECT."
Introduced by: Representatives Whalen and Marumoto.
- 2203 "A BILL FOR AN ACT RELATING TO NEW BICYCLES."
Introduced by: Representatives Whalen, Marumoto, Souki and Chang.

- 2204 "A BILL FOR AN ACT RELATING TO EMPLOYEE BENEFITS."
Introduced by: Representatives Whalen, and Kanoho.
- 2205 "A BILL FOR AN ACT RELATING TO CIVIL SERVICE AND EXEMPTIONS."
Introduced by: Representative Say, by request.
- 2206 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE."
Introduced by: Representative Hiraki, by request.
- 2207 "A BILL FOR AN ACT RELATING TO INSURANCE FRAUD."
Introduced by: Representative Hiraki.
- 2208 "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL COMPLIANCE."
Introduced by: Representatives Morita, Hale, B. Oshiro, Schatz and Takumi.
- 2209 "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL IMPACT STATEMENTS."
Introduced by: Representatives Morita, Hale, B. Oshiro, Schatz and Kanoho.
- 2210 "A BILL FOR AN ACT RELATING TO ENERGY RESOURCES."
Introduced by: Representatives Morita, Chang, Luke, Lee, Espero, Hale, B. Oshiro, Takai, Suzuki, Magaoay, Arakaki, Schatz, Takumi, Cabberos, Kanoho, Abinsay, Ito, Ahu Isa, Hiraki, Hamakawa and Yonamine.
- 2211 "A BILL FOR AN ACT RELATING TO INVASIVE SPECIES FUNDING."
Introduced by: Representatives Morita, Abinsay, Schatz, Say and Luke.
- 2212 "A BILL FOR AN ACT RELATING TO ALIEN INVASIVE SPECIES."
Introduced by: Representatives Morita, Abinsay, Schatz, Case, Say and Luke.
- 2213 "A BILL FOR AN ACT RELATING TO A CENTER FOR NURSING."
Introduced by: Representatives Morita, Lee, Thielen, Leong, Arakaki, Abinsay and Kahikina.
- 2214 "A BILL FOR AN ACT RELATING TO INSURANCE FRAUD."
Introduced by: Representatives Arakaki, Hiraki, B. Oshiro and Kahikina.
- 2215 "A BILL FOR AN ACT RELATING TO LONG-TERM CARE."
Introduced by: Representatives Arakaki, Takai, Lee and Kahikina.
- 2216 "A BILL FOR AN ACT RELATING TO MENTAL HEALTH, ALCOHOL, AND DRUG ABUSE."
Introduced by: Representatives Arakaki, Kahikina and Takai.
- 2217 "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE."
Introduced by: Representatives Arakaki, Takai, Lee and Kahikina.
- 2218 "A BILL FOR AN ACT RELATING TO PROFESSIONS AND OCCUPATIONS."
Introduced by: Representatives Arakaki, McDermott, Takai, Abinsay and Kahikina.
- 2219 "A BILL FOR AN ACT RELATING TO THE REGULATION OF TOBACCO PRODUCTS."
Introduced by: Representatives Arakaki, Takai, Lee, Kahikina and Auwae.
- 2220 "A BILL FOR AN ACT RELATING TO LANGUAGE ACCESS FOR PERSONS WITH LIMITED ENGLISH PROFICIENCY."
Introduced by: Representatives Arakaki, Abinsay, Espero, Lee and Kahikina.
- 2221 "A BILL FOR AN ACT RELATING TO AGING."
Introduced by: Representatives Arakaki, Takai, Ahu Isa, Abinsay, Lee and Kahikina.
- 2222 "A BILL FOR AN ACT RELATING TO HAWAII HURRICANE RELIEF FUND."
Introduced by: Representatives Arakaki, Yonamine, Souki, Takumi, Hiraki, McDermott and Kawakami.
- 2223 "A BILL FOR AN ACT RELATING TO ELDERLY CARE."
Introduced by: Representatives Arakaki, Lee, Ahu Isa, Marumoto, Hale and Kawakami.
- 2224 "A BILL FOR AN ACT RELATING TO PARENTAL PREFERENCES IN GOVERNMENT CONTRACTS, PROGRAMS, AND SERVICES."
Introduced by: Representatives Arakaki, Kahikina, Abinsay, B. Oshiro and McDermott.
- 2225 "A BILL FOR AN ACT RELATING TO THE NURSING EDUCATION LOAN PROGRAM."
Introduced by: Representatives Arakaki, Lee, Kahikina, Abinsay and McDermott.

- 2226 "A BILL FOR AN ACT RELATING TO HUMAN SERVICES."
Introduced by: Representatives Arakaki and Kahikina.
- 2227 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE RENT SUPPLEMENT PROGRAM."
Introduced by: Representatives Arakaki, Kahikina and Hiraki.
- 2228 "A BILL FOR AN ACT RELATING TO PENSION AND RETIREMENT SYSTEMS."
Introduced by: Representative Saiki.
- 2229 "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR UNIFORM LAWS."
Introduced by: Representative Saiki.
- 2230 "A BILL FOR AN ACT RELATING TO EDUCATION."
Introduced by: Representatives Saiki, B. Oshiro, Marumoto, Leong, Kawakami and Ito.
- 2231 "A BILL FOR AN ACT RELATING TO THE AUDITOR."
Introduced by: Representatives Saiki, B. Oshiro, Marumoto, Leong, Kawakami and Ito.
- 2232 "A BILL FOR AN ACT RELATING TO THE WHISTLEBLOWERS' PROTECTION ACT."
Introduced by: Representatives Saiki, B. Oshiro, Marumoto, Leong, Kawakami and Ito.
- 2233 "A BILL FOR AN ACT RELATING TO AGRICULTURAL THEFT."
Introduced by: Representatives Abinsay, Chang, Cabrerros, Suzuki, Ahu Isa, Magaoay, Davis and Gomes.
- 2234 "A BILL FOR AN ACT RELATING TO THE FIFTIETH ANNIVERSARY COMMEMORATION OF THE KOREAN WAR COMMISSION."
Introduced by: Representative Say.
- 2235 "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII."
Introduced by: Representative Say.
- 2236 "A BILL FOR AN ACT RELATING TO A GEOTHERMAL-TO-HYDROGEN TAX CREDIT."
Introduced by: Representatives Say and Luke.
- 2237 "A BILL FOR AN ACT RELATING TO A HYDROELECTRIC TAX CREDIT."
Introduced by: Representatives Say and Luke.
- 2238 "A BILL FOR AN ACT RELATING TO THE HYDROGEN FUEL AUTHORITY."
Introduced by: Representatives Say, Hamakawa, Chang, Hale and Takamine.
- 2239 "A BILL FOR AN ACT RELATING TO MEDICAID."
Introduced by: Representatives Say and Arakaki.
- 2240 "A BILL FOR AN ACT RELATING TO MENTAL HEALTH AND ALCOHOL AND DRUG ABUSE TREATMENT INSURANCE BENEFITS."
Introduced by: Representatives Say, Takamine and Kawakami.
- 2241 "A BILL FOR AN ACT RELATING TO STADIUMS AND RECREATIONAL FACILITIES."
Introduced by: Representatives Say, Chang and Takumi.
- 2242 "A BILL FOR AN ACT RELATING TO HYDROELECTRICITY."
Introduced by: Representatives Say and Luke.
- 2243 "A BILL FOR AN ACT RELATING TO HEALTH CARE INSURERS."
Introduced by: Representatives Say and Takamine.
- 2244 "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII."
Introduced by: Representatives Say, Kanoho and Takumi.
- 2245 "A BILL FOR AN ACT RELATING TO LEASEHOLD."
Introduced by: Representatives Say and Hiraki.
- 2246 "A BILL FOR AN ACT PROPOSING AMENDMENTS TO THE CONSTITUTION OF THE STATE OF HAWAII RELATING TO THE TAXATION OF REAL PROPERTY."
Introduced by: Representative Say.
- 2247 "A BILL FOR AN ACT RELATING TO BUSINESS SUPPORT"
Introduced by: Representatives Say and Ahu Isa.

- 2248 "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS FOR PROCESSING ENTERPRISES."
Introduced by: Representatives Say, Abinsay, and Ahu Isa.
- 2249 "A BILL FOR AN ACT RELATING TO NORTH KOHALA."
Introduced by: Representatives Say, Kanoho and Takamine.
- 2250 "A BILL FOR AN ACT RELATING TO CONTRACTORS."
Introduced by: Representative Say, by request.
- 2251 "A BILL FOR AN ACT RELATING TO TOURISM."
Introduced by: Representative Say, by request.
- 2252 "A BILL FOR AN ACT RELATING TO THE AUDITOR."
Introduced by: Representative Say, by request.
- 2253 "A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH SYSTEMS CORPORATION."
Introduced by: Representative Say, by request.
- 2254 "A BILL FOR AN ACT RELATING TO THE WAIKIKI AUTHORITY."
Introduced by: Representative Say.
- 2255 "A BILL FOR AN ACT RELATING TO TELECOMMUNICATIONS."
Introduced by: Representative Say, by request.
- 2256 "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF REVENUE BONDS AND MAKING AN APPROPRIATION FOR STUDENT HOUSING AND A MIXED USE PROJECT."
Introduced by: Representative Say.
- 2257 "A BILL FOR AN ACT RELATING TO CRUELTY TO ANIMALS."
Introduced by: Representative Say, by request.
- 2258 "A BILL FOR AN ACT RELATING TO MARRIAGE AND FAMILY THERAPY."
Introduced by: Representative Say, by request.
- 2259 "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF EDUCATION STOREROOM AND STOREROOM REVOLVING FUND."
Introduced by: Representative Say, by request.
- 2260 "A BILL FOR AN ACT RELATING TO INCOME TAX CREDITS."
Introduced by: Representative Say.
- 2261 "A BILL FOR AN ACT RELATING TO THE ENVIRONMENT."
Introduced by: Representatives Say, M. Oshiro, Schatz and B. Oshiro.
- 2262 "A BILL FOR AN ACT RELATING TO THE IMPORTATION OF BIRDS."
Introduced by: Representatives Say, M. Oshiro, Schatz and B. Oshiro.
- 2263 "A BILL FOR AN ACT RELATING TO THE MOVING EXPENSES TAX CREDIT."
Introduced by: Representatives Say and Ahu Isa.
- 2264 "A BILL FOR AN ACT RELATING TO UNEMPLOYMENT INSURANCE."
Introduced by: Representatives Say, and Saiki.
- 2265 "A BILL FOR AN ACT RELATING TO EDUCATION."
Introduced by: Representative Say.
- 2266 "A BILL FOR AN ACT RELATING TO ACCRETED LANDS."
Introduced by: Representatives Say and Kanoho.
- 2267 "A BILL FOR AN ACT RELATING TO AGRICULTURE."
Introduced by: Representatives Say and Abinsay.
- 2268 "A BILL FOR AN ACT RELATING TO CONTROL OR ERADICATION OF PESTS."
Introduced by: Representatives Abinsay, Chang, Cabrerros, Suzuki, Ahu Isa, Magaoay, Davis, and Gomes.
- 2269 "A BILL FOR AN ACT RELATING TO THE SALE, TRANSPORT, OR SHIPMENT OF AGRICULTURAL COMMODITIES."
Introduced by: Representatives Abinsay, Chang, Cabrerros, Suzuki, Ahu Isa, Magaoay, Davis and Gomes.

- 2270 "A BILL FOR AN ACT RELATING TO PEST CONTROL."
Introduced by: Representatives Abinsay, Chang, Cabrerros, Suzuki, Ahu Isa, Magaoay, Davis and Gomes.
- 2271 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO ABATE AGRICULTURAL THEFT."
Introduced by: Representatives Abinsay, Chang, Cabrerros, Suzuki, Magaoay, Davis and Gomes.
- 2272 "A BILL FOR AN ACT RELATING TO LIVESTOCK."
Introduced by: Representatives Abinsay, Chang, Cabrerros, Magaoay, Suzuki, Davis and Gomes.
- 2273 "A BILL FOR AN ACT RELATING TO TAXATION."
Introduced by: Representative Marumoto.
- 2274 "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING."
Introduced by: Representative Saiki by request.
- 2275 "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING."
Introduced by: Representative Saiki by request.
- 2276 "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING."
Introduced by: Representative Saiki by request.
- 2277 "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING."
Introduced by: Representative Saiki by request.
- 2278 "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING."
Introduced by: Representative Saiki by request.
- 2279 "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING."
Introduced by: Representative Saiki by request.
- 2280 "A BILL FOR AN ACT RELATING TO FUEL TAX."
Introduced by: Representative Hamakawa.
- 2281 "A BILL FOR AN ACT RELATING TO EDUCATION."
Introduced by: Representative Hamakawa.
- 2282 "A BILL FOR AN ACT RELATING TO AGREEMENTS TO ARBITRATE MADE BEFORE JULY 1, 2002."
Introduced by: Representative Hamakawa.
- 2283 "A BILL FOR AN ACT RELATING TO THE BIG ISLAND'S SHARED-RIDE TAXI PROGRAM."
Introduced by: Representative Hamakawa.
- 2284 "A BILL FOR AN ACT RELATING TO SCHOOL WORK FORCE ENTRY PROGRAM."
Introduced by: Representative Hamakawa.
- 2285 "A BILL FOR AN ACT RELATING TO SCHOOL BUSES."
Introduced by: Representative Hamakawa.
- 2286 "A BILL FOR AN ACT RELATING TO THE OFFICE OF INFORMATION PRACTICES."
Introduced by: Representative Case.
- 2287 "A BILL FOR AN ACT RELATING TO THE OFFICE OF INFORMATION PRACTICES."
Introduced by: Representative Case.
- 2288 "A BILL FOR AN ACT RELATING TO THE LEGISLATIVE BROADCAST PROGRAM."
Introduced by: Representative Case.
- 2289 "A BILL FOR AN ACT RELATING TO GOVERNMENTAL EMPLOYEE ORGANIZATION MEETINGS."
Introduced by: Representative Case.
- 2290 "A BILL FOR AN ACT RELATING TO ELECTIONS."
Introduced by: Representative Case.
- 2291 "A BILL FOR AN ACT RELATING TO UTILITY LINES."
Introduced by: Representative Case.
- 2292 "A BILL FOR AN ACT RELATING TO UTILITY LINES."
Introduced by: Representative Case.
- 2293 "A BILL FOR AN ACT RELATING TO THE PUBLIC UTILITIES COMMISSION."
Introduced by: Representative Case.

- | | | | |
|------|--|------|---|
| 2294 | "A BILL FOR AN ACT RELATING TO THE PUBLIC UTILITIES COMMISSION."

Introduced by: Representative Case. | 2306 | "A BILL FOR AN ACT RELATING TO JUDICIARY RECORDS."

Introduced by: Representative Say, by request. |
| 2295 | "A BILL FOR AN ACT RELATING TO THE PUBLIC UTILITIES COMMISSION."

Introduced by: Representative Case. | 2307 | "A BILL FOR AN ACT RELATING TO ELECTRONIC TRANSACTIONS."

Introduced by: Representative Say, by request. |
| 2296 | "A BILL FOR AN ACT RELATING TO THE PUBLIC UTILITIES COMMISSION."

Introduced by: Representative Case. | 2308 | "A BILL FOR AN ACT RELATING TO THE COURTS."

Introduced by: Representative Say, by request. |
| 2297 | "A BILL FOR AN ACT RELATING TO THE BOARD OF EDUCATION."

Introduced by: Representative Say by request. | 2309 | "A BILL FOR AN ACT RELATING TO THE COURTS."

Introduced by: Representative Say, by request. |
| 2298 | "A BILL FOR AN ACT RELATING TO ELECTIONS."

Introduced by: Representative Say by request. | 2310 | "A BILL FOR AN ACT RELATING TO VENUE."

Introduced by: Representative Say, by request. |
| 2299 | "A BILL FOR AN ACT RELATING TO VOTER REGISTRATION."

Introduced by: Representative Say by request. | 2311 | "A BILL FOR AN ACT RELATING TO JUDGES FOR THE CIRCUIT COURT."

Introduced by: Representative Say, by request. |
| 2300 | "A BILL FOR AN ACT RELATING TO THE JUDICIARY."

Introduced by: Representative Say, by request. | 2312 | "A BILL FOR AN ACT RELATING TO USE OF INTOXICANTS."

Introduced by: Representative Say, by request. |
| 2301 | "A BILL FOR AN ACT RELATING TO THE USE OF INTOXICANTS."

Introduced by: Representative Say, by request. | 2313 | "A BILL FOR AN ACT RELATING TO OFFENSES AGAINST PUBLIC HEALTH AND MORALS."

Introduced by: Representative Say by request. |
| 2302 | "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE DRIVERS' LICENSES."

Introduced by: Representative Say, by request. | 2314 | "A BILL FOR AN ACT RELATING TO USE OF INTOXICANTS."

Introduced by: Representative Say, by request. |
| 2303 | "A BILL FOR AN ACT RELATING TO ARRESTS."

Introduced by: Representative Say, by request. | 2315 | "A BILL FOR AN ACT RELATING TO THE OBSTRUCTION OF INGRESS OR EGRESS."

Introduced by: Representative Say, by request. |
| 2304 | "A BILL FOR AN ACT RELATING TO JUROR PRIVACY."

Introduced by: Representative Say, by request. | 2316 | "A BILL FOR AN ACT PROPOSING AMENDMENTS TO THE HAWAII CONSTITUTION TO CONFORM TO THE UNITED STATES CONSTITUTION."

Introduced by: Representative Say, by request. |
| 2305 | "A BILL FOR AN ACT RELATING TO THE UNIFORM PROBATE CODE."

Introduced by: Representative Say, by request. | | |

- 2317 "A BILL FOR AN ACT RELATING TO THE JURISDICTION OF THE COURTS."
Introduced by: Representative Say, by request.
- 2318 "A BILL FOR AN ACT RELATING TO FORFEITURE OF BAIL OR BONDS."
Introduced by: Representative Say, by request.
- 2319 "A BILL FOR AN ACT RELATING TO TRAFFIC FINES."
Introduced by: Representative Say, by request.
- 2320 "A BILL FOR AN ACT RELATING TO LANDSOWNERS' LIABILITY."
Introduced by: Representative Say, by request.
- 2321 "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR."
Introduced by: Representative Say, by request.
- 2322 "A BILL FOR AN ACT RELATING TO LANDOWNER'S LIABILITY."
Introduced by: Representative Say, by request.
- 2323 "A BILL FOR AN ACT RELATING TO TRAFFIC FINES."
Introduced by: Representative Say, by request.
- 2324 "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR."
Introduced by: Representative Say, by request.
- 2325 "A BILL FOR AN ACT RELATING TO ACCEPTANCE OF PROPERTY BY COUNTIES"
Introduced by: Representative Say, by request.
- 2326 "A BILL FOR AN ACT RELATING TO LANDOWNER'S LIABILITY."
Introduced by: Representative Say, by request.
- 2327 "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR THE COUNTY OF KAUAI CAPITAL IMPROVEMENT PROJECTS."
Introduced by: Representative Say, by request.
- 2328 "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR KAUAI REGIONAL STADIUM COMPLEXES."
Introduced by: Representative Say, by request.
- 2329 "A BILL FOR AN ACT RELATING TO MANAGED COMPETITION."
Introduced by: Representative Say.
- 2330 "A BILL FOR AN ACT RELATING TO NEW CENTURY CHARTER SCHOOLS."
Introduced by: Representative Hamakawa.
- 2331 "A BILL FOR AN ACT RELATING TO LIQUOR LICENSE APPLICATIONS."
Introduced by: Representative Saiki, by request.
- 2332 "A BILL FOR AN ACT RELATING TO PETROLEUM INDUSTRY INFORMATION REPORTING."
Introduced by: Representatives Yoshinaga, Ahu Isa, Cabrerros, Souki, Espero, Magaoay, Kanoho, Garcia, Hiraki, Chang, and M. Oshiro.
- 2333 "A BILL FOR AN ACT RELATING TO GASOLINE DEALERS."
Introduced by: Representatives Yoshinaga, Ahu Isa, Cabrerros, Souki, Espero, Kanoho, Ito, Arakaki, Hiraki, Chang, and M. Oshiro.
- 2334 "A BILL FOR AN ACT RELATING TO PETROLEUM INDUSTRY REPORTING."
Introduced by: Representatives Yoshinaga, M. Oshiro, Ahu Isa, Cabrerros, Souki, Espero, Kanoho, Ito, Hiraki and Chang.
- 2335 "A BILL FOR AN ACT RELATING TO THE PETROLEUM ADVISORY COUNCIL."
Introduced by: Representatives Yoshinaga, Espero, B. Oshiro, Garcia, Ahu Isa, Cabrerros, Takumi, Souki, Kanoho, Arakaki, Chang, Hiraki, and M. Oshiro.
- 2336 "A BILL FOR AN ACT RELATING TO THE PETROLEUM ADVISORY COUNCIL."
Introduced by: Representatives Yoshinaga, Ahu Isa, Cabrerros, Takumi, Souki, Espero, Magaoay, Kanoho, B. Oshiro, Arakaki, Garcia, Hiraki, Chang, and M. Oshiro.
- 2337 "A BILL FOR AN ACT RELATING TO PETROLEUM."
Introduced by: Representatives Yoshinaga, Espero, Ahu Isa, Cabrerros, Takumi, Souki, Magaoay, Kanoho, B. Oshiro, Arakaki, Garcia, Hiraki, Chang, and M. Oshiro.

- 2338 "A BILL FOR AN ACT RELATING TO PETROLEUM PRODUCTS."
Introduced by: Representatives Yoshinaga, Hiraki, Kanoho, Souki, Garcia, Chang, and M. Oshiro.
- 2339 "A BILL FOR AN ACT RELATING TO THE PUBLIC UTILITIES COMMISSION."
Introduced by: Representatives Yoshinaga, M. Oshiro, Ahu Isa, Cabrerros, Souki, Espero, Magaoay, Kanoho, B. Oshiro, Ito, Arakaki, Garcia, Hiraki and Chang.
- 2340 "A BILL FOR AN ACT RELATING TO THE PETROLEUM INDUSTRY."
Introduced by: Representatives Yoshinaga, Espero, Garcia, Ahu Isa, Cabrerros, Takumi, Souki, Magaoay, Kanoho, Hiraki, Chang, and M. Oshiro.
- 2341 "A BILL FOR AN ACT RELATING TO PESTICIDES."
Introduced by: Representative Yoshinaga.
- 2342 "A BILL FOR AN ACT RELATING TO PESTICIDES."
Introduced by: Representative Yoshinaga.
- 2343 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A GENETIC ENGINEERING ASSESSMENT."
Introduced by: Representative Yoshinaga.
- 2344 "A BILL FOR AN ACT RELATING TO THE USE OF HERBICIDES IN PUBLIC PARKS."
Introduced by: Representative Yoshinaga.
- 2345 "A BILL FOR AN ACT RELATING TO ROADSIDE HERBICIDE USE."
Introduced by: Representatives Yoshinaga and Kanoho.
- 2346 "A BILL FOR AN ACT RELATING TO PESTICIDES."
Introduced by: Representatives Yoshinaga and Kanoho.
- 2347 "A BILL FOR AN ACT RELATING TO AGRICULTURE."
Introduced by: Representative Yoshinaga.
- 2348 "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL PROTECTION OF AGRICULTURE."
Introduced by: Representatives Yoshinaga by request, and Kanoho.
- 2349 "A BILL FOR AN ACT RELATING TO AUTHORIZED EMERGENCY VEHICLES."
Introduced by: Representatives Yoshinaga, Garcia, Ahu Isa, Espero and Abinsay.
- 2350 "A BILL FOR AN ACT RELATING TO FIREARMS."
Introduced by: Representatives Yoshinaga, Chang and Souki.
- 2351 "A BILL FOR AN ACT RELATING TO PUBLIC ACCESS CABLE TELEVISION."
Introduced by: Representative Yoshinaga.
- 2352 "A BILL FOR AN ACT RELATING TO EDUCATION."
Introduced by: Representative Ito.
- 2353 "A BILL FOR AN ACT RELATING TO EDUCATION."
Introduced by: Representative Ito.
- 2354 "A BILL FOR AN ACT RELATING TO EDUCATION."
Introduced by: Representative Ito.
- 2355 "A BILL FOR AN ACT RELATING TO EDUCATION."
Introduced by: Representative Ito.
- 2356 "A BILL FOR AN ACT RELATING TO GOVERNMENT."
Introduced by: Representative Ito.
- 2357 "A BILL FOR AN ACT RELATING TO THE STUDY OF THREE TAX PROPOSALS."
Introduced by: Representative Yoshinaga.
- 2358 "A BILL FOR AN ACT RELATING TO TRAFFIC PROBLEMS."
Introduced by: Representatives Souki, Yoshinaga, Espero and Garcia.
- 2359 "A BILL FOR AN ACT RELATING TO POLICE DEPARTMENTS."
Introduced by: Representatives Yoshinaga, Garcia, Ahu Isa, Espero and Abinsay.
- 2360 "A BILL FOR AN ACT RELATING TO COMPREHENSIVE STATE TAX REFORM."
Introduced by: Representative Yoshinaga.
- 2361 "A BILL FOR AN ACT RELATING TO THE STATE BUDGET"
Introduced by: Representative Takamine.

- 2362 "A BILL FOR AN ACT RELATING TO STATE FINANCES."
Introduced by: Representative Takamine.
- 2363 "A BILL FOR AN ACT RELATING TO NON-GENERAL FUNDS."
Introduced by: Representative Takamine.
- 2364 "A BILL FOR AN ACT RELATING TO GOVERNMENT."
Introduced by: Representative Takamine.
- 2365 "A BILL FOR AN ACT RELATING TO TAXATION."
Introduced by: Representative Takamine.
- 2366 "A BILL FOR AN ACT RELATING TO PARENT-COMMUNITY NETWORKING CENTER PROGRAMS."
Introduced by: Representative Takamine.
- 2367 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR FAMILIES FOR RESOURCES FOR EARLY ACCESS TO LEARNING."
Introduced by: Representative Takamine.
- 2368 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION."
Introduced by: Representative Takamine.
- 2369 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO UPGRADE THE TELECOMMUNICATIONS SYSTEM OF THE HAWAII COUNTY POLICE DEPARTMENT."
Introduced by: Representative Takamine.
- 2370 "A BILL FOR AN ACT RELATING TO LAND USE."
Introduced by: Representative Takamine, by request.
- 2371 "A BILL FOR AN ACT RELATING TO THE STATE EDUCATIONAL FACILITIES IMPROVEMENT SPECIAL FUND."
Introduced by: Representative Takamine.
- 2372 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE COUNTY OF HAWAII."
Introduced by: Representative Takamine.
- 2373 "A BILL FOR AN ACT RELATING TO KOKEE STATE PARK."
Introduced by: Representatives Kanoho, Kawakami and Morita.
- 2374 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE SIXTEENTH REPRESENTATIVE DISTRICT."
Introduced by: Representative Leong.
- 2375 "A BILL FOR AN ACT RELATING TO THE EMERGENCY ENVIRONMENTAL WORKFORCE."
Introduced by: Representatives Hale, B. Oshiro, Morita, Cabrerros, Moses, Marumoto, Chang, Ahu Isa, Gomes, Hamakawa, Souki, Rath, Auwae, Thielen, Espero and Magaoay.
- 2376 "A BILL FOR AN ACT RELATING TO TAXATION."
Introduced by: Representative Hiraki, by request.
- 2377 "A BILL FOR AN ACT RELATING TO LIQUOR LICENSES."
Introduced by: Representative Hiraki, by request.
- 2378 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE FORTY-THIRD REPRESENTATIVE DISTRICT."
Introduced by: Representative Kahikina.
- 2379 "A BILL FOR AN ACT RELATING TO UNEMPLOYMENT INSURANCE COVERAGE."
Introduced by: Representative Marumoto.
- 2380 "A BILL FOR AN ACT RELATING TO TAX CREDITS."
Introduced by: Representatives Kahikina, Arakaki, and M. Oshiro.
- 2381 "A BILL FOR AN ACT RELATING TO TAXATION."
Introduced by: Representatives Kahikina, Ahu Isa, Cabrerros, Chang, B. Oshiro, Takumi, Arakaki, and M. Oshiro.
- 2382 "A BILL FOR AN ACT RELATING TO CORRECTIONAL FACILITIES."
Introduced by: Representatives Garcia, Arakaki, Morita, Chang, Hale, Kanoho, Hiraki, Abinsay and Rath.
- 2383 "A BILL FOR AN ACT RELATING TO DISTRICT COURT COSTS."
Introduced by: Representative Garcia.
- 2384 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE TWENTY-FIFTH REPRESENTATIVE DISTRICT."
Introduced by: Representative Hiraki.

- 2385 "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST WINES OF KAUAI, LLC."
Introduced by: Representatives Kanoho, Kawakami and Morita.
- 2386 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE FORTY-SECOND REPRESENTATIVE DISTRICT."
Introduced by: Representative Moses.
- 2387 "A BILL FOR AN ACT RELATING TO THE PENAL CODE."
Introduced by: Representatives Magaoay, Kanoho, Luke, Yonamine, Lee, Espero, Kahikina, Morita, Cabrerros and Hale.
- 2388 "A BILL FOR AN ACT RELATING TO PROCUREMENT."
Introduced by: Representatives Magaoay, Espero, Suzuki, Abinsay, Lee, Arakaki, Kanoho, Hamakawa, Ahu Isa, Hale, Luke, Yonamine and Case.
- 2389 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENTS FOR THE FOURTH REPRESENTATIVE DISTRICT."
Introduced by: Representatives Hale, Davis, Suzuki, Cabrerros, Moses, Takamine, Espero, Yonamine, Rath, Magaoay and Hamakawa.
- 2390 "A BILL FOR AN ACT RELATING TO MEDICATING STUDENTS."
Introduced by: Representative McDermott.
- 2391 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR TEXTBOOKS."
Introduced by: Representatives McDermott and Thielen.
- 2392 "A BILL FOR AN ACT RELATING TO NATIONAL BOARD CERTIFICATION FOR DEPARTMENT OF EDUCATION TEACHERS."
Introduced by: Representative McDermott.
- 2393 "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY."
Introduced by: Representative McDermott.
- 2394 "A BILL FOR AN ACT RELATING TO UNBORN VICTIMS OF VIOLENCE."
Introduced by: Representative McDermott.
- 2395 "A BILL FOR AN ACT RELATING TO THE UNIFORM COMMERCIAL CODE."
Introduced by: Representative Saiki.
- 2396 "A BILL FOR AN ACT RELATING TO LONG-TERM CAPITAL GAINS TAX."
Introduced by: Representatives Ahu Isa, Case, Leong, Takumi, Kahikina, Chang and Magaoay.
- 2397 "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR CAPITAL IMPROVEMENT PROJECTS IN THE 27TH REPRESENTATIVE DISTRICT."
Introduced by: Representative and Ahu Isa.
- 2398 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE NEW ECONOMY TRANSITION PROGRAM."
Introduced by: Representatives Ahu Isa, Case, Leong, Takumi, Kahikina, Chang and Magaoay.
- 2399 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR CERTAIN PROJECTS TO SUPPORT MARINE RESEARCH."
Introduced by: Representatives Ahu Isa, Kahikina, Leong, Takumi, Chang and Magaoay.
- 2400 "A BILL FOR AN ACT RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS."
Introduced by: Representatives Say, Kahikina, Kanoho, Auwae, Ahu Isa, Davis, Bukoski, Kawakami, Hamakawa, Morita and Ontai.
- 2401 "A BILL FOR AN ACT RELATING TO THE TRUSTEES OF THE OFFICE OF HAWAIIAN AFFAIRS."
Introduced by: Representatives Say, Kahikina, Kanoho, Auwae, Ahu Isa, Davis, Bukoski, Ontai, Kawakami, Hamakawa and Morita.
- 2402 "A BILL FOR AN ACT RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS."
Introduced by: Representatives Say, Kahikina, Kanoho, Auwae, Ahu Isa, Davis, Bukoski, Hamakawa, Kawakami, Morita and Ontai.
- 2403 "A BILL FOR AN ACT RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS."
Introduced by: Representatives Say, Kahikina, Kanoho, Auwae, Ahu Isa, Davis, Bukoski, Kawakami, Hamakawa, Morita and Ontai.
- 2404 "A BILL FOR AN ACT RELATING TO CLAIMS CONCERNING FOOD."
Introduced by: Representatives Thielen, Hiraki, Arakaki and Abinsay.
- 2405 "A BILL FOR AN ACT RELATING TO TRAFFIC VIOLATIONS."
Introduced by: Representatives Kawakami, Souki, Kanoho, Case, Espero, Lee, Cabrerros, Arakaki and Saiki.

- 2406 "A BILL FOR AN ACT RELATING TO THE ALLOWING OF SCHOOLS TO RETAIN RENTAL FEES."
Introduced by: Representatives Jaffe, Thielen, Djou, Meyer, Marumoto, Morita, Whalen, Rath, Fox, Davis, Auwae and Stonebraker.
- 2407 "A BILL FOR AN ACT RELATING TO DEFINING "SWIMMING POOL" TO EXEMPT POOLS WITH NATURAL OCEAN CIRCULATION SYSTEMS."
Introduced by: Representatives Jaffe, Marumoto, Whalen, Rath, Djou, Fox, Davis, Meyer, Auwae and Thielen.
- 2408 "A BILL FOR AN ACT RELATING TO ENVIRONMENTALLY SUSTAINABLE PRACTICES."
Introduced by: Representatives Jaffe, Thielen, Morita, Fox, Whalen, Rath, Djou, Davis and Marumoto.
- 2409 "A BILL FOR AN ACT RELATING TO THE PUBLIC UTILITIES COMMISSION."
Introduced by: Representatives Jaffe, Whalen, Rath, Thielen, Djou, Fox, Davis, Marumoto, Auwae and Stonebraker.
- 2410 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE NINETEENTH REPRESENTATIVE DISTRICT."
Introduced by: Representative Jaffe.
- 2411 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE THIRTIETH REPRESENTATIVE DISTRICT."
Introduced by: Representative Cabreros.
- 2412 "A BILL FOR AN ACT RELATING TO INSURERS."
Introduced by: Representatives B. Oshiro and Hiraki.
- 2413 "A BILL FOR AN ACT RELATING TO CONDOMINIUM PROPERTY REGIMES."
Introduced by: Representative B. Oshiro, by request.
- 2414 "A BILL FOR AN ACT RELATING TO CONDOMINIUM MANAGEMENT EDUCATION FUND."
Introduced by: Representative B. Oshiro.
- 2415 "A BILL FOR AN ACT RELATING TO A MOMENT OF SILENCE IN PUBLIC SCHOOLS."
Introduced by: Representatives Stonebraker, Ontai and Marumoto.
- 2416 "A BILL FOR AN ACT RELATING TO THE PLEDGE OF ALLEGIANCE."
Introduced by: Representatives Stonebraker, Auwae, Ontai, Halford and Marumoto.
- 2417 "A BILL FOR AN ACT RELATING TO DRUG OFFENDERS."
Introduced by: Representatives Stonebraker and Marumoto.
- 2418 "A BILL FOR AN ACT RELATING TO FORFEITURE OF BENEFITS FOR CONVICTED FELONS."
Introduced by: Representatives Stonebraker, Auwae, Jaffe, Ontai and Marumoto.
- 2419 "A BILL FOR AN ACT RELATING TO THE HAWAII HURRICANE RELIEF FUND."
Introduced by: Representatives Stonebraker, Jaffe, Ontai and Marumoto.
- 2420 "A BILL FOR AN ACT RELATING TO PUBLIC CONTRACTS."
Introduced by: Representative Say, by request.
- 2421 "A BILL FOR AN ACT RELATING TO THE STATE ART MUSEUM."
Introduced by: Representative Say, by request.
- 2422 "A BILL FOR AN ACT RELATING TO SCHOOL FACILITIES."
Introduced by: Representative Say, by request.
- 2423 "A BILL FOR AN ACT RELATING TO PUBLIC WORKS."
Introduced by: Representative Say, by request.
- 2424 "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR CLAIMS AGAINST THE STATE, ITS OFFICERS, OR ITS EMPLOYEES."
Introduced by: Representative Say, by request.
- 2425 "A BILL FOR AN ACT RELATING TO COMPUTER CRIME."
Introduced by: Representative Say, by request.
- 2426 "A BILL FOR AN ACT RELATING TO CRIMES AGAINST CHILDREN."
Introduced by: Representative Say, by request.

- | | | | |
|------|---|------|---|
| 2427 | "A BILL FOR AN ACT RELATING TO VICTIMS OF CRIMES."

Introduced by: Representative Say, by request. | 2438 | "A BILL FOR AN ACT RELATING TO IDENTITY."

Introduced by: Representative Say, by request. |
| 2428 | "A BILL FOR AN ACT RELATING TO AGE VERIFICATION OF SEXUAL PERFORMERS."

Introduced by: Representative Say, by request. | 2439 | "A BILL FOR AN ACT RELATING TO THE PENAL CODE."

Introduced by: Representative Say, by request. |
| 2429 | "A BILL FOR AN ACT RELATING TO TOBACCO."

Introduced by: Representative Say, by request. | 2440 | "A BILL FOR AN ACT RELATING TO CHAPTER 846E, HAWAII REVISED STATUTES."

Introduced by: Representative Say, by request. |
| 2430 | "A BILL FOR AN ACT RELATING TO THE SUPERVISION OF CHARITABLE TRUSTS AND NONPROFIT ORGANIZATIONS ACT."

Introduced by: Representative Say, by request. | 2441 | "A BILL FOR AN ACT RELATING TO LITIGATION INVOLVING HIGHWAYS."

Introduced by: Representative Say, by request. |
| 2431 | "A BILL FOR AN ACT RELATING TO NOTARIES PUBLIC."

Introduced by: Representative Say, by request. | 2442 | "A BILL FOR AN ACT RELATING TO LIABILITY OF THE STATE."

Introduced by: Representative Say, by request. |
| 2432 | "A BILL FOR AN ACT RELATING TO DIRECT PAYMENT OF CHILD SUPPORT."

Introduced by: Representative Say, by request. | 2443 | "A BILL FOR AN ACT A BILL FOR AN ACT RELATING TO THE PREVENTION OF THE FILING OF FRIVOLOUS FINANCING STATEMENTS."

Introduced by: Representative Say, by request. |
| 2433 | "A BILL FOR AN ACT RELATING TO CHILD SUPPORT ENFORCEMENT."

Introduced by: Representative Say, by request. | 2444 | "A BILL FOR AN ACT RELATING TO THE KALAELOA COMMUNITY DEVELOPMENT DISTRICT."

Introduced by: Representative Say, by request. |
| 2434 | "A BILL FOR AN ACT RELATING TO MEDICAL SUPPORT FOR CHILDREN."

Introduced by: Representative Say, by request. | 2445 | "A BILL FOR AN ACT RELATING TO HOUSING."

Introduced by: Representative Say, by request. |
| 2435 | "A BILL FOR AN ACT RELATING TO CHILD SUPPORT ENFORCEMENT."

Introduced by: Representative Say, by request. | 2446 | "A BILL FOR AN ACT RELATING TO HOUSING."

Introduced by: Representative Say, by request. |
| 2436 | "A BILL FOR AN ACT RELATING TO ELECTRONIC SURVEILLANCE."

Introduced by: Representative Say, by request. | 2447 | "A BILL FOR AN ACT RELATING TO THE HOUSING AND COMMUNITY DEVELOPMENT CORPORATION OF HAWAII."

Introduced by: Representative Say, by request. |
| 2437 | "A BILL FOR AN ACT RELATING TO FOREIGN PROTECTIVE ORDERS."

Introduced by: Representative Say, by request. | 2448 | "A BILL FOR AN ACT RELATING TO THE HIGH TECHNOLOGY DEVELOPMENT CORPORATION."

Introduced by: Representative Say, by request. |

- | | | | |
|------|--|------|--|
| 2449 | "A BILL FOR AN ACT RELATING TO SMALL BUSINESS." | 2460 | "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM." |
| | Introduced by: Representative Say, by request. | | Introduced by: Representative Say, by request. |
| 2450 | "A BILL FOR AN ACT RELATING TO THE HOUSING AND COMMUNITY DEVELOPMENT CORPORATION OF HAWAII." | 2461 | "A BILL FOR AN ACT RELATING TO THE ORGANIZATION OF STATE GOVERNMENT." |
| | Introduced by: Representative Say, by request. | | Introduced by: Representative Say, by request. |
| 2451 | "A BILL FOR AN ACT RELATING TO THE CONVENTION CENTER." | 2462 | "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM." |
| | Introduced by: Representative Say, by request. | | Introduced by: Representative Say, by request. |
| 2452 | "A BILL FOR AN ACT RELATING TO ELECTRIC VEHICLES." | 2463 | "A BILL FOR AN ACT RELATING TO DENTAL INSURANCE." |
| | Introduced by: Representative Say, by request. | | Introduced by: Representative Say, by request. |
| 2453 | "A BILL FOR AN ACT RELATING TO THE CAPITAL LOAN PROGRAM." | 2464 | "A BILL FOR AN ACT RELATING TO INSURANCE FRAUD" |
| | Introduced by: Representative Say, by request. | | Introduced by: Representative Say, by request. |
| 2454 | "A BILL FOR AN ACT RELATING TO ENTERPRISE ZONES." | 2465 | "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS." |
| | Introduced by: Representative Say, by request. | | Introduced by: Representative Say, by request. |
| 2455 | "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL SITE CLEANUP." | 2466 | "A BILL FOR AN ACT RELATING TO REAL ESTATE" |
| | Introduced by: Representative Say, by request. | | Introduced by: Representative Say, by request. |
| 2456 | "A BILL FOR AN ACT RELATING TO THE HAWAII TOURISM AUTHORITY." | 2467 | "A BILL FOR AN ACT RELATING TO NATUROPATHY" |
| | Introduced by: Representative Say, by request. | | Introduced by: Representative Say, by request. |
| 2457 | "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM." | 2468 | "A BILL FOR AN ACT RELATING TO CEMETERY AND FUNERAL TRUSTS." |
| | Introduced by: Representative Say, by request. | | Introduced by: Representative Say, by request. |
| 2458 | "A BILL FOR AN ACT RELATING TO STATE FUNDS." | 2469 | "A BILL FOR AN ACT RELATING TO THE UNIFORM PROFESSIONAL AND VOCATIONAL LICENSING ACT." |
| | Introduced by: Representative Say, by request. | | Introduced by: Representative Say, by request. |
| 2459 | "A BILL FOR AN ACT MAKING EMERGENCY APPROPRIATION FOR SOCIAL SECURITY/MEDICARE EXPENSES." | 2470 | "A BILL FOR AN ACT RELATING TO ESCROW DEPOSITORIES." |
| | Introduced by: Representative Say, by request. | | Introduced by: Representative Say, by request. |

- | | | | |
|------|--|------|--|
| 2471 | "A BILL FOR AN ACT RELATING TO BUSINESS REGISTRATION."

Introduced by: Representative Say, by request. | 2482 | "A BILL FOR AN ACT RELATING TO NEW CENTURY CHARTER SCHOOLS."

Introduced by: Representative Say, by request. |
| 2472 | "A BILL FOR AN ACT RELATING TO MERGERS."

Introduced by: Representative Say, by request. | 2483 | "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Representative Say, by request. |
| 2473 | "A BILL FOR AN ACT RELATING TO THE UNIFORM SECURITIES ACT."

Introduced by: Representative Say, by request. | 2484 | "A BILL FOR AN ACT RELATING TO HAWAII HURRICANE RELIEF FUND."

Introduced by: Representative Say, by request. |
| 2474 | "A BILL FOR AN ACT RELATING TO BUSINESS REGISTRATION."

Introduced by: Representative Say, by request. | 2485 | "A BILL FOR AN ACT RELATING TO CENTRAL SERVICE EXPENSES."

Introduced by: Representative Say, by request. |
| 2475 | "A BILL FOR AN ACT RELATING TO INSURANCE."

Introduced by: Representative Say, by request. | 2486 | "A BILL FOR AN ACT RELATING TO THE DISTRIBUTION OF THE TRANSIENT ACCOMMODATIONS TAX."

Introduced by: Representative Say, by request. |
| 2476 | "A BILL FOR AN ACT RELATING TO COMMERCIAL EMPLOYMENT AGENCIES."

Introduced by: Representative Say, by request. | 2487 | "A BILL FOR AN ACT RELATING TO DEATH WITH DIGNITY."

Introduced by: Representative Say, by request. |
| 2477 | "A BILL FOR AN ACT RELATING TO FEES PAID TO THE DIVISION OF FINANCIAL INSTITUTIONS."

Introduced by: Representative Say, by request. | 2488 | "A BILL FOR AN ACT RELATING TO THE TRANSFER OF ALOHA STADIUM TO THE UNIVERSITY OF HAWAII."

Introduced by: Representative Say, by request. |
| 2478 | "A BILL FOR AN ACT RELATING TO EMPLOYMENT STATUS OF PERSONNEL OF THE HAWAII NATIONAL GUARD YOUTH CHALLENGE ACADEMY."

Introduced by: Representative Say, by request. | 2489 | "A BILL FOR AN ACT RELATING TO EDUCATIONAL ACCOUNTABILITY."

Introduced by: Representative Say, by request. |
| 2479 | "A BILL FOR AN ACT RELATING TO DISASTER RELIEF."

Introduced by: Representative Say, by request. | 2490 | "A BILL FOR AN ACT RELATING TO THE COUNTIES' EMINENT DOMAIN POWERS."

Introduced by: Representative Say, by request. |
| 2480 | "A BILL FOR AN ACT RELATING TO SCHOOL BUS FARES."

Introduced by: Representative Say, by request. | 2491 | "A BILL FOR AN ACT PROPOSING A CONSTITUTIONAL AMENDMENT RELATING TO DEATH WITH DIGNITY."

Introduced by: Representative Say, by request. |
| 2481 | "A BILL FOR AN ACT RELATING TO CIVIL SERVICE EXEMPTIONS."

Introduced by: Representative Say, by request. | 2492 | "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED."

Introduced by: Representatives Say, Kahikina, Kawakami, Kanoho, Morita, Bukoski, Davis, Hamakawa, and Yoshinaga. |

- 2493 "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED."
Introduced by: Representatives Say, by request. Kahikina, Kawakami, Kanohe, Morita, Bukoski, Davis, Hamakawa and Yoshinaga.
- 2494 "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED."
Introduced by: Representatives Say, by request, and Kahikina, by request.
- 2495 "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR THE DEPARTMENT OF HUMAN SERVICES."
Introduced by: Representative Say, by request.
- 2496 "A BILL FOR AN ACT RELATING TO CHILD CARE."
Introduced by: Representative Say, by request.
- 2497 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION."
Introduced by: Representative Say, by request.
- 2498 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION."
Introduced by: Representative Say, by request.
- 2499 "A BILL FOR AN ACT RELATING TO AMENDMENTS TO ACT 253, SESSION LAWS OF HAWAII 2000."
Introduced by: Representative Say, by request.
- 2500 "A BILL FOR AN ACT RELATING TO STATUTORY REFERENCES AFFECTED BY ACT 253, SESSION LAWS OF HAWAII 2000."
Introduced by: Representative Say, by request.
- 2501 "A BILL FOR AN ACT RELATING TO THE APPROPRIATION FOR STATE EMPLOYEE BENEFIT PROGRAMS."
Introduced by: Representative Say, by request.
- 2502 "A BILL FOR AN ACT RELATING TO MARRIAGE."
Introduced by: Representative Say, by request.
- 2503 "A BILL FOR AN ACT RELATING TO VITAL STATISTICS."
Introduced by: Representative Say, by request.
- 2504 "A BILL FOR AN ACT RELATING TO THE SUNSET CLAUSE FOR MENTAL HEALTH AND ALCOHOL AND DRUG ABUSE TREATMENT INSURANCE BENEFITS."
Introduced by: Representative Say, by request.
- 2505 "A BILL FOR AN ACT RELATING TO BIRTH DEFECTS."
Introduced by: Representative Say, by request.
- 2506 "A BILL FOR AN ACT RELATING TO VITAL STATISTICS."
Introduced by: Representative Say, by request.
- 2507 "A BILL FOR AN ACT RELATING TO REGISTRATION OF DIVORCES AND ANNULMENTS."
Introduced by: Representative Say, by request.
- 2508 "A BILL FOR AN ACT RELATING TO GENETIC INFORMATION."
Introduced by: Representative Say, by request.
- 2509 "A BILL FOR AN ACT RELATING TO PARKING FOR PERSONS WITH DISABILITIES."
Introduced by: Representative Say, by request.
- 2510 "A BILL FOR AN ACT RELATING TO ACCESS FOR PERSONS WITH DISABILITIES."
Introduced by: Representative Say, by request.
- 2511 "A BILL FOR AN ACT RELATING TO MENTAL HEALTH."
Introduced by: Representative Say, by request.
- 2512 "A BILL FOR AN ACT RELATING TO THE PUBLIC HEALTH NURSING SERVICES SPECIAL FUND."
Introduced by: Representative Say, by request.
- 2513 "A BILL FOR AN ACT RELATING TO THE REDUCTION OF CARBON DIOXIDE EMISSIONS."
Introduced by: Representative Say, by request.

- 2514 "A BILL FOR AN ACT RELATING TO TATTOO ARTISTS."
Introduced by: Representative Say, by request.
- 2515 "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE CHILD AND ADOLESCENT MENTAL HEALTH DIVISION."
Introduced by: Representative Say, by request.
- 2516 "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL PROGRAM FINANCING."
Introduced by: Representative Say, by request.
- 2517 "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR THE HAWAII HEALTH SYSTEMS CORPORATION."
Introduced by: Representative Say, by request.
- 2518 "A BILL FOR AN ACT RELATING TO EMERGENCY MEDICAL SERVICES."
Introduced by: Representative Say, by request.
- 2519 "A BILL FOR AN ACT RELATING TO EMERGENCY MEDICAL SERVICES."
Introduced by: Representative Say, by request.
- 2520 "A BILL FOR AN ACT RELATING TO THE ADMINISTRATION OF PARKING FOR PERSONS WITH DISABILITIES."
Introduced by: Representative Say, by request.
- 2521 "A BILL FOR AN ACT RELATING TO CONTROL OF DISEASE."
Introduced by: Representative Say, by request.
- 2522 "A BILL FOR AN ACT RELATING TO SMOKING."
Introduced by: Representative Say, by request.
- 2523 "A BILL FOR AN ACT RELATING TO EMERGENCY MEDICAL SERVICES."
Introduced by: Representative Say, by request.
- 2524 "A BILL FOR AN ACT RELATING TO HOSPITAL LICENSING."
Introduced by: Representative Say, by request.
- 2525 "A BILL FOR AN ACT RELATING TO PUBLIC WORKS PROJECTS."
Introduced by: Representative Say, by request.
- 2526 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION."
Introduced by: Representative Say, by request.
- 2527 "A BILL FOR AN ACT RELATING TO SAFETY INSPECTION FREQUENCIES FOR REGULATED EQUIPMENT."
Introduced by: Representative Say, by request.
- 2528 "A BILL FOR AN ACT RELATING TO THE HOISTING MACHINE OPERATORS ADVISORY BOARD."
Introduced by: Representative Say, by request.
- 2529 "A BILL FOR AN ACT RELATING TO THE WAGE AND HOUR LAW."
Introduced by: Representative Say, by request.
- 2530 "A BILL FOR AN ACT RELATING TO UNEMPLOYMENT INSURANCE APPEALS."
Introduced by: Representative Say, by request.
- 2531 "A BILL FOR AN ACT RELATING TO TEMPORARY HEALTH INSURANCE FOR UNEMPLOYED PERSONS."
Introduced by: Representative Say, by request.
- 2532 "A BILL FOR AN ACT RELATING TO THE HAWAII STATE PUBLIC LIBRARY SYSTEM."
Introduced by: Representative Say, by request.
- 2533 "A BILL FOR AN ACT RELATING TO THE HAWAII STATE PUBLIC LIBRARY SYSTEM."
Introduced by: Representative Say, by request.
- 2534 "A BILL FOR AN ACT RELATING TO THE HAWAII STATE PUBLIC LIBRARY SYSTEM."
Introduced by: Representative Say, by request.
- 2535 "A BILL FOR AN ACT RELATING TO THE HAWAII STATE PUBLIC LIBRARY SYSTEM."
Introduced by: Representative Say, by request.

- 2536 "A BILL FOR AN ACT RELATING TO SECTION 17 OF ACT 85, SESSION LAWS OF HAWAII 1999."
Introduced by: Representative Say, by request.
- 2537 "A BILL FOR AN ACT RELATING TO AQUATIC RESOURCES."
Introduced by: Representative Say, by request.
- 2538 "A BILL FOR AN ACT RELATING TO AQUATIC RESOURCES."
Introduced by: Representative Say, by request.
- 2539 "A BILL FOR AN ACT RELATING TO BOATING ENFORCEMENT."
Introduced by: Representative Say, by request.
- 2540 "A BILL FOR AN ACT RELATING TO STATE BOATING FACILITIES."
Introduced by: Representative Say, by request.
- 2541 "A BILL FOR AN ACT RELATING TO NEGOTIATED LEASES."
Introduced by: Representative Say, by request.
- 2542 "A BILL FOR AN ACT RELATING TO BOATING."
Introduced by: Representative Say, by request.
- 2543 "A BILL FOR AN ACT RELATING TO SPECIAL FACILITY PROJECTS."
Introduced by: Representative Say, by request.
- 2544 "A BILL FOR AN ACT RELATING TO LEASING OF PUBLIC LANDS TO RENEWABLE ENERGY PRODUCERS."
Introduced by: Representative Say, by request.
- 2545 "A BILL FOR AN ACT RELATING TO INDUSTRIAL PARKS ON PUBLIC LANDS."
Introduced by: Representative Say, by request.
- 2546 "A BILL FOR AN ACT RELATING TO SUBLEASING OF PUBLIC LANDS."
Introduced by: Representative Say, by request.
- 2547 "A BILL FOR AN ACT RELATING TO SOIL AND WATER CONSERVATION DISTRICTS."
Introduced by: Representative Say, by request.
- 2548 "A BILL FOR AN ACT RELATING TO ACCRETION."
Introduced by: Representative Say, by request.
- 2549 "A BILL FOR AN ACT RELATING TO EXTENSION OF PUBLIC LAND LEASES."
Introduced by: Representative Say, by request.
- 2550 "A BILL FOR AN ACT RELATING TO APPURTENANT RIGHTS UNDER THE WATER CODE."
Introduced by: Representative Say, by request.
- 2551 "A BILL FOR AN ACT RELATING TO HANDGUN HUNTING."
Introduced by: Representative Say, by request.
- 2552 "A BILL FOR AN ACT RELATING TO THE DEFINITION OF LANDOWNER FOR SAFE HARBOR AGREEMENTS AND HABITAT CONSERVATION PLANS."
Introduced by: Representative Say, by request.
- 2553 "A BILL FOR AN ACT RELATING TO THE BUREAU OF CONVEYANCES."
Introduced by: Representative Say, by request.
- 2554 "A BILL FOR AN ACT RELATING TO NONCOMMERCIAL PIERS."
Introduced by: Representative Say, by request.
- 2555 "A BILL FOR AN ACT RELATING TO TIME FRAMES FOR BURIAL COUNCIL DETERMINATIONS."
Introduced by: Representative Say, by request.
- 2556 "A BILL FOR AN ACT RELATING TO SECTION 13 OF ACT 15, THIRD SPECIAL SESSION LAWS OF HAWAII 2001."
Introduced by: Representative Say, by request.
- 2557 "A BILL FOR AN ACT RELATING TO REHIRING RETIRED SCHOOL ADMINISTRATORS."
Introduced by: Representative Say, by request.

- 2558 "A BILL FOR AN ACT RELATING TO STUDENT LOANS FOR TEACHERS."
Introduced by: Representative Say, by request.
- 2559 "A BILL FOR AN ACT RELATING TO THE REPEAL OF NULL AND VOID AND UNNECESSARY ADMINISTRATIVE RULES."
Introduced by: Representative Say, by request.
- 2560 "A BILL FOR AN ACT RELATING TO SEXUAL OFFENSES."
Introduced by: Representative Say, by request.
- 2561 "A BILL FOR AN ACT RELATING TO THE HAWAII PAROLING AUTHORITY."
Introduced by: Representative Say, by request.
- 2562 "A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES."
Introduced by: Representative Say, by request.
- 2563 "A BILL FOR AN ACT RELATING TO COMPENSATION OF CRIME VICTIMS."
Introduced by: Representative Say, by request.
- 2564 "A BILL FOR AN ACT RELATING TO THE UNIFORM INFORMATION PRACTICES ACT."
Introduced by: Representative Say, by request.
- 2565 "A BILL FOR AN ACT RELATING TO EXPLOSIVES."
Introduced by: Representative Say, by request.
- 2566 "A BILL FOR AN ACT RELATING TO CONFORMITY OF THE HAWAII INCOME TAX LAW TO THE INTERNAL REVENUE CODE."
Introduced by: Representative Say, by request.
- 2567 "A BILL FOR AN ACT RELATING TO THE TAXATION OF MOBILE TELECOMMUNICATIONS SERVICES."
Introduced by: Representative Say, by request.
- 2568 "A BILL FOR AN ACT RELATING TO THE COLLECTION OF TAXES."
Introduced by: Representative Say, by request.
- 2569 "A BILL FOR AN ACT RELATING TO THE CONFORMITY OF THE STATE TAX LAWS TO THE UNITED STATES CONSTITUTION."
Introduced by: Representative Say, by request.
- 2570 "A BILL FOR AN ACT RELATING TO THE CAPITAL GOODS EXCISE TAX CREDIT."
Introduced by: Representative Say, by request.
- 2571 "A BILL FOR AN ACT RELATING TO TAXATION OF PERSONS WITH IMPAIRED SIGHT OR HEARING OR WHO ARE TOTALLY DISABLED THAT ARE ENGAGED IN BUSINESS."
Introduced by: Representative Say, by request.
- 2572 "A BILL FOR AN ACT RELATING TO THE CAPTIAL GAINS TAX RATE."
Introduced by: Representative Say, by request.
- 2573 "A BILL FOR AN ACT RELATING TO LIQUOR TAX RATES."
Introduced by: Representative Say, by request.
- 2574 "A BILL FOR AN ACT RELATING TO AN EXTENSION OF THE RESIDENTIAL CONSTRUCTION AND REMODELING INCOME TAX CREDIT."
Introduced by: Representative Say, by request.
- 2575 "A BILL FOR AN ACT RELATING TO THE COUNCIL ON REVENUES."
Introduced by: Representative Say, by request.
- 2576 "A BILL FOR AN ACT RELATING TO HIGH TECHNOLOGY TAX INCENTIVES."
Introduced by: Representative Say, by request.
- 2577 "A BILL FOR AN ACT RELATING TO DEVELOPMENT OF PUBLIC LANDS."
Introduced by: Representative Say, by request.
- 2578 "A BILL FOR AN ACT RELATING TO DRIVER EDUCATION FEE."
Introduced by: Representative Say, by request.

- 2579 "A BILL FOR AN ACT RELATING TO USE OF INTOXICANTS WHILE OPERATING A VEHICLE."
Introduced by: Representative Say, by request.
- 2580 "A BILL FOR AN ACT RELATING TO DRIVER LICENSING."
Introduced by: Representative Say, by request.
- 2581 "A BILL FOR AN ACT RELATING TO COMMERCIAL DRIVER'S LICENSING."
Introduced by: Representative Say, by request.
- 2582 "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY."
Introduced by: Representative Say, by request.
- 2583 "A BILL FOR AN ACT RELATING TO PILOTAGE."
Introduced by: Representative Say, by request.
- 2584 "A BILL FOR AN ACT RELATING TO CONCESSIONS ON PUBLIC PROPERTY."
Introduced by: Representative Say, by request.
- 2585 "A BILL FOR AN ACT RELATING TO INDEMNIFICATION."
Introduced by: Representative Say, by request.
- 2586 "A BILL FOR AN ACT RELATING TO CLAIMS AGAINST THE UNIVERSITY OF HAWAII AND PROVIDING APPROPRIATIONS THEREFOR."
Introduced by: Representative Say, by request.
- 2587 "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII."
Introduced by: Representative Say, by request.
- 2588 "A BILL FOR AN ACT RELATING TO AUTHORIZING THE ESTABLISHMENT OF A SEPARATE CIVIL SERVICE SYSTEM FOR EMPLOYEES OF THE UNIVERSITY OF HAWAII."
Introduced by: Representative Say, by request.
- 2589 "A BILL FOR AN ACT RELATING TO AMBULANCE SERVICES."
Introduced by: Representative Halford.
- 2590 "A BILL FOR AN ACT RELATING TO AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR POLIPOLI ACCESS ROAD."
Introduced by: Representative Halford.
- 2591 "A BILL FOR AN ACT RELATING TO AMBULANCE SERVICE."
Introduced by: Representatives Halford and Bukoski.
- 2592 "A BILL FOR AN ACT RELATING TO JURY DUTY."
Introduced by: Representative Hamakawa.
- 2593 "A BILL FOR AN ACT RELATING TO EDUCATION."
Introduced by: Representative Hamakawa.
- 2594 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR AQUACULTURE PRODUCTION."
Introduced by: Representative Hamakawa.
- 2595 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO ENHANCE AGRICULTURAL TOURISM VENUES."
Introduced by: Representative Hamakawa.
- 2596 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE STATE AGRICULTURAL WATER USE AND DEVELOPMENT PLAN."
Introduced by: Representative Hamakawa.
- 2597 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR VARIOUS CAPITAL IMPROVEMENTS IN THE SECOND REPRESENTATIVE DISTRICT."
Introduced by: Representative Chang.
- 2598 "A BILL FOR AN ACT RELATING TO THE HAWAII TOURISM AUTHORITY."
Introduced by: Representative Chang.
- 2599 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE EMERGENCY ENVIRONMENTAL WORKFORCE."
Introduced by: Representatives Schatz, Kanoho, Chang, Morita, B. Oshiro, Kawakami, Hale, Luke, Lee, Kahikina, Saiki, Espero, Suzuki, Cabrerros, Magaoay, Arakaki, Abinsay, M. Oshiro, Yoshinaga, Hiraki, Takumi, Hamakawa, Case, Yonamine, Ahu Isa, Souki, Nakasone, Takamine and Garcia.

- 2600 "A BILL FOR AN ACT RELATING TO STATE PARKS."
Introduced by: Representatives Schatz, by request, Ito, Kanoho, Morita, Bukoski, Thielen, Jaffe, Hale, B. Oshiro, and Meyer.
- 2601 "A BILL FOR AN ACT RELATING TO PUBLIC FINANCIAL DISCLOSURE STATEMENTS."
Introduced by: Representatives Schatz, M. Oshiro, Luke, Lee, Saiki, Garcia and Nakasone.
- 2602 "A BILL FOR AN ACT RELATING TO THE OFFICE OF INFORMATION PRACTICES."
Introduced by: Representative Schatz.
- 2603 "A BILL FOR AN ACT RELATING TO SEXUAL ASSAULT."
Introduced by: Representative Bukoski.
- 2604 "A BILL FOR AN ACT RELATING TO ELECTIONS."
Introduced by: Representatives Garcia, Ahu Isa, Cabrerros, Souki, Espero, Say, Yonamine, Chang, Morita, Arakaki, Schatz, Abinsay, Kanoho, B. Oshiro and Jaffe.
- 2605 "A BILL FOR AN ACT RELATING TO DRIVER'S LICENSES."
Introduced by: Representative Luke, by request.
- 2606 "A BILL FOR AN ACT RELATING TO ELECTIONS."
Introduced by: Representatives Luke, M. Oshiro, Garcia, Kanoho, Hale, Magaoay, B. Oshiro, Schatz, Suzuki, Say, Morita, Saiki, Kawakami, Arakaki, Yonamine, Takamine, Chang, Espero, Hamakawa, Lee, Kahikina and Cabrerros.
- 2607 "A BILL FOR AN ACT RELATING TO CABLE TELEVISION."
Introduced by: Representatives Luke, Morita, Suzuki, Schatz, Hamakawa, Cabrerros, Yonamine, Chang, Kawakami, Souki, Takamine, Kahikina and Magaoay.
- 2608 "A BILL FOR AN ACT RELATING TO CABLE TELEVISION."
Introduced by: Representative Luke, by request.
- 2609 "A BILL FOR AN ACT RELATING TO STATE PARKS."
Introduced by: Representative Luke.
- 2610 "A BILL FOR AN ACT RELATING TO EVIDENCE."
Introduced by: Representative Say, by request.
- 2611 "A BILL FOR AN ACT RELATING TO VEHICLE HISTORY INFORMATION."
Introduced by: Representative Say.
- 2612 "A BILL FOR AN ACT RELATING TO GOVERNMENT PROPERTY."
Introduced by: Representatives Say, Suzuki, Lee, Luke, and M. Oshiro.
- 2613 "A BILL FOR AN ACT RELATING TO STATUTORY REVISION: AMENDING, REENACTING, OR REPEALING VARIOUS PROVISIONS OF THE HAWAII REVISED STATUTES AND THE SESSION LAWS OF HAWAII FOR THE PURPOSE OF CORRECTING ERRORS AND REFERENCES, CLARIFYING LANGUAGE, AND DELETING OBSOLETE OR UNNECESSARY PROVISIONS."
Introduced by: Representative Say, by request.
- 2614 "A BILL FOR AN ACT RELATING TO INCOME TAX CREDITS."
Introduced by: Representatives Say, and Ahu Isa.
- 2615 "A BILL FOR AN ACT RELATING TO COMPREHENSIVE HEALTH COVERAGE."
Introduced by: Representatives Say, Luke, Nakasone and Lee.
- 2616 "A BILL FOR AN ACT RELATING TO THE WAIKIKI COMMUNITY DEVELOPMENT AUTHORITY."
Introduced by: Representatives Say and Chang.
- 2617 "A BILL FOR AN ACT RELATING TO TRAFFIC ENFORCEMENT."
Introduced by: Representatives Ito, Takai, Takumi, Kanoho, Cabrerros, Abinsay, Garcia and Takamine.
- 2618 "A BILL FOR AN ACT RELATING TO INSURANCE."
Introduced by: Representatives Ito, Abinsay, Takumi, Souki, Chang, Garcia and Takamine.
- 2619 "A BILL FOR AN ACT RELATING TO EDUCATION."
Introduced by: Representatives Ito, Takai, Kanoho, Cabrerros, Lee, Abinsay, Takumi, Souki, Chang, Garcia and Takamine.

- 2620 "A BILL FOR AN ACT RELATING TO EDUCATION."
Introduced by: Representative Ito.
- 2621 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE FORTY-EIGHTH REPRESENTATIVE DISTRICT."
Introduced by: Representative Ito.
- 2622 "A BILL FOR AN ACT RELATING TO MANDATORY USE OF SEATBELTS."
Introduced by: Representative Souki, by request.
- 2623 "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYEE HEALTH BENEFITS."
Introduced by: Representatives Souki, Espero, Yoshinaga, Garcia, Chang, Yonamine, Ito, Hamakawa and Takamine.
- 2624 "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR."
Introduced by: Representative Saiki.
- 2625 "A BILL FOR AN ACT RELATING TO USE OF OR ACCESS TO THE INTERNET."
Introduced by: Representatives Fox, Meyer, McDermott, Rath, Bukoski, Moses, Kanoho, Djou, Marumoto, Davis, Stonebraker, Leong, Auwae, Ahu Isa and Souki.
- 2626 "A BILL FOR AN ACT RELATING TO PROVIDING A TRIAL PERIOD FOR THE PURCHASE OF HEARING AIDS."
Introduced by: Representatives Fox, Moses, Marumoto, Leong, Thielen, McDermott, Yonamine, Ontai, Arakaki, Auwae, Davis, Gomes, Halford and Djou.
- 2627 "A BILL FOR AN ACT RELATING TO RECREATIONAL BOATING SPECIAL FUND."
Introduced by: Representatives Fox, Leong, Jaffe, Thielen, Meyer, Marumoto, Moses, Gomes, Bukoski, Davis, Auwae, Halford, B. Oshiro and Kanoho.
- 2628 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES."
Introduced by: Representatives Fox, Marumoto, Moses, Morita, Kanoho, Jaffe, Davis, Gomes, Djou, Hale, Souki, Auwae, Meyer, Halford, B. Oshiro and Espero.
- 2629 "A BILL FOR AN ACT RELATING TO AGRICULTURE."
Introduced by: Representatives Abinsay, Halford, Ahu Isa, Chang, Magaoay, Cabrerros, Davis, Suzuki, Takumi and Gomes.
- 2630 "A BILL FOR AN ACT RELATING TO A SEAL OF QUALITY FOR FRESH AND PROCESSED AGRICULTURAL PRODUCTS PROGRAM."
Introduced by: Representatives Abinsay, Suzuki, Case, Ahu Isa, Davis, Chang, Magaoay, Cabrerros, Gomes, Halford and Takumi.
- 2631 "A BILL FOR AN ACT RELATING TO MEAT GRADING."
Introduced by: Representatives Abinsay, Halford, Magaoay, Chang, Cabrerros, Ahu Isa, Case, Takumi, Davis, Suzuki and Gomes.
- 2632 "A BILL FOR AN ACT RELATING TO NEW CENTURY CHARTER SCHOOLS."
Introduced by: Representative Whalen.
- 2633 "A BILL FOR AN ACT RELATING TO TAX CREDITS."
Introduced by: Representative Whalen.
- 2634 "A BILL FOR AN ACT RELATING TO PROFESSIONS AND OCCUPATIONS."
Introduced by: Representative Hiraki, by request.
- 2635 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE TWENTY-EIGHTH REPRESENTATIVE DISTRICT."
Introduced by: Representatives Arakaki and Abinsay.
- 2636 "A BILL FOR AN ACT RELATING TO ADVANCE DIRECTIVES FOR MENTAL HEALTH CARE."
Introduced by: Representatives Arakaki, B. Oshiro, Kahikina, Yonamine and Kawakami.
- 2637 "A BILL FOR AN ACT RELATING TO A DEPARTMENT OF AGING AND LONG-TERM CARE."
Introduced by: Representatives Arakaki, Lee, Ahu Isa, Kahikina, Yonamine, Marumoto and McDermott.
- 2638 "A BILL FOR AN ACT RELATING TO THE HAWAII LONG-TERM CARE FINANCING ACT."
Introduced by: Representatives Arakaki, Lee, M. Oshiro and Say.
- 2639 "A BILL FOR AN ACT RELATING TO THE HAWAII COMMISSION FOR NATIONAL AND COMMUNITY SERVICE."
Introduced by: Representatives Arakaki, Lee, Morita, Schatz, Kawakami, Luke and Kahikina.

- | | | | |
|------|--|------|---|
| 2640 | "A BILL FOR AN ACT RELATING TO TORTS."

Introduced by: Representatives M. Oshiro, Souki and Nakasone. | 2652 | "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION."

Introduced by: Representative Takamine. |
| 2641 | "A BILL FOR AN ACT RELATING TO RESTRICTIVE EMPLOYMENT COVENANTS OR AGREEMENTS."

Introduced by: Representatives M. Oshiro, Lee, Takumi and Morita. | 2653 | "A BILL FOR AN ACT RELATING TO HEALTH CARE FINANCING."

Introduced by: Representative Takamine. |
| 2642 | "A BILL FOR AN ACT RELATING TO THE HAWAII HOME LOAN PROTECTION ACT."

Introduced by: Representatives Hiraki, M. Oshiro, Schatz, Luke, Thielen, Lee, Kahikina and Takamine. | 2654 | "A BILL FOR AN ACT RELATING TO GOVERNMENT."

Introduced by: Representative Takamine. |
| 2643 | "A BILL FOR AN ACT RELATING TO MOTORCYCLE OPERATOR EDUCATION."

Introduced by: Representatives Hiraki, B. Oshiro, Kahikina, and M. Oshiro. | 2655 | "A BILL FOR AN ACT RELATING TO CAPTIVE INSURANCE."

Introduced by: Representative Yoshinaga. |
| 2644 | "A BILL FOR AN ACT RELATING TO ENTERPRISE ZONES."

Introduced by: Representatives M. Oshiro, Lee and Arakaki. | 2656 | "A BILL FOR AN ACT RELATING TO THE HAWAII RULES OF EVIDENCE."

Introduced by: Representative Yoshinaga, by request. |
| 2645 | "A BILL FOR AN ACT RELATING TO YOUTH."

Introduced by: Representatives Kahikina and Arakaki. | 2657 | "A BILL FOR AN ACT RELATING TO HUMAN SERVICES."

Introduced by: Representatives Morita, Kahikina, Kanoho, Kawakami and Arakaki. |
| 2646 | "A BILL FOR AN ACT RELATING TO QUALIFIED IMPROVEMENT TAX CREDIT."

Introduced by: Representatives Kahikina and Arakaki. | 2658 | "A BILL FOR AN ACT RELATING TO ADULT RESIDENTIAL CARE."

Introduced by: Representatives Morita, Kanoho, Kawakami, Kahikina and Arakaki. |
| 2647 | "A BILL FOR AN ACT RELATING TO DEOXYRIBONUCLEIC ACID COLLECTION."

Introduced by: Representative Marumoto. | 2659 | "A BILL FOR AN ACT RELATING TO CAVE PROTECTION."

Introduced by: Representatives Morita, Kawakami, Kahikina, Kanoho, Ahu Isa, Bukoski, Ontai and Auwae. |
| 2648 | "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT."

Introduced by: Representative Yoshinaga. | 2660 | "A BILL FOR AN ACT RELATING TO ELECTRIC UTILITIES."

Introduced by: Representatives Morita, Schatz, and B. Oshiro. |
| 2649 | "A BILL FOR AN ACT RELATING TO LIABILITY FOR GENETICALLY ENGINEERED FOOD."

Introduced by: Representative Yoshinaga. | 2661 | "A BILL FOR AN ACT RELATING TO THE ENVIRONMENT."

Introduced by: Representatives Morita, Schatz, and B. Oshiro. |
| 2650 | "A BILL FOR AN ACT RELATING TO HAWAII AS A FREE TRADE ZONE."

Introduced by: Representative Yoshinaga. | 2662 | "A BILL FOR AN ACT RELATING TO LAND USE."

Introduced by: Representatives Say, Kanoho, Abinsay, Magaoay, Suzuki, Ahu Isa, Chang, Morita, Schatz, Lee, Luke, Cabrerros, M. Oshiro, B. Oshiro, Hale and Garcia. |
| 2651 | "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION."

Introduced by: Representative Takamine. | | |

- 2663 "A BILL FOR AN ACT RELATING TO TRAFFIC FINES."
Introduced by: Representatives Bukoski, Hale, Leong, Fox, Jaffe, Marumoto, Djou, Kanoho, Ontai, Cabrerros, Gomes, Davis, Stonebraker, Meyer, Garcia and Chang.
- 2664 "A BILL FOR AN ACT RELATING TO PROOF OF CITIZENSHIP FOR VOTER REGISTRATION."
Introduced by: Representatives Bukoski, Gomes, Meyer, Marumoto, Davis, Fox, Whalen, Rath, Leong, Jaffe, Hale, Garcia, Auwae, Kanoho and Souki.
- 2665 "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF HAWAIIAN HOME LANDS."
Introduced by: Representative Kahikina.
- 2666 "A BILL FOR AN ACT RELATING TO INDIVIDUAL DEVELOPMENT ACCOUNT CONTRIBUTION TAX CREDIT."
Introduced by: Representatives Kahikina and Arakaki.
- [Note: The following bills were received by the Clerk's Office after the Chair declared the day's final recess and prior to the 5:00 p.m. closing of the Journal this legislative day.]
- 2667 "A BILL FOR AN ACT RELATING TO INVASIVE AQUATIC ORGANISMS."
Introduced by: Representative Kanoho.
- 2668 "A BILL FOR AN ACT RELATING TO THE HAWAII HURRICANE RELIEF FUND."
Introduced by: Representatives Rath, Meyer, Jaffe, Thielen, Auwae, Stonebraker, Marumoto, Whalen, Fox, Leong, Moses, Gomes, Ontai, Bukoski, Kanoho, McDermott, Davis, Djou, and Ahu Isa.
- 2669 "A BILL FOR AN ACT RELATING TO PUBLIC RECORDS."
Introduced by: Representatives Rath, Meyer, Leong, Marumoto, Ahu Isa, Ontai, Whalen, Davis, Fox, Moses, Souki, Kanoho, Lee, Espero, Gomes, Chang, Auwae, Stonebraker, McDermott, Garcia, Djou, Arakaki, Suzuki, Kawakami, Abinsay, Hale, Morita, Cabrerros, Case, Magaoay and Bukoski.
- 2670 "A BILL FOR AN ACT RELATING TO DNA REGISTRY."
Introduced by: Representatives Rath, Stonebraker, Moses, Marumoto, Leong, Ahu Isa, Ontai, Djou, Fox, Case, Meyer, Espero, Lee, Whalen, Chang, Yonamine, Kanoho, Souki, Garcia, Hale, Auwae, Suzuki, Kawakami, Kahikina, Abinsay, Jaffe, McDermott, Davis, Cabrerros, Gomes and Magaoay.
- 2671 "A BILL FOR AN ACT RELATING TO UTILITIES."
Introduced by: Representatives Rath, Jaffe, Stonebraker, Davis, Thielen, Whalen, Gomes, Abinsay, Fox, Moses, Hale, Kanoho, Marumoto, Auwae, Leong, Ahu Isa, Takumi, Espero, Magaoay, Suzuki, Garcia, Djou and Bukoski.
- 2672 "A BILL FOR AN ACT RELATING TO FUNDRAISING ACTIVITIES."
Introduced by: Representative McDermott.
- 2673 "A BILL FOR AN ACT RELATING TO TEACHER QUALITY AND RECOGNITION."
Introduced by: Representatives McDermott and Takumi.
- 2674 "A BILL FOR AN ACT RELATING TO EDUCATION."
Introduced by: Representative McDermott.
- 2675 "A BILL FOR AN ACT RELATING TO AIR QUALITY."
Introduced by: Representative McDermott.
- 2676 "A BILL FOR AN ACT RELATING TO RIGHTS OF MINORS AND STUDENTS."
Introduced by: Representative McDermott.
- 2677 "A BILL FOR AN ACT RELATING TO EXEMPTING ROTH INDIVIDUAL RETIREMENT ACCOUNTS FROM ATTACHMENT OR SEIZURE."
Introduced by: Representatives Gomes, Fox, Moses, Marumoto, Leong, Davis, Ahu Isa, Thielen, Meyer, Whalen, Morita, Kanoho, Djou, McDermott, Rath, B. Oshiro, Jaffe, Auwae, Ontai, Souki, Stonebraker and Halford.
- 2678 "A BILL FOR AN ACT PROPOSING AMENDMENTS TO ARTICLES II, III, AND XVII OF THE CONSTITUTION OF THE STATE OF HAWAII TO PROVIDE FOR INITIATIVE."
Introduced by: Representatives Gomes, Marumoto, Thielen, Moses, Whalen, Rath, Ontai, Fox, Djou, Meyer, Stonebraker, Morita, McDermott, Souki, Davis, and Ahu Isa.
- 2679 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR 24-HOUR AMBULANCE SERVICE IN KULA."
Introduced by: Representatives Bukoski, Halford, Davis, Leong, Jaffe, Hale, Garcia, Moses, Djou, Chang, Auwae, Rath, Stonebraker, Meyer, Marumoto, Fox, Kanoho and Souki.
- 2680 "A BILL FOR AN ACT RELATING TO INCOME TAX DEDUCTIONS."
Introduced by: Representatives Takai, Arakaki and Kahikina.

- 2681 "A BILL FOR AN ACT RELATING TO CONDOMINIUMS PROPERTY REGIMES."
Introduced by: Representatives Takai, and B. Oshiro.
- 2682 "A BILL FOR AN ACT RELATING TO RECIPIENTS OF CERTAIN STATE SUPPORTED DENTAL TRAINING."
Introduced by: Representatives Takai and Arakaki.
- 2683 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR PARENT-COMMUNITY NETWORKING CENTER PROGRAMS."
Introduced by: Representatives Moses, Ontai, Hale, McDermott, Espero, Lee, Garcia, Souki, Arakaki, Rath, Abinsay, Kanoho, and Ahu Isa.
- 2684 "A BILL FOR AN ACT RELATING TO WAILUPE STREAM."
Introduced by: Representatives Leong and Say.
- 2685 "A BILL FOR AN ACT RELATING TO INCOME TAX CREDITS."
Introduced by: Representatives Stonebraker, Moses, Davis, Bukoski and Auwae.
- 2686 "A BILL FOR AN ACT RELATING TO EMPLOYMENT AND TRAINING FUND."
Introduced by: Representatives Stonebraker, Marumoto, Auwae, Jaffe and Ontai.
- 2687 "A BILL FOR AN ACT RELATING TO INCOME TAX CREDITS."
Introduced by: Representatives Stonebraker, Moses, Djou, Davis, Auwae and Bukoski.
- 2688 "A BILL FOR AN ACT RELATING TO THE CRIME OF CRIMINAL EXPOSURE OF HIV."
Introduced by: Representatives Stonebraker, Moses, Davis, Auwae and Bukoski.
- 2689 "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX."
Introduced by: Representatives Stonebraker, Moses, Djou, Halford, Davis, Auwae and Bukoski.
- 2690 "A BILL FOR AN ACT RELATING TO HALFWAY HOUSES."
Introduced by: Representatives Auwae, McDermott, B. Oshiro, Meyer, Leong, Gomes, Moses, Rath, Kanoho, Kahikina, Jaffe, Halford, Davis and Djou.
- 2691 "A BILL FOR AN ACT RELATING TO RESIDENTIAL CONSTRUCTION TAX CREDIT."
Introduced by: Representatives Auwae, Rath, Djou, Fox, Thielen, McDermott, Halford, Davis, Meyer and Yonamine.
- 2692 "A BILL FOR AN ACT PROPOSING AMENDMENTS TO THE HAWAII CONSTITUTION RELATING TO THE ABOLITION OF THE OFFICE OF HAWAIIAN AFFAIRS AND THE ESTABLISHMENT OF A HAWAIIAN AUTONOMY TRUST."
Introduced by: Representatives Ontai, Lee, Morita, Davis, Auwae, Bukoski, Djou, Fox, Jaffe, Meyer, Rath, Marumoto, Moses and Whalen.
- 2693 "A BILL FOR AN ACT RELATING TO A HAWAIIAN AUTONOMY TRUST."
Introduced by: Representatives Ontai, Morita, Davis, Auwae, Bukoski, Jaffe, Meyer, Marumoto, Moses, Fox, Djou, Whalen, Lee and Rath.
- 2694 "A BILL FOR AN ACT RELATING TO ELECTIONS."
Introduced by: Representatives Ontai, Jaffe, Fox, Djou, Whalen, Auwae, McDermott and Rath.
- 2695 "A BILL FOR AN ACT RELATING TO MAKING AN APPROPRIATION TO FUND CONVERSION TO MULTI-TRACKING AT KAPOLEI ELEMENTARY AND MIDDLE SCHOOLS."
Introduced by: Representatives Moses.
- 2696 "A BILL FOR AN ACT RELATING TO DETERRING AND PENALIZING FINANCIAL ABUSE OF ELDERS AND DEPENDANT ADULTS."
Introduced by: Representatives Pendleton, Davis, Leong, Marumoto, Ontai, Fox, Moses, Djou, Gomes, Meyer, Rath, Jaffe, Halford, Bukoski and Auwae.
- 2697 "A BILL FOR AN ACT RELATING TO RELIGIOUS FREEDOM."
Introduced by: Representatives Pendleton, Fox, Moses, Davis, Gomes, Stonebraker, Souki, McDermott, Rath, Garcia, Meyer, Jaffe, Ontai, Morita and Kahikina.
- 2698 "A BILL FOR AN ACT RELATING TO IMPOSING MANDATORY MINIMUM SENTENCE TO CRUELTY TO ANIMALS OFFENSE."
Introduced by: Representatives Pendleton, Ahu Isa, Arakaki, Jaffe, Say, Marumoto, Hamakawa, Davis, Morita, Moses, Lee, Kahikina, M. Oshiro, Kawakami, Souki and Kanoho.

- 2699 "A BILL FOR AN ACT RELATING TO THE FINANCING OF CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE FIFTIETH REPRESENTATIVE DISTRICT."
Introduced by: Representative Pendleton.
- 2700 "A BILL FOR AN ACT RELATING TO TAXATION."
Introduced by: Representatives Magaoay, Espero, M. Oshiro, Abinsay, Ahu Isa, Jaffe, Yonamine, Hiraki, Garcia, Yoshinaga, Kanoho and Chang.
- 2701 "A BILL FOR AN ACT RELATING TO INCOME TAXATION."
Introduced by: Representatives Garcia, Ahu Isa, Abinsay, Takumi, Magaoay and Case.
- 2702 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE FORTY-FOURTH REPRESENTATIVE DISTRICT."
Introduced by: Representative Auwae.
- 2703 "A BILL FOR AN ACT RELATING TO CAPITOL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE SEVENTEENTH REPRESENTATIVE DISTRICT."
Introduced by: Representative Marumoto.
- 2704 "A BILL FOR AN ACT RELATING TO INVASIVE SPECIES OF MACROALGAE."
Introduced by: Representatives Meyer, Thielen, Djou, Jaffe, Kanoho, and B. Oshiro.
- 2705 "A BILL FOR AN ACT RELATING TO PREPAID HEALTH CARE PLAN."
Introduced by: Representatives Meyer, Jaffe, Djou, Case, Marumoto, Rath, Ahu Isa and Fox.
- 2706 "A BILL FOR AN ACT RELATING TO STATE TAX AMNESTY."
Introduced by: Representative Bukoski.
- 2707 "A BILL FOR AN ACT RELATING TO VOTING FRAUD."
Introduced by: Representative Bukoski.
- 2708 "A BILL FOR AN ACT RELATING TO ANIMAL DISEASES."
Introduced by: Representatives Abinsay, Cabrerros, Magaoay, Davis, Whalen, Gomes, Takumi, Suzuki and Chang.
- 2709 "A BILL FOR AN ACT RELATING TO HEALTH."
Introduced by: Representatives Abinsay, Arakaki, Magaoay, Cabrerros, M. Oshiro, Espero, Takumi, Kahikina, Garcia and Auwae.
- 2710 "A BILL FOR AN ACT RELATING TO OCEAN LEASING."
Introduced by: Representatives Abinsay, Cabrerros, Takumi, Chang, Davis, Suzuki, Magaoay, Whalen and Gomes.
- 2711 "A BILL FOR AN ACT RELATING TO FOOD LABELING."
Introduced by: Representatives Abinsay, Whalen, Gomes, Cabrerros, Magaoay, Davis, Kanoho, Takumi, Suzuki, Chang and Souki.
- 2712 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE FORTY-FIRST REPRESENTATIVE DISTRICT."
Introduced by: Representative Espero.
- 2713 "A BILL FOR AN ACT RELATING TO THE OFFICE OF TRAFFIC OMBUDSMAN."
Introduced by: Representatives Espero, Fox, Garcia, Yoshinaga, Yonamine, Abinsay, Souki, Magaoay, Cabrerros and Case.
- 2714 "A BILL FOR AN ACT RELATING TO A SUSPENSION ON BUILDING POWER LINES."
Introduced by: Representatives Jaffe, Thielen, Davis, Morita, Fox, Case, Gomes, and Ahu Isa.
- 2715 "A BILL FOR AN ACT RELATING TO THE POLICY UNDERGROUNDING ALL FUTURE ELECTRIC AND COMMUNICATION WIRES OR LINES."
Introduced by: Representatives Jaffe, Thielen, Morita, Fox, Marumoto, Moses, Davis, Gomes, Ahu Isa, Halford, Bukoski and Case.
- 2716 "A BILL FOR AN ACT RELATING TO THE HAWAII STATEWIDE TRAIL AND ACCESS PROGRAM."
Introduced by: Representatives Jaffe, Meyer, Auwae, Case, Ontai and Fox.
- 2717 "A BILL FOR AN ACT RELATING TO FEDERAL REVENUE MAXIMIZATION."
Introduced by: Representatives Jaffe, Ontai, Marumoto, Moses, Meyer, Gomes, Auwae, Ahu Isa, Halford, Bukoski, Case and Fox.
- 2718 "A BILL FOR AN ACT RELATING TO GENERAL OBLIGATION BONDS FOR THE UNIVERSITY OF HAWAII."
Introduced by: Representative Say.
- 2719 "A BILL FOR AN ACT RELATING TO GAMBLING."
Introduced by: Representative Say, by request.

- 2720 "A BILL FOR AN ACT RELATING TO THE USE TAX."
Introduced by: Representatives Say and Hiraki.
- 2721 "A BILL FOR AN ACT RELATING TO THE DEVELOPMENTALLY DISABLED."
Introduced by: Representative Say, by request.
- 2722 "A BILL FOR AN ACT RELATING TO TAXATION."
Introduced by: Representative Say, by request.
- 2723 "A BILL FOR AN ACT RELATING TO COUNTIES."
Introduced by: Representative Say.
- 2724 "A BILL FOR AN ACT RELATING TO INSURANCE."
Introduced by: Representative Say.
- 2725 "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS FOR HAWAII MACADAMIA TREE, INCORPORATED."
Introduced by: Representatives Say, Hamakawa and Chang.
- 2726 "A BILL FOR AN ACT RELATING TO THE REORGANIZATION OF STATE GOVERNMENT."
Introduced by: Representative Say.
- 2727 "A BILL FOR AN ACT RELATING TO TRANSFER OF ALOHA STADIUM TO THE UNIVERSITY OF HAWAII."
Introduced by: Representatives Say and Chang.
- 2728 "A BILL FOR AN ACT RELATING TO TRANSIENT ACCOMMODATIONS TAX."
Introduced by: Representatives Say and Chang.
- 2729 "A BILL FOR AN ACT RELATING TO MANDATORY HEALTH COVERAGE FOR HEALTH PROFESSIONAL SERVICES."
Introduced by: Representative Say.
- 2730 "A BILL FOR AN ACT RELATING TO AN EQUESTRIAN TRAINING FACILITY."
Introduced by: Representative Say, by request.
- 2731 "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR CENTRAL OAHU RECYCLING AND DISPOSAL FACILITY, INC."
Introduced by: Representative Say.
- 2732 "A BILL FOR AN ACT RELATING TO PUBLIC AGENCY MEETINGS AND RECORDS."
Introduced by: Representative Say.
- 2733 "A BILL FOR AN ACT RELATING TO DEVELOPMENTAL DISABILITIES."
Introduced by: Representative Say.
- 2734 "A BILL FOR AN ACT RELATING TO MOUSE EMBRYONIC STEM CELL RESEARCH."
Introduced by: Representative Say.
- 2735 "A BILL FOR AN ACT RELATING TO MED QUEST INSURANCE."
Introduced by: Representatives Cabrerros, Abinsay, Kanoho, Espero, Magaoay, Hale, Say, M. Oshiro, Yonamine and Kahikina.
- 2736 "A BILL FOR AN ACT RELATING TO FOOD ASSISTANCE PROGRAMS."
Introduced by: Representatives Cabrerros, Abinsay, Magaoay, Kahikina, Espero, Hale, Say, M. Oshiro, Kanoho and Yonamine.
- 2737 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR CHORE SERVICES."
Introduced by: Representatives Cabrerros, Abinsay, Magaoay, Yonamine, Espero, Say, M. Oshiro, Kahikina and Hale.
- 2738 "A BILL FOR AN ACT RELATING TO LANGUAGE."
Introduced by: Representatives Cabrerros, Lee, Abinsay, Magaoay, Yonamine, Kahikina, Espero, Hale, Say, M. Oshiro and Kanoho.
- 2739 "A BILL FOR AN ACT RELATING TO OCEAN RECREATION AND COASTAL AREAS."
Introduced by: Representatives M. Oshiro, Thielen, Morita, Kanoho, Kahikina, Magaoay, Case, Schatz and Saiki.
- 2740 "A BILL FOR AN ACT RELATING TO DRIVERS EDUCATION."
Introduced by: Representatives M. Oshiro, Lee, Kanoho and Souki.
- 2741 "A BILL FOR AN ACT RELATING TO THE CIGARETTE AND TOBACCO TAX."
Introduced by: Representatives M. Oshiro, Arakaki, Lee, Kanoho and Hale.

- 2742 "A BILL FOR AN ACT RELATING TO CHARITABLE ANNUITIES."
Introduced by: Representatives M. Oshiro, Arakaki, Lee, Morita, Kanoho, Kahikina and Abinsay.
- 2743 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR NATIVE HAWAIIAN HEALTH."
Introduced by: Representatives M. Oshiro, Lee, Morita, Kanoho, Arakaki, Takumi, Kahikina and Hale.
- 2744 "A BILL FOR AN ACT RELATING TO THE FARMERS' MARKET."
Introduced by: Representatives Abinsay, Cabrerros, Magaoay, Davis, Lee, Kawakami, Garcia, Takumi, Suzuki, Marumoto, Chang, M. Oshiro, Morita, Whalen and Gomes.
- 2745 "A BILL FOR AN ACT RELATING TO PLANNED COMMUNITY ASSOCIATIONS."
Introduced by: Representative Hiraki, by request.
- 2746 "A BILL FOR AN ACT RELATING TO NONPROFIT CORPORATIONS."
Introduced by: Representative Hiraki.
- 2747 "A BILL FOR AN ACT RELATING TO EDUCATION."
Introduced by: Representatives Gomes, Fox, Rath, McDermott, Ontai, Meyer, Davis, Whalen, Marumoto, Pendleton, Djou and Auwae.
- 2748 "A BILL FOR AN ACT RELATING TO STATE AGENCIES AND DEPARTMENTS USE OF THE SAME ACCOUNTING SYSTEM."
Introduced by: Representatives Ontai and Jaffe.
- 2749 "A BILL FOR AN ACT RELATING TO MEDICAL CARE PAYMENTS."
Introduced by: Representatives Kawakami, Kahikina, Arakaki, Takai, and M. Oshiro.
- 2750 "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE PREMIUM CONTRIBUTIONS."
Introduced by: Representatives Kawakami, Say, Takamine, Case, and M. Oshiro.
- 2751 "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF EDUCATION."
Introduced by: Representatives Kawakami, Ito, Leong, Saiki, Yonamine, Arakaki, Takumi, Marumoto, Kanoho, McDermott, and M. Oshiro.
- 2752 "A BILL FOR AN ACT RELATING TO PROFESSIONAL AND VOCATIONAL LICENSES."
Introduced by: Representatives Kawakami, Takamine, Takumi, Garcia, Kanoho and Yonamine.
- 2753 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR HEALTH-CARE PROVIDERS OF THE MEDICALLY UNDERSERVED."
Introduced by: Representative Kahikina.
- 2754 "A BILL FOR AN ACT RELATING TO HANA COMMUNITY HEALTH CENTER."
Introduced by: Representatives Davis, Halford, Abinsay, Ontai, Lee, Fox and Hale.
- 2755 "A BILL FOR AN ACT RELATING TO INSTANT RUNOFF VOTING."
Introduced by: Representatives Davis, Jaffe, Ahu Isa, Halford, Auwae, Leong, Abinsay, Ontai, Case and Fox.
- 2756 "A BILL FOR AN ACT RELATING TO CIVIL IDENTIFICATION CERTIFICATES."
Introduced by: Representatives Davis, Jaffe, Meyer, Djou, Ahu Isa, Halford, Auwae, Leong, Abinsay, Lee, Ontai, Case, Fox and Hale.
- 2757 "A BILL FOR AN ACT RELATING TO TOURISM."
Introduced by: Representatives Chang, Suzuki, Ahu Isa, Cabrerros, Magaoay, Abinsay, Kanoho, M. Oshiro, Morita, Yonamine, Garcia, Lee, Takumi, Hamakawa, and B. Oshiro.
- 2758 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE TWENTY-SECOND REPRESENTATIVE DISTRICT."
Introduced by: Representative Yoshinaga.
- 2759 "A BILL FOR AN ACT RELATING TO MEDICAID."
Introduced by: Representatives Say, Arakaki, Lee, Takai, Kahikina, Luke, Takumi and Suzuki.
- 2760 "A BILL FOR AN ACT RELATING TO HANA COMMUNITY HEALTH CENTER."
Introduced by: Representatives Arakaki, Morita, Halford, Bukoski, Takai, Kahikina, Souki, Nakasone and Kawakami.
- 2761 "A BILL FOR AN ACT RELATING TO COMMUNITY ORAL HEALTH."
Introduced by: Representatives Arakaki, Takai, Lee and Kahikina.

- | | | | |
|------|--|------|---|
| 2762 | <p>"A BILL FOR AN ACT MAKING AN APPROPRIATION FOR NEW POSITIONS FOR ADULT PROTECTIVE SERVICES IN THE DEPARTMENT OF HUMAN SERVICES."</p> <p>Introduced by: Representatives Arakaki, Lee, Yonamine, Kawakami, Auwae, McDermott, Ahu Isa and Kahikina.</p> | 2772 | <p>"A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE XVI OF THE CONSTITUTION OF THE STATE OF HAWAII RELATING TO GAMBLING."</p> <p>Introduced by: Representatives Gomes, Marumoto, Jaffe, Meyer, Ontai, Moses, Thielen, Leong, Whalen, Halford and Fox.</p> |
| 2763 | <p>"A BILL FOR AN ACT RELATING TO HEALTH."</p> <p>Introduced by: Representatives Arakaki, Takumi, and M. Oshiro.</p> | 2773 | <p>"A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE FIFTY-FIRST REPRESENTATIVE DISTRICT."</p> <p>Introduced by: Representative Gomes.</p> |
| 2764 | <p>"A BILL FOR AN ACT RELATING TO CONVEYANCE TAX."</p> <p>Introduced by: Representatives Souki and Nakasone.</p> | 2774 | <p>"A BILL FOR AN ACT RELATING TO RETAINAGE."</p> <p>Introduced by: Representative Djou.</p> |
| 2765 | <p>"A BILL FOR AN ACT RELATING TO PUBLIC SCHOOL FACILITIES."</p> <p>Introduced by: Representatives Halford, Souki and Morita.</p> | 2775 | <p>"A BILL FOR AN ACT RELATING TO COMMON CARRIERS."</p> <p>Introduced by: Representatives Fox, Djou, Ontai, Thielen, Rath, Moses, Meyer, Gomes, Marumoto and Jaffe.</p> |
| 2766 | <p>"A BILL FOR AN ACT RELATING TO TEACHERS."</p> <p>Introduced by: Representatives Halford, Moses, Fox, Ontai, Jaffe, Marumoto and Leong.</p> | 2776 | <p>"A BILL FOR AN ACT RELATING TO HEALTH."</p> <p>Introduced by: Representatives Fox, Djou, Moses, Ontai, Rath, Jaffe, Meyer, Halford, Thielen, Marumoto and Gomes.</p> |
| 2767 | <p>"A BILL FOR AN ACT RELATING TO TAX CREDIT."</p> <p>Introduced by: Representatives Halford, Yoshinaga, Morita, Arakaki, Lee, Takumi, Abinsay, Cabrerros, Ahu Isa, Hale, Hiraki, Magaoay, Garcia, Kanohe, Marumoto, Espero, Kahikina, Fox, Djou, Gomes, Davis, Auwae, Meyer, McDermott, Thielen, Jaffe, Moses, Leong, Whalen, Bukoski, Pendleton, Ontai and Rath.</p> | 2777 | <p>"A BILL FOR AN ACT RELATING TO SCHOOL REPAIR AND MAINTENANCE."</p> <p>Introduced by: Representatives Fox, Djou, Moses, Bukoski, Meyer, Ontai, Thielen, Halford, Auwae, Jaffe, Rath, Marumoto and Gomes.</p> |
| 2768 | <p>"A BILL FOR AN ACT PROPOSING AN AMENDMENT TO PERMIT THE IMPRISONMENT OF DEBTORS."</p> <p>Introduced by: Representative Fox.</p> | 2778 | <p>"A BILL FOR AN ACT RELATING TO NEW CENTURY CHARTER SCHOOLS."</p> <p>Introduced by: Representatives Fox, Djou, Marumoto, Ontai, Jaffe, Thielen, Rath, Moses, Meyer, Gomes, Auwae, McDermott, Bukoski and Halford.</p> |
| 2769 | <p>"A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING."</p> <p>Introduced by: Representatives Fox, Whalen, Leong, Meyer, Moses, Jaffe, Rath, Bukoski, Auwae, McDermott and Gomes.</p> | 2779 | <p>"A BILL FOR AN ACT RELATING TO FREIGHT CARRIERS."</p> <p>Introduced by: Representatives Fox, Djou, Moses, Thielen, Ontai, Halford, Bukoski, Rath, Jaffe and Gomes.</p> |
| 2770 | <p>"A BILL FOR AN ACT RELATING TO ELECTIONS."</p> <p>Introduced by: Representatives Fox, Bukoski, Leong, Meyer, Jaffe, Auwae, Rath, Moses, Gomes and McDermott.</p> | 2780 | <p>"A BILL FOR AN ACT RELATING TO LAND USE."</p> <p>Introduced by: Representatives Fox, Djou, Jaffe, Rath, Moses, Meyer, Gomes, Ontai, Thielen, McDermott, Marumoto, Halford and Bukoski.</p> |
| 2771 | <p>"A BILL FOR AN ACT RELATING TO THE PROCUREMENT CODE."</p> <p>Introduced by: Representative Djou.</p> | 2781 | <p>"A BILL FOR AN ACT RELATING TO HEALTH."</p> <p>Introduced by: Representatives Fox, Djou, Ontai, McDermott, Rath, Moses, Meyer, Gomes, Jaffe and Marumoto.</p> |

- 2782 "A BILL FOR AN ACT RELATING TO NEW CENTURY CHARTER SCHOOLS."
Introduced by: Representatives Fox, Djou, Ontai, Moses, Meyer, Marumoto, Bukoski, Gomes, Jaffe, McDermott, Halford, Thielen and Rath.
- 2783 "A BILL FOR AN ACT RELATING TO SCHOOL HEALTH."
Introduced by: Representatives Fox, Djou, Moses, Meyer, Marumoto, Auwae, McDermott, Rath and Halford.
- 2784 "A BILL FOR AN ACT RELATING TO NEW CENTURY CHARTER SCHOOLS."
Introduced by: Representatives Fox, Djou, Ontai, Jaffe, Thielen, Moses, Meyer, Gomes, Bukoski, Auwae, McDermott, Rath and Halford.
- 2785 "A BILL FOR AN ACT RELATING TO WATER RESOURCES."
Introduced by: Representatives Fox, Djou, Ontai, Jaffe, Moses, Meyer, Gomes, Marumoto, Auwae, McDermott and Bukoski.
- 2786 "A BILL FOR AN ACT RELATING TO TRAFFIC ENFORCEMENT."
Introduced by: Representatives Fox, Djou, Ontai, Thielen, Rath, Moses, Gomes, Marumoto, Auwae, Jaffe, McDermott and Halford.
- 2787 "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF EDUCATION STOREROOM REVOLVING FUND."
Introduced by: Representative Takamine.
- 2788 "A BILL FOR AN ACT RELATING TO STATE BONDS."
Introduced by: Representative Takamine.
- 2789 "A BILL FOR AN ACT RELATING TO ELECTIONS."
Introduced by: Representative Case.
- 2790 "A BILL FOR AN ACT RELATING TO PIG FARMING."
Introduced by: Representative Case, by request.
- 2791 "A BILL FOR AN ACT RELATING TO ENTERPRISE ZONES."
Introduced by: Representatives Morita, and Ahu Isa.
- 2792 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE TWELFTH, THIRTEENTH, AND FOURTEENTH REPRESENTATIVE DISTRICTS."
Introduced by: Representatives Morita, Kawakami and Kanoho.
- 2793 "A BILL FOR AN ACT RELATING TO EXPENDITURE OF PUBLIC MONEY."
Introduced by: Representatives Morita, Schatz, and B. Oshiro.
- 2794 "A BILL FOR AN ACT RELATING TO A LAND EXCHANGE IN KAUAI."
Introduced by: Representative Morita, by request.
- 2795 "A BILL FOR AN ACT RELATING TO PUBLIC HEALTH NURSING."
Introduced by: Representative Morita.
- 2796 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE TWENTIETH REPRESENTATIVE DISTRICT."
Introduced by: Representative Saiki.
- 2797 "A BILL FOR AN ACT RELATING TO EDUCATION."
Introduced by: Representative Yonamine.
- 2798 "A BILL FOR AN ACT RELATING TO SCHOLARSHIPS."
Introduced by: Representatives Takumi, Ito, Arakaki, Abinsay, Kahikina, Hale, Garcia, Schatz and Takai.
- 2799 "A BILL FOR AN ACT RELATING TO HEALTH BENEFITS."
Introduced by: Representatives Takumi and Takai.
- 2800 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE XVI OF THE CONSTITUTION OF THE STATE OF HAWAII."
Introduced by: Representatives Takumi and Takai.
- 2801 "A BILL FOR AN ACT RELATING TO THE REGULATION OF WARRANTORS OF VEHICLE PROTECTION PRODUCTS."
Introduced by: Representative Takumi.
- 2802 "A BILL FOR AN ACT RELATING TO ACCOUNTANCY."
Introduced by: Representative Hiraki.
- 2803 "A BILL FOR AN ACT RELATING TO MOTION PICTURE AND FILM PRODUCTION."
Introduced by: Representatives Ahu Isa and Takumi.

- 2804 "A BILL FOR AN ACT RELATING TO ELECTION CAMPAIGN CONTRIBUTIONS."
Introduced by: Representatives Saiki, Ito, Suzuki, Ahu Isa, Kanoho, Takumi, Hamakawa, B. Oshiro, Case, Lee, Espero, Kahikina, Luke, Garcia, Takamine, Morita, Arakaki, Abinsay, Magaoay, Cabrerros, Kawakami and Say.
- 2805 "A BILL FOR AN ACT RELATING TO GOVERNMENT."
Introduced by: Representatives Saiki, Garcia, Espero, Yoshinaga, Nakasone and Souki.
- 2806 "A BILL FOR AN ACT RELATING TO EMERGENCY CONTRACEPTION."
Introduced by: Representatives Lee, Thielen, B. Oshiro, Morita, Suzuki, M. Oshiro, Schatz and Hiraki.
- 2807 "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING AND PUBLIC EMPLOYMENT."
Introduced by: Representative Say, by request.
- 2808 "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM FOR EMERGENCY MEDICAL SERVICES PERSONNEL."
Introduced by: Representative Say, by request.
- 2809 "A BILL FOR AN ACT RELATING TO LEAVES OF ABSENCE."
Introduced by: Representative Say, by request.
- 2810 "A BILL FOR AN ACT RELATING TO THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND."
Introduced by: Representative Say, by request.
- 2811 "A BILL FOR AN ACT RELATING TO EMERGENCY MEDICAL SERVICES."
Introduced by: Representative Say, by request.
- 2812 "A BILL FOR AN ACT RELATING TO THE BOARD OF EDUCATION."
Introduced by: Representative Say, by request.
- 2813 "A BILL FOR AN ACT RELATING TO THE PUBLIC UTILITIES COMMISSION."
Introduced by: Representative Hamakawa.
- 2814 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A CAPITAL IMPROVEMENT PROJECT."
Introduced by: Representative Hamakawa.
- 2815 "A BILL FOR AN ACT RELATING TO PETROLEUM."
Introduced by: Representative Hamakawa.
- 2816 "A BILL FOR AN ACT RELATING TO HAWAIIAN CULTURE."
Introduced by: Representative Hamakawa.
- 2817 "A BILL FOR AN ACT RELATING TO THE HAWAII RULES OF EVIDENCE."
Introduced by: Representative Hamakawa.
- 2818 "A BILL FOR AN ACT RELATING TO FIREARMS."
Introduced by: Representative Hamakawa, by request.
- 2819 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE FORTY-SIXTH REPRESENTATIVE DISTRICT."
Introduced by: Representative Meyer.
- 2820 "A BILL FOR AN ACT RELATING TO TIME SHARE."
Introduced by: Representative and Ahu Isa.
- 2821 "A BILL FOR AN ACT RELATING TO STATE DEPARTMENTS."
Introduced by: Representative Say.
- 2822 "A BILL FOR AN ACT RELATING TO BUSINESS DEVELOPMENT IN KAPOLEI, OAHU, HAWAII."
Introduced by: Representative Say, by request.
- 2823 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION INSURANCE."
Introduced by: Representative Say, by request.
- 2824 "A BILL FOR AN ACT RELATING TO IMPEACHMENT."
Introduced by: Representative Say.
- 2825 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE III, SECTION 19, OF THE HAWAII CONSTITUTION, TO PROVIDE CAUSES FOR THE IMPEACHMENT OF THE GOVERNOR, LIEUTENANT GOVERNOR, AND CERTAIN APPOINTIVE OFFICERS."
Introduced by: Representative Say.

- 2826 "A BILL FOR AN ACT RELATING TO IMPEACHMENT."
Introduced by: Representative Say.
- 2827 "A BILL FOR AN ACT RELATING TO THE STATE FINANCES."
Introduced by: Representative Say.
- 2828 "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF EDUCATION."
Introduced by: Representative Say, by request.
- 2829 "A BILL FOR AN ACT RELATING TO THE LAND COURT."
Introduced by: Representative Schatz, by request.
- 2830 "A BILL FOR AN ACT RELATING TO PHASED REAL ESTATE PROJECTS."
Introduced by: Representative Schatz, by request.
- 2831 "A BILL FOR AN ACT RELATING TO CORAL REEF PROTECTION."
Introduced by: Representatives Schatz, and M. Oshiro.
- 2832 "A BILL FOR AN ACT RELATING TO TIME SHARING PLANS."
Introduced by: Representative Schatz, by request.
- 2833 "A BILL FOR AN ACT RELATING TO CONDOMINIUM PROPERTY REGIMES."
Introduced by: Representative Schatz, by request.
- 2834 "A BILL FOR AN ACT RELATING TO PRESCRIPTION DRUGS."
Introduced by: Representatives Say, Ito, Kanoho, M. Oshiro, Lee, Takai, Schatz, Kahikina, Hiraki, Case, Suzuki, Cabrerros, Souki, Chang, Magaoay, Arakaki, Takumi, Garcia, Hamakawa, Espero, Saiki, Morita, B. Oshiro, Kawakami, Yonamine, Luke, Hale, Yoshinaga, Abinsay, Takamine, Nakasone, and Ahu Isa.
- 2835 "A BILL FOR AN ACT RELATING TO MANDATED HEALTH COVERAGE REVIEW."
Introduced by: Representatives Say, Ito, Kanoho, M. Oshiro, Lee, Arakaki, Takumi, Takai, Cabrerros, Saiki, Hamakawa, Espero, B. Oshiro, Morita, Kahikina, Kawakami, Yonamine, Chang, Hiraki, Magaoay, Case, Luke, Suzuki, Souki, Abinsay, Garcia, Hale, Schatz, Yoshinaga, Ahu Isa and Nakasone.
- 2836 "A BILL FOR AN ACT RELATING TO ENERGY."
Introduced by: Representatives Morita, Ahu Isa, Suzuki, Ito, Kanoho, M. Oshiro, Lee, Arakaki, Hiraki, Cabrerros, Takumi, Takai, Garcia, Hamakawa, Espero, B. Oshiro, Magaoay, Schatz, Kahikina, Kawakami, Yonamine, Luke, Case, Abinsay, Hale, Takamine, Chang, Saiki, Yoshinaga and Souki.
- 2837 "A BILL FOR AN ACT RELATING TO ENERGY."
Introduced by: Representatives Say, Ito, Kanoho, M. Oshiro, Lee, Arakaki, Takumi, Takai, Garcia, Hamakawa, Espero, B. Oshiro, Morita, Schatz, Kahikina, Kawakami, Hiraki, Yonamine, Luke, Hale, Case, Cabrerros, Magaoay, Souki, Abinsay, Takamine, Saiki, Suzuki, Yoshinaga, Chang, and Ahu Isa.
- 2838 "A BILL FOR AN ACT RELATING TO GEOTHERMAL ROYALTIES."
Introduced by: Representatives Say, Ito, Kanoho, M. Oshiro, Lee, Arakaki, Takumi, Takai, Hamakawa, Magaoay, Souki, Espero, B. Oshiro, Schatz, Abinsay, Kahikina, Kawakami, Hiraki, Morita, Ahu Isa, Hale, Suzuki, Cabrerros, Takamine, Garcia, Chang, Yoshinaga, Saiki and Luke.
- 2839 "A BILL FOR AN ACT RELATING TO COMBINED HEAT AND POWER SYSTEMS."
Introduced by: Representatives Say, Ito, Kanoho, M. Oshiro, Lee, Arakaki, Takumi, Takai, Hamakawa, Magaoay, Souki, Chang, Yoshinaga, Espero, Morita, B. Oshiro, Ahu Isa, Schatz, Abinsay, Kahikina, Kawakami, Hiraki, Yonamine, Luke, Hale, Case, Suzuki, Cabrerros, Takamine, Garcia and Saiki.
- 2840 "A BILL FOR AN ACT RELATING TO STATE GOVERNMENT."
Introduced by: Representatives Case, Ito, Kanoho, M. Oshiro, Lee, Arakaki, Takumi, Takai, Garcia, Hamakawa, Schatz, Abinsay, Chang, Espero, B. Oshiro, Kahikina, Kawakami, Hiraki, Yonamine, Luke, Hale, Suzuki, Cabrerros, Magaoay, Morita, Ahu Isa, Saiki and Say.
- 2841 "A BILL FOR AN ACT RELATING TO ELECTED OFFICIALS."
Introduced by: Representatives B. Oshiro, Magaoay, Ito, Kanoho, M. Oshiro, Lee, Yonamine, Case, Hamakawa, Espero, Kahikina, Kawakami, Hiraki, Saiki, Arakaki, Takumi, Takai, Garcia, Suzuki, Luke, Hale, Cabrerros, Souki, Chang, Morita, Takamine, Schatz, Abinsay, Say, Yoshinaga, and Ahu Isa.

2842 "A BILL FOR AN ACT RELATING TO ELECTED OFFICIALS."

Introduced by: Representatives B. Oshiro, Morita, Ito, Kanoho, M. Oshiro, Lee, Arakaki, Takai, Garcia, Hamakawa, Espero, Kahikina, Kawakami, Hiraki, Yonamine, Saiki, Luke, Hale, Case, Suzuki, Cabrerros, Magaoay, Abinsay, Takamine, Takumi, Chang, Schatz, Say and Yoshinaga.

2843 "A BILL FOR AN ACT RELATING TO ELECTIONS."

Introduced by: Representatives Say, Hamakawa, Ito, Kanoho, Schatz, M. Oshiro, Lee, Abinsay, Yonamine, Hiraki, B. Oshiro, Case, Suzuki, Magaoay, Espero, Arakaki, Takumi, Takai, Garcia, Cabrerros, Kahikina, Luke, Souki, Chang, Ahu Isa, Morita, Takamine, Kawakami and Saiki.

2844 "A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING."

Introduced by: Representatives Say, Schatz, Ito, Kanoho, M. Oshiro, Magaoay, Case, Lee, Garcia, Hamakawa, Espero, Saiki, B. Oshiro, Arakaki, Takumi, Takai, Kawakami, Suzuki, Kahikina, Luke, Hale, Cabrerros, Chang, Morita, Takamine and Yoshinaga.

2845 "A BILL FOR AN ACT RELATING TO DENTAL LICENSING."

Introduced by: Representative Arakaki.

2846 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Representatives Arakaki, Morita, M. Oshiro, Schatz, Abinsay and Ito.

2847 "A BILL FOR AN ACT RELATING TO HAWAIIAN EDUCATION."

Introduced by: Representative Arakaki.

2848 "A BILL FOR AN ACT PROPOSING AMENDMENTS TO ARTICLE VII, SECTION 12, AND ARTICLE X, SECTION 1, OF THE CONSTITUTION OF THE STATE OF HAWAII TO AUTHORIZE THE STATE TO ISSUE SPECIAL PURPOSE REVENUE BONDS AND USE THE PROCEEDS FROM THE BONDS TO ASSIST NOT-FOR-PROFIT PRIVATE ELEMENTARY SCHOOLS, SECONDARY SCHOOLS, COLLEGES, AND UNIVERSITIES."

Introduced by: Representative Ito.

2849 "A BILL FOR AN ACT RELATING TO CAREER AND TECHNICAL EDUCATION."

Introduced by: Representative Ito.

2850 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Representative Ito.

2851 "A BILL FOR AN ACT RELATING TO THE HAWAII TEACHER STANDARDS BOARD."

Introduced by: Representatives Ito, Suzuki, Espero, Morita, Ahu Isa, Luke, Garcia, Magaoay, Takumi, Saiki, Hiraki, Cabrerros and Takamine.

2852 "A BILL FOR AN ACT RELATING TO SENIORITY OF PUBLIC SCHOOL PRINCIPALS."

Introduced by: Representatives Ito, Espero, Morita, Hale, Takai, Garcia, Takamine, Luke, M. Oshiro, Takumi and Arakaki.

2853 "A BILL FOR AN ACT RELATING TO THE SALARY STRUCTURE OF EDUCATIONAL OFFICERS IN THE DEPARTMENT OF EDUCATION."

Introduced by: Representatives Ito, Espero, Morita, Takai, M. Oshiro, Takamine, Hale, Garcia, Luke, Takumi and Arakaki.

2854 "A BILL FOR AN ACT RELATING TO ACCOUNTANCY."

Introduced by: Representative Nakasone, by request.

SUSPENSION OF RULES

On motion by Representative Lee, seconded by Representative Djou and carried, the rules were suspended for the purpose of considering a bill on Third Reading on the basis of a modified consent calendar. (Representatives Meyer and Stonebraker were excused.)

THIRD READING

H.B. No. 1, HD 1:

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, H.B. No. 1, HD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS TO PROVIDE FOR THE EXPENSES OF THE LEGISLATURE, THE LEGISLATIVE AUDITOR, THE LEGISLATIVE REFERENCE BUREAU, AND THE OMBUDSMAN.," passed Third Reading by a vote of 49 ayes, with Representatives Meyer and Stonebraker being excused.

The Chair directed the Clerk to note that H.B. No. 1, HD 1 passed Third Reading at 12:18 o'clock p.m.

INTRODUCTION OF RESOLUTION

The following resolution (H.R. No. 9), was read by the Clerk and the following action taken:

H.R. No. 9, entitled: "HOUSE RESOLUTION RELATING TO THE CAUCUS LEADERS AND THE COMMITTEE ASSIGNMENTS OF THE HOUSE OF REPRESENTATIVES OF THE TWENTY-FIRST LEGISLATURE," was jointly offered by Representatives M. Oshiro, Lee, Fox, and Djou.

On motion by Representative M. Oshiro, seconded by Representative Fox and carried, H.R. No. 9 was adopted with Representative Stonebraker being excused.

INTRODUCTION OF RESOLUTIONS

By unanimous consent, the following resolution (H.R. No. 8) and concurrent resolutions (H.C.R. Nos. 14 through 23) were referred to Printing and further action was deferred:

H.R. No. 8, entitled: "HOUSE RESOLUTION REQUESTING THE HAWAII VISITORS AND CONVENTION BUREAU TO WORK WITH THE UNIVERSITY OF HAWAII TO COORDINATE PROFESSORS' CONFERENCES," was jointly offered by Representatives Say, Chang and Takumi.

H.C.R. No. 14, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A SUNRISE REVIEW OF THE REGULATION OF PROCESS SERVERS," was offered by Representative Hamakawa.

H.C.R. No. 15, entitled: "HOUSE CONCURRENT RESOLUTION ADOPTING OUTCOME INDICATORS OF WELL-BEING FOR HAWAII'S CHILDREN AND FAMILIES," was offered by Representative Say, by request.

H.C.R. No. 16, entitled: "HOUSE CONCURRENT RESOLUTION RELATING TO THE BIENNIAL REVIEW OF THE COMPENSATION PLANS AND THE COSTS THEREOF," was offered by Representative Say, by request.

H.C.R. No. 17, entitled: "HOUSE CONCURRENT RESOLUTION AUTHORIZING THE LEASE OF EASEMENT COVERING PORTION OF SUBMERGED LANDS AT MAUNALUA, OAHU, HAWAII, FOR MAINTENANCE OF THE HAWAII KAI MARINA ENTRANCE CHANNEL PURPOSES," was offered by Representative Say, by request.

H.C.R. No. 18, entitled: "HOUSE CONCURRENT RESOLUTION AUTHORIZING THE LEASE OF EASEMENT COVERING PORTION OF SUBMERGED LANDS AT LAHAINA, MAUI, HAWAII, FOR CONCRETE PIER AND DECK PURPOSES," was offered by Representative Say, by request.

H.C.R. No. 19, entitled: "HOUSE CONCURRENT RESOLUTION AUTHORIZING THE LEASE OF SUBMERGED LANDS AT ALA WAI SMALL BOAT HARBOR FOR REDEVELOPMENT, MANAGEMENT, AND OPERATION BY QUALIFIED PRIVATE ENTITIES FOR MARINA PURPOSES," was offered by Representative Say, by request.

H.C.R. No. 20, entitled: "HOUSE CONCURRENT RESOLUTION AUTHORIZING THE LEASE OF SUBMERGED LANDS AT KEEHI SMALL BOAT HARBOR FOR REDEVELOPMENT, MANAGEMENT, AND OPERATION BY QUALIFIED PRIVATE ENTITIES FOR MARINA PURPOSES," was offered by Representative Say, by request.

H.C.R. No. 21, entitled: "HOUSE CONCURRENT RESOLUTION AUTHORIZING THE LEASE OF EASEMENT COVERING PORTION OF SUBMERGED LANDS AT MAUNALUA, HONOLULU, OAHU, FOR MAINTENANCE OF BREAKWATER PURPOSES," was offered by Representative Say, by request.

H.C.R. No. 22, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE HAWAII VISITORS AND CONVENTION BUREAU TO WORK WITH THE UNIVERSITY OF HAWAII TO COORDINATE PROFESSORS' CONFERENCES," was jointly offered by Representatives Say, Chang and Takumi.

H.C.R. No. 23, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII TO CONSIDER EXPANDING ITS MANOA CAMPUS TO INCREASE ITS HOUSING AND EDUCATIONAL FACILITIES," was jointly offered by Representatives Say, Saiki and Takumi.

At 12:19 o'clock p.m., the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 12:20 o'clock p.m.

ANNOUNCEMENTS

Representative Fox: "Mr. Speaker, Representative Jim Rath said that he was living his first fifty years as if they were his first hundred years. And he said that at this point he regrets that, but today is his fiftieth birthday and if we could all recognize that birthday by giving him a round of applause."

Representative Rath: "Thank you very much, thank you Galen. The correction to that quote that I always used to say is, 'Why live to be a hundred when you can do it all in fifty.' I now regret that."

Representative Hale: "Mr. Speaker, to my former colleague on the Hawaii County Council, I want to congratulate you, but assure you that you are still baby ... with lots to learn."

Representative Lee moved to keep the Journal open until 5:00 o'clock p.m. this legislative day for the purpose of receiving House Bills for introduction, seconded by Representative Djou and carried. (Representative Stonebraker was excused.)

At 12:22 o'clock p.m., on motion by Representative Lee, seconded by Representative Djou and carried, the House stood in recess until 12:00 noon, Monday, January 28, 2002. (Representative Stonebraker was excused.)

ADJOURNMENT

At 5:00 o'clock p.m., the House of Representatives adjourned until 12:00 o'clock noon, Monday, January 28, 2002.

SEVENTH DAY

Monday, January 28, 2002

The House of Representatives of the Twenty-First Legislature of the State of Hawaii, Regular Session of 2002, convened at 12:08 o'clock p.m., with the Speaker presiding.

The invocation was delivered by Randy and Gaye Hongo of the Kalihi Union Church, after which the Roll was called showing all members present with the exception of Representatives Cabrerros, Hale, McDermott, Stonebraker and Yoshinaga, who were excused.

By unanimous consent, reading and approval of the Journal of the House of Representatives of the Sixth Day was deferred.

GOVERNOR'S MESSAGES

The following messages from the Governor (Gov. Msg. Nos. 113 through 125) were received and announced by the Clerk were placed on file:

Gov. Msg. No. 113, transmitting the Disability and Communication Access Board – Annual Report, June 30, 2001.

Gov. Msg. No. 114, transmitting the Department of Health's Annual Financial Report for the Newborn Metabolic Screening Special Fund.

Gov. Msg. No. 115, transmitting the Department of Health and Department of Education's report to Examine the Problem of Childhood Obesity and to Recommend Strategies, Including the Creation of an Elementary School Level Physical Education Program, to Address this Problem.

Gov. Msg. No. 116, transmitting the Department of Health's report on the Status of Implementing Systems for the Disposal and Tracking of Used Syringes Pursuant to Act 292-2001.

Gov. Msg. No. 117, transmitting the University of Hawaii's "Report on Non-Recruiting Expenditures."

Gov. Msg. No. 118, transmitting the University of Hawaii's "Annual Report on the Uncollectible Accounts."

Gov. Msg. No. 119, transmitting the University of Hawaii's "Annual Report of Decentralized Decision-Making in the University of Hawaii System."

Gov. Msg. No. 120, transmitting the University of Hawaii's "Annual Report on Tuition Waiver Program 2000-2001."

Gov. Msg. No. 121, transmitting the University of Hawaii's "The Teacher Education Coordinating Committee Annual Report."

Gov. Msg. No. 122, transmitting the "Annual Report of the Salaries Paid to all University of Hawaii Executive, Managerial, and Faculty Members Including the President."

Gov. Msg. No. 123, transmitting the University of Hawaii's "Annual Report on the Research and Training Revolving Fund, 2000-2001."

Gov. Msg. No. 124, transmitting the "Summary of University of Hawaii Special Revolving, and Trust Funds for the Fiscal Year Ended June 30, 2001."

Gov. Msg. No. 125, transmitting the University of Hawaii's "Annual Report on Transfer of Appropriated Funds."

DEPARTMENTAL COMMUNICATIONS

The following departmental communication (Dept. Com. No. 11) was received by the Clerk was placed on file:

Dept. Com. No. 11, from the Hawaii State Public Library System, transmitting their Annual Summary for Fiscal Year 2000-2001.

INTRODUCTIONS

The following introductions were made to the members of the House:

Representative Chang introduced Mr. Nui Kehane and Mr. Jimbo Kia of Honolulu; and Mr. Ellsworth Fontes and Mr. Kenneth King of Hilo, who are in the custom motorcycle business and who were here to attend a public hearing of the House Committee on Transportation.

Representative Arakaki introduced Mr. Matt Claybaugh, the Director of the Kailana Seagoing Program, and the staff and participants of the program.

ORDER OF THE DAY

COMMITTEE ASSIGNMENTS

The following bills (H.B. Nos. 1840 through 1988) were referred to committee by the Speaker:

<u>H.B.</u> <u>Nos.</u>	<u>Referred to:</u>
1840	Committee on Legislative Management, then to the Committee on Judiciary and Hawaiian Affairs
1841	Jointly to the Committee on Consumer Protection and Commerce and the Committee on Judiciary and Hawaiian Affairs
1842	Committee on Consumer Protection and Commerce
1843	Committee on Labor and Public Employment, then to the Committee on Finance
1844	Committee on Transportation, then to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance
1845	Committee on Transportation, then to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance
1846	Committee on Transportation, then to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance
1847	Committee on Transportation, then to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance
1848	Committee on Transportation, then to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance

1849	Committee on Transportation, then to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance	1869	Jointly to the Committee on Health and the Committee on Human Services and Housing, then to the Committee on Finance
1850	Committee on Transportation, then to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance	1870	Jointly to the Committee on Health and the Committee on Human Services and Housing, then to the Committee on Finance
1851	Committee on Transportation, then to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance	1871	Committee on Human Services and Housing, then to the Committee on Finance
1852	Committee on Transportation, then to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance	1872	Committee on Human Services and Housing, then to the Committee on Judiciary and Hawaiian Affairs
1853	Committee on Transportation, then to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance	1873	Jointly to the Committee on Education and the Committee on Economic Development and Business Concerns, then to the Committee on Finance
1854	Committee on Human Services and Housing, then to the Committee on Finance	1874	Committee on Education, then to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance
1855	Committee on Consumer Protection and Commerce, then to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance	1875	Committee on Education, then to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance
1856	Jointly to the Committee on Human Services and Housing and the Committee on Health, then to the Committee on Finance	1876	Committee on Education, then to the Committee on Labor and Public Employment, then to the Committee on Finance
1857	Committee on Health, then to the Committee on Consumer Protection and Commerce, then to the Committee on Finance	1877	Committee on Education, then to the Committee on Finance
1858	Jointly to the Committee on Health and the Committee on Human Services and Housing, then to the Committee on Finance	1878	Committee on Education, then to the Committee on Finance
1859	Jointly to the Committee on Health and the Committee on Human Services and Housing, then to the Committee on Finance	1879	Committee on Education, then to the Committee on Finance
1860	Committee on Education, then to the Committee on Finance	1880	Committee on Education, then to the Committee on Finance
1861	Committee on Education, then to the Committee on Finance	1881	Jointly to the Committee on Education and the Committee on Public Safety and Military Affairs, then to the Committee on Finance
1862	Jointly to the Committee on Human Services and Housing and the Committee on Health, then to the Committee on Finance	1882	Committee on Judiciary and Hawaiian Affairs
1863	Committee on Judiciary and Hawaiian Affairs	1883	Committee on Education, then to the Committee on Finance
1864	Committee on Judiciary and Hawaiian Affairs	1884	Committee on Education, then to the Committee on Finance
1865	Committee on Judiciary and Hawaiian Affairs	1885	Committee on Education, then to the Committee on Labor and Public Employment, then to the Committee on Finance
1866	Jointly to the Committee on Health and the Committee on Human Services and Housing, then to the Committee on Finance	1886	Committee on Education, then to the Committee on Labor and Public Employment, then to the Committee on Finance
1867	Jointly to the Committee on Health and the Committee on Human Services and Housing, then to the Committee on Finance	1887	Committee on Education, then to the Committee on Labor and Public Employment, then to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance
1868	Jointly to the Committee on Health and the Committee on Human Services and Housing, then to the Committee on Finance		

1888	Jointly to the Committee on Consumer Protection and Commerce and the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance	1911	Committee on Finance
1889	Jointly to the Committee on Consumer Protection and Commerce and the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance	1912	Committee on Finance
1890	Jointly to the Committee on Consumer Protection and Commerce and the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance	1913	Committee on Finance
1891	Committee on Health, then to the Committee on Finance	1914	Committee on Economic Development and Business Concerns, then to the Committee on Finance
1892	Committee on Labor and Public Employment	1915	Committee on Finance
1893	Committee on Labor and Public Employment	1916	Committee on Legislative Management, then to the Committee on Finance
1894	Committee on Labor and Public Employment	1917	Committee on Finance
1895	Committee on Labor and Public Employment	1918	Committee on Finance
1896	Committee on Labor and Public Employment	1919	Committee on Education, then to the Committee on Labor and Public Employment, then to the Committee on Finance
1897	Committee on Transportation, then to the Committee on Finance	1920	Committee on Education, then to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance
1898	Committee on Water and Land Use, then to the Committee on Judiciary and Hawaiian Affairs	1921	Committee on Education, then to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance
1899	Jointly to the Committee on Labor and Public Employment and the Committee on Public Safety and Military Affairs, then to the Committee on Finance	1922	Committee on Education, then to the Committee on Finance
1900	Committee on Health, then to the Committee on Consumer Protection and Commerce	1923	Committee on Judiciary and Hawaiian Affairs
1901	Committee on Health, then to the Committee on Judiciary and Hawaiian Affairs	1924	Committee on Judiciary and Hawaiian Affairs
1902	Committee on Energy and Environmental Protection, then to the Committee on Finance	1925	Committee on Judiciary and Hawaiian Affairs
1903	Committee on Higher Education, then to the Committee on Health, then to the Committee on Finance	1926	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance
1904	Committee on Transportation, then to the Committee on Judiciary and Hawaiian Affairs	1927	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance
1905	Committee on Human Services and Housing, then to the Committee on Finance	1928	Jointly to the Committee on Labor and Public Employment and the Committee on Public Safety and Military Affairs, then to the Committee on Finance
1906	Committee on Human Services and Housing, then to the Committee on Finance	1929	Committee on Health, then to the Committee on Finance
1907	Committee on Education, then to the Committee on Finance	1930	Committee on Energy and Environmental Protection, then to the Committee on Finance
1908	Committee on Human Services and Housing, then to the Committee on Finance	1931	Committee on Energy and Environmental Protection, then to the Committee on Finance
1909	Committee on Finance	1932	Committee on Judiciary and Hawaiian Affairs
1910	Committee on Finance	1933	Committee on Higher Education, then to the Committee on Finance
		1934	Committee on Consumer Protection and Commerce, then to the Committee on Finance
		1935	Committee on Finance

1936	Committee on Consumer Protection and Commerce	1957	Jointly to the Committee on Higher Education and the Committee on Public Safety and Military Affairs, then to the Committee on Finance
1937	Jointly to the Committee on Consumer Protection and Commerce and the Committee on Judiciary and Hawaiian Affairs	1958	Committee on Finance
1938	Committee on Agriculture, then to the Committee on Finance	1959	Committee on Higher Education, then to the Committee on Finance
1939	Jointly to the Committee on Water and Land Use and the Committee on Agriculture, then to the Committee on Finance	1960	Committee on Higher Education, then to the Committee on Finance
1940	Committee on Agriculture, then to the Committee on Finance	1961	Committee on Higher Education
1941	Committee on Agriculture	1962	Committee on Higher Education
1942	Committee on Tourism and Culture, then to the Committee on Finance	1963	Jointly to the Committee on Labor and Public Employment and the Committee on Economic Development and Business Concerns, then to the Committee on Finance
1943	Committee on Consumer Protection and Commerce, then to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance	1964	Committee on Labor and Public Employment, then to the Committee on Judiciary and Hawaiian Affairs
1944	Committee on Economic Development and Business Concerns, then to the Committee on Finance	1965	Committee on Judiciary and Hawaiian Affairs
1945	Jointly to the Committee on Tourism and Culture and the Committee on Economic Development and Business Concerns, then to the Committee on Finance	1966	Jointly to the Committee on Labor and Public Employment and the Committee on Economic Development and Business Concerns, then to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance
1946	Jointly to the Committee on Consumer Protection and Commerce and the Committee on Judiciary and Hawaiian Affairs	1967	Committee on Labor and Public Employment, then to the Committee on Judiciary and Hawaiian Affairs
1947	Committee on Labor and Public Employment, then to the Committee on Finance	1968	Committee on Labor and Public Employment, then to the Committee on Finance
1948	Committee on Labor and Public Employment, then to the Committee on Finance	1969	Committee on Education, then to the Committee on Finance
1949	Committee on Labor and Public Employment, then to the Committee on Finance	1970	Committee on Public Safety and Military Affairs
1950	Committee on Human Services and Housing, then to the Committee on Finance	1971	Jointly to the Committee on Education and the Committee on Public Safety and Military Affairs
1951	Jointly to the Committee on Consumer Protection and Commerce and the Committee on Health, then to the Committee on Finance	1972	Committee on Education, then to the Committee on Finance
1952	Committee on Economic Development and Business Concerns, then to the Committee on Finance	1973	Committee on Education
1953	Committee on Labor and Public Employment, then to the Committee on Finance	1974	Committee on Education, then to the Committee on Finance
1954	Committee on Labor and Public Employment, then to the Committee on Finance	1975	Committee on Health, then jointly to the Committee on Consumer Protection and Commerce and the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance
1955	Committee on Finance	1976	Committee on Agriculture, then to the Committee on Finance
1956	Committee on Legislative Management, then to the Committee on Judiciary and Hawaiian Affairs	1977	Committee on Finance
		1978	Jointly to the Committee on Water and Land Use and the Committee on Agriculture, then to the Committee on Finance

	<u>No.</u>	<u>Re-referred to:</u>
1979		Committee on Finance
1980	1749	Jointly to the Committee on Health and the Committee on Human Services and Housing, then to the Committee on Judiciary and Hawaiian Affairs
1981		Committee on Finance
1982		Jointly to the Committee on Labor and Public Employment and the Committee on Education, then to the Committee on Finance
		The following concurrent resolution was re-referred to committee by the Speaker:
		<u>H.C.R.</u>
		<u>No.</u> <u>Re-referred to:</u>
1983	7	Committee on Economic Development and Business Concerns, then to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance
1984		Committee on Finance
1985		Jointly to the Committee on Labor and Public Employment and the Committee on Economic Development and Business Concerns
1986		Committee on Education, then to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance
1987		Committee on Education, then to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance
1988		Committee on Judiciary and Hawaiian Affairs

INTRODUCTION OF RESOLUTIONS

By unanimous consent, the following concurrent resolution (H.C.R. No. 24) was referred to Printing and further action was deferred:

H.C.R. No. 24, entitled: "HOUSE CONCURRENT RESOLUTION AUTHORIZING THE BOARD OF LAND AND NATURAL RESOURCES TO LEASE SUBMERGED AND TIDAL LANDS OF THE ALA WAI AND HONOKOHAU SMALL BOAT HARBORS TO PRIVATE ENTITIES FOR COMMERCIAL, RECREATIONAL, EDUCATIONAL, AND RESEARCH PURPOSES," was jointly offered by Representatives Whalen, Kanoho, Rath, Chang, and Hamakawa.

The following resolutions (H.R. Nos. 4 through 7) and concurrent resolutions (H.C.R. Nos. 8 through 12) were referred to committee by the Speaker, as follows:

<u>H.R.</u> <u>Nos.</u>	<u>Referred to:</u>
4	Committee on Higher Education, then to the Committee on Finance
5	Committee on Judiciary and Hawaiian Affairs
6	Committee on Health
7	Committee on Human Services and Housing

<u>H.C.R.</u> <u>Nos.</u>	<u>Referred to:</u>
8	Committee on Higher Education, then to the Committee on Finance
9	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance
10	Committee on Judiciary and Hawaiian Affairs
11	Committee on Health
12	Committee on Human Services and Housing

COMMITTEE REASSIGNMENTS

The following bill was re-referred to committee by the Speaker:

H.B.

Representative Gomes then rose to point of inquiry, stating:

"This afternoon Mr. Speaker, the LMG Committee is meeting at 1:00 to hear H.C.R. 7 and I was unaware of that. I am, in general, in support of this effort, but I don't know when this notice went out or when it was posted. I heard about it this morning and I could have just missed it. I was wondering if there was an explanation for that?"

At 12:17 o'clock p.m., the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 12:18 o'clock p.m.

Speaker Say addressed Representative Gomes, stating:

"Representative Gomes, has your question been addressed by the Majority Leadership?"

Representative Gomes responded, stating:

"I guess so, but if we could just put it on the record. I am not sure why we need to call a recess for those kinds of things. Thank you, Mr. Speaker."

ADJOURNMENT

At 12:19 o'clock p.m. on motion by Representative Lee, seconded by Representative Djou and carried, the House of Representatives adjourned until 12:00 o'clock noon tomorrow, Tuesday, January 29, 2002. (Representatives Cabrerros, Hale, McDermott, Stonebraker and Yoshinaga were excused.)

EIGHTH DAY

Tuesday, January 29, 2002

The House of Representatives of the Twenty-First Legislature of the State of Hawaii, Regular Session of 2002, convened at 12:09 o'clock p.m., with the Vice Speaker presiding.

The invocation was delivered by Deacon Walter Yoshimitsu of the St. John Vianney Church - Kailua, after which the Roll was called showing all members present with the exception of Representatives Jaffe, Leong, Marumoto, McDermott, Say, Stonebraker, Takamine and Takumi, who were excused.

By unanimous consent, reading and approval of the Journal of the House of Representatives of the Seventh Day was deferred.

GOVERNOR'S MESSAGES

The following messages from the Governor (Gov. Msg. Nos. 126 through 134) were received and announced by the Clerk were placed on file:

Gov. Msg. No. 126, transmitting the Department of Transportation's report "Relating to Government Operations."

Gov. Msg. No. 127, transmitting the Department of Transportation's report "Relating to Project-Funded Staff Services Budget."

Gov. Msg. No. 128, transmitting the Department of Transportation's report "Relating to Special Maintenance Projects."

Gov. Msg. No. 129, transmitting the 2001 Annual Report of the Employment and Training Fund Program Fund Program prepared by the Department of Labor and Industrial Relations."

Gov. Msg. No. 130, transmitting the Report of the Monthly Notification of Expenditures from the Director of Health Relative to the Felix Consent Decree For the Month of November 2001.

Gov. Msg. No. 131, transmitting the Report of the Monthly Notification of Expenditures from the Director of Health Relative to the Felix Consent Decree For the Month of October 2001.

Gov. Msg. No. 132, transmitting the Review and Recommendations from the Director of Health on the Transition of Hawaii State Hospital to a Secured Psychosocial Rehabilitation Facility.

Gov. Msg. No. 133, transmitting the Department of Health's Progress Report for Increasing the General Fund Appropriation for Early Intervention Services.

Gov. Msg. No. 134, transmitting a Report from the Director of Health and the Superintendent of Education on Matters Relating to Children.

INTRODUCTIONS

The following introduction was made to the members of the House:

Representative Moses introduced his Office Manager, Mrs. Karla Hill and her husband Mr. Marshall Hill; and from

Southern California, her father-in-law Mr. Frank Hill, and friend Ms. Alice Backes, 3rd Vice President of the Screen Actors Guild.

ORDER OF THE DAY

COMMITTEE ASSIGNMENTS

The following bills (H.B. Nos. 1989 through 2095) were referred to committee by the Speaker:

<u>H.B.</u> <u>Nos.</u>	<u>Referred to:</u>
1989	Committee on Health, then to the Committee on Labor and Public Employment, then to the Committee on Finance
1990	Committee on Consumer Protection and Commerce, then to the Committee on Finance
1991	Committee on Consumer Protection and Commerce
1992	Committee on Public Safety and Military Affairs
1993	Committee on Judiciary and Hawaiian Affairs
1994	Committee on Transportation, then to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance
1995	Committee on Consumer Protection and Commerce, then to the Committee on Finance
1996	Committee on Finance
1997	Committee on Consumer Protection and Commerce
1998	Committee on Consumer Protection and Commerce
1999	Committee on Judiciary and Hawaiian Affairs
2000	Jointly to the Committee on Higher Education and the Committee on Economic Development and Business Concerns, then to the Committee on Finance
2001	Committee on Energy and Environmental Protection, then to the Committee on Finance
2002	Committee on Water and Land Use, then to the Committee on Finance
2003	Committee on Transportation, then to the Committee on Finance
2004	Jointly to the Committee on Water and Land Use and the Committee on Education, then to the Committee on Finance
2005	Committee on Judiciary and Hawaiian Affairs
2006	Committee on Energy and Environmental Protection, then to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance

2007	Jointly to the Committee on Higher Education and the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance	2031	Committee on Transportation, then to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance
2008	Committee on Public Safety and Military Affairs, then to the Committee on Finance	2032	Committee on Public Safety and Military Affairs, then to the Committee on Finance
2009	Committee on Agriculture	2033	Committee on Education, then to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance
2010	Committee on Agriculture	2034	Committee on Education, then to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance
2011	Committee on Agriculture	2035	Jointly to the Committee on Education and the Committee on Higher Education, then to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance
2012	Committee on Agriculture	2036	Jointly to the Committee on Education and the Committee on Labor and Public Employment, then to the Committee on Finance
2013	Committee on Agriculture	2037	Jointly to the Committee on Education and the Committee on Labor and Public Employment, then to the Committee on Finance
2014	Committee on Education, then to the Committee on Finance	2038	Committee on Judiciary and Hawaiian Affairs
2015	Committee on Finance	2039	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance
2016	Jointly to the Committee on Water and Land Use and the Committee on Agriculture, then to the Committee on Finance	2040	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance
2017	Committee on Agriculture, then to the Committee on Finance	2041	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance
2018	Jointly to the Committee on Water and Land Use and the Committee on Agriculture, then to the Committee on Finance	2042	Committee on Health, then to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance
2019	Jointly to the Committee on Energy and Environmental Protection and the Committee on Agriculture, then to the Committee on Finance	2043	Jointly to the Committee on Labor and Public Employment and the Committee on Energy and Environmental Protection, then to the Committee on Finance
2020	Committee on Human Services and Housing, then to the Committee on Finance	2044	Committee on Energy and Environmental Protection, then to the Committee on Finance
2021	Committee on Education, then to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance	2045	Committee on Energy and Environmental Protection, then to the Committee on Finance
2022	Committee on Finance	2046	Committee on Energy and Environmental Protection, then to the Committee on Finance
2023	Committee on Finance	2047	Committee on Labor and Public Employment, then to the Committee on Finance
2024	Committee on Finance	2048	Committee on Labor and Public Employment, then to the Committee on Finance
2025	Committee on Health, then to the Committee on Finance	2049	Committee on Consumer Protection and Commerce
2026	Jointly to the Committee on Higher Education and the Committee on Health, then to the Committee on Finance	2050	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance
2027	Committee on Transportation, then to the Committee on Finance	2051	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance
2028	Committee on Transportation, then to the Committee on Consumer Protection and Commerce, then to the Committee on Finance		
2029	Committee on Health, then to the Committee on Finance		
2030	Committee on Transportation, then to the Committee on Judiciary and Hawaiian Affairs		

2052	Committee on Human Services and Housing, then to the Committee on Finance	2073	Committee on Human Services and Housing, then to the Committee on Finance
2053	Committee on Labor and Public Employment, then to the Committee on Finance	2074	Committee on Labor and Public Employment, then to the Committee on Finance
2054	Committee on Health, then to the Committee on Consumer Protection and Commerce	2075	Committee on Labor and Public Employment, then to the Committee on Finance
2055	Committee on Health, then to the Committee on Consumer Protection and Commerce	2076	Committee on Labor and Public Employment, then to the Committee on Consumer Protection and Commerce, then to the Committee on Finance
2056	Jointly to the Committee on Human Services and Housing and the Committee on Health, then to the Committee on Consumer Protection and Commerce	2077	Committee on Labor and Public Employment, then to the Committee on Consumer Protection and Commerce, then to the Committee on Finance
2057	Committee on Transportation, then to the Committee on Finance	2078	Committee on Human Services and Housing, then to the Committee on Finance
2058	Jointly to the Committee on Health and the Committee on Labor and Public Employment, then to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance	2079	Committee on Health, then to the Committee on Finance
2059	Jointly to the Committee on Human Services and Housing and the Committee on Health, then to the Committee on Finance	2080	Jointly to the Committee on Education and the Committee on Human Services and Housing, then to the Committee on Finance
2060	Committee on Health, then to the Committee on Judiciary and Hawaiian Affairs	2081	Jointly to the Committee on Human Services and Housing and the Committee on Education, then to the Committee on Finance
2061	Jointly to the Committee on Higher Education and the Committee on Human Services and Housing and the Committee on Health, then to the Committee on Finance	2082	Committee on Economic Development and Business Concerns, then to the Committee on Finance
2062	Jointly to the Committee on Education and the Committee on Health, then to the Committee on Finance	2083	Committee on Finance
2063	Committee on Labor and Public Employment, then to the Committee on Finance	2084	Committee on Transportation, then to the Committee on Judiciary and Hawaiian Affairs
2064	Committee on Judiciary and Hawaiian Affairs	2085	Committee on Judiciary and Hawaiian Affairs
2065	Committee on Health, then to the Committee on Consumer Protection and Commerce	2086	Committee on Finance
2066	Committee on Consumer Protection and Commerce, then to the Committee on Finance	2087	Committee on Finance
2067	Committee on Judiciary and Hawaiian Affairs	2088	Jointly to the Committee on Consumer Protection and Commerce and the Committee on Judiciary and Hawaiian Affairs
2068	Jointly to the Committee on Education and the Committee on Higher Education, then to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance	2089	Committee on Public Safety and Military Affairs, then to the Committee on Finance
2069	Committee on Judiciary and Hawaiian Affairs	2090	Committee on Education, then to the Committee on Labor and Public Employment, then to the Committee on Finance
2070	Committee on Human Services and Housing, then to the Committee on Finance	2091	Committee on Water and Land Use
2071	Committee on Human Services and Housing, then to the Committee on Finance	2092	Committee on Finance
2072	Committee on Human Services and Housing, then to the Committee on Finance	2093	Committee on Energy and Environmental Protection, then to the Committee on Consumer Protection and Commerce, then to the Committee on Finance
		2094	Committee on Energy and Environmental Protection, then to the Committee on Finance
		2095	Committee on Water and Land Use, then to the Committee on Judiciary and Hawaiian Affairs

COMMITTEE REASSIGNMENTS

The following bills were re-referred to committee by the Speaker:

<u>H.B. Nos.</u>	<u>Re-referred to:</u>
1869	Jointly to the Committee on Health and the Committee on Human Services and Housing, then to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance
1943	Jointly to the Committee on Consumer Protection and Commerce and the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance
1957	Committee on Higher Education, then to the Committee on Finance

STANDING COMMITTEE REPORTS

Representative Suzuki, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 2-02) recommending that H.C.R. No. 7, as amended in HD 1, be adopted.

Representative M. Oshiro moved that the report of the Committee be adopted, and that H.C.R. No. 7, HD 1, be adopted, seconded by Representative Lee.

Representative Garcia rose to speak in support of the measure, stating:

"Thank you very much Madam Speaker. I am going to speak to you from the perspective of a parent in support of the resolution. I see the need that we continue to the good work of the Joint Committee and to support them in whatever efforts that they wish to pursue, with respect to this issue. This has captured the imagination, if not the attention, of this Legislature and Legislatures past. Coming from the perspective of a parent, I need to share with you the personal agony I am going through with respect to this issue.

"In a couple of hours, Madam Speaker, I am about to sit down with a battery of teachers, and counselors and so-called experts with respect to my youngest daughter, who is classified by our friends in the DOE as someone who qualifies under Section 504 – not quite Felix, but still someone who has drawn the attention of people both in and outside of the classroom for special attention. This is a problem that I had to deal with for some five years. I am sorry to say that it continues to be a problem. I am not going to bore my colleagues with all the details. Suffice it to say I can support, echo, confirm, the findings of our Joint Investigative Committee. The school, which will be the special target of my wrath this afternoon, is going to have to hear from someone who has had to deal with this problem on a statewide basis because that is our charge as legislators – to take a look at this across the board.

"I personally agonized over this issue because I had to deal with it up close and personal. To my colleagues who are the members of the Joint Investigative Committee, should you continue in your good work, my piece of advice to you as a parent who has to go through this: There is much work to do. I know you have gone through many hours of hearings,

testimonies, and documents. I know your frustration. But as someone who lines up with the rest of the parents who are very concerned, personally, because they have gone through the same agony as I have gone through, please don't forget the constituents that you represent.

"Listen to their concerns. I share them, and I wish my colleagues good luck in their continuing efforts and I hope they will commit to me that same good luck and fortune because in a couple of hours I am going to try to determine the future of my own child as well, with respect to this so-called system that this State is struggling to deal with, and the children that fall under this consent decree. Thank you very much, Madame Speaker."

The motion was put to vote by the Chair and the report of the Committee was adopted and H.C.R. No. 7, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION CONTINUING THE JOINT SENATE-HOUSE INVESTIGATIVE COMMITTEE TO INVESTIGATE THE STATE'S EFFORTS TO COMPLY WITH THE FELIX CONSENT DECREE," was adopted with Representatives Jaffe, Leong, Marumoto, McDermott, Say, Stonebraker, Takamine and Takumi being excused.

At 12:20 o'clock p.m., Representative Arakaki asked for a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:22 o'clock p.m.

ANNOUNCEMENTS

Representative Arakaki, for the Committee on Health, requested a waiver of the 48-hour advanced notice requirement for the purpose of hearing H.B. No. 1749 which was re-referred to the Committee on Health, and the Chair "so ordered."

Representative Arakaki then announced that HB 1749, would be heard jointly by the Committee on the Health and the Committee on Human Services Committees tomorrow, January 30th, at 8:30 am, in Conference Room 329.

The Chair asked Representative Arakaki to be sure to inform the members of the Committees.

ADJOURNMENT

At 12:23 o'clock p.m. on motion by Representative Lee, seconded by Representative Djou and carried, the House of Representatives adjourned until 12:00 o'clock noon tomorrow, Wednesday, January 30, 2002. (Representatives Jaffe, Leong, Marumoto, McDermott, Say, Stonebraker, Takamine and Takumi were excused.)

NINTH DAY

Wednesday, January 30, 2002

The House of Representatives of the Twenty-First Legislature of the State of Hawaii, Regular Session of 2002, convened at 12:07 o'clock p.m., with the Speaker presiding.

The invocation was delivered by Dr. James Marocco of the Cathedral of the King – Maui First Assembly of God, after which the Roll was called showing all members present with the exception of Representatives Kahikina, Stonebraker and Takumi, who were excused.

By unanimous consent, reading and approval of the Journal of the House of Representatives of the Eighth Day was deferred.

GOVERNOR'S MESSAGES

The following messages from the Governor (Gov. Msg. Nos. 135 through 136) were received and announced by the Clerk were placed on file:

Gov. Msg. No. 135, transmitting the reports for November and December prepared by the Department of Education in response to the proviso of the General Appropriations Act of 2001, on the Monthly Report on Expenditures for the Felix Consent Decree, Felix Special Monitor, and Felix Monitoring Project.

Gov. Msg. No. 136, transmitting the Department of Human Services' Annual Report for the fiscal year ending June 30, 2001.

SENATE COMMUNICATIONS

The following communication from the Senate (Sen. Com. No. 3) was received and announced by the Clerk was placed on file:

Sen. Com. No. 3, returning H.B. No. 1, H.D. 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS TO PROVIDE FOR THE EXPENSES OF THE LEGISLATURE, THE LEGISLATIVE AUDITOR, THE LEGISLATIVE REFERENCE BUREAU, AND THE OMBUDSMAN," which passed Third Reading in the Senate on January 29, 2002.

INTRODUCTIONS

The following introduction was made to the members of the House:

Representative Marumoto introduced Ms. Meaghan Deagle of the Haida Gwaii tribe of B.C., Canada, and recipient of the Kane Fernandez Scholarship at the University of Hawaii. She was accompanied by Ms. Sydney Fernandez Fasi, daughter of the late Mr. Kane Fernandez; and Mr. Richard Coons, husband of Representative Marumoto.

ORDER OF THE DAY

COMMITTEE ASSIGNMENTS

The following bills (H.B. Nos. 2096 through 2854) were referred to committee by the Speaker:

H.B.

<u>Nos.</u>	<u>Referred to:</u>
2096	Committee on Judiciary and Hawaiian Affairs
2097	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance
2098	Committee on Human Services and Housing, then to the Committee on Finance
2099	Committee on Human Services and Housing, then to the Committee on Judiciary and Hawaiian Affairs
2100	Committee on Human Services and Housing, then to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance
2101	Committee on Human Services and Housing, then to the Committee on Judiciary and Hawaiian Affairs
2102	Committee on Consumer Protection and Commerce, then to the Committee on Finance
2103	Jointly to the Committee on Consumer Protection and Commerce and the Committee on Human Services and Housing, then to the Committee on Finance
2104	Committee on Consumer Protection and Commerce, then to the Committee on Finance
2105	Committee on Labor and Public Employment, then to the Committee on Finance
2106	Committee on Consumer Protection and Commerce, then to the Committee on Finance
2107	Committee on Consumer Protection and Commerce, then to the Committee on Finance
2108	Committee on Transportation, then to the Committee on Judiciary and Hawaiian Affairs
2109	Committee on Finance
2110	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance
2111	Jointly to the Committee on Public Safety and Military Affairs and the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance
2112	Committee on Finance
2113	Jointly to the Committee on Judiciary and Hawaiian Affairs and the Committee on Energy and Environmental Protection, then to the Committee on Finance
2114	Committee on Finance
2115	Committee on Judiciary and Hawaiian Affairs
2116	Committee on Judiciary and Hawaiian Affairs
2117	Committee on Judiciary and Hawaiian Affairs

2118	Committee on Judiciary and Hawaiian Affairs	2141	Committee on Transportation, then to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance
2119	Committee on Judiciary and Hawaiian Affairs		
2120	Committee on Judiciary and Hawaiian Affairs	2142	Committee on Transportation, then to the Committee on Judiciary and Hawaiian Affairs
2121	Committee on Judiciary and Hawaiian Affairs		
2122	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance	2143	Committee on Education, then to the Committee on Judiciary and Hawaiian Affairs
2123	Committee on Labor and Public Employment, then to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance	2144	Committee on Economic Development and Business Concerns, then to the Committee on Finance
2124	Committee on Health, then to the Committee on Consumer Protection and Commerce	2145	Committee on Water and Land Use, then to the Committee on Finance
2125	Committee on Judiciary and Hawaiian Affairs	2146	Committee on Finance
2126	Committee on Transportation, then jointly to the Committee on Judiciary and Hawaiian Affairs and the Committee on Consumer Protection and Commerce	2147	Committee on Health, then to the Committee on Judiciary and Hawaiian Affairs
2127	Committee on Tourism and Culture, then to the Committee on Finance	2148	Committee on Health, then to the Committee on Judiciary and Hawaiian Affairs
2128	Committee on Energy and Environmental Protection, then to the Committee on Finance	2149	Committee on Economic Development and Business Concerns, then to the Committee on Finance
2129	Committee on Tourism and Culture, then to the Committee on Finance	2150	Jointly to the Committee on Agriculture and the Committee on Water and Land Use, then to the Committee on Finance
2130	Committee on Economic Development and Business Concerns, then to the Committee on Finance	2151	Committee on Transportation, then to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance
2131	Jointly to the Committee on Education and the Committee on Public Safety and Military Affairs, then to the Committee on Finance	2152	Jointly to the Committee on Human Services and Housing and the Committee on Health, then to the Committee on Finance
2132	Jointly to the Committee on Public Safety and Military Affairs and the Committee on Human Services and Housing, then to the Committee on Finance	2153	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance
2133	Committee on Judiciary and Hawaiian Affairs	2154	Committee on Judiciary and Hawaiian Affairs
2134	Committee on Judiciary and Hawaiian Affairs	2155	Committee on Judiciary and Hawaiian Affairs
2135	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance	2156	Committee on Judiciary and Hawaiian Affairs
2136	Committee on Labor and Public Employment, then to the Committee on Finance	2157	Committee on Judiciary and Hawaiian Affairs
2137	Committee on Judiciary and Hawaiian Affairs	2158	Jointly to the Committee on Transportation and the Committee on Public Safety and Military Affairs, then to the Committee on Judiciary and Hawaiian Affairs
2138	Committee on Human Services and Housing, then to the Committee on Finance	2159	Committee on Labor and Public Employment, then to the Committee on Finance
2139	Committee on Education, then to the Committee on Finance	2160	Committee on Judiciary and Hawaiian Affairs
2140	Committee on Water and Land Use, then to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance	2161	Jointly to the Committee on Judiciary and Hawaiian Affairs and the Committee on Health
		2162	Jointly to the Committee on Judiciary and Hawaiian Affairs and the Committee on Health, then to the Committee on Finance

2163	Jointly to the Committee on Education and the Committee on Labor and Public Employment, then to the Committee on Finance	2186	Committee on Energy and Environmental Protection, then to the Committee on Finance
2164	Committee on Higher Education, then to the Committee on Finance	2187	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance
2165	Jointly to the Committee on Education and the Committee on Labor and Public Employment, then to the Committee on Finance	2188	Committee on Energy and Environmental Protection, then to the Committee on Finance
2166	Jointly to the Committee on Education and the Committee on Higher Education, then to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance	2189	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance
2167	Committee on Transportation, then to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance	2190	Jointly to the Committee on Energy and Environmental Protection and the Committee on Transportation, then to the Committee on Finance
2168	Jointly to the Committee on Agriculture and the Committee on Water and Land Use, then to the Committee on Finance	2191	Committee on Energy and Environmental Protection, then to the Committee on Consumer Protection and Commerce, then to the Committee on Finance
2169	Committee on Agriculture, then to the Committee on Consumer Protection and Commerce	2192	Committee on Tourism and Culture, then to the Committee on Finance
2170	Committee on Human Services and Housing, then to the Committee on Finance	2193	Committee on Tourism and Culture, then to the Committee on Finance
2171	Committee on Energy and Environmental Protection, then to the Committee on Finance	2194	Jointly to the Committee on Agriculture and the Committee on Higher Education, then to the Committee on Finance
2172	Jointly to the Committee on Agriculture and the Committee on Higher Education, then to the Committee on Finance	2195	Jointly to the Committee on Tourism and Culture and the Committee on Labor and Public Employment, then to the Committee on Finance
2173	Jointly to the Committee on Consumer Protection and Commerce and the Committee on Judiciary and Hawaiian Affairs	2196	Jointly to the Committee on Labor and Public Employment and the Committee on Economic Development and Business Concerns, then to the Committee on Finance
2174	Committee on Labor and Public Employment, then to the Committee on Finance	2197	Committee on Transportation, then to the Committee on Finance
2175	Committee on Labor and Public Employment, then to the Committee on Finance	2198	Jointly to the Committee on Energy and Environmental Protection and the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance
2176	Committee on Agriculture, then to the Committee on Finance	2199	Committee on Judiciary and Hawaiian Affairs
2177	Committee on Health, then to the Committee on Judiciary and Hawaiian Affairs	2200	Committee on Agriculture, then to the Committee on Consumer Protection and Commerce
2178	Committee on Finance	2201	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance
2179	Committee on Health, then to the Committee on Judiciary and Hawaiian Affairs	2202	Committee on Transportation, then to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance
2180	Committee on Judiciary and Hawaiian Affairs	2203	Committee on Transportation, then to the Committee on Finance
2181	Committee on Health, then to the Committee on Judiciary and Hawaiian Affairs	2204	Committee on Labor and Public Employment, then to the Committee on Finance
2182	Committee on Judiciary and Hawaiian Affairs	2205	Jointly to the Committee on Labor and Public Employment and the Committee on Energy and Environmental Protection, then to the Committee on Finance
2183	Committee on Finance		
2184	Committee on Energy and Environmental Protection, then to the Committee on Finance		
2185	Committee on Water and Land Use		

2206	Committee on Consumer Protection and Commerce, then to the Committee on Finance	2224	Committee on Finance
2207	Jointly to the Committee on Consumer Protection and Commerce and the Committee on Judiciary and Hawaiian Affairs	2225	Jointly to the Committee on Consumer Protection and Commerce and the Committee on Higher Education, then to the Committee on Finance
2208	Jointly to the Committee on Transportation and the Committee on Energy and Environmental Protection, then to the Committee on Finance	2226	Committee on Human Services and Housing, then to the Committee on Finance
2209	Jointly to the Committee on Water and Land Use and the Committee on Energy and Environmental Protection, then to the Committee on Finance	2227	Committee on Human Services and Housing, then to the Committee on Finance
2210	Committee on Energy and Environmental Protection, then to the Committee on Finance	2228	Committee on Labor and Public Employment, then to the Committee on Finance
2211	Jointly to the Committee on Transportation and the Committee on Energy and Environmental Protection, then to the Committee on Finance	2229	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance
2212	Committee on Energy and Environmental Protection, then to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance	2230	Committee on Education, then to the Committee on Finance
2213	Committee on Health, then to the Committee on Consumer Protection and Commerce, then to the Committee on Finance	2231	Committee on Legislative Management, then to the Committee on Finance
2214	Jointly to the Committee on Consumer Protection and Commerce and the Committee on Judiciary and Hawaiian Affairs	2232	Committee on Labor and Public Employment, then to the Committee on Judiciary and Hawaiian Affairs
2215	Jointly to the Committee on Human Services and Housing and the Committee on Health, then to the Committee on Finance	2233	Committee on Agriculture, then to the Committee on Judiciary and Hawaiian Affairs
2216	Jointly to the Committee on Consumer Protection and Commerce and the Committee on Health, then to the Committee on Finance	2234	Jointly to the Committee on Tourism and Culture and the Committee on Public Safety and Military Affairs, then to the Committee on Finance
2217	Committee on Health, then jointly to the Committee on Consumer Protection and Commerce and the Committee on Labor and Public Employment, then to the Committee on Finance	2235	Committee on Higher Education, then to the Committee on Finance
2218	Committee on Consumer Protection and Commerce, then to the Committee on Higher Education, then to the Committee on Finance	2236	Committee on Energy and Environmental Protection, then to the Committee on Finance
2219	Committee on Health, then to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance	2237	Committee on Energy and Environmental Protection, then to the Committee on Finance
2220	Jointly to the Committee on Health and the Committee on Human Services and Housing, then to the Committee on Finance	2238	Jointly to the Committee on Energy and Environmental Protection and the Committee on Higher Education, then to the Committee on Finance
2221	Jointly to the Committee on Human Services and Housing and the Committee on Health, then to the Committee on Finance	2239	Jointly to the Committee on Health and the Committee on Human Services and Housing, then to the Committee on Finance
2222	Committee on Consumer Protection and Commerce, then to the Committee on Finance	2240	Jointly to the Committee on Consumer Protection and Commerce and the Committee on Health, then to the Committee on Finance
2223	Jointly to the Committee on Human Services and Housing and the Committee on Health, then to the Committee on Finance	2241	Jointly to the Committee on Tourism and Culture and the Committee on Higher Education, then to the Committee on Finance
		2242	Jointly to the Committee on Agriculture and the Committee on Energy and Environmental Protection and the Committee on Water and Land Use, then to the Committee on Finance
		2243	Committee on Consumer Protection and Commerce, then to the Committee on Finance
		2244	Committee on Higher Education, then to the Committee on Finance

2245	Committee on Consumer Protection and Commerce, then to the Committee on Finance	2268	Committee on Agriculture, then to the Committee on Finance
2246	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance	2269	Committee on Agriculture, then to the Committee on Finance
2247	Jointly to the Committee on Economic Development and Business Concerns and the Committee on Human Services and Housing, then to the Committee on Finance	2270	Committee on Agriculture, then to the Committee on Finance
2248	Jointly to the Committee on Economic Development and Business Concerns and the Committee on Agriculture, then to the Committee on Finance	2271	Committee on Agriculture, then to the Committee on Finance
2249	Jointly to the Committee on Water and Land Use and the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance	2272	Committee on Agriculture, then to the Committee on Judiciary and Hawaiian Affairs
2250	Committee on Finance	2273	Committee on Finance
2251	Committee on Tourism and Culture, then to the Committee on Finance	2274	Committee on Higher Education, then to the Committee on Labor and Public Employment, then to the Committee on Finance
2252	Committee on Legislative Management	2275	Committee on Labor and Public Employment, then to the Committee on Finance
2253	Committee on Finance	2276	Committee on Labor and Public Employment, then to the Committee on Finance
2254	Jointly to the Committee on Tourism and Culture and the Committee on Water and Land Use, then to the Committee on Finance	2277	Committee on Higher Education, then to the Committee on Labor and Public Employment, then to the Committee on Finance
2255	Committee on Consumer Protection and Commerce, then to the Committee on Finance	2278	Committee on Labor and Public Employment, then to the Committee on Finance
2256	Jointly to the Committee on Higher Education and the Committee on Human Services and Housing, then to the Committee on Finance	2279	Committee on Labor and Public Employment, then to the Committee on Finance
2257	Committee on Judiciary and Hawaiian Affairs	2280	Committee on Energy and Environmental Protection, then to the Committee on Finance
2258	Committee on Consumer Protection and Commerce	2281	Jointly to the Committee on Education and the Committee on Higher Education, then to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance
2259	Committee on Education, then to the Committee on Finance	2282	Committee on Judiciary and Hawaiian Affairs
2260	Committee on Economic Development and Business Concerns, then to the Committee on Finance	2283	Committee on Finance
2261	Committee on Energy and Environmental Protection, then to the Committee on Finance	2284	Jointly to the Committee on Education and the Committee on Labor and Public Employment, then to the Committee on Finance
2262	Committee on Energy and Environmental Protection, then to the Committee on Finance	2285	Committee on Transportation, then to the Committee on Education, then to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance
2263	Committee on Economic Development and Business Concerns, then to the Committee on Finance	2286	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance
2264	Committee on Labor and Public Employment, then to the Committee on Finance	2287	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Legislative Management, then to the Committee on Finance
2265	Committee on Finance	2288	Committee on Legislative Management, then to the Committee on Finance
2266	Committee on Water and Land Use, then to the Committee on Judiciary and Hawaiian Affairs	2289	Committee on Labor and Public Employment, then to the Committee on Judiciary and Hawaiian Affairs
2267	Committee on Agriculture		

2290	Committee on Judiciary and Hawaiian Affairs	2314	Committee on Judiciary and Hawaiian Affairs
2291	Committee on Energy and Environmental Protection, then to the Committee on Consumer Protection and Commerce, then to the Committee on Finance	2315	Committee on Judiciary and Hawaiian Affairs
2292	Committee on Energy and Environmental Protection, then to the Committee on Consumer Protection and Commerce, then to the Committee on Finance	2316	Committee on Judiciary and Hawaiian Affairs
2293	Committee on Energy and Environmental Protection, then to the Committee on Consumer Protection and Commerce, then to the Committee on Finance	2317	Committee on Judiciary and Hawaiian Affairs
2294	Committee on Energy and Environmental Protection, then to the Committee on Consumer Protection and Commerce, then to the Committee on Finance	2318	Committee on Judiciary and Hawaiian Affairs
2295	Committee on Consumer Protection and Commerce, then to the Committee on Finance	2319	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance
2296	Committee on Water and Land Use, then to the Committee on Consumer Protection and Commerce, then to the Committee on Finance	2320	Committee on Water and Land Use, then to the Committee on Judiciary and Hawaiian Affairs
2297	Committee on Education, then to the Committee on Finance	2321	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance
2298	Committee on Judiciary and Hawaiian Affairs	2322	Committee on Water and Land Use, then to the Committee on Judiciary and Hawaiian Affairs
2299	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance	2323	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance
2300	Committee on Finance	2324	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance
2301	Committee on Transportation, then to the Committee on Judiciary and Hawaiian Affairs	2325	Committee on Transportation, then to the Committee on Finance
2302	Committee on Transportation, then to the Committee on Judiciary and Hawaiian Affairs	2326	Committee on Water and Land Use, then to the Committee on Judiciary and Hawaiian Affairs
2303	Committee on Judiciary and Hawaiian Affairs	2327	Committee on Finance
2304	Committee on Judiciary and Hawaiian Affairs	2328	Committee on Finance
2305	Committee on Judiciary and Hawaiian Affairs	2329	Committee on Labor and Public Employment, then to the Committee on Finance
2306	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance	2330	Committee on Education, then to the Committee on Finance
2307	Committee on Judiciary and Hawaiian Affairs	2331	Committee on Judiciary and Hawaiian Affairs
2308	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance	2332	Committee on Energy and Environmental Protection, then to the Committee on Consumer Protection and Commerce
2309	Committee on Labor and Public Employment, then to the Committee on Judiciary and Hawaiian Affairs	2333	Committee on Energy and Environmental Protection, then to the Committee on Consumer Protection and Commerce
2310	Committee on Judiciary and Hawaiian Affairs	2334	Committee on Energy and Environmental Protection, then jointly to the Committee on Consumer Protection and Commerce and the Committee on Judiciary and Hawaiian Affairs
2311	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance	2335	Committee on Energy and Environmental Protection, then to the Committee on Consumer Protection and Commerce, then to the Committee on Finance
2312	Committee on Judiciary and Hawaiian Affairs	2336	Committee on Energy and Environmental Protection, then to the Committee on Consumer Protection and Commerce, then to the Committee on Finance
2313	Committee on Judiciary and Hawaiian Affairs		

2337	Committee on Energy and Environmental Protection, then jointly to the Committee on Consumer Protection and Commerce and the Committee on Judiciary and Hawaiian Affairs	2357	Committee on Finance
2338	Committee on Energy and Environmental Protection, then to the Committee on Consumer Protection and Commerce, then to the Committee on Finance	2358	Committee on Transportation, then to the Committee on Finance
2339	Jointly to the Committee on Consumer Protection and Commerce and the Committee on Energy and Environmental Protection, then to the Committee on Finance	2359	Committee on Judiciary and Hawaiian Affairs
2340	Committee on Energy and Environmental Protection, then to the Committee on Consumer Protection and Commerce, then to the Committee on Finance	2360	Committee on Finance
2341	Jointly to the Committee on Education and the Committee on Energy and Environmental Protection, then to the Committee on Finance	2361	Committee on Finance
2342	Committee on Energy and Environmental Protection, then to the Committee on Finance	2362	Committee on Finance
2343	Committee on Higher Education, then to the Committee on Finance	2363	Committee on Finance
2344	Jointly to the Committee on Energy and Environmental Protection and the Committee on Water and Land Use, then to the Committee on Finance	2364	Committee on Finance
2345	Jointly to the Committee on Transportation and the Committee on Energy and Environmental Protection, then to the Committee on Finance	2365	Committee on Finance
2346	Committee on Energy and Environmental Protection, then to the Committee on Finance	2366	Committee on Education, then to the Committee on Finance
2347	Committee on Agriculture, then jointly to the Committee on Consumer Protection and Commerce and the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance	2367	Committee on Education, then to the Committee on Finance
2348	Committee on Agriculture, then to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance	2368	Committee on Labor and Public Employment, then to the Committee on Consumer Protection and Commerce
2349	Committee on Transportation, then to the Committee on Judiciary and Hawaiian Affairs	2369	Committee on Finance
2350	Committee on Judiciary and Hawaiian Affairs	2370	Jointly to the Committee on Water and Land Use and the Committee on Agriculture
2351	Committee on Consumer Protection and Commerce	2371	Committee on Education, then to the Committee on Finance
2352	Committee on Education	2372	Committee on Finance
2353	Committee on Education	2373	Committee on Water and Land Use, then to the Committee on Finance
2354	Committee on Education	2374	Committee on Finance
2355	Committee on Education	2375	Jointly to the Committee on Labor and Public Employment and the Committee on Energy and Environmental Protection, then to the Committee on Finance
2356	Committee on Education, then to the Committee on Finance	2376	Committee on Consumer Protection and Commerce, then to the Committee on Finance
		2377	Committee on Economic Development and Business Concerns, then to the Committee on Judiciary and Hawaiian Affairs
		2378	Committee on Finance
		2379	Jointly to the Committee on Labor and Public Employment and the Committee on Economic Development and Business Concerns, then to the Committee on Finance
		2380	Committee on Human Services and Housing, then to the Committee on Finance
		2381	Committee on Finance
		2382	Committee on Public Safety and Military Affairs

2383	Committee on Public Safety and Military Affairs, then to the Committee on Finance	2406	Committee on Education, then to the Committee on Finance
2384	Committee on Finance	2407	Committee on Water and Land Use, then to the Committee on Finance
2385	Committee on Economic Development and Business Concerns, then to the Committee on Finance	2408	Jointly to the Committee on Energy and Environmental Protection and the Committee on Health, then to the Committee on Finance
2386	Committee on Finance	2409	Committee on Energy and Environmental Protection, then to the Committee on Consumer Protection and Commerce, then to the Committee on Finance
2387	Committee on Judiciary and Hawaiian Affairs	2410	Committee on Finance
2388	Committee on Finance	2411	Committee on Finance
2389	Committee on Finance	2412	Jointly to the Committee on Consumer Protection and Commerce and the Committee on Judiciary and Hawaiian Affairs
2390	Jointly to the Committee on Education and the Committee on Health, then to the Committee on Judiciary and Hawaiian Affairs	2413	Committee on Consumer Protection and Commerce
2391	Committee on Education, then to the Committee on Finance	2414	Committee on Consumer Protection and Commerce, then to the Committee on Finance
2392	Jointly to the Committee on Education and the Committee on Labor and Public Employment, then to the Committee on Finance	2415	Committee on Education, then to the Committee on Judiciary and Hawaiian Affairs
2393	Committee on Labor and Public Employment, then to the Committee on Finance	2416	Committee on Education, then to the Committee on Judiciary and Hawaiian Affairs
2394	Committee on Health, then to the Committee on Judiciary and Hawaiian Affairs	2417	Jointly to the Committee on Human Services and Housing and the Committee on Health and the Committee on Labor and Public Employment and the Committee on Higher Education, then to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance
2395	Committee on Consumer Protection and Commerce	2418	Committee on Labor and Public Employment, then to the Committee on Finance
2396	Committee on Economic Development and Business Concerns, then to the Committee on Finance	2419	Committee on Consumer Protection and Commerce, then to the Committee on Finance
2397	Committee on Finance	2420	Committee on Finance
2398	Committee on Economic Development and Business Concerns, then to the Committee on Finance	2421	Committee on Tourism and Culture, then to the Committee on Finance
2399	Committee on Economic Development and Business Concerns, then to the Committee on Finance	2422	Committee on Education, then to the Committee on Finance
2400	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance	2423	Committee on Finance
2401	Committee on Labor and Public Employment, then to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance	2424	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance
2402	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance	2425	Committee on Judiciary and Hawaiian Affairs
2403	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance	2426	Committee on Judiciary and Hawaiian Affairs
2404	Committee on Economic Development and Business Concerns, then to the Committee on Consumer Protection and Commerce, then to the Committee on Finance	2427	Jointly to the Committee on Judiciary and Hawaiian Affairs and the Committee on Public Safety and Military Affairs
2405	Committee on Transportation, then to the Committee on Judiciary and Hawaiian Affairs	2428	Committee on Judiciary and Hawaiian Affairs

2429	Jointly to the Committee on Judiciary and Hawaiian Affairs and the Committee on Consumer Protection and Commerce, then to the Committee on Finance	2450	Committee on Human Services and Housing, then to the Committee on Finance
2430	Jointly to the Committee on Consumer Protection and Commerce and the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance	2451	Committee on Tourism and Culture, then to the Committee on Finance
2431	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance	2452	Jointly to the Committee on Transportation and the Committee on Energy and Environmental Protection, then to the Committee on Finance
2432	Committee on Judiciary and Hawaiian Affairs	2453	Committee on Economic Development and Business Concerns, then to the Committee on Finance
2433	Committee on Judiciary and Hawaiian Affairs	2454	Committee on Economic Development and Business Concerns, then to the Committee on Finance
2434	Jointly to the Committee on Judiciary and Hawaiian Affairs and the Committee on Consumer Protection and Commerce	2455	Committee on Energy and Environmental Protection, then to the Committee on Finance
2435	Jointly to the Committee on Judiciary and Hawaiian Affairs and the Committee on Human Services and Housing	2456	Committee on Tourism and Culture, then to the Committee on Finance
2436	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance	2457	Committee on Labor and Public Employment, then to the Committee on Finance
2437	Committee on Judiciary and Hawaiian Affairs	2458	Committee on Finance
2438	Jointly to the Committee on Judiciary and Hawaiian Affairs and the Committee on Consumer Protection and Commerce	2459	Committee on Finance
2439	Committee on Judiciary and Hawaiian Affairs	2460	Committee on Labor and Public Employment, then to the Committee on Finance
2440	Committee on Public Safety and Military Affairs, then to the Committee on Consumer Protection and Commerce	2461	Committee on Finance
2441	Committee on Transportation, then to the Committee on Judiciary and Hawaiian Affairs	2462	Committee on Labor and Public Employment, then to the Committee on Finance
2442	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance	2463	Committee on Consumer Protection and Commerce, then to the Committee on Finance
2443	Committee on Water and Land Use, then to the Committee on Judiciary and Hawaiian Affairs	2464	Jointly to the Committee on Consumer Protection and Commerce and the Committee on Labor and Public Employment, then to the Committee on Finance
2444	Committee on Water and Land Use, then to the Committee on Finance	2465	Committee on Consumer Protection and Commerce, then to the Committee on Finance
2445	Committee on Human Services and Housing, then to the Committee on Finance	2466	Committee on Consumer Protection and Commerce, then to the Committee on Finance
2446	Committee on Human Services and Housing, then to the Committee on Consumer Protection and Commerce	2467	Committee on Consumer Protection and Commerce
2447	Committee on Human Services and Housing, then to the Committee on Judiciary and Hawaiian Affairs	2468	Committee on Consumer Protection and Commerce, then to the Committee on Finance
2448	Jointly to the Committee on Water and Land Use and the Committee on Economic Development and Business Concerns, then to the Committee on Finance	2469	Committee on Consumer Protection and Commerce
2449	Committee on Economic Development and Business Concerns, then to the Committee on Finance	2470	Committee on Consumer Protection and Commerce
		2471	Jointly to the Committee on Consumer Protection and Commerce and the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance

2472	Committee on Consumer Protection and Commerce, then to the Committee on Finance	2493	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance
2473	Committee on Consumer Protection and Commerce, then to the Committee on Finance	2494	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance
2474	Committee on Consumer Protection and Commerce, then to the Committee on Finance	2495	Committee on Human Services and Housing, then to the Committee on Finance
2475	Committee on Consumer Protection and Commerce, then to the Committee on Finance	2496	Committee on Human Services and Housing, then to the Committee on Judiciary and Hawaiian Affairs
2476	Committee on Consumer Protection and Commerce	2497	Committee on Labor and Public Employment, then jointly to the Committee on Consumer Protection and Commerce and the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance
2477	Committee on Consumer Protection and Commerce, then to the Committee on Finance	2498	Committee on Labor and Public Employment, then to the Committee on Consumer Protection and Commerce, then to the Committee on Finance
2478	Jointly to the Committee on Public Safety and Military Affairs and the Committee on Labor and Public Employment, then to the Committee on Finance	2499	Committee on Labor and Public Employment, then to the Committee on Finance
2479	Jointly to the Committee on Public Safety and Military Affairs, then to the Committee on Judiciary and Hawaiian Affairs and the Committee on Consumer Protection and Commerce, then to the Committee on Finance	2500	Committee on Labor and Public Employment, then to the Committee on Finance
2480	Committee on Education, then to the Committee on Finance	2501	Committee on Labor and Public Employment, then to the Committee on Finance
2481	Jointly to the Committee on Education and the Committee on Labor and Public Employment, then to the Committee on Finance	2502	Committee on Health, then to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance
2482	Committee on Education, then to the Committee on Finance	2503	Committee on Health, then to the Committee on Finance
2483	Committee on Education, then to the Committee on Finance	2504	Jointly to the Committee on Consumer Protection and Commerce and the Committee on Health, then to the Committee on Finance
2484	Committee on Consumer Protection and Commerce, then to the Committee on Finance	2505	Committee on Health, then to the Committee on Finance
2485	Committee on Consumer Protection and Commerce, then to the Committee on Finance	2506	Committee on Health, then to the Committee on Finance
2486	Committee on Tourism and Culture, then to the Committee on Finance	2507	Committee on Health, then to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance
2487	Committee on Judiciary and Hawaiian Affairs	2508	Committee on Labor and Public Employment, then to the Committee on Judiciary and Hawaiian Affairs
2488	Jointly to the Committee on Tourism and Culture and the Committee on Higher Education, then to the Committee on Finance	2509	Committee on Transportation, then to the Committee on Judiciary and Hawaiian Affairs
2489	Jointly to the Committee on Education and the Committee on Labor and Public Employment, then to the Committee on Finance	2510	Jointly to the Committee on Health and the Committee on Human Services and Housing, then to the Committee on Finance
2490	Jointly to the Committee on Tourism and Culture and the Committee on Transportation, then to the Committee on Water and Land Use, then to the Committee on Judiciary and Hawaiian Affairs	2511	Jointly to the Committee on Health and the Committee on Human Services and Housing, then to the Committee on Finance
2491	Committee on Judiciary and Hawaiian Affairs	2512	Jointly to the Committee on Health and the Committee on Human Services and Housing, then to the Committee on Finance
2492	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance		

2513	Committee on Energy and Environmental Protection, then to the Committee on Consumer Protection and Commerce, then to the Committee on Finance	2534	Jointly to the Committee on Education and the Committee on Public Safety and Military Affairs, then to the Committee on Finance
2514	Committee on Health	2535	Committee on Finance
2515	Committee on Finance	2536	Committee on Water and Land Use, then to the Committee on Finance
2516	Committee on Energy and Environmental Protection, then to the Committee on Finance	2537	Committee on Water and Land Use
2517	Committee on Finance	2538	Committee on Water and Land Use, then to the Committee on Finance
2518	Committee on Health, then to the Committee on Finance	2539	Committee on Water and Land Use, then to the Committee on Judiciary and Hawaiian Affairs
2519	Committee on Health, then to the Committee on Judiciary and Hawaiian Affairs	2540	Committee on Water and Land Use, then to the Committee on Finance
2520	Committee on Transportation, then to the Committee on Finance	2541	Committee on Water and Land Use, then to the Committee on Finance
2521	Committee on Health, then to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance	2542	Committee on Water and Land Use, then to the Committee on Finance
2522	Jointly to the Committee on Economic Development and Business Concerns and the Committee on Health, then to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance	2543	Committee on Water and Land Use, then to the Committee on Finance
2523	Committee on Health, then to the Committee on Finance	2544	Jointly to the Committee on Water and Land Use and the Committee on Energy and Environmental Protection, then to the Committee on Finance
2524	Committee on Health, then to the Committee on Consumer Protection and Commerce, then to the Committee on Finance	2545	Committee on Water and Land Use, then to the Committee on Finance
2525	Committee on Labor and Public Employment, then to the Committee on Finance	2546	Committee on Water and Land Use, then to the Committee on Finance
2526	Committee on Labor and Public Employment, then to the Committee on Consumer Protection and Commerce, then to the Committee on Finance	2547	Committee on Water and Land Use, then to the Committee on Finance
2527	Committee on Labor and Public Employment, then to the Committee on Finance	2548	Committee on Water and Land Use, then to the Committee on Finance
2528	Committee on Labor and Public Employment, then to the Committee on Finance	2549	Committee on Water and Land Use, then to the Committee on Finance
2529	Committee on Labor and Public Employment, then to the Committee on Finance	2550	Committee on Water and Land Use, then to the Committee on Judiciary and Hawaiian Affairs
2530	Committee on Labor and Public Employment	2551	Committee on Water and Land Use, then to the Committee on Judiciary and Hawaiian Affairs
2531	Jointly to the Committee on Consumer Protection and Commerce and the Committee on Labor and Public Employment, then to the Committee on Finance	2552	Jointly to the Committee on Water and Land Use and the Committee on Energy and Environmental Protection, then to the Committee on Finance
2532	Committee on Education, then to the Committee on Finance	2553	Committee on Water and Land Use, then to the Committee on Finance
2533	Jointly to the Committee on Education and the Committee on Labor and Public Employment, then to the Committee on Judiciary and Hawaiian Affairs	2554	Committee on Water and Land Use, then to the Committee on Finance
		2555	Committee on Water and Land Use, then to the Committee on Judiciary and Hawaiian Affairs
		2556	Committee on Water and Land Use, then to the Committee on Finance

- | | | | |
|------|--|------|--|
| 2557 | Jointly to the Committee on Education and the Committee on Labor and Public Employment, then to the Committee on Finance | 2577 | Jointly to the Committee on Transportation and the Committee on Water and Land Use, then to the Committee on Finance |
| 2558 | Jointly to the Committee on Higher Education and the Committee on Education, then to the Committee on Finance | 2578 | Committee on Transportation, then to the Committee on Education, then to the Committee on Finance |
| 2559 | Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance | 2579 | Committee on Transportation, then to the Committee on Judiciary and Hawaiian Affairs |
| 2560 | Committee on Public Safety and Military Affairs, then to the Committee on Judiciary and Hawaiian Affairs | 2580 | Committee on Transportation, then to the Committee on Judiciary and Hawaiian Affairs |
| 2561 | Jointly to the Committee on Public Safety and Military Affairs and the Committee on Labor and Public Employment, then to the Committee on Finance | 2581 | Committee on Transportation, then to the Committee on Judiciary and Hawaiian Affairs |
| 2562 | Committee on Public Safety and Military Affairs, then to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance | 2582 | Committee on Transportation, then to the Committee on Judiciary and Hawaiian Affairs |
| 2563 | Committee on Public Safety and Military Affairs, then to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance | 2583 | Committee on Transportation, then to the Committee on Consumer Protection and Commerce, then to the Committee on Finance |
| 2564 | Jointly to the Committee on Public Safety and Military Affairs and the Committee on Labor and Public Employment, then to the Committee on Judiciary and Hawaiian Affairs | 2584 | Committee on Transportation, then to the Committee on Finance |
| 2565 | Committee on Public Safety and Military Affairs, then to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance | 2585 | Committee on Higher Education, then to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance |
| 2566 | Committee on Finance | 2586 | Committee on Higher Education, then to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance |
| 2567 | Committee on Consumer Protection and Commerce, then to the Committee on Finance | 2587 | Committee on Higher Education, then to the Committee on Labor and Public Employment, then to the Committee on Finance |
| 2568 | Committee on Finance | 2588 | Committee on Higher Education, then to the Committee on Labor and Public Employment, then to the Committee on Finance |
| 2569 | Committee on Finance | 2589 | Committee on Health, then to the Committee on Finance |
| 2570 | Committee on Economic Development and Business Concerns, then to the Committee on Finance | 2590 | Committee on Water and Land Use, then to the Committee on Finance |
| 2571 | Committee on Economic Development and Business Concerns, then to the Committee on Finance | 2591 | Committee on Health, then to the Committee on Finance |
| 2572 | Committee on Finance | 2592 | Committee on Judiciary and Hawaiian Affairs |
| 2573 | Committee on Economic Development and Business Concerns, then to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance | 2593 | Jointly to the Committee on Education and the Committee on Higher Education, then to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance |
| 2574 | Committee on Economic Development and Business Concerns, then to the Committee on Finance | 2594 | Committee on Water and Land Use, then to the Committee on Finance |
| 2575 | Committee on Finance | 2595 | Jointly to the Committee on Tourism and Culture and the Committee on Agriculture, then to the Committee on Finance |
| 2576 | Committee on Economic Development and Business Concerns, then to the Committee on Finance | 2596 | Jointly to the Committee on Water and Land Use and the Committee on Agriculture, then to the Committee on Finance |
| | | 2597 | Committee on Finance |

2598	Committee on Tourism and Culture	2621	Committee on Finance
2599	Jointly to the Committee on Labor and Public Employment and the Committee on Energy and Environmental Protection, then to the Committee on Finance	2622	Committee on Transportation, then to the Committee on Judiciary and Hawaiian Affairs
2600	Committee on Water and Land Use, then to the Committee on Finance	2623	Committee on Labor and Public Employment, then to the Committee on Finance
2601	Committee on Judiciary and Hawaiian Affairs	2624	Committee on Water and Land Use, then to the Committee on Judiciary and Hawaiian Affairs
2602	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance	2625	Jointly to the Committee on Judiciary and Hawaiian Affairs and the Committee on Public Safety and Military Affairs
2603	Committee on Judiciary and Hawaiian Affairs	2626	Committee on Consumer Protection and Commerce
2604	Committee on Judiciary and Hawaiian Affairs	2627	Jointly to the Committee on Water and Land Use and the Committee on Transportation, then to the Committee on Finance
2605	Committee on Transportation, then to the Committee on Judiciary and Hawaiian Affairs	2628	Jointly to the Committee on Transportation and the Committee on Energy and Environmental Protection, then to the Committee on Judiciary and Hawaiian Affairs
2606	Committee on Legislative Management, then to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance	2629	Committee on Agriculture, then to the Committee on Finance
2607	Committee on Consumer Protection and Commerce, then to the Committee on Finance	2630	Committee on Agriculture, then to the Committee on Consumer Protection and Commerce, then to the Committee on Finance
2608	Committee on Consumer Protection and Commerce, then to the Committee on Finance	2631	Committee on Agriculture, then to the Committee on Consumer Protection and Commerce
2609	Jointly to the Committee on Water and Land Use and the Committee on Tourism and Culture, then to the Committee on Finance	2632	Committee on Education, then to the Committee on Finance
2610	Committee on Judiciary and Hawaiian Affairs	2633	Committee on Energy and Environmental Protection, then jointly to the Committee on Consumer Protection and Commerce and the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance
2611	Committee on Transportation, then to the Committee on Judiciary and Hawaiian Affairs	2634	Committee on Consumer Protection and Commerce, then to the Committee on Finance
2612	Committee on Legislative Management, then to the Committee on Judiciary and Hawaiian Affairs	2635	Committee on Finance
2613	Committee on Judiciary and Hawaiian Affairs	2636	Committee on Health, then jointly to the Committee on Consumer Protection and Commerce and the Committee on Judiciary and Hawaiian Affairs
2614	Committee on Economic Development and Business Concerns, then to the Committee on Finance	2637	Jointly to the Committee on Human Services and Housing and the Committee on Health, then to the Committee on Finance
2615	Committee on Labor and Public Employment, then to the Committee on Consumer Protection and Commerce, then to the Committee on Finance	2638	Jointly to the Committee on Human Services and Housing and the Committee on Health, then to the Committee on Finance
2616	Jointly to the Committee on Tourism and Culture and the Committee on Water and Land Use, then to the Committee on Finance	2639	Jointly to the Committee on Labor and Public Employment and the Committee on Human Services and Housing, then to the Committee on Finance
2617	Committee on Transportation, then to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance	2640	Committee on Judiciary and Hawaiian Affairs
2618	Committee on Consumer Protection and Commerce, then to the Committee on Finance		
2619	Committee on Education, then to the Committee on Finance		
2620	Committee on Education, then to the Committee on Finance		

2641	Jointly to the Committee on Labor and Public Employment and the Committee on Economic Development and Business Concerns, then to the Committee on Consumer Protection and Commerce	2658	Committee on Human Services and Housing, then to the Committee on Finance
2642	Committee on Human Services and Housing, then jointly to the Committee on Consumer Protection and Commerce and the Committee on Judiciary and Hawaiian Affairs	2659	Committee on Energy and Environmental Protection, then to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance
2643	Committee on Transportation, then to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance	2660	Committee on Energy and Environmental Protection, then to the Committee on Consumer Protection and Commerce, then to the Committee on Finance
2644	Jointly to the Committee on Economic Development and Business Concerns and the Committee on Health, then to the Committee on Finance	2661	Committee on Water and Land Use
2645	Jointly to the Committee on Human Services and Housing and the Committee on Health and the Committee on Education and the Committee on Labor and Public Employment, then to the Committee on Finance	2662	Jointly to the Committee on Water and Land Use and the Committee on Agriculture, then to the Committee on Finance
2646	Jointly to the Committee on Human Services and Housing and the Committee on Health, then to the Committee on Finance	2663	Committee on Transportation, then to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance
2647	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance	2664	Committee on Judiciary and Hawaiian Affairs
2648	Jointly to the Committee on Economic Development and Business Concerns and the Committee on Labor and Public Employment, then to the Committee on Finance	2665	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance
2649	Committee on Agriculture, then to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance	2666	Committee on Human Services and Housing, then to the Committee on Finance
2650	Committee on Economic Development and Business Concerns, then to the Committee on Finance	2667	Committee on Energy and Environmental Protection, then to the Committee on Finance
2651	Committee on Labor and Public Employment, then to the Committee on Consumer Protection and Commerce, then to the Committee on Finance	2668	Committee on Consumer Protection and Commerce, then to the Committee on Finance
2652	Committee on Labor and Public Employment, then to the Committee on Consumer Protection and Commerce, then to the Committee on Judiciary and Hawaiian Affairs	2669	Committee on Judiciary and Hawaiian Affairs
2653	Jointly to the Committee on Consumer Protection and Commerce and the Committee on Health, then to the Committee on Finance	2670	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance
2654	Committee on Finance	2671	Jointly to the Committee on Energy and Environmental Protection and the Committee on Labor and Public Employment, then jointly to the Committee on Consumer Protection and Commerce and the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance
2655	Jointly to the Committee on Consumer Protection and Commerce and the Committee on Judiciary and Hawaiian Affairs	2672	Committee on Legislative Management
2656	Committee on Judiciary and Hawaiian Affairs	2673	Committee on Education, then to the Committee on Finance
2657	Committee on Human Services and Housing, then to the Committee on Finance	2674	Committee on Education, then to the Committee on Finance
		2675	Committee on Energy and Environmental Protection, then to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance
		2676	Committee on Judiciary and Hawaiian Affairs
		2677	Committee on Consumer Protection and Commerce, then to the Committee on Finance
		2678	Committee on Legislative Management, then to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance

2679	Committee on Health, then to the Committee on Finance	2704	Committee on Energy and Environmental Protection, then to the Committee on Finance
2680	Committee on Finance	2705	Jointly to the Committee on Labor and Public Employment and the Committee on Economic Development and Business Concerns, then to the Committee on Consumer Protection and Commerce, then to the Committee on Finance
2681	Committee on Consumer Protection and Commerce	2706	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance
2682	Jointly to the Committee on Higher Education and the Committee on Health, then to the Committee on Finance	2707	Committee on Judiciary and Hawaiian Affairs
2683	Committee on Education, then to the Committee on Finance	2708	Committee on Agriculture, then to the Committee on Finance
2684	Committee on Finance	2709	Committee on Health, then to the Committee on Finance
2685	Committee on Education, then to the Committee on Finance	2710	Committee on Water and Land Use, then to the Committee on Finance
2686	Jointly to the Committee on Labor and Public Employment and the Committee on Economic Development and Business Concerns, then to the Committee on Finance	2711	Committee on Agriculture, then to the Committee on Consumer Protection and Commerce
2687	Committee on Education, then to the Committee on Finance	2712	Committee on Finance
2688	Committee on Health, then to the Committee on Judiciary and Hawaiian Affairs	2713	Committee on Transportation, then to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance
2689	Committee on Finance	2714	Committee on Energy and Environmental Protection, then to the Committee on Consumer Protection and Commerce, then to the Committee on Finance
2690	Committee on Water and Land Use, then to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance	2715	Committee on Energy and Environmental Protection, then to the Committee on Consumer Protection and Commerce, then to the Committee on Finance
2691	Committee on Economic Development and Business Concerns, then to the Committee on Finance	2716	Committee on Water and Land Use, then to the Committee on Finance
2692	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance	2717	Committee on Finance
2693	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance	2718	Committee on Higher Education, then to the Committee on Finance
2694	Committee on Judiciary and Hawaiian Affairs	2719	Committee on Economic Development and Business Concerns, then to the Committee on Finance
2695	Committee on Education, then to the Committee on Finance	2720	Committee on Consumer Protection and Commerce, then to the Committee on Finance
2696	Committee on Human Services and Housing, then to the Committee on Judiciary and Hawaiian Affairs	2721	Committee on Health, then to the Committee on Finance
2697	Committee on Judiciary and Hawaiian Affairs	2722	Committee on Economic Development and Business Concerns, then to the Committee on Finance
2698	Committee on Judiciary and Hawaiian Affairs	2723	Committee on Energy and Environmental Protection, then to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance
2699	Committee on Finance	2724	Committee on Consumer Protection and Commerce, then to the Committee on Finance
2700	Committee on Economic Development and Business Concerns, then to the Committee on Finance		
2701	Committee on Finance		
2702	Committee on Finance		
2703	Committee on Finance		

2725	Committee on Agriculture, then to the Committee on Finance	2748	Committee on Finance
2726	Committee on Finance	2749	Committee on Human Services and Housing, then to the Committee on Finance
2727	Jointly to the Committee on Tourism and Culture and the Committee on Higher Education, then to the Committee on Finance	2750	Jointly to the Committee on Labor and Public Employment and the Committee on Economic Development and Business Concerns, then to the Committee on Consumer Protection and Commerce, then to the Committee on Finance
2728	Jointly to the Committee on Tourism and Culture and the Committee on Water and Land Use, then to the Committee on Finance	2751	Committee on Education, then to the Committee on Finance
2729	Committee on Consumer Protection and Commerce, then to the Committee on Finance	2752	Committee on Higher Education, then to the Committee on Consumer Protection and Commerce, then to the Committee on Finance
2730	Committee on Tourism and Culture, then to the Committee on Finance	2753	Jointly to the Committee on Health and the Committee on Human Services and Housing, then to the Committee on Finance
2731	Committee on Energy and Environmental Protection, then to the Committee on Finance	2754	Committee on Finance
2732	Committee on Judiciary and Hawaiian Affairs	2755	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance
2733	Jointly to the Committee on Health and the Committee on Labor and Public Employment, then to the Committee on Finance	2756	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance
2734	Committee on Higher Education, then to the Committee on Finance	2757	Committee on Tourism and Culture, then to the Committee on Finance
2735	Committee on Human Services and Housing, then to the Committee on Finance	2758	Committee on Finance
2736	Committee on Human Services and Housing, then to the Committee on Finance	2759	Jointly to the Committee on Human Services and Housing and the Committee on Labor and Public Employment, then to the Committee on Finance
2737	Committee on Human Services and Housing, then to the Committee on Finance	2760	Committee on Finance
2738	Committee on Labor and Public Employment, then to the Committee on Finance	2761	Committee on Health, then to the Committee on Finance
2739	Jointly to the Committee on Water and Land Use and the Committee on Tourism and Culture	2762	Committee on Human Services and Housing, then to the Committee on Finance
2740	Committee on Transportation, then to the Committee on Education, then to the Committee on Finance	2763	Jointly to the Committee on Labor and Public Employment and the Committee on Economic Development and Business Concerns, then to the Committee on Consumer Protection and Commerce, then to the Committee on Finance
2741	Committee on Health, then to the Committee on Finance	2764	Jointly to the Committee on Water and Land Use and the Committee on Human Services and Housing, then to the Committee on Finance
2742	Committee on Consumer Protection and Commerce	2765	Committee on Education, then to the Committee on Finance
2743	Committee on Higher Education, then to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance	2766	Jointly to the Committee on Education and the Committee on Labor and Public Employment, then to the Committee on Finance
2744	Committee on Agriculture, then to the Committee on Finance	2767	Committee on Finance
2745	Committee on Consumer Protection and Commerce	2768	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance
2746	Committee on Consumer Protection and Commerce	2769	Committee on Judiciary and Hawaiian Affairs
2747	Committee on Education, then to the Committee on Finance		

2770	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance	2791	Committee on Economic Development and Business Concerns, then to the Committee on Finance
2771	Committee on Finance	2792	Committee on Finance
2772	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance	2793	Committee on Water and Land Use, then to the Committee on Finance
2773	Committee on Finance	2794	Committee on Water and Land Use, then to the Committee on Finance
2774	Committee on Finance	2795	Committee on Health, then to the Committee on Finance
2775	Committee on Transportation, then jointly to the Committee on Consumer Protection and Commerce and the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance	2796	Committee on Finance
2776	Committee on Health, then to the Committee on Finance	2797	Committee on Education, then to the Committee on Finance
2777	Committee on Education, then to the Committee on Finance	2798	Committee on Higher Education, then to the Committee on Finance
2778	Committee on Education, then to the Committee on Finance	2799	Committee on Labor and Public Employment, then to the Committee on Finance
2779	Committee on Transportation, then to the Committee on Consumer Protection and Commerce, then to the Committee on Finance	2800	Committee on Labor and Public Employment, then to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance
2780	Committee on Water and Land Use, then to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance	2801	Committee on Transportation, then jointly to the Committee on Consumer Protection and Commerce and the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance
2781	Jointly to the Committee on Health and the Committee on Human Services and Housing, then to the Committee on Consumer Protection and Commerce, then to the Committee on Finance	2802	Committee on Consumer Protection and Commerce
2782	Committee on Education, then to the Committee on Finance	2803	Committee on Economic Development and Business Concerns, then to the Committee on Finance
2783	Jointly to the Committee on Education and the Committee on Health, then to the Committee on Finance	2804	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance
2784	Jointly to the Committee on Education and the Committee on Labor and Public Employment, then to the Committee on Finance	2805	Committee on Labor and Public Employment, then to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance
2785	Committee on Water and Land Use, then to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance	2806	Committee on Health, then to the Committee on Consumer Protection and Commerce
2786	Committee on Transportation, then to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance	2807	Committee on Labor and Public Employment, then to the Committee on Finance
2787	Committee on Education, then to the Committee on Finance	2808	Committee on Health, then to the Committee on Labor and Public Employment, then to the Committee on Finance
2788	Committee on Finance	2809	Committee on Labor and Public Employment, then to the Committee on Finance
2789	Committee on Judiciary and Hawaiian Affairs	2810	Committee on Labor and Public Employment, then to the Committee on Finance
2790	Committee on Agriculture, then to the Committee on Judiciary and Hawaiian Affairs	2811	Jointly to the Committee on Health and the Committee on Labor and Public Employment

2812	Committee on Education, then to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance	2834	Jointly to the Committee on Consumer Protection and Commerce and the Committee on Health, then to the Committee on Finance
2813	Committee on Energy and Environmental Protection, then jointly to the Committee on Consumer Protection and Commerce and the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance	2835	Jointly to the Committee on Labor and Public Employment and the Committee on Economic Development and Business Concerns, then to the Committee on Consumer Protection and Commerce, then to the Committee on Finance
2814	Committee on Energy and Environmental Protection, then to the Committee on Finance	2836	Committee on Energy and Environmental Protection, then to the Committee on Consumer Protection and Commerce, then to the Committee on Finance
2815	Committee on Energy and Environmental Protection, then to the Committee on Finance	2837	Committee on Energy and Environmental Protection, then to the Committee on Consumer Protection and Commerce, then to the Committee on Finance
2816	Committee on Tourism and Culture, then to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance	2838	Committee on Energy and Environmental Protection, then to the Committee on Finance
2817	Committee on Judiciary and Hawaiian Affairs	2839	Committee on Energy and Environmental Protection, then to the Committee on Consumer Protection and Commerce, then to the Committee on Finance
2818	Committee on Judiciary and Hawaiian Affairs	2840	Committee on Finance
2819	Committee on Finance	2841	Committee on Legislative Management, then to the Committee on Judiciary and Hawaiian Affairs
2820	Committee on Consumer Protection and Commerce	2842	Committee on Legislative Management, then to the Committee on Finance
2821	Committee on Finance	2843	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance
2822	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance	2844	Committee on Judiciary and Hawaiian Affairs
2823	Committee on Labor and Public Employment, then to the Committee on Consumer Protection and Commerce, then to the Committee on Finance	2845	Committee on Health, then to the Committee on Consumer Protection and Commerce
2824	Committee on Judiciary and Hawaiian Affairs	2846	Jointly to the Committee on Education and the Committee on Health, then to the Committee on Finance
2825	Committee on Judiciary and Hawaiian Affairs	2847	Committee on Education, then to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance
2826	Committee on Judiciary and Hawaiian Affairs	2848	Jointly to the Committee on Education and the Committee on Higher Education, then to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance
2827	Committee on Finance	2849	Committee on Education, then to the Committee on Finance
2828	Jointly to the Committee on Education and the Committee on Labor and Public Employment, then to the Committee on Finance	2850	Committee on Education, then to the Committee on Finance
2829	Committee on Water and Land Use, then to the Committee on Judiciary and Hawaiian Affairs	2851	Jointly to the Committee on Education and the Committee on Labor and Public Employment, then to the Committee on Finance
2830	Committee on Tourism and Culture, then to the Committee on Consumer Protection and Commerce	2852	Jointly to the Committee on Education and the Committee on Labor and Public Employment
2831	Committee on Energy and Environmental Protection, then to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance		
2832	Committee on Tourism and Culture, then to the Committee on Consumer Protection and Commerce		
2833	Committee on Tourism and Culture, then to the Committee on Consumer Protection and Commerce		

- 2853 Committee on Education and the Committee on Labor and Public Employment, then to the Committee on Finance
- 2854 Committee on Consumer Protection and Commerce

COMMITTEE REASSIGNMENTS

The following bills were re-referred to committee by the Speaker:

H.B.
Nos.

Re-referred to:

- 1929 Committee on Health, then to the Committee on Higher Education, then to the Committee on Finance
- 2000 Committee on Economic Development and Business Concerns, then to the Committee on Finance
- 2007 Committee on Higher Education, then to the Committee on Finance
- 2016 Committee on Finance

INTRODUCTION OF RESOLUTIONS

By unanimous consent, the following concurrent resolution (H.C.R. No. 25) was referred to Printing and further action was deferred:

H.C.R. No. 25, entitled: "HOUSE CONCURRENT RESOLUTION EXTENDING THE REPORTING DATE OF THE TASK FORCE TO IMPROVE THE EFFICIENCY OF LAW ENFORCEMENT AND PUBLIC SAFETY AGENCIES," was offered by Representative Garcia.

ANNOUNCEMENTS

Representative Ahu Isa, for the Committee on Economic Development and Business, and the Committee on Labor requested a waiver of the 48-hour advanced notice requirement for the purpose of conducting a public hearing with decision making to follow on HB 1795, Relating to Professional Employment Organizations, and the Chair "so ordered."

Representative Ahu Isa then announced that this notice was filed two hours late and that the measure would be heard on Friday, February 1st at 8:30 a.m. in Conference Room 309

Representative Garcia: "Mr. Speaker, I just wanted to remind the Members, thanks to your leadership and the gracious invitation that you along with the Senate President have extended to the members of both the House and the Senate, to take in once again, your New Aloha Economy Days. This is an effort to educate the Members on what we do here, as well as the public, to educate them on what we do here as well. Specifically this speaks to high technology and the membership of the High Technology Trade Association. The vendors, some 80 strong, are displaying their products, programs and activities all in the effort to diversify and enhance our economy.

"Thanks to the good work of the members in both the House and the Senate, in enacting legislation of the last three years, especially Act 221 which will be highlighted at a ceremony in the Governor's Office when he actually signs the Proclamation to announce that this is Tech Day in Hawaii. At 12:30, that ceremony will take place, and I would especially like to see there the members most responsible, because it comes under their jurisdiction. Thanks to the good work of Chair Lei Ahu Isa, and the Economic Development and Business Concerns Committee; and as with all things related to taxes which are under the review and consideration of the Finance Committee, Chair Takamine.

"So once again, just to let you know that your work is being appreciated and the vendors would especially like to share their concerns, as well as their congratulations to all of us for helping them do what we all want to do: To help our economy. Thank you, Mr. Speaker. Oh by the way, lunch is being served. That is another way to attract your attention as well. Thank you."

ADJOURNMENT

At 12:18 o'clock p.m. on motion by Representative Lee, seconded by Representative Djou and carried, the House of Representatives adjourned until 12:00 o'clock noon tomorrow, Thursday, January 31, 2002. (Representatives Kahikina, Stonebraker and Takumi were excused.)

TENTH DAY

Thursday, January 31, 2002

The House of Representatives of the Twenty-First Legislature of the State of Hawaii, Regular Session of 2002, convened at 12:06 o'clock p.m., with the Speaker presiding.

The invocation was delivered by Representative Benjamin C. Cabrerros, after which the Roll was called showing all members present with the exception of Representatives McDermott, Meyer, Stonebraker and Takumi, who were excused.

On motion by Representative Lee, seconded by Representative Djou and carried, reading of the Journals was dispensed with and the Journals of the First, Second, Third, Fourth, Fifth, Sixth and Seventh Days were approved. (Representatives McDermott, Meyer, Stonebraker and Takumi, were excused.)

GOVERNOR'S MESSAGES

The following messages from the Governor (Gov. Msg. Nos. 137 through 146) were received and announced by the Clerk were placed on file:

Gov. Msg. No. 137, transmitting the Hawaii Community Development Authority's project-funded staff services budget report.

Gov. Msg. No. 138, transmitting the 2001 revenues and expenditures of the Hawaii National Guard Youth Challenge Academy.

Gov. Msg. No. 139, transmitting the report entitled "Report to the State Legislature, Pursuant to Act 253, SLH 2001," relating to youth service centers.

Gov. Msg. No. 140, transmitting a Report by the Hawaii Advisory Commission on Drug Abuse and Controlled Substances (HACDACS).

Gov. Msg. No. 141, transmitting a report Regarding Maternal and Child Health Services and Contract Services for Home Visitation to Support the Healthy Start Program.

Gov. Msg. No. 142, transmitting the report Requesting Process and Outcome Evaluations by an Independent Evaluator of New Treatment or Service Programs, Employed by the Child and Adolescent Mental Health Division to Serve Emotionally Disturbed Children and Adolescents.

Gov. Msg. No. 143, transmitting a report regarding Monthly Notification of Expenditures from the Director of Health Relative to the Felix Consent Decree for the Month of December 2001.

Gov. Msg. No. 144, transmitting a Report by the Department of Health, Alcohol and Drug Abuse Division on Substance Abuse Treatment for Offenders.

Gov. Msg. No. 145, transmitting the Hawaii State Incentive Grant, Youth Substance Abuse Prevention Strategy, 2001.

Gov. Msg. No. 146, transmitting a Report by the Department of Health on Implementation of the State Plan for Substance Abuse.

INTRODUCTIONS

The following introduction was made to the Members of the House:

Representative Djou introduced a friend from New York who he met while attending the University of Pennsylvania, Mr. Seth Berr.

ORDER OF THE DAY

COMMITTEE ASSIGNMENTS

The following resolution (H.R. No. 8) and concurrent resolutions (H.C.R. Nos. 13 through 24) were referred to committee by the Speaker:

<u>H.R.</u> <u>No.</u>	<u>Referred to:</u>
8	Jointly to the Committee on Tourism and Culture and the Committee on Higher Education
<u>H.C.R.</u> <u>Nos.</u>	<u>Referred to:</u>
13	Committee on Judiciary and Hawaiian Affairs
14	Committee on Judiciary and Hawaiian Affairs
15	Jointly to the Committee on Human Services and Housing and the Committee on Education, then to the Committee on Finance
16	Committee on Labor and Public Employment, then to the Committee on Finance
17	Committee on Water and Land Use, then to the Committee on Finance
18	Committee on Water and Land Use, then to the Committee on Finance
19	Committee on Water and Land Use, then to the Committee on Finance
20	Committee on Water and Land Use, then to the Committee on Finance
21	Committee on Water and Land Use, then to the Committee on Finance
22	Jointly to the Committee on Tourism and Culture and the Committee on Higher Education
23	Committee on Higher Education, then to the Committee on Judiciary and Hawaiian Affairs
24	Committee on Water and Land Use, then to the Committee on Finance

COMMITTEE REASSIGNMENTS

The following bills were re-referred to committee by the Speaker:

<u>H.B.</u> <u>Nos.</u>	<u>Re-referred to:</u>
----------------------------	------------------------

1842	Committee on Health, then to the Committee on Consumer Protection and Commerce	2334	Jointly to the Committee on Energy and Environmental Protection and the Committee on Consumer Protection and Commerce and the Committee on Judiciary and Hawaiian Affairs
1867	Jointly to the Committee on Human Services and Housing and the Committee on Health, then to the Committee on Finance	2335	Jointly to the Committee on Energy and Environmental Protection and the Committee on Consumer Protection and Commerce, then to the Committee on Finance
1870	Committee on Human Services and Housing and the Committee on Health, then to the Committee on Finance	2336	Jointly to the Committee on Energy and Environmental Protection and the Committee on Consumer Protection and Commerce, then to the Committee on Finance
1873	Committee on Education, then to the Committee on Economic Development and Business Concerns, then to the Committee on Finance	2337	Jointly to the Committee on Energy and Environmental Protection and the Committee on Consumer Protection and Commerce and the Committee on Judiciary and Hawaiian Affairs
1881	Committee on Education, then to the Committee on Public Safety and Military Affairs, then to the Committee on Finance	2338	Jointly to the Committee on Energy and Environmental Protection and the Committee on Consumer Protection and Commerce, then to the Committee on Finance
1888	Committee on Health, then to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance	2339	Jointly to the Committee on Energy and Environmental Protection and the Committee on Consumer Protection and Commerce, then to the Committee on Finance
1889	Committee on Health, then to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance	2340	Jointly to the Committee on Energy and Environmental Protection and the Committee on Consumer Protection and Commerce, then to the Committee on Finance
1890	Committee on Health, then to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance	2427	Committee on Public Safety and Military Affairs
2020	Jointly to the Committee on Health and the Committee on Human Services and Housing, then to the Committee on Finance	2440	Committee on Judiciary and Hawaiian Affairs
2049	Jointly to the Committee on Health and the Committee on Consumer Protection and Commerce	2446	Committee on Human Services and Housing, then to the Committee on Judiciary and Hawaiian Affairs
2098	Committee on Human Services and Housing, then to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance	2479	Jointly to the Committee on Judiciary and Hawaiian Affairs and the Committee on Consumer Protection and Commerce, then to the Committee on Finance
2113	Committee on Energy and Environmental Protection, then to the Committee on Finance	2513	Committee on Energy and Environmental Protection, then to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance
2198	Jointly to the Committee on Energy and Environmental Protection and the Committee on Consumer Protection and Commerce and the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance	2562	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance
2209	Jointly to the Committee on Energy and Environmental Protection and the Committee on Water and Land Use, then to the Committee on Finance	2633	Jointly to the Committee on Energy and Environmental Protection and the Committee on Consumer Protection and Commerce and the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance
2215	Jointly to the Committee on Health and the Committee on Human Services and Housing, then to the Committee on Finance	2730	Committee on Tourism and Culture, then to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance
2300	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance	2779	Committee on Transportation, then jointly to the Committee on Consumer Protection and Commerce and the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance
2332	Jointly to the Committee on Energy and Environmental Protection and the Committee on Consumer Protection and Commerce		
2333	Jointly to the Committee on Energy and Environmental Protection and the Committee on Consumer Protection and Commerce		

- 2813 Jointly to the Committee on Energy and Environmental Protection and the Committee on Consumer Protection and Commerce and the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance
- 2815 Jointly to the Committee on Energy and Environmental Protection and the Committee on Consumer Protection and Commerce, then to the Committee on Finance
- 2816 Committee on Tourism and Culture, then to the Committee on Finance
- 2830 Committee on Consumer Protection and Commerce
- 2832 Committee on Consumer Protection and Commerce
- 2833 Committee on Consumer Protection and Commerce

INTRODUCTION OF RESOLUTIONS

By unanimous consent, the following resolutions (H.R. Nos. 10 through 11) were referred to Printing and further action was deferred:

H.R. No. 10, entitled: "HOUSE RESOLUTION RELATING TO AN AMENDMENT TO THE CONSTITUTION OF THE UNITED STATES PROVIDING THAT NO COURT SHALL HAVE THE POWER TO LEVY OR INCREASE TAXES," was offered by Representative Djou.

H.R. No. 11, entitled: "HOUSE RESOLUTION RELATING TO CELEBRATION OF STATEHOOD DAY," was offered by Representative Djou.

STANDING COMMITTEE REPORTS

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 3-02) recommending that H.B. No. 1722, pass Second Reading and be referred to the Committee on Consumer Protection and Commerce.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 1722, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," passed Second Reading and was referred to the Committee on Consumer Protection and Commerce, with Representatives McDermott, Meyer, Stonebraker and Takumi being excused.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 4-02) recommending that H.B. No. 1723, pass Second Reading and be referred jointly to the Committee on Consumer Protection and Commerce and the Committee on Judiciary and Hawaiian Affairs.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 1723, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE SAFETY," passed

Second Reading and was referred jointly to the Committee on Consumer Protection and Commerce and the Committee on Judiciary and Hawaiian Affairs, with Representatives McDermott, Meyer, Stonebraker and Takumi being excused.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 5-02) recommending that H.B. No. 1725, pass Second Reading and be referred to the Committee on Judiciary and Hawaiian Affairs.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 1725, entitled: "A BILL FOR AN ACT RELATING TO DRIVER LICENSE RENEWAL BY MAIL," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs, with Representatives McDermott, Meyer, Stonebraker and Takumi being excused.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 6-02) recommending that H.B. No. 1727, pass Second Reading and be referred to the Committee on Judiciary and Hawaiian Affairs.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 1727, entitled: "A BILL FOR AN ACT RELATING TO DRIVER'S LICENSE INSTRUCTION PERMIT RENEWAL," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs, with Representatives McDermott, Meyer, Stonebraker and Takumi being excused.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 7-02) recommending that H.B. No. 1724, pass Second Reading and be referred to the Committee Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried the report of the Committee was adopted and H.B. No. 1724, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL NUMBER PLATES FOR MILITARY SERVICE," passed Second Reading and was referred to the Committee on Finance, with Representatives McDermott, Meyer, Stonebraker and Takumi being excused.

LATE INTRODUCTIONS

The following late introduction was made to the Members of the House:

Representative Cabrerros introduced his student intern from Leeward Community College, Mr. Bryson Nikaido.

ANNOUNCEMENTS

Representative Lee announced that there would be a Majority Caucus in the Majority Caucus Room.

ADJOURNMENT

At 12:12 o'clock p.m. on motion by Representative Lee, seconded by Representative Djou and carried, the House of Representatives adjourned until 12:00 o'clock noon tomorrow, Friday, February 1, 2002. (Representatives McDermott, Meyer, Stonebraker and Takumi were excused.)

ELEVENTH DAY

Friday, February 1, 2002

The House of Representatives of the Twenty-First Legislature of the State of Hawaii, Regular Session of 2002, convened at 12:03 o'clock p.m., with the Vice Speaker presiding.

The invocation was delivered by Representative Case, after which the Roll was called showing all members present with the exception of Representatives Kahikina, McDermott, Say, Stonebraker, Takai, and Takumi, who were excused.

By unanimous consent, reading and approval of the Journal of the House of Representatives of the Tenth Day was deferred.

GOVERNOR'S MESSAGES

The following messages from the Governor (Gov. Msg. Nos. 147 through 150) were received and announced by the Clerk were placed on file:

Gov. Msg. No. 147, transmitting the Insurance Division's Annual External Review Report for fiscal year ending June 30, 2001.

Gov. Msg. No. 148, transmitting the report, Relating to Fees Collected by the Department of Health for the Domestic Violence Prevention Special Fund.

Gov. Msg. No. 149, transmitting the report, Establishing the Primary Health Care Incentive Program and the Primary Care Roundtable.

Gov. Msg. No. 150, informing the House that on January 30, 2002, the following bill was signed into law: H.B. No. 1, H.D. 1, MAKING APPROPRIATIONS TO PROVIDE FOR THE EXPENSES OF THE LEGISLATURE, THE LEGISLATIVE AUDITOR, THE LEGISLATIVE REFERENCE BUREAU, AND THE OMBUDSMAN (ACT 001).

INTRODUCTIONS

The following introductions were made to the members of the House:

Representative Gomes introduced members of his staff, Ms. Heather Paynter and Ms. Dara Lum; and his Hawaii Job Corps legislative 'shadow,' Ms. Leihuanani Vinhaca.

Representative Davis introduced his Hawaii Job Corps legislative 'shadows,' Ms. Geraldine Angco and Mr. Cameron Pacheco.

Representative Cabreros introduced his student intern from Leeward Community College, and former Miss Filipina, Ms. Fe Albano.

At 12:12 o'clock p.m., the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 12:25 o'clock p.m.

RECALL FROM COMMITTEE

Representative Fox moved that H.B. No. 1583 which was jointly referred to Committee on Human Services and Housing

and the Committee on Health, be recalled, and pass Second Reading and be placed on the calendar for Third Reading, seconded by Representative Halford.

Representative M. Oshiro rose to a point of order, stating:

"This is a compound motion and I believe that it is improper at this time."

The Chair addressed Representative Fox, stating:

"You need to just make a motion to recall first."

Representative Fox then moved that H.B. No. 1583 which was jointly referred to the Committee on Human Services and Housing and the Committee on Health, be recalled, seconded by Representative Halford.

At 12:26 o'clock p.m., the Chair declared a recess for the purpose of verifying that a sufficient number of days had lapsed in order to move for a recall, subject to the call of the Chair.

The House of Representatives reconvened at 12:30 o'clock p.m.

At this time, the Chair recognized the Clerk who announced that H.B. No. 1583 had been jointly referred to the Committee on Human Services and Housing and the Committee on Health on January 29, 2001, and that the required 20 days had lapsed for a recall.

At 12:31 o'clock p.m., the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 12:31 o'clock p.m.

At this time, the Chair announced that H.B. No. 1583 entitled: "A BILL FOR AN ACT RELATING TO TAX CREDIT," was recalled from the joint Committee on Human Services and Housing and the Committee on Health by unanimous consent, and was brought to the floor for action.

Representative M. Oshiro moved that H.B. No. 1583 be postponed to the end of the calendar of the next legislative day, seconded by Representative Lee and carried. (Representatives Kahikina, Say, Stonebraker, Takai and Takumi were excused.)

Representative Fox then called for a division of the House, and for convenience, the Chair asked for a vote by a show of hands.

The Clerk announced that there were 18 votes in favor of the motion for a division of the House and 28 votes opposed.

At 12:34 o'clock p.m., the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 12:36 o'clock p.m.

The Clerk then announced that the motion on the floor prior to the vote by a raising of hands was for a division of the House. The votes tallied were 18 votes in favor of the motion and 28 opposed.

At 12:37 o'clock p.m., Representative Whalen requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:39 o'clock p.m.	2081	Committee on Human Services and Housing, then to the Committee on Finance
The Clerk then clarified that the previous statement was in error and that the vote was to sustain the motion by the Majority Leader to postpone H.B. No. 1583 to the end of the calendar of the next legislative day by a vote of 28 to sustain, and 18 opposed.	2103	Committee on Human Services and Housing, then to the Committee on Finance
	2182	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance
The vote by the raising of hands was tallied as follows:	2222	Committee on Finance
Ayes 28: Abinsay, Ahu Isa, Arakaki, Cabrerros, Case, Chang, Espero, Garcia, Hale, Hamakawa, Hiraki, Ito, Kanoho, Kawakami, Lee, Luke, Magaoay, Morita, Nakasone, M. Oshiro, B. Oshiro, Saiki, Schatz, Souki, Suzuki, Takamine, Yonamine and Yoshinaga.	2231	Committee on Legislative Management, then to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance
	2234	Committee on Public Safety and Military Affairs, then to the Committee on Finance
Noes 18: Auwae, Bukoski, Davis, Djou, Fox, Gomes, Halford, Jaffe, Leong, Marumoto, McDermott, Meyer, Moses, Ontai, Pendleton, Rath, Thielen, and Whalen;	2258	Committee on Health, then to the Committee on Consumer Protection and Commerce
Excused 5: Kahikina, Say, Stonebraker, Takai and Takumi	2419	Committee on Finance
The Chair then announced that H.B. No. 1583 entitled: "A BILL FOR AN ACT RELATING TO TAX CREDIT," would be postponed to the end of the calendar of the next legislative day, Monday, February 4, 2002.	2427	Committee on Judiciary and Hawaiian Affairs
	2484	Committee on Finance
	2590	Committee on Finance

ORDER OF THE DAY

COMMITTEE ASSIGNMENTS

The following resolutions (H.R. Nos. 10 and 11) and concurrent resolution (H.C.R. No. 25) were referred to committee by the Speaker:

H.R.
Nos.

Referred to:

10	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance
11	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance

H.C.R.
No.

Referred to:

25	Committee on Public Safety and Military Affairs
----	---

COMMITTEE REASSIGNMENTS

The following bills were re-referred to committee by the Speaker:

H.B.
Nos.

Re-referred to:

1966	Jointly to the Committee on Labor and Public Employment and the Committee on Economic Development and Business Concerns, then to the Committee on Finance
1990	Committee on Finance
1995	Committee on Finance
2080	Committee on Human Services and Housing, then to the Committee on Finance

2081	Committee on Human Services and Housing, then to the Committee on Finance
2103	Committee on Human Services and Housing, then to the Committee on Finance
2182	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance
2222	Committee on Finance
2231	Committee on Legislative Management, then to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance
2234	Committee on Public Safety and Military Affairs, then to the Committee on Finance
2258	Committee on Health, then to the Committee on Consumer Protection and Commerce
2419	Committee on Finance
2427	Committee on Judiciary and Hawaiian Affairs
2484	Committee on Finance
2590	Committee on Finance
2644	Committee on Economic Development and Business Concerns, then to the Committee on Finance
2645	Jointly to the Committee on Human Services and Housing and the Committee on Health, then to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance
2653	Committee on Health, then to the Committee on Finance
2665	Committee on Finance
2668	Committee on Finance
2672	Committee on Legislative Management, then to the Committee on Judiciary and Hawaiian Affairs
2701	Committee on Economic Development and Business Concerns, then to the Committee on Finance
2719	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance
2720	Committee on Finance
2836	Jointly to the Committee on Energy and Environmental Protection and the Committee on Consumer Protection and Commerce
2837	Jointly to the Committee on Energy and Environmental Protection and the Committee on Consumer Protection and Commerce, then to the Committee on Finance
2839	Jointly to the Committee on Energy and Environmental Protection and the Committee on Consumer Protection and Commerce, then to the Committee on Finance

STANDING COMMITTEE REPORTS

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 8-02) recommending that H.B. No. 1726, pass Second Reading and be referred to the Committee on Judiciary and Hawaiian Affairs.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 1726, entitled: "A BILL FOR AN ACT RELATING TO DRIVER'S LICENSE INSTRUCTION PERMIT," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs with Representatives Bukoski, Kahikina, Leong, Say, Stonebraker, Takai and Takumi being excused.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 9-02) recommending that H.B. No. 1782, pass Second Reading and be referred to the Committee on Finance.

Representative M. Oshiro moved that H.B. No. 1782 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Lee.

Representative Meyer rose to speak in support of the measure with reservation, stating:

"Thank you, Madame Speaker. I am rising with pretty strong reservations on Stand. Com. 9, H.B. 1782. While we know that a blind person can't drive and they require a driver, that doesn't preclude the blind person from being able to walk. I guess it would be nice to not have to walk too far, and I can understand some of the thinking behind this.

"But I think that there is a lot of room for mischief because somebody who is perfectly hale and hearty can get one of these handicap permits and, without the blind person in the car, use that parking permit continuously. So I think that we have to think about this more carefully. Thank you."

Representative Fox rose to speak in support of the measure, with reservations, stating:

"Thank you, Madame Speaker. Reservations on the same measure along the same line. Basically what we have to do when we face a bill like this is to think about the rights of the handicapped. That is what our concern is: taking care of handicap people. And there are those who really need to be driven right up-close because they have no other way of getting in the facility. That is what the handicap parking is all about. If we start opening up the category of handicap to perfectly able people, we actually hurt the rights of the handicapped. Thank you, Madame Speaker."

Representative Souki rose to speak in support of the measure, stating:

"I think my good friend, former Representative Terrence Tom, would be very happy to hear that he is not handicap by my good friends on the other side of the aisle."

Representative Whalen rose to a point of order, stating:

"In his characterizing of the speech that was given, I don't believe at any point was there a statement made that if you are blind, you are not handicapped. The point that was addressed was that of mobility. Lack of eyesight doesn't necessarily mean that you are incapable of walking or getting around. So the point of order is..."

Representative Souki interjected, stating:

"Madame Chair, I would like the Representative to close his eyes and try to walk down the street by himself for a little bit."

Representative Whalen responded, stating:

"Point of order, Madame Speaker. I believe that I had the floor at that point when I was interrupted by the former Speaker of the House. My point is that the current speaker is out of order because he is trying to make some kind of point, and he is fishing with holes in his net that are too big, because he has mischaracterized the statements of the speakers."

Vice Speaker Luke addressed Representative Whalen, stating:

"Your point is well taken."

Representative Souki then continued, stating:

"Madame Speaker, I will take that back. I just meant a little mild joshing on the other side. I am sure that they all remember our good Representative of the past. But I am trying to say that when you are blind, you are disabled, and you normally need a person with you to assist you. A blind person is very inconvenienced when they are walking, even with an assistant. This merely makes it more palatable for this disabled, blind person. Thank you very much."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1782, entitled: "A BILL FOR AN ACT RELATING TO PARKING FOR PERSONS WITH DISABILITIES," passed Second Reading and was referred to the Committee on Finance with Representatives Bukoski, Kahikina, Leong, Say, Stonebraker, Takai and Takumi being excused.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 10-02) recommending that H.B. No. 1741, pass Second Reading and be referred to the Committee on Education.

Representative M. Oshiro moved that H.B. No. 1741 pass Second Reading and be referred to the Committee on Education, seconded by Representative Lee.

Representative Whalen rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Rath rose to speak in opposition to the measure, stating:

"Yes, Madame Chair. I would like to cast a no vote on Stand. Com. 10, and if I could just make a couple of comments. This is obviously a well-intended way to stop cell phone use by school bus drivers, but of course they could do that with a contract now. We don't need another law. This is opening the door to ban cell phones in cars, I believe, so I rather not see these excessive laws. Thank you."

Representative Moses rose to speak in support of the measure with reservations, stating:

"As Representative Rath stated, this should be handled through a contract. Testimony indicated that there are violations now; they are noted. I say that if they are noted, then there is a bus number involved, and whoever is handling the contract should grab that driver and take them aside and talk to them, and say, 'Don't use your cell phone when you are driving unless it is an emergency.' That should be very simple. If they don't respond adequately, they should be terminated. That is why we have contracts. They should be able to do that.

"I voted for this in Committee, and my reservations now are that I want to make sure that this doesn't in some manner set up precedence for POVs. The passengers on these school buses are basically passengers for hire. The buses are hired-out to move students around. The same could apply to TheBus or any other vehicle of transport for hire. But this should not in any way indicate a preference for banning cell phones in any kind of POV. You are not taking passengers for hire. Thank you, Madame Speaker."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1741, entitled: "A BILL FOR AN ACT RELATING TO PUPIL TRANSPORTATION SAFETY," passed Second Reading and was referred to the Committee on Education with Representatives Rath and Whalen voting no, and Representatives Bukoski, Kahikina, Leong, Say, Stonebraker, Takai and Takumi being excused.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 11-02) recommending that H.B. No. 1730, pass Second Reading and be referred to the Committee on Education.

Representative M. Oshiro moved that H.B. No. 1730 pass Second Reading and be referred to the Committee on Education, seconded by Representative Lee.

Representative Pendleton rose to speak in opposition to the measure, stating:

"Madame Speaker, I attended the hearing and was persuaded by the testimony in opposition given by the Department of Transportation, and so for that reason, and as well as a number of others, I am voting no on this measure. Thank you."

Representative Rath rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Fox rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Moses rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Djou rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Marumoto rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Espero rose to speak in support of the measure, stating:

"Thank you, Madame Speaker. I'd like to rise in support of H.B. 1730. If there was ever any fee that needed to be raised and supported by this State Legislature, one dealing with our teenagers, and public safety on the roads, this would be a strong candidate for consideration. H.B. 1730 would collect an additional \$1.50 on each motor vehicle insured to support mandatory driver education for all persons under the age of 18.

"With highway and road safety high on the radar now due to the new Pilot Traffic Enforcement Program, and the Arakawa drunken driver trial, it is immensely important that we support the Department of Education, which will be the beneficiary of a majority of this increase. This increase will benefit every representative district, every high school, and every community in this State. It will make driver education instruction in our schools available to more teenagers, to more students.

"What we are considering is an increase of maybe 2,000 students who will be able to take driver education courses through our high schools. This is a pro-driver education bill, a pro-public safety bill, a pro-teenager assistance bill. If one wants to help make our roadways safe, I urge them to support this \$1.50 increase. It is definitely worth it.

"Now yes, DOT did testify against this bill, but they testified against this bill because they were saying that they would support maybe another bill that would raise the cost of driver education in our high schools for our teenagers from our current \$10, to \$110 per student, thus maybe making it unreachable for many poor or low income students.

"So this is a good route. It is a very good bill, and I urge all of my colleagues to support it. Thank you very much."

Representative Gomes rose to a point of inquiry, stating:

"Madame Speaker, a point of inquiry for the previous speaker. If he could explain the link of the \$1.25, or the fee, or whatever it is. I am not sure if there is a special fund. I am not on the Transportation Committee but I understand he is talking about some larger benefits that are supposedly accrued. What is the link between this fee, and how is it supposed to benefit all of the respective districts?"

At 12:45 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:46 o'clock p.m.

Representative Gomes rose and stated:

"Thank you, Madame Speaker. I guess the recess was a chance for the previous speaker to answer the question. The question wasn't answered. The response I got was that I should ask my own members of the Committee. And that particular question, the merits of which, and the answer of which, shouldn't be answered here. I think that's the answer or response that I got, which is not an answer to the question."

Representative Gomes then asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Moses rose in opposition to the measure, stating:

"Thank you, Madame Speaker. In response to the earlier statement in support by the Vice Chair of Transportation. He mentioned that this goes to DOE and I just want to inform all the members that a portion of this now goes to DOT, if the following bill, H.B. 1731 is passed.

"So it doesn't all go to DOE. Some goes to DOT. They have special funds. They have other special funds that could be used for this. But still, it is like a 150% increase in taxes, and for that reason I am voting no. Thank you."

Representative Whalen rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative McDermott rose to speak in opposition to the measure, stating:

"Thank you, Madame Speaker, on the same measure I am going to vote no. I know it was a well-intended measure for the previous reasons mentioned. I believe that it is a 75% increase; maybe my math is wrong. That is quite a bit.

"As a father with two teenage sons approaching driving age, I would be the one who would be down here clamoring for this type of bill I suppose, but I am not, so I don't know if there is a great public need for it. But I appreciate the safety arguments. Thank you."

Representative Ontai rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Halford rose to speak in opposition to the measure, stating:

"Madame Speaker, this is just a continuation of a long-standing problem that we have in this government: to just raise taxes, raise fees. We have been on a hunt for more money since I have been a member of this Legislature for 7 years. The budget that Governor Waihee left when he left office, he spent \$10.8 billion. We now spend over \$14 billion in a biennium. We have managed to balance our budgets at those massive higher levels."

Representative Lee rose to a point of order, stating:

"Madame Speaker, I believe the member is straying from the point of the discussion."

Vice Speaker Luke addressed Halford, stating:

"I have been lenient in allowing you to debate. If you can please stick to the merits of the bill. Please proceed."

Representative Halford continued, stating:

"The point is that this is a fee increase, of which we have seen many like this, and it is through fee increases and tax increases that have allowed our budget to go from \$10.8 to \$14 point something billion. We do it incrementally. I am voting no. The solution is accountability in our spending, not getting more money. Thank you."

Representative Souki rose to speak in support of the measure, stating:

"Yes Madame Speaker, just for some enlightenment and education of the previous speaker. The money that is collected is going to be assessed to the insurance company and not to the budget. It doesn't affect the budget at all."

"I think what the members on the other side of the aisle need to remember is this relatively small increase will allow 2,000 more students to enroll in the driver education program. I think all of us who are very safety conscious should then endorse a program like this. It is a relatively small fee."

"Now just remember that prior to this mandatory driver education program, the cost of driver education by a private firm was \$500; now it is only \$10. That is all the parent needs to pay. So this is a bargain. It saves lives. It helps the parents. It helps the community. Thank you very much."

Representative Halford rose to respond, stating:

"Yes Madame Speaker, in the committee report it says here, '...traffic safety education programs operated within the Department of Education.' It seems clear to me that money spent through the Department of Education would in fact be in our Executive Budget."

"I am speaking in opposition, and correcting a point that I just heard. Maybe I misunderstood what I heard."

Representative M. Oshiro rose to speak in support of the measure, stating:

"Madame Speaker, I would just like to point out that as far as the students at Leilehua High School are concerned, who came to see me on a similar measure, H.B. 2740, we stand in strong support."

"I was informed by one of the teachers out there, that at Leilehua we have a backlog of two years for students to sign up for this class. So inasmuch as this assists them, because they are not getting the proper credentials for their driving permits, I am in strong support."

Representative Meyer rose to speak in opposition to the measure, stating:

"Thank you Madame Speaker, I will be voting no on this. I think that it would be more appropriate to just charge an additional \$1.50 on the \$10 that parents have to pay for their children to take this training. Thank you."

Representative Gomes rose to speak in opposition to the measure, stating:

"Thank you, Madame Speaker. Again, in ongoing rebuttal. None of the proponents for this have, again, explained the nexus between the fee and the supposed benefit to the various education initiatives that are supposedly underlying this."

Representative Jaffe rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried and the report of the Committee was adopted and H.B. No. 1730, entitled: "A BILL FOR AN ACT RELATING TO DRIVERS EDUCATION FUND UNDERWRITERS FEE," passed Second Reading and was referred to the Committee on Education with Representatives Djou, Fox, Gomes, Halford, Jaffe, Marumoto, McDermott, Meyer, Moses, Ontai, Pendleton, Rath and Whalen voting no, and Representatives Bukoski, Kahikina, Leong, Say, Stonebraker, Takai and Takumi being excused.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 12-02) recommending that H.B. No. 1731, as amended in HD 1, pass Second Reading and be referred to the Committee on Higher Education.

Representative M. Oshiro moved that H.B. No. 1731, HD 1, pass Second Reading and be referred to the Committee on Higher Education, seconded by Representative Lee.

Representative Whalen rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried and the report of the Committee was adopted and H.B. No. 1731, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DRIVERS EDUCATION FUND UNDERWRITERS FEES," passed Second Reading and was referred to the Committee on Higher Education with Representative Whalen voting no, and Representatives Bukoski, Kahikina, Leong, Say, Stonebraker, Takai and Takumi being excused.

ANNOUNCEMENTS

Representative Gomes recognized Representative David Pendleton who will celebrate his 35th birthday tomorrow.

ADJOURNMENT

At 1:02 o'clock p.m. on motion by Representative Lee, seconded by Representative Djou and carried, the House of Representatives adjourned until 12:00 o'clock noon Monday, February 4, 2002. (Representatives Bukoski, Kahikina, Leong, McDermott, Say, Stonebreaker, Takai and Takumi were excused.)

TWELFTH DAY

Monday, February 04, 2002

The House of Representatives of the Twenty-First Legislature of the State of Hawaii, Regular Session of 2002, convened at 12:13 o'clock p.m., with the Vice Speaker presiding.

The invocation was delivered by Monsignor William F. Mattimore of St. George Church in Waimanalo, after which the Roll was called showing all members present with the exception of Representatives McDermott and Say, who were excused.

By unanimous consent, reading and approval of the Journal of the House of Representatives of the Eleventh Day was deferred.

GOVERNOR'S MESSAGES

The following messages from the Governor (Gov. Msg. Nos. 151 through 157) were received and announced by the Clerk were placed on file:

Gov. Msg. No. 151, transmitting the 2001 Annual report prepared by the High Technology Development Corporation.

Gov. Msg. No. 152, transmitting the Department of Agriculture's Annual Report for Fiscal Year 2001.

Gov. Msg. No. 153, transmitting the report relating to the Drinking Water Treatment Revolving Loan Fund of the Department of Health.

Gov. Msg. No. 154, transmitting the Department of Commerce and Consumer Affairs, Insurance Division's Contraceptive Services Report pursuant to Act 267 of the 1999 Session Laws of Hawaii.

Gov. Msg. No. 155, transmitting a report on the Status of the Environmental Health Education Fund as Established by Act 169, SLH 1994.

Gov. Msg. No. 156, transmitting the Annual Report for the Radiologic Technology Board.

Gov. Msg. No. 157, transmitting the Department of Defense, Office of Veterans' Services' report, "Assessment of the Repair and Maintenance, War Memorials and Veterans' Cemeteries."

DEPARTMENTAL COMMUNICATIONS

The following departmental communications (Dept. Com. Nos. 12 through 14) were received by the Clerk were placed on file:

Dept. Comm. No. 12, from Marion M. Higa, State Auditor, transmitting their report, Management Audit of the Department of Education's Storeroom.

Dept. Comm. No. 13, from Patricia Hamamoto, Superintendent of the Department of Education, transmitting the Financial Report of the Department of Education For Fiscal Year 2000-01.

Dept. Comm. No. 14, from Marion M. Higa, State Auditor, transmitting their report, New Century Charter School Allocations Project – FY2001-02.

MISCELLANEOUS COMMUNICATIONS

The following miscellaneous communication (Misc. Com. No. 5) was received by the Clerk was placed on file:

Misc. Comm. No. 5, from the Hawaii Primary Care Association, Papa Ola Lokahi, and the Primary Care Office of the Hawaii State Health Department, transmitting The Hawaii Primary Care Directory: A Directory of Safety-Net Health Services in Hawaii.

INTRODUCTIONS

The following introductions were made to the members of the House:

Representative Stonebraker introduced the former Speaker of the House of the Montana State Legislature, Mr. Bill McIlvain.

Representative Ontai introduced his ARC intern, Ms. April Mira.

Representative Kahikina introduced his ARC intern, Mr. Melvin Hayashida accompanied by ARC aide Ms. Kim Landreville.

Representative Kawakami introduced her ARC intern from Kauai, Ms. Corina Florendo accompanied by ARC aide, Ms. Virgie Estenzo.

Representative Davis introduced his ARC intern, Ms. Sarah Kalani.

Representative Davis also introduced his cousin, Mr. Joe Tassill and his wife, June, from Honolulu; and cousin, Mr. George Kauano and his wife, Kuulei, who were visiting from Olympia, Washington.

Representative Meyer introduced her friend and brother of her Office Manager, Mr. Tom White.

RECALL FROM COMMITTEE

Representative Fox moved that H.B. No. 255 which was referred to the Committee on Education, be recalled, seconded by Representative Djou.

At 12:20 o'clock p.m., the Chair declared a recess for the purpose of verifying that a sufficient number of days had lapsed in order to move for a recall, subject to the call of the Chair.

The House of Representatives reconvened at 12:28 o'clock p.m.

At this time, the Chair recognized the Clerk who announced that H.B. No. 255 had been referred to the Committee on Education on January 23, 2001, and that the required 20 days had lapsed for a recall.

The Chair then announced that H.B. No. 255 entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE X, SECTIONS 2 AND 3 OF THE HAWAII CONSTITUTION RELATING TO THE BOARD OF EDUCATION," was recalled from the Committee on Education by unanimous consent, and was brought to the floor for action.

Representative Fox then moved that H.B. No. 255 pass Second Reading and be placed on the calendar for Third Reading, seconded by Representative Djou.

At this time Representative M. Oshiro moved that H.B. No. 255 be postponed to the end of the calendar on Monday, February 11, 2002, seconded by Representative Lee and carried. (Representatives McDermott and Say were excused.)

The Chair then announced that action on H.B. No. 255 entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE X, SECTIONS 2 AND 3 OF THE HAWAII CONSTITUTION RELATING TO THE BOARD OF EDUCATION," would be postponed to the end of the calendar on Monday, February 11, 2002.

Representative Djou moved that H.B. No. 310 which was referred to the Committee on Economic Development and Business Concerns, be recalled, seconded by Representative Fox.

At this time, the Chair recognized the Clerk who announced that H.B. No. 310 had been referred to the Committee on Economic Development and Business Concerns on January 23, 2001, and that the required 20 days had lapsed for a recall.

The Chair then announced that H.B. No. 310 entitled: "A BILL FOR AN ACT RELATING TO THE EXCLUSION OF FOOD, RESIDENTIAL RENT, AND HEALTH CARE SERVICES FROM THE GENERAL EXCISE TAX," was recalled from the Committee on Economic Development and Business Concerns by unanimous consent, and was brought to the floor for action.

Representative Djou then moved that H.B. No. 310 pass Second Reading and be placed on the calendar for Third Reading, seconded by Representative Fox. (Representatives McDermott and Say were excused.)

At 12:31 o'clock p.m., Representative M. Oshiro requested a recess, and the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 12:33 o'clock p.m.

Representative M. Oshiro moved that H.B. No. 310 be postponed to the end of the calendar on Monday, February 11, 2002, seconded by Representative Lee and carried. (Representatives Arakaki, McDermott and Say were excused.)

The Chair then announced that action on H.B. No. 310 entitled: "A BILL FOR AN ACT RELATING TO THE EXCLUSION OF FOOD, RESIDENTIAL RENT, AND HEALTH CARE SERVICES FROM THE GENERAL EXCISE TAX," would be postponed to the end of the calendar on Monday, February 11, 2002.

Representative Gomes moved that H.B. No. 865 which was referred to the Committee on Consumer Protection and Commerce, be recalled, seconded by Representative Leong.

At this time, the Chair recognized the Clerk who announced that H.B. No. 865 had been referred to the Committee on Consumer Protection and Commerce on January 29, 2001, and that the required 20 days had lapsed for a recall.

The Chair then announced that H.B. No. 865 entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HURRICANE RELIEF FUND," was recalled from the

Committee on Consumer Protection and Commerce by unanimous consent, and was brought to the floor for action.

Representative Gomes then moved that H.B. No. 865 pass Second Reading and be placed on the calendar for Third Reading, seconded by Representative Leong.

At this time, Representative Thielen moved to call for the previous question.

At 12:35 o'clock p.m., Chair declared a recess, subject to the call of the chair.

The House of Representatives reconvened at 12:41 o'clock p.m., and the Chair recognized Representative Thielen.

Representative Thielen moved to call for the previous question, seconded by Representative Moses.

The Chair then announced:

"The call for the question is not debatable. All those in favor..."

Representative Thielen rose to a point of inquiry, stating:

"Madame Speaker, if the Majority votes against this it means that they are stifling debate on whether or not the Hurricane Relief Fund money should go back to the homeowner."

Representative M. Oshiro rose to a point of order, and the Chair responded, stating:

"Let me rule on her point first. Representative Thielen..."

Representative Thielen continued, stating:

"I want to make sure that members voting on this are clear on what they are voting on, Madame Speaker, and I am merely saying as a point of inquiry..."

The Chair interjected, stating:

"Representative Thielen, let me rule on that point. Representative Thielen, I think that you called for the question and so in essence you are stopping debate. This is a non-debatable motion so why don't we rule on this. All the those in favor of stopping debate please raise your hand."

Representative Thielen again rose to point of inquiry, stating:

"If this motion fails, then the next motion will come from the Majority Leader and he will stop debate."

The Chair responded, stating:

"Representative Thielen, as I have stated again, you have called for the question which in essence has stopped debate. We are voting on the motion to call for the question, which is to stop debate."

The motion was put to vote by the Chair, and upon a show of hands, the motion to call for the previous question, that HB No. 865 pass Second Reading and be placed on the calendar for Third Reading, failed to carry by a vote of 18 ayes to 31 noes, with Representatives McDermott and Say being excused.

(Main Motion)

Representative Gomes rose to speak in support of the measure, stating:

"Madame Speaker I rise in support of the motion to adopt on Second Reading. Thank you, Madame Speaker. I think it is important that we take a look at this bill; that we pass this bill as a Body and return to the so-called policyholder the premiums that they paid into this Fund. The fact of the matter is that the Fund has served its purpose. The Fund is no longer going to cover any losses. The policies are all expired. We stabilized the market years ago. The insurance companies themselves will not suffer any losses or hardships if the funds are returned immediately. That money belongs to the people that paid into it, Madame Speaker, and that money should go back to those people promptly on a fair, pro-rata basis.

"With regard to the records that supposedly weren't kept, if there is a problem with that Madame Speaker, I do believe it is under our purview as a legislative body to conduct an investigation as to why those records are not there and are missing. That could be done expeditiously as well. So Madame Speaker, I do believe that this is in the best interest of the people that we refund this money and I strongly support this bill and I urge my colleagues to do likewise. Thank you."

Representative M. Oshiro moved that H.B. No. 865 be postponed to the end of the calendar on Monday, February 11, 2002, seconded by Representative Lee.

Representative Thielen rose to a point of inquiry, stating:

"This is exactly the cutting-off of the debate that I said would happen..."

At 12:45 o'clock p.m. the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 12:48 o'clock p.m.

At this time the Chair announced:

"Before we called a recess, the motion on the floor was to postpone H.B. 865 to the end of the calendar on February 11. This is a non-debatable motion."

The motion was put to vote by the Chair, and upon a show of hands, the motion that H.B. No. 865, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HURRICANE RELIEF FUND," be postponed to the end of the calendar on Monday, February 11, 2002 carried by a vote of 31 ayes to 18 noes, with Representatives McDermott and Say being excused.

The Chair then announced that action on H.B. No 865 entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HURRICANE RELIEF FUND," would be postponed to the end of the calendar on Monday, February 11, 2002.

ORDER OF THE DAY

COMMITTEE REASSIGNMENTS

The following bills were re-referred to committee by the Speaker:

H.B.
Nos.

Re-referred to:

- 1810 Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance
- 2132 Committee on Public Safety and Military Affairs, then to the Committee on Finance

- 2249 Committee on Water and Land Use, then to the Committee on Finance
- 2281 Jointly to the Committee on Education and the Committee on Higher Education, then to the Committee on Finance
- 2501 Committee on Finance
- 2531 Committee on Labor and Public Employment, then to the Committee on Finance
- 2593 Jointly to the Committee on Education and the Committee on Higher Education, then to the Committee on Finance
- 2645 Jointly to the Committee on Human Services and Housing and the Committee on Health and the Committee on Education, then to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance
- 2743 Committee on Higher Education, then to the Committee on Finance
- 2836 Jointly to the Committee on Energy and Environmental Protection and the Committee on Consumer Protection and Commerce, then to the Committee on Finance
- 2847 Committee on Education, then to the Committee on Finance

STANDING COMMITTEE REPORTS

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 13-02) recommending that H.B. No. 1768, pass Second Reading and be referred to the Committee on Judiciary and Hawaiian Affairs.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 1768, entitled: "A BILL FOR AN ACT RELATING TO VEHICLE REGISTRATION," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs with Representatives McDermott and Say being excused.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 14-02) recommending that H.B. No. 1746, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary and Hawaiian Affairs.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 1746, HD 1, entitled: "A BILL FOR AN ACT RELATING TO UNATTENDED VEHICLES," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs with Representatives McDermott and Say being excused.

INTRODUCTION OF RESOLUTIONS

By unanimous consent, the following resolution (H.R. No. 12) and concurrent resolutions (H.C.R. Nos. 26 and 27) were referred to Printing and further action was deferred:

H.R. No. 12, entitled: "HOUSE RESOLUTION REQUESTING 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," was jointly offered by Representatives Chang, Suzuki, M. Oshiro, Schatz, Magaoay, Ahu Isa, Souki, Cabrerros, Hamakawa, Morita, Abinsay, Espero, Yonamine, Garcia, Ito, Hiraki, B. Oshiro, Rath, Halford, Jaffe, Takamine, Kawakami and Nakasone.

H.C.R. No. 26, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING 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," was jointly offered by Representatives Chang, Suzuki, M. Oshiro, Schatz, Magaoay, Ahu Isa, Souki, Hamakawa, Morita, Cabrerros, Abinsay, Espero, Yonamine, Garcia, Ito, Hiraki, B. Oshiro, Rath, Halford, Takamine, Kawakami, Nakasone and Jaffe.

H.C.R. No. 27, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF DEFENSE TO CONDUCT A STUDY ON STATEWIDE EFFORTS TO PREVENT TERRORISM, THE STATE'S LEVEL OF PREPAREDNESS IN THE EVENT OF A TERRORIST ACT, AND THE TIMELINESS AND EFFECTIVENESS OF THE STATE'S EMERGENCY RESPONSE SYSTEM," was offered by Representative Garcia.

RECALL FROM COMMITTEE

Representative Fox moved that H.B. No. 1583 pass Second Reading and be placed on the calendar for Third Reading, seconded by Representative Djou.

Representative Halford rose to speak in support of the measure, stating:

"Madame Speaker, the general excise tax is Hawaii's most lucrative tax. How is it possible that this State has chosen to make this tax a regressive tax? A socially debilitating tax that takes a greater percentage of the incomes of the poor and those with children than it does from others. A tax that penalizes those who seek help from our medical community. A tax on groceries, a tax on the essentials on life, is arguably an immoral tax, but beyond that, it is a regressive tax. It is a greater burden on those less fortunate than those more fortunate. It is a tax that furthers the divide of the haves and the have-nots in our community.

"Our tax on medical services also presents a quandary for our community. How is it that we would tax those who are sick? Madame Speaker your Committees on Health and Human Services who work hard to solve Hawaii's social problems, often find their purposed solutions in the people that they are trying to help, eroded by the presence of this tax which is predatory on the most fragile members of our community.

"Madame Speaker, these issues are not new to us. Long ago our State minimized the real problems of taxing food and medical services by providing tax credits. If you recall in 1995,

our Legislature and Governor embarked on eliminating those tax credits, which were an important and integral part of our social policy. In doing so we initiated the largest tax increase in the history of the State of Hawaii and embarked on a road of predatory tax policy.

"This bill, Madame Speaker, is a simple bill. It simply restores the tax credits to the status and levels that existed before the repeal in 1995. While I personally prefer eliminating the taxes on food and medical services entirely, this bill has merit as the compromised solution to our regressive tax as developed by our predecessors. It did and will again go a long way to solving the problems of our onerous tax policy. Madame Speaker, the argument that our Executive needs the revenues, does not in any way mitigate the problems that this tax causes and creates.

"This is a popular bill Madame Speaker, both in the community and in this House. In 1999, an identical bill was submitted but never heard, which bore the signatures of over thirty House members. Just two weeks ago another identical bill was introduced, again with over thirty signatures. Let's let this good bill progress for further consideration and passage. Thank you."

Representative Fox rose to speak in support of the measure, stating:

"This bill has the advantage of taking us back to where we were in 1995, so the figures in the bill, which are exactly where the law was in 1995, are very familiar to the people of Hawaii, tax filers and those who have come along since. It is a tax credit in the area of medical services that many of us used. The food credit is reserved exclusively for those with very low income. It phases out as your income goes up and as the previous speaker pointed out, it is very much in line with what we need to correct, the most regressive forms of the general excise tax that we currently have in place.

"This differs from a bill that passed last year by having the precise figures inserted into the bill. So if there is any debate that comes up that says that we passed a similar bill last year, we passed one with blank figures and these are the actual figures that were in place in 1995.

"As the previous speaker pointed out, this is a bill that restores what the Governor's action in 1995, which amounted to the largest tax increase in the history of the State of Hawaii. That was a very, very unfortunate tax increase. It compounded the problem for the people of Hawaii to have that additional revenue taken out of their pockets and contributed to the sharp decline that our economy took in 1995. It bares-out the continuous message that if you cut taxes, you help revenue because you boost consumer spending, which is two thirds of the economy. That generates additional economic activity, which in turns leads to higher revenue. This is the opposite example that proves the same point. We raised taxes and we saw much less revenue in the succeeding year. You raise taxes to try and get revenue and it fails you because you are sabotaging the rest of the economy, the consumer spending part of the economy.

"We took money away from the people of Hawaii and the result was an economic downturn. Let's reverse that mistake we made before and let's give the money back to the people of Hawaii. Let's stimulate this economy and move toward prosperity. Thank you, Madame Speaker."

Representative Kahikina rose to speak in opposition to the measure, stating:

"Madame Speaker, first of all I am astounded that this bill was recalled only 11 days into this session. Most of the hearings have only just begun, and we have only heard a small fraction of the measures referred to our committees. This is really an embarrassment to the House, a waste of time, and a let down to the people of the State of Hawaii. Madame Speaker, we were told that right now we are facing a \$300 million short fall.

"Let's discuss what H.B. 1583 does, and by the way I do support these tax credits. Since the September 11th terrorist attacks on our freedom, it is a call for leadership to stand tall and do what is right. The Governor, in his speech said to take the R&D off. Let's not talk about politics, but let's talk about what is good for the people of Hawaii. And in that sense, this Chairman takes full responsibility if the members in this House feel that we should hear this bill.

"Madame Speaker, H.B. 1583 provides a flat \$55 per person refundable food tax credit. It also provides a refundable graduated food tax credit for those with an average gross income of under \$30,000. It provides a refundable 4% medical excise tax and it also provides a refundable 6% nursing facility tax. How much does it cost? Nobody told me how much it costs. The Department of Tax gave us facts on the food tax credit. It would cost us \$53 million. Where are we going to get the \$53 million?

"There is H.B. 163, H.D. 1, which was passed by the House last year, and provided a much more generous and progressive tax credit than what is purposed in this legislation. All this legislation does, as was provided by the previous Speaker, is to reenact the food credits that existed prior to 1995. Let's look at what the provisions in H.B. 163, H.D. 1, which is still alive in the Senate, would provide. Before 1995, a person with \$29,000 average gross income would receive a \$10 dollar credit per exemption. They would qualify for a \$20 credit per exemption under H.B. 163, H.D. 1.

"Before 1995, a person with \$19,000 average gross income qualified for a \$15 credit. In H.B. 163, H.D. 1, they would qualify for a \$30 credit per exemption.

"Before 1995, a person with \$15,000 average gross income qualified only for \$20 credit. They would, in this bill, qualify for \$40 per exemption.

"Before 1995 a person with \$10,000 AGI qualified for \$25 credit. In H.B. 163, H.D. 1, they would qualify for \$50. Additionally let's not forget the existing low-income tax credit that targets those with average gross income of less than \$20,000. In fact, the net benefit of those on the lower end is very encouraging.

"Let's talk about the facts of the medical excise tax credit, which I am still waiting on DOTAX to give me the figures on how much that would cost. The Minority in the past has always pointed to the testimony of the Tax Foundation of Hawaii as a non-partisan entity. This is what they have to say about the medical excise tax credit. They say that while the cost of the GET is an element in the cost of medical care it is not by any means the major cost which contributes to the rising cost of health care. Cost points to regulation and malpractice insurance that often have been cited in the cost of medical care. Regulation and malpractice. It says, while medical care in total is expensive, the 4% tax on amounts received is not one of the primary factors behind those costs. If the intent is to alleviate the cost of the tax for being disabled or being ill, then the relief should be focused on the patient and his or her family and give them the ability..."

Representative B. Oshiro rose to yield his time.

Representative Kahikina continued, stating:

"If we intend to alleviate those costs for those disabled, we should focus that on the individual and their family. But guess what? Such a mechanism for relief already exists in the current law. Both the United States Federal and the Hawaii State Tax Code provides for income tax deductions to offset medical and dental care expenses.

"What about the facts on the 6% nursing facility tax credit? This 6% credit for nursing facilities is for a tax that does not exist. An argument could be made that the introducer of the bill is just playing the public, looking for free publicity for providing the tax credit."

Representative Thielen rose to a point of order, stating:

"Madame Speaker, he is engaging in personal attacks and I think that is inappropriate on the floor of the House of Representatives."

The Chair addressed Representative Kahikina, stating:

"Please refrain from pointing to the intent of the introducer."

Representative Kahikina continued, stating:

"Thank you, and I apologize. But still, this is looking at a tax that is not even available. It is a shame that we have media that would use this because we are just wasting our time. I still haven't heard from the committee to address the shortfall."

Representative Thielen interrupted, stating:

"Madame Speaker, could he address the Speaker."

The Chair acknowledged Representative Thielen and allowed Representative Kahikina to continue.

Representative Kahikina continued, stating:

"You know, I still haven't heard the solution. We have a \$300 million shortfall. The Governor proposed to use the Hurricane Relief Fund. I know that is controversial. He said that that was \$213 million. We are looking at the liquor tax, and that would probably double and give us another \$40 million, but that still doesn't address the shortfall. And of course, we're going to address the budget that was proposed and cut back in different scenarios to make up for the shortfall.

"Madame Speaker, I believe that the people of Hawaii need leadership that will be open and honest with them. After September 11th, I will be the first to never give them false hope. This is a time for leadership to be strong, leadership that will call everybody together in the spirit of aloha, to engage the national spirit of getting together, putting their monies together and their efforts to help this Nation. It is no different for the State of Hawaii. And that is the kind of leadership that we need to exhibit in this legislation.

"Madame Speaker if our economy was in a different situation, I think that all of these tax credits would be honestly looked at and probably we would pass those credits. Not to mention those individual income credits that we had passed. It is coming to the last phase of it. I urge my colleagues to vote no on this measure. I would also like to urge my colleagues to stop wasting our time so that we can use our time wisely, to get some work done and show our constituents..."

Representative Whalen rose to a point of order, stating:

"The current speaker is speaking to the intent and purpose, the direction, the objectives of the people who recalled this bill and it is inappropriate."

The Chair acknowledged Representative Whalen and then recognized Representative Kahikina.

Representative Kahikina continued, stating

"I am calling on my colleagues to be responsible, act responsible, and let's work together in dealing with the issues that face all of us in Hawaii. Thank you."

Representative M. Oshiro moved to call for the previous question, seconded by Representative Lee.

Representative Gomes rose to a point of inquiry, stating:

"I believe that you had recognized Representative Moses. That would preclude any other motion or any other effort to cut him off from even being considered. So there is not even a question of whether there is motion to call for the question at this point."

The Chair then stated:

"Thank you. I am going to call for the question. Representative Marcus Oshiro and Representative Lee, your call for the question and second has been recognized."

Representative Gomes rose to a point of inquiry, and the Chair responded, stating:

"Representatives Gomes and Moses, we are voting at this point."

At 1:09 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 1:16 o'clock p.m.

At this time the Chair addressed the Body, stating:

"Members, just for your information, a motion to call for the question is always in order preceding anybody else on the floor, but I will allow further debate."

The Chair recognized Representative Moses who rose and requested a roll call vote at the appropriate time.

Representative Moses then rose to speak in favor of the measure, stating:

"I heard all the talk about we were only 11 days into this session, but we are about 376 days since this bill was introduced. It had ample time to be heard but it was not heard. I am kind of concerned about where we are throwing these numbers out.

"I also heard that we if we had more money, if this was a better time for the State, we would be happy to pass these kind of bills. Well in 1995 we were in a better state. We didn't have the problems we have now, so I don't understand why in 1995, instead of helping the people more, we threw another tax burden upon the people and I want to make sure this Body understands that, yes, we are talking a \$53 million tax loss, according to some. I am not sure where the figures came from. I can't independently verify those records. But if we had a \$53 million dollar tax loss by passing this bill, wherever there is a loss there is a gain. That means that the people of the State of Hawaii gain a \$53 million income raise, isn't that correct? So

yes, the State might take in \$53 million less, but the people will take in \$53 million more.

"Now who are these people? If you look at the bill, if your adjusted gross income is under \$6,000 -- that is a little bit of money that these people are taking in -- adjusted gross income of under \$6,000, you get \$55 tax credit. And it works it way up. If you make between \$20,000 but under \$30,000, you get \$10. Isn't that really nice of us? Give them back \$10 of their money.

"It is a tax credit. If you make over \$30,000, you get nothing. We are talking about the poorest people in the State of Hawaii. We are going to give those people a little bit of help. We pass all kinds bills through Human Services and Health to give people food. Why not let them buy their own food and give them a little help?

"So those are important things I think that we should remember. We are talking about this being only half good enough. There are other bills that could do more. I think that the people of Hawaii would gladly have a half-cup of water instead of going thirsty and holding out for the whole cup, which we may never give them. So then this is only half good enough but it is still half. What we could do if we decide to pass any other measure is we could put a little clause in there. It could be easily amended in committee and we can say that since we are passing this one and this is better than the bill we just passed, H.B. 1583, then we are going to rescind H.B. 1583 because we are giving them more. We can do that at anytime this Body makes the laws.

"We keep hearing about 911 and I would like people to remember that 911 hurt people dramatically in this State as it did throughout the Nation. The people are hurting. The people need help. This is the kind of help we can give them. And I remind this Body that whenever we give people their money back, they spend it. In this case they would be buying food. Maybe they would buy a little more. Maybe they buy an extra quart of milk because they have this extra \$10 dollars a year, or \$55 dollars a year. Maybe they could buy that extra quart of milk for their kids. When they buy that extra quart of milk, we tax it of course, so we get some of that money back.

"When they come up with a number like \$53 million, it is impossible to say that the entire \$53 million is taken from the State. You can ask the Director of Taxation right now, today. She has said this publicly; it is a matter of record. We have more revenue coming into this State now than we had before the tax break that we gave the people over the last few years. Revenue is going up because we are giving more money back to the people."

Representative Gomes rose to yield his time and the Chair 'so ordered'.

Representative Moses continued, stating:

"If you need me to, I can read the entire rules and regulations, and the budget, and I can explain to people how it works. As people spend money, money comes back. This has been proven time and time again. This has been proven nationally. It has been proven in the State just recently. It does work. We have people suffering today. I think they would vote for one-half of the fix that we heard about. Give us some money back. Let us start to take care of our families, especially with so many unemployed. How many do we have now, 30,000 or 40,000? I don't know the full numbers. I don't think anybody does. But they need help.

"We are asking to give the people some help. You can take credit by passing this bill. It is a good thing. You go out on the

streets when you are sign-waving this fall and you say, 'I passed that bill.' Nobody is going to say you didn't. The people need you now. They need you more than ever. This is desperate times for Hawaii. Please live up to their expectations and help the people who put you in office. Thank you, Madame Speaker."

At 1:23 o'clock p.m., Representative Souki requested a recess and the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 1:28 o'clock p.m.

At this time the Chair addressed the Body, stating:

"Members, thank you for your indulgence. I am going to ask members to submit their remarks, and I am going to recognize Representative Halford to make brief remarks, since he is the introducer, and submit the rest. Representative Takamine had the floor."

Representative Takamine rose in opposition to the measure and asked that his remarks be inserted in the Journal, and the Chair "so ordered."

Representative Takamine's written remarks are as follows:

"Madam Speaker, just a few comments in opposition to the motion.

"I think we need to focus on the trees but not lose sight of the forest.

"The reality is that one year ago, we were able to balance the budget without having to cancel out or postpone the final phase-in of the income tax reductions passed in 1998. That final phase-in will put about \$50 million back into the pockets of residents this year.

"The reality is that after the events of September 11, 2001, we're still struggling with all of the consequences.

"The reality is that we have a \$300 million shortfall that has to be addressed.

"The reality is that even with the Administration's proposal to take all of the money in the HHRF and using it to balance the budget, there's still a \$21 million cut to the education budget. If we don't take the money in the HHRF, that means we still have to cut another \$200 million from the budget. What do you think the consequences to education will be?

"This bill, as a prior speaker mentioned will cost tens of millions of dollars to implement. If we're already cutting \$21 million from education; and we still need to cut another \$200 million from other programs; where will we turn for the additional \$50 million plus needed for this bill?

"I have been given the privilege of being on this floor for 18 years. I can see how easy it is to yield to the temptation of election year politics – but during these times of uncertainty – given the ongoing military action – if anything, now is the time for honesty – not grandstanding. The public needs to hear the truth."

Representative Meyer rose in support of the measure and asked that her remarks be inserted in the Journal, and the Chair "so ordered."

Representative Meyer's written remarks are as follows:

"I rise in strong support of HB 1583. The purpose of the Act is to restore the tax credits for food excise taxes. This tax credit was originally intended to offset the regressive effect of the 4 per cent excise tax on food for those making \$29,000 per year or less. Although the repeal of the above tax credit in 1995 was characterized as a fair and equitable way to balance the State's executive operating budget, it was, in effect, an effort to cure the State's financial problems on the backs of the poor and low-income families.

"This action was taken during Governor Cayetano's first year in office after he had inherited a significant deficit from former Governor Waihee. I was a member of the House at that time and, along with my six Republican colleagues, strongly opposed this scheme of balancing the budget by essentially giving what amounted to a tax increase to those least able to pay. Consequently we voted against repeal of the tax credit.

"Life in Hawaii has become more expensive since 1995, not less so. Many do not even have the income that they had then. We didn't need to tax those folks with lower incomes in 1995, and we certainly don't need to continue it. Any tax relief, no matter how small, would be helpful.

"Since 9/11 we have record high unemployment and for many still employed they are taking home smaller paychecks since their working hours have been cut. Thus, any kind of tax relief for our poor and low-income families would be helpful.

"Now the Democrats argue, on the one hand, that we are being irresponsible by supporting tax credits at a time when State revenues are low. On the other hand, those same Democrats argue that we are not offering enough, only half of what the Democrats attempted to initiate in another bill.

"Well, Madame Speaker, you cannot have it both ways. If we are being irresponsible by supporting a tax credit, then the Democrats are being twice as irresponsible by supporting the other proposal for twice the amount of tax credit.

"The bottom line here is that despite, or perhaps even because of, our present economic situation, tax relief for our poor and low income families is even more important than it was back in 1995 when the majority Democrats supported and passed repeal of this food tax credit.

"I continue to support this effort as I and my Republican colleagues did in 1995. The State of Hawaii has no right to attempt to balance its budget by continuing to tax those who can least afford to pay.

"Thank you, Madame Speaker."

Representative Lee rose in opposition to the measure and asked that her remarks be inserted in the Journal, and the Chair "so ordered."

Representative Lee's written remarks are as follows:

"Mr. Speaker, I speak in opposition to this measure because of several basic flaws that undermine the good intent of this bill. The objective of bringing tax relief to those most in need is far better served in other bills that either passed the House last year and are over in the Senate or are being heard in House committees at this moment.

"The first flaw is that this bill provides for a 6 percent tax credit to offset a tax on nursing facilities that does not even exist. This is a tax on nursing facilities that has not existed on the books since 1997 when it was sunsetted.

"In addition to tax credits for non-existent taxes, HB 1583 has other fatal flaws and misguided provisions that render it woefully ineffective if not useless in bringing tax relief to people who need it Hawaii.

"HB 1583 provides for a tax credit on food that would give a \$55 per person refundable credit. It also provides for a refundable graduated food tax credit for those with incomes under \$30,000 a year. All these two provisions do is restore food credits that existed before 1995. Last year, the House passed HB 163, which provided for a far more generous and progressive tax credit relief program. This bill, which is still alive in the Senate, would provide greater relief to those most in need.

"Turning to the issue of tax credits to offset the cost of medical services. Again, this bill is flawed. The Tax Foundation of Hawaii, a non-partisan organization that the Minority has often invoked and quoted, has testified before the legislature that "while the cost of the general excise tax is an element in the cost of medical care, it is not by any means the major cost which contributes to the rising cost of health care."

"The 4 percent GET is simply not a factor driving the spiraling medical costs. That is not to say people don't need some form of relief. But the most effective help is already available to them at this time. Income tax deductions to offset medical and dental care expenses already exist in both the Hawaii and US government tax codes.

"With the flaws of HB 1583 dissected, it should be said that the Minority, in recalling this bill, is using it as a childish attention-getting device to grab TV sound bites in pursuit of public favor. HB 1583 provides no real answers and no real solutions to the serious problems the people and our state face. This session we are dealing with daunting economic uncertainty and we need to find more than \$300 million in budget cuts. This bill would only add to this already unwieldy deficit without really helping people who need it most. In closing, I ask the Minority where they propose to cut the budget, what programs do they intend to sacrifice to offset the possible effects of HB 1583?"

Representative Halford rose to speak in support of the measure, stating:

"Thank you, Madame Speaker, and in respect to the time frame that you want to keep, I will submit remarks too. But briefly I would like to respond to questions that were asked by a previous speaker and I felt were worthy of responding to. One was my intention for submitting this bill, including that portion of that bill that is a tax credit on nursing home beds. In fact we did not, since 1995 after the repeal of the food and medical tax credits, we ended the 6% tax on nursing home beds. The 6% credit on nursing home beds became obsolete.

"I chose, in crafting this bill, to lift the tax credit law that existed in 1995 even with that flaw in it. That was done purposely just to copy verbatim where we were at that point in time. The other question asked that I would like to respond to is where is the money going to come from. I think that I need to point out again, that whether we need revenues or not, that does not mitigate the problems. We still have problems because we take this tax whether we need the money or not. I might suggest that accountability for the money the Executive spends, more keeping track, would uncover lots money. Thank you."

Representative Case rose in opposition to the measure and asked that his remarks be inserted in the Journal, and the Chair "so ordered."

Representative Case's written remarks are as follows:

"Madame Speaker, I rise in opposition to the pending motion.

"Let me first say that I do not oppose the motion based on the perceived loss of state tax revenues. I agree with the Minority Leader's overall comments on our economy and taxes generally.

"I do believe that overall revenue collection is too high in relation to the ability of our economy to sustain current taxation levels. I do believe that our overall approach should be to reduce taxes and adjust the cost of government accordingly, and that, contrary to some of my colleagues' assertion, there are many means to bring government costs under control.

"The issue to me is what are the best taxes to reduce in order to bring about optimum results. Standard tax policy always favors broad-based tax imposition and broad-based tax reduction because it spreads the consequences over a broad segment of the population and so does not inequitably favor or burden any one segment.

"Additionally, today, in my view, we should focus on business-related tax reductions because that is where the immediate needs in our economy lie. This is especially true given that we are in the last year of a phased-in reduction in personal income taxes benefiting the consumer side.

"HB 1583 focuses on a narrow segment of our community which is primarily consumer-oriented. I believe we should instead allocate the amount of immediate tax revenue reductions the proposal would implement to an overall across-the-board reduction in the general excise tax. That would spread the immediate benefits over a much broader segment of our community that, in one way or another, is involved in ongoing economic activity.

"I agree with the Minority that the tax on food and medicine is regressive in its application on the poor. But I believe a much better overall tax policy to assist this group, especially in supplementation of an overall reduction in the general excise tax, is a state earned income tax credit modeled after the federal EITC. Thank you."

Representative Ahu Isa rose in opposition to the measure and asked that her remarks be inserted in the Journal, and the Chair "so ordered."

Representative Ahu Isa's written remarks are as follows:

"Madam Speaker, I stand in opposition to H.B. 1583 as it is a flawed document. On page 6 of the bill, line 14 through 18, it states:

"The medical services excise tax credit shall be four per cent of qualified medical expenses paid by the resident individual during the taxable year plus six per cent of the nursing facilities expenses paid by or for the resident individual during the taxable year."

"Madam Speaker, this six per cent tax does not exist. This is a flawed bill. It should be passed out as is."

Representative M. Oshiro rose in opposition to the measure and asked that his remarks be inserted in the Journal, and the Chair "so ordered."

Representative M. Oshiro's written remarks are as follows:

"HB 1583 seeks to reinstate tax credits that were in place prior to 1995. I'd like to commend our Minority colleagues' acceptance of targeted tax cuts as a means of providing real tax relief, instead of relying upon exemptions. However, I speak against HB 1583 for the following reasons.

"First, last session the House passed and sent on to the Senate HB 163, HD 1, which provided much more progressive, targeted tax credits than exists in HB 1583, which is literally a throwback to an earlier time. I fail to understand the Minority's logic in forwarding a weaker bill on the same subject in HB 163's wake.

"Second, with regards to the refundable 4% medical excise tax credit, the Tax Foundation of Hawaii stated that "while the cost of the GET is an element in the cost of medical care, it is not by any means the major cost which contributes to the rising cost of health care." Besides, the Hawaii state tax code already provides for income tax deductions to offset medical expenses.

"Third, the Minority seeks to provide 6% nursing facility credit for a provider tax that sunset in 1997. Simply put, because there is no current tax on nursing facilities, the Minority is offering 6% of nothing. And for the Minority to falsely insinuate otherwise to the general public speaks volumes about its true motivations in recalling this bill.

"And finally, once again the Minority fails to reconcile the cost of this measure within the overall context of the state budget. Although we're facing a projected shortfall of over \$300 million, I've yet to hear one substantive or realistic proposal from our colleagues across the aisle as to what specific budget items they would cut in order to offset this additional loss in revenue. One could probably ask each of them about that cost right here on the House floor, and there would be few among them who could answer that accurately and with any reasonable degree of certainty. But then, small details such as cost don't matter when your legislative emphasis is politically driven rather than policy-oriented."

Roll call having been previously requested, and by unanimous consent, granted, the motion that H.B. No. 1583, entitled: "A BILL FOR AN ACT RELATING TO TAX CREDIT," pass Second Reading and be placed on the calendar for Third Reading was put to vote by the Chair and failed to carry on the following show of ayes and noes:

18 Ayes: Representatives Auwae, Bukoski, Davis, Djou, Fox, Gomes, Halford, Jaffe, Leong, Marumoto, Meyer, Moses, Ontai, Pendleton, Rath, Stonebraker, Thielen and Whalen.

31 Noes: Representatives Abinsay, Ahu Isa, Arakaki, Cabreiros, Case, Chang, Espero, Garcia, Hale, Hamakawa, Hiraki, Ito, Kahikina, Kanoho, Kawakami, Lee, Luke, Magaoay, Morita, Nakasone, B. Oshiro, M. Oshiro, Saiki, Schatz, Souki, Suzuki, Takai, Takamine, Takumi, Yonamine and Yoshinaga.

2 Excused: Representatives McDermott and Say.

ADJOURNMENT

At 1:34 o'clock p.m. on motion by Representative Lee, seconded by Representative Djou and carried, the House of Representatives adjourned until 12:00 o'clock noon tomorrow, Tuesday, February 5, 2002. (Representatives McDermott and Say were excused.)

THIRTEENTH DAY

Tuesday, February 5, 2002

The House of Representatives of the Twenty-First Legislature of the State of Hawaii, Regular Session of 2002, convened at 12:09 o'clock p.m., with the Vice Speaker presiding.

The invocation was delivered by Bishop Donald W. Baldwin, of the Church of Jesus Christ of Latter-Day Saints after which the Roll was called showing all members present with the exception of Representatives Leong, McDermott, Say and Whalen, who were excused.

By unanimous consent, reading and approval of the Journal of the House of Representatives of the Twelfth Day was deferred.

INTRODUCTIONS

The following introductions were made to the members of the House:

Representative Arakaki introduced a group of legislators from the prefecture of Okinawa who are members of a Special Sub Committee on Military Affairs visiting to review the military relations and the civilian population: Chair Eiji Miyahira, Vice Chair Tamaji Sakai, Members Tsunahiro Iha, Osamu Ashitomi, Sunao Ikema, Kosaburo Nishime, Shusei Arakawa, Yoichi Iha, Tsutomu Kinjo, Masaki Miyasato, Kunio Miyagi, and Yoshikazu Tamaki.

Representative Ahu Isa introduced her ARC intern for the past 4 years, Mr. Allen Higa, accompanied by ARC aide Mr. Conrado Herrera. She also introduced her grandson, Mr. Bennett Kaipou Villanueva.

Representative Morita introduced her ARC intern originally from Kekaha, Kauai, Mr. Carl Dipalma, accompanied by ARC aide, Ms. Lori Rodrigues.

Representative Espero introduced his ARC intern and resident of Ewa Beach, Mr. Richard Figerora, accompanied by ARC aide, Ms. Mese Lui.

Representative Kahikina introduced the 42 leaders from the Leeward District Student Council, and their Chaperones: Ms. Janice Uemori, Waianae High School; Mrs. Jean Nishi, Nanakuli High School; Mr. Glen Iwamoto, Kapolei High School; and Mrs. Mike Ishihara, Pearl City High School.

Representative Pendleton introduced his ARC intern, Ms. Tracy Swift, accompanied by ARC aide, Ms. Lorna Togle-McNear.

Representative Davis introduced his life-long friend Mr. Walter Ritte and a group of young adults from Molokai with the *Loko I'a* project who restore Hawaiian shoreline fishponds.

ORDER OF THE DAY

COMMITTEE ASSIGNMENTS

The following resolution (H.R. No. 12) and concurrent resolution (H.C.R. No. 26) were referred to committee by the Speaker:

H.R.
No. **Referred to:**

12 Jointly to the Committee on Tourism and Culture and the Committee on Higher Education, then to the Committee on Finance.

H.C.R.
No. **Referred to:**

26 Jointly to the Committee on Tourism and Culture and the Committee on Higher Education, then to the Committee on Finance

COMMITTEE REASSIGNMENTS

The following bills were re-referred to committee by the Speaker:

H.B.
Nos. **Re-referred to:**

1743 Committee on Legislative Management, then to the Committee on Judiciary and Hawaiian Affairs

2225 Committee on Higher Education, then to the Committee on Finance.

2248 Committee on Agriculture, then to the Committee on Finance

INTRODUCTION OF RESOLUTIONS

By unanimous consent, the following resolution (H.R. No. 13) and concurrent resolution (H.C.R. No. 28) were referred to Printing and further action was deferred:

H.R. No. 13, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN SERVICES TO RESEARCH AND EXAMINE CONGRESSIONAL PROPOSALS AND LAWS THAT PROVIDE FOR MEDICAL CARE FOR PERSONS WHO LOST EMPLOYMENT OR BECAME UNDEREMPLOYED AS THE RESULT OF THE SEPTEMBER 11, 2001 TERRORIST ATTACKS AND THE RESULTING ECONOMIC DOWNTURN," was jointly offered by Representatives Arakaki, Lee, Garcia, Yonamine, Abinsay, Souki, Takumi, Jaffe, Hiraki, McDermott and Kawakami.

H.C.R. No. 28, entitled: "HOUSE CONCURRENT RESOLUTION APPROVING AND AUTHORIZING THE ESTABLISHMENT OF STATE-PROVINCE RELATIONS OF FRIENDSHIP BETWEEN THE STATE OF HAWAII OF THE UNITED STATES OF AMERICA AND THE PROVINCE OF PANGASINAN OF THE REPUBLIC OF THE PHILIPPINES," was jointly offered by Representatives Arakaki, Abinsay, Garcia, Magaoay, Pendleton, Ahu Isa, Souki, Takumi, Espero and Cabreros.

ANNOUNCEMENTS

Representative Fox recognized Representative Mindy Jaffe who was celebrating her birthday today.

Representative Jaffe: "I was hoping to ignore this birthday. I almost forgot about it. Thanks a lot Representative."

Representative Morita announced that the Committee on Energy and Environmental Protection would reconvene its morning agenda in Room 312.

Representative Morita also announced: "There is a reverse vending machine that is located in the Capitol loading dock on the Chamber level, and yesterday it was filled with plastic bottles and cans. Hopefully TOMRA Hawaii came this morning to empty it out and it is working again. I believe in a day and a half, we collected almost 900 plastic bottles and cans. Thank you."

Representative Ahu Isa: "Tomorrow morning we are going to have a press conference in Room 423 to welcome our local musicians, because we have a bill here, H.B. 2701. Many, if not most of Hawaii's musicians were struggling to stay alive even before September 11th. They have added immeasurable value to the visitor experience, an integral part of Hawaii's unique and rich culture. A limited, well-defined tax exemption might be just the gift for them to keep them alive and in business. Most of them are very young, talented musicians who really don't pursue college degrees, but have served and contributed a lot to our communities. Brother Nolan is one and he has a lot of protégés below him. He volunteers his time at Palama Settlement.

"The press conference is going to be 9:00 tomorrow in Room 423, and we will have Willy K., Roby Kahakalau, Brother Nolan, Jake Shimabukuro, and many others. Thank you."

ADJOURNMENT

At 12:25 o'clock p.m. on motion by Representative Lee, seconded by Representative Djou and carried, the House of Representatives adjourned until 12:00 o'clock noon tomorrow, Wednesday, February 6, 2002. (Representatives Leong, McDermott, Say and Whalen were excused.)

FOURTEENTH DAY

Wednesday, February 06, 2002

The House of Representatives of the Twenty-First Legislature of the State of Hawaii, Regular Session of 2002, convened at 12:11 o'clock p.m., with the Vice Speaker presiding.

The invocation was delivered by Reverend Namsuk Rogers of the Emmanuel Christian Church, after which the Roll was called showing all members present with the exception of Representatives Bukoski, Gomes, McDermott and Whalen, who were excused.

By unanimous consent, reading and approval of the Journal of the House of Representatives of the Thirteenth Day was deferred.

GOVERNOR'S MESSAGES

The following messages from the Governor (Gov. Msg. Nos. 158 through 164) were received and announced by the Clerk were placed on file:

Gov. Msg. No. 158, transmitting the Report of the Insurance Commissioner of Hawaii 2001.

Gov. Msg. No. 159, transmitting the monthly report to the Legislature pursuant to Act 15, Third Special Session of 2001, Relating to Economic Emergency.

Gov. Msg. No. 160, requesting, in accordance with Section 9, Article VII of the Constitution of the State of Hawaii, immediate consideration and passage of H.B. No. 2459 for the Department of Budget and Finance to pay for a projected shortfall in social security/medicare costs.

Gov. Msg. No. 161, requesting, in accordance with Section 9, Article VII of the Constitution of the State of Hawaii, immediate consideration and passage of H.B. No. 2495 for the Child Welfare Services program of the Department of Human Services.

Gov. Msg. No. 162, requesting, in accordance with Section 9, Article VII of the Constitution of the State of Hawaii, immediate consideration and passage of H.B. No. 2515/S.B. 2773 for the Child and Adolescent Mental Health Division of the Department of Health.

Gov. Msg. No. 163, requesting, in accordance with Section 9, Article VII of the Constitution of the State of Hawaii, immediate consideration and passage of H.B. No. 2517/S.B. 2775 for the Hawaii Health Systems Corporation to pay for mandated and rural healthcare costs.

Gov. Msg. No. 164, requesting, in accordance with Section 9, Article VII of the Constitution of the State of Hawaii, immediate consideration and passage of H.B. No. 2535 for the completion of Phase I of the Kapolei Public Library.

SENATE COMMUNICATIONS

The following communication from the Senate (Sen. Com. No. 4) was received and announced by the Clerk was placed on file:

Sen. Com. No. 4, transmitting S.C.R. No. 1, entitled: "SENATE CONCURRENT RESOLUTION CONTINUING THE JOINT SENATE-HOUSE INVESTIGATIVE

COMMITTEE TO INVESTIGATE THE STATE'S EFFORTS TO COMPLY WITH THE FELIX CONSENT DECREE," which was adopted by the Senate on February 5, 2002.

INTRODUCTIONS

The following introductions were made to the members of the House:

Representative Abinsay, on behalf of the Representatives from Kalihi, Representatives Arakaki, Ahu Isa, Cabrerros and himself, introduced 87 students from Likelike Elementary School and their teachers, Ms. Linda Hong, Ms. Yvonne Stauring and Ms. Lana Lavoroni.

Representative Arakaki introduced home-school students from Oahu and Hilo participating in the Teen Pact Program, and program director Mr. Bill Jack from Colorado, and his staff from Alabama, Florida, and Georgia. Also with them were members of the Pethel and Swanson families from Kalihi Union Church.

Representative Ito introduced his ARC intern, Ms. Kristen Kekoa, accompanied by ARC aide, Mr. Sione Tagalooa.

Representative Takai introduced his ARC intern, Ms. Cheryl Derby.

Representative Fox introduced his ARC intern, Mr. Lorrin Hee, accompanied by ARC aide, Mr. Derek Lee, as well as members of his staff, Ms. Anita Young and Ms. Venus Delos Santos.

Representative Espero introduced his intern from Leeward Community College, Ms. Missy Sato.

Representative Stonebraker introduced his ARC intern, Mr. Michael Higashi, accompanied by ARC aide, Ms. Jessica Palakiko.

ORDER OF THE DAY

COMMITTEE REASSIGNMENTS

The following bills were re-referred to committee by the Speaker:

H.B.
Nos.**Re-referred to:**

2639 Committee on Finance

2763 Jointly to the Committee on Labor and Public Employment and the Committee on Health, then to the Committee on Consumer Protection and Commerce, then to the Committee on Finance

STANDING COMMITTEE REPORTS

Representatives Garcia and Saiki, for the Committee on Public Safety and Military Affairs, and the Committee on Labor and Public Employment presented a joint report (Stand. Com. Rep. No. 15-02) recommending that H.B. 712, as amended in H.D. 1, pass Second Reading and be referred to the Committee on Health.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the joint report of the committee was adopted and H.B. No. 712, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SECURITY AT VARIOUS STATE HOSPITALS," passed Second Reading and was referred to the Committee on Health with Representatives Bukoski, McDermott and Whalen being excused.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 16-02) recommending that H.B. No. 2028, pass Second Reading and be referred to the Committee on Consumer Protection and Commerce.

Representative M. Oshiro moved that H.B. No. 2028 pass Second Reading and be referred to the Committee on Consumer Protection and Commerce, seconded by Representative Lee.

Representative Pendleton rose and asked that the Clerk register a no vote for him and the Chair "so ordered."

Representative Moses rose to speak in opposition to the measure, stating:

"Thank you Madame Speaker, I would just like to point out that this is a tax increase, if you will. It is a surcharge of motor vehicles, \$5 per motor vehicle and rental motor vehicle. So this dramatically affects tourism to our state.

"I also would like to remind everybody that this goes on to Consumer Protection next. We are all consumers when it comes to traveling to the Neighbor Islands, or when our own automobile is broken and we need to rent a car. This will affect every consumer in the State. Thank you, Madame Chair."

Representative Rath rose and asked that the Clerk register a no vote for him and the Chair "so ordered."

Representative Djou rose and asked that the Clerk register a no vote for him and the Chair "so ordered."

Representative Meyer rose to speak in opposition to the measure, stating:

"Thank you, Madame Speaker. This is not just \$5 a car; it is \$5 per car, per day. And for any of us going to the Neighbor Islands, you might be there for the weekend, \$5 is almost... You can get a budget car now for \$15 to \$16 a day. Now it is going to cost you \$21. For that reason, I am not in favor of it. Thank you."

Representative Souki rose to speak in support of the measure, stating:

"I think there are a few issues that the Members should be aware of. One is that it is 'up to \$5,' and not \$5. And it has to be enacted by county ordinance. Each of the four counties will need to review, have public hearings, vote aye or nay on this issue, and determine the dollar amount of this surcharge.

"For those of you who have been speaking about homerule, this is a homerule issue. You are giving the four counties an opportunity to evaluate their needs and to determine whether they will need something like this. Whether they will need a surcharge. It is an option that they will have. It is not automatic. Thank you very much."

Representative Thielen rose and asked that the Clerk register a no vote for her and the Chair "so ordered."

Representative Fox rose to speak in opposition to the measure, stating:

"I don't understand why we persist in taking moves that basically are aimed at our visitor industry. As the Representative from Kapolei pointed out, 25% of the visitors on the Neighbor Islands are us, people traveling from other islands. We don't need to help the counties out in this way. This is not the way to further the good of the counties, to enable them to pass on taxes that would drive tourists away from Hawaii and affect the State of Hawaii's revenue base. If, because of high rental car costs, tourists choose to forget Hawaii and go to someplace that charges decent rental fees for rental cars, the treasury of the State of Hawaii loses out. Thank you."

Representative Marumoto rose to speak in opposition to the measure, stating:

"I think the rental car industry has not been very healthy since September 11th. I think this puts a real imposition on them and the people who rent cars. Thank you."

Representative Stonebraker rose to speak in opposition to the measure and asked that the words of Representative Fox be inserted in to the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Stonebraker continued, stating:

"A couple of years ago, my wife and I went to the Big Island and we rented a car. I remember standing in line there and paying the bill, and they informed me that there was going to be an additional road tax. I did not know about this. I had never been involved in politics at that point in time. It was just a few years ago. I was so enraged that there would be a road tax.

"I pay taxes on everything, being a resident of this state. I was so frustrated with that and now that I hear that we are going to continue to increase this kind of taxation, the heavy burden on the people of Hawaii, as well as offending those tourist. I vehemently oppose to this. I would urge the members of this Body to vote against this bill."

Representative Hale rose to speak in support of the measure, stating:

"I rise in support of this bill because you know, having been in the county for over twenty years, one of the real frustrations has always been the reluctance of this Body to give the counties any power. The only power you gave them over that period of twenty years was the fuel tax, the county fuel tax.

"Now if they raise the fuel tax to fix their roads, it is going to impact the people of our island, the local residents. I think this is a very good measure. It allows the counties the option. That is all it does. We are not raising taxes. We are only saying to the counties that if you want to do this on your island, you can do it. Thank you. I urge my colleagues to support this."

Representative Auwae rose to speak in opposition to the measure, stating:

"I just feel that this increase is at a bad time. Everybody is hurting and I don't think that this should be brought out now. Thank you."

Representative Gomes rose to speak in opposition to the measure, stating:

"I think I look forward to this bill coming before the Consumer Protection Committee and more discussion from the counties, the County of Maui in particular, as to what it is that they really need. It sounds like they are just looking for additional revenue sources, this just being a way to 'gin it up.'

"Going back to the homerule issue, what we really need to do is look at allowing the counties to take their fair share of things like the Hotel Room Tax and other issues where it is the State that sucks it all up, rather than providing a fair and equitable distribution to the counties. So I don't think that this is the way to go to address their concerns."

Representative Yoshinaga rose and asked that the Clerk record an aye vote with reservations for her and the Chair "so ordered."

Representative Ontai rose and asked that the Clerk register a no vote for him and the Chair "so ordered."

Representative Davis rose and asked that the Clerk register a no vote for him and the Chair "so ordered."

Representative Case rose to speak in support of the measure with reservations, stating:

"Thank you. I would like an aye vote with reservations for the reasons stated by the opponents. Thank you."

The Motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2028, entitled: " A BILL FOR AN ACT RELATING TO RENTAL MOTOR VEHICLE SURCHARGE," passed Second Reading and was referred to the Committee on Consumer Protection and Commerce with Representatives Auwae, Davis, Djou, Fox, Gomes, Marumoto, Meyer, Moses, Ontai, Pendleton, Rath, Stonebraker and Thielen voting no, and Representatives Bukoski, McDermott and Whalen being excused.

At 12:30 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:31 o'clock p.m.

ANNOUNCEMENTS

Representative Arakaki, for the Committee on Health, requested a waiver of the 48-hour advance notice requirement for the purpose of decision making only on three bills that were previously deferred from a hearing last Thursday. Decision making on H.B. 1747, 1771, and 1765 has been scheduled for tomorrow, Thursday, February 7, 2002, and the Chair "so ordered."

Representative Rath: "Yes Madame Speaker, I would like to point out that, that man sitting right there, Calvin Say, turned fifty years old on the fourth [first] and we ought to wish him a Happy Birthday because he is old like me."

ADJOURNMENT

At 12:32 o'clock p.m. on motion by Representative Lee, seconded by Representative Djou and carried, the House of Representatives adjourned until 12:00 o'clock noon tomorrow, Thursday, February 7, 2002. (Representatives Bukoski, McDermott and Whalen were excused.)

FIFTEENTH DAY

Thursday, February 7, 2002

The House of Representatives of the Twenty-First Legislature of the State of Hawaii, Regular Session of 2002, convened at 12:06 o'clock p.m., with the Speaker presiding.

The invocation was delivered by Representative Espero, after which the Roll was called showing all members present with the exception of Representatives Davis, Souki, Suzuki and Yonamine, who were excused.

On motion by Representative Lee, seconded by Representative Djou and carried, reading of the Journals was dispensed with and the Journals of the Eighth, Ninth, Tenth, and Eleventh Days were approved.

At 12:12 o'clock p.m., Representative Fox requested a recess and the Chair declared a recess, subject to the call of the Chair.

The House of Representatives were reconvened at 12:47 o'clock p.m.

ORDER OF THE DAY

COMMITTEE ASSIGNMENTS

The following House resolution (H.R. No. 13), House concurrent resolution (H.C.R. No. 27) and Senate concurrent resolution (S.C.R. No. 1) were referred to committee by the Speaker:

H.R.
Nos.

Referred to:

13 Jointly to the Committee on Health and the Committee on Human Services and Housing, then to the Committee on Finance

H.C.R.
Nos.

Referred to:

27 Committee on Public Safety and Military Affairs, then to the Committee on Finance

S.C.R.
Nos.

Referred to:

1 Committee on Legislative Management

COMMITTEE REASSIGNMENTS

The following bills were re-referred to committee by the Speaker:

H.B.
Nos.

Re-referred to:

1821 Committee on Legislative Management, then to the Committee on Finance

2152 Jointly to the Committee on Health and the Committee on Human Services and Housing, then to the Committee on Finance

2212 Jointly to the Committee on Energy and Environmental Protection and the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance

2221 Jointly to the Committee on Health and the Committee on Human Services and Housing, then to the Committee on Finance

2223 Jointly to the Committee on Health and the Committee on Human Services and Housing, then to the Committee on Finance

2232 Jointly to the Committee on Labor and Public Employment and the Committee on Judiciary and Hawaiian Affairs

2522 Committee on Health, then to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance

2637 Jointly to the Committee on Health and the Committee on Human Services and Housing, then to the Committee on Finance

2638 Jointly to the Committee on Health and the Committee on Human Services and Housing, then to the Committee on Finance

2764 Committee on Human Services and Housing, then to the Committee on Finance

STANDING COMMITTEE REPORTS

Representative Ahu Isa, for the Committee on Economic Development and Business Concerns presented a report (Stand. Com. Rep. No. 17-02) recommending that H.B. No. 1794, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative M. Oshiro moved that H.B. No. 1794, H.D. 1, pass Second Reading and be referred to the Committee on Finance, seconded by Representative Lee.

RECALL FROM COMMITTEE

At this time, Representative Fox moved that H.B. No. 1092 which was referred to the Committee on Judiciary and Hawaiian Affairs be recalled, seconded by Representative Djou.

At 12:48 o'clock p.m., the Chair declared a recess for the purpose of verifying that twenty days had lapsed since said measure had been referred to the Committee on Judiciary and Hawaiian Affairs, subject to the call of the Chair.

The House of Representatives reconvened at 1:11 o'clock p.m.

The Chair then recognized the Clerk who announced that H.B. No. 1092 had been referred to the Committee on Judiciary and Hawaiian Affairs on January 29, 2001, and that the required 20 days had lapsed for a recall.

The Chair then announced that H.B. No. 1092 entitled: "A BILL FOR AN ACT RELATING TO CONFLICTS OF INTERESTS," was recalled from the Committee on Judiciary

and Hawaiian Affairs by unanimous consent, and was brought to the floor for action.

Representative M. Oshiro moved that H.B. No. 1092 be recommitted to the Committee on Judiciary and Hawaiian Affairs, seconded by Representative Lee.

Representative Fox rose to speak in support of the motion for recommitment, stating:

"Thank you, Mr. Speaker. We have been informed that the Committee on Judiciary intends to hold a hearing on this bill. The Committee on Judiciary cannot hold a hearing on this bill if the bill is on the floor, because it has been recalled and held there for debate to a time certain. So on that basis we are going to along with the motion for recommitment knowing that the Majority has agreed with us, that if the hearing is not held by a certain date, it will be appropriate for us to once again, recall this bill."

The motion was put to vote by the Chair and carried, and H.B. No. 1092 entitled: "A BILL FOR AN ACT RELATING TO CONFLICTS OF INTERESTS," was recommitted to the Committee on Judiciary and Hawaiian Affairs, with Representatives Arakaki, Davis, Souki and Yoshinaga being excused.

Representative Fox rose to a point of information, stating:

"I would like to ask the Chair of the Committee on Labor if he intends to hold a hearing on H.B. 1094?"

The Chair addressed Representative Saiki, stating:

"Representative Saiki, would you yield to the question from the Minority Leader?"

Representative Saiki declined and at 1:13 o'clock p.m., Representative Saiki requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 1:23 o'clock p.m.

At this time, the Chair addressed the Body, stating:

"Members, just to remind all of you that what we have before us is the main motion which is for the adoption of Standing Committee Reports Nos. 17-02 to 35-02 as listed on pages 1 through 5, and that the accompanying House Bills as may be amended, pass Second Reading and be referred to their designated committees. Representative Marcus Oshiro made the motion and it was seconded by Representative Lee. At this time the Chair recognizes Representative Marcus Oshiro."

At 1:24 o'clock p.m., Representative M. Oshiro requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 1:25 o'clock p.m.

At 1:25 o'clock p.m., Representative M. Oshiro requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 7:16 o'clock p.m.

At this time, the Chair announced:

"Members, at this time for your recollection, we had a motion to pass on Second Reading and be referred to the respective Committees by Representatives Marcus Oshiro and Lee."

(Main Motion – Stand. Com. Rep. No. 17-02 and H.B. 1794, HD 1)

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. 1794, HD 1, entitled: "A BILL FOR AN ACT RELATING TO A GENERAL EXCISE TAX HOLIDAY," passed Second Reading and was referred to the Committee on Finance with Representatives Auwae, Bukoski, Case, Davis, Djou, Fox, Gomes, Halford, Jaffe, Kahikina, Marumoto, Meyer, Moses, Ontai, Pendleton, Rath, Schatz, Stonebraker, Takai, Takumi, Thielen, Whalen and Yoshinaga excused.

Representative Ahu Isa, for the Committee on Economic Development and Business Concerns presented a report (Stand. Com. Rep. No. 18-02) recommending that H.B. No. 1740, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 1740, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ENTERPRISE ZONES," passed Second Reading and was referred to the Committee on Finance with Representatives Auwae, Bukoski, Case, Davis, Djou, Fox, Gomes, Halford, Jaffe, Kahikina, Marumoto, Meyer, Moses, Ontai, Pendleton, Rath, Schatz, Stonebraker, Takai, Takumi, Thielen, Whalen and Yoshinaga excused.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 19-02) recommending that H.B. No. 2579, pass Second Reading and be referred to the Committee on Judiciary and Hawaiian Affairs.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2579, entitled: "A BILL FOR AN ACT RELATING TO USE OF INTOXICANTS WHILE OPERATING A VEHICLE," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs with Representatives Auwae, Bukoski, Case, Davis, Djou, Fox, Gomes, Halford, Jaffe, Kahikina, Marumoto, Meyer, Moses, Ontai, Pendleton, Rath, Schatz, Stonebraker, Takai, Takumi, Thielen, Whalen and Yoshinaga excused.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 20-02) recommending that H.B. No. 2580, pass Second Reading and be referred to the Committee on Judiciary and Hawaiian Affairs.

Representative M. Oshiro moved that that H.B. No. 2580, pass Second Reading and be referred to the Committee on Judiciary and Hawaiian Affairs, seconded by Representative Lee.

Representative McDermott rose to inquire:

"Mr. Speaker, I apologize. I don't have my Order of the Day in front of me. Is this the one on the towing fees?"

The Chair responded, stating:

"That is not before us right now."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2580, entitled: "A BILL FOR AN ACT RELATING TO DRIVER LICENSING," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs with Representatives Auwae, Bukoski, Case, Davis, Djou, Fox, Gomes, Halford, Jaffe, Kahikina, Marumoto, Meyer, Moses, Ontai, Pendleton, Rath, Schatz, Stonebraker, Takai, Takumi, Thielen, Whalen and Yoshinaga excused.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 21-02) recommending that H.B. No. 2581, pass Second Reading and be referred to the Committee on Judiciary and Hawaiian Affairs.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2581, entitled: "A BILL FOR AN ACT RELATING TO COMMERCIAL DRIVER'S LICENSING," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs with Representatives Auwae, Bukoski, Case, Davis, Djou, Fox, Gomes, Halford, Jaffe, Kahikina, Marumoto, Meyer, Moses, Ontai, Pendleton, Rath, Schatz, Stonebraker, Takai, Takumi, Thielen, Whalen and Yoshinaga excused.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 22-02) recommending that H.B. No. 2582, pass Second Reading and be referred to the Committee on Judiciary and Hawaiian Affairs.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2582, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs with Representatives Auwae, Bukoski, Case, Davis, Djou, Fox, Gomes, Halford, Jaffe, Kahikina, Marumoto, Meyer, Moses, Ontai, Pendleton, Rath, Schatz, Stonebraker, Takai, Takumi, Thielen, Whalen and Yoshinaga excused.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 23-02) recommending that H.B. No. 2030, pass Second Reading and be referred to the Committee on Judiciary and Hawaiian Affairs.

Representative M. Oshiro moved that H.B. No. 2030, pass Second Reading and be referred to the Committee on Judiciary and Hawaiian Affairs, seconded by Representative Lee.

Representative McDermott rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2030, entitled: "A BILL FOR AN ACT RELATING TO TOWING," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs with Representative McDermott voting no, and Representatives Auwae, Bukoski, Case, Davis, Djou, Fox, Gomes, Halford, Jaffe, Kahikina, Marumoto, Meyer, Moses, Ontai, Pendleton, Rath, Schatz, Stonebraker, Takai, Takumi, Thielen, Whalen and Yoshinaga excused.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 24-02) recommending that H.B. No. 2027, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2027, entitled: "A BILL FOR AN ACT RELATING TO WHARFAGE CHARGES," passed Second Reading and was referred to the Committee on Finance with Representatives Auwae, Bukoski, Case, Davis, Djou, Fox, Gomes, Halford, Jaffe, Kahikina, Marumoto, Meyer, Moses, Ontai, Pendleton, Rath, Schatz, Stonebraker, Takai, Takumi, Thielen, Whalen and Yoshinaga excused.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 25-02) recommending that H.B. No. 1791, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 1791, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD BOOSTER SEAT," passed Second Reading and was referred to the Committee on Finance with Representatives Auwae, Bukoski, Case, Davis, Djou, Fox, Gomes, Halford, Jaffe, Kahikina, Marumoto, Meyer, Moses, Ontai, Pendleton, Rath, Schatz, Stonebraker, Takai, Takumi, Thielen, Whalen and Yoshinaga excused.

Representatives Souki and Garcia, for the Committee on Transportation and the Committee on Public Safety and Military Affairs presented a report (Stand. Com. Rep. No. 26-02) recommending that H.B. No. 1750, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 1750, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE LICENSE PLATES," passed Second Reading and was referred to the Committee on Finance with Representatives Auwae, Bukoski, Case, Davis, Djou, Fox, Gomes, Halford, Jaffe, Kahikina, Marumoto, Meyer, Moses, Ontai, Pendleton, Rath, Schatz, Stonebraker, Takai, Takumi, Thielen, Whalen and Yoshinaga excused.

Representative Suzuki, for the Committee on Legislative Management presented a report (Stand. Com. Rep. No. 27-02) recommending that H.B. No. 2606, pass Second Reading and be referred to the Committee on Judiciary and Hawaiian Affairs.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2606, entitled: "A BILL FOR AN ACT RELATING TO ELECTIONS," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs with Representatives Auwae, Bukoski, Case, Davis, Djou, Fox, Gomes, Halford, Jaffe, Kahikina, Marumoto, Meyer, Moses, Ontai, Pendleton, Rath, Schatz, Stonebraker, Takai, Takumi, Thielen, Whalen and Yoshinaga excused.

Representative Suzuki, for the Committee on Legislative Management presented a report (Stand. Com. Rep. No. 28-02) recommending that H.B. No. 1739, pass Second Reading and be referred to the Committee on Judiciary and Hawaiian Affairs.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 1739, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE IV, SECTION 2 OF THE HAWAII CONSTITUTION TO CHANGE THE COMPOSITION OF THE REAPPORTIONMENT COMMISSION," passed Second

Reading and was referred to the Committee on Judiciary and Hawaiian Affairs with Representatives Auwae, Bukoski, Case, Davis, Djou, Fox, Gomes, Halford, Jaffe, Kahikina, Marumoto, Meyer, Moses, Ontai, Pendleton, Rath, Schatz, Stonebraker, Takai, Takumi, Thielen, Whalen and Yoshinaga excused.

Representative Takumi, for the Committee on Higher Education presented a report (Stand. Com. Rep. No. 29-02) recommending that H.B. No. 2586, pass Second Reading and be referred to the Committee on Judiciary and Hawaiian Affairs.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2586, entitled: "A BILL FOR AN ACT RELATING TO CLAIMS AGAINST THE UNIVERSITY OF HAWAII AND PROVIDING APPROPRIATIONS THEREFOR," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs with Representatives Auwae, Bukoski, Case, Davis, Djou, Fox, Gomes, Halford, Jaffe, Kahikina, Marumoto, Meyer, Moses, Ontai, Pendleton, Rath, Schatz, Stonebraker, Takai, Takumi, Thielen, Whalen and Yoshinaga excused.

Representative Takumi, for the Committee on Higher Education presented a report (Stand. Com. Rep. No. 30-02) recommending that H.B. No. 2798, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2798, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SCHOLARSHIPS," passed Second Reading and was referred to the Committee on Finance with Representatives Auwae, Bukoski, Case, Davis, Djou, Fox, Gomes, Halford, Jaffe, Kahikina, Marumoto, Meyer, Moses, Ontai, Pendleton, Rath, Schatz, Stonebraker, Takai, Takumi, Thielen, Whalen and Yoshinaga excused.

Representatives Kahikina and Arakaki, for the Committee on Human Services and Housing and the Committee on Health presented a report (Stand. Com. Rep. No. 31-02) recommending that H.B. No. 1862, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 1862, entitled: "A BILL FOR AN ACT RELATING TO RESPITE SERVICES," passed Second Reading and was referred to the Committee on Finance with Representatives Auwae, Bukoski, Case, Davis, Djou, Fox, Gomes, Halford, Jaffe, Kahikina, Marumoto, Meyer, Moses, Ontai, Pendleton, Rath, Schatz, Stonebraker, Takai, Takumi, Thielen, Whalen and Yoshinaga excused.

Representatives Kahikina and Arakaki, for the Committee on Human Services and Housing and the Committee on Health presented a report (Stand. Com. Rep. No. 32-02) recommending that H.B. No. 2059, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2059, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ESTABLISHMENT OF THE FOOD SECURITY COMMISSION," passed Second Reading and was referred to the Committee on Finance with Representatives Auwae, Bukoski, Case, Davis, Djou, Fox, Gomes, Halford, Jaffe, Kahikina, Marumoto, Meyer, Moses, Ontai, Pendleton, Rath, Schatz, Stonebraker, Takai, Takumi, Thielen, Whalen and Yoshinaga excused.

Representative Suzuki, for the Committee on Legislative Management presented a report (Stand. Com. Rep. No. 33-02) recommending that H.B. No. 2231, pass Second Reading and be referred to the Committee on Judiciary and Hawaiian Affairs.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2231, entitled: "A BILL FOR AN ACT RELATING TO THE AUDITOR," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs with Representatives Auwae, Bukoski, Case, Davis, Djou, Fox, Gomes, Halford, Jaffe, Kahikina, Marumoto, Meyer, Moses, Ontai, Pendleton, Rath, Schatz, Stonebraker, Takai, Takumi, Thielen, Whalen and Yoshinaga excused.

Representative Takumi, for the Committee on Higher Education presented a report (Stand. Com. Rep. No. 34-02) recommending that H.B. No. 2585, pass Second Reading and be referred to the Committee on Judiciary and Hawaiian Affairs.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2585, entitled: "A BILL FOR AN ACT RELATING TO INDEMNIFICATION," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs with Representatives Auwae, Bukoski, Case, Davis, Djou, Fox, Gomes, Halford, Jaffe, Kahikina, Marumoto, Meyer, Moses, Ontai, Pendleton, Rath, Schatz, Stonebraker, Takai, Takumi, Thielen, Whalen and Yoshinaga excused.

Representative Takumi, for the Committee on Higher Education presented a report (Stand. Com. Rep. No. 35-02) recommending that H.B. No. 2164, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2164, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII EDUCATOR LOAN PROGRAM," passed Second Reading and was referred to the Committee on Finance with Representatives Auwae, Bukoski, Case, Davis, Djou, Fox, Gomes, Halford, Jaffe, Kahikina, Marumoto, Meyer, Moses, Ontai, Pendleton, Rath, Schatz, Stonebraker, Takai, Takumi, Thielen, Whalen and Yoshinaga excused.

Representatives Takumi and Kahikina, for the Committee on Higher Education and the Committee on Human Services and Housing presented a report (Stand. Com. Rep. No. 36-02) recommending that H.B. No. 2256, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2256, entitled: "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF REVENUE BONDS AND MAKING AN APPROPRIATION FOR STUDENT HOUSING AND A MIXED USE PROJECT," passed Second Reading and was referred to the Committee on Finance with Representatives Auwae, Bukoski, Case, Davis, Djou, Fox, Gomes, Halford, Jaffe, Kahikina, Marumoto, Meyer, Moses, Ontai, Pendleton, Rath, Schatz, Stonebraker, Takai, Thielen, Whalen and Yoshinaga being excused.

Representative Abinsay, for the Committee on Agriculture presented a report (Stand. Com. Rep. No. 37-02) recommending that H.B. No. 2631, pass Second Reading and be referred to the Committee on Consumer Protection and Commerce.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2631, entitled: "A BILL FOR AN ACT RELATING TO MEAT GRADING," passed Second Reading and was referred to the Committee on Consumer Protection and Commerce with Representatives Auwae, Bukoski, Case, Davis, Djou, Fox, Gomes, Halford, Jaffe, Kahikina, Marumoto, Meyer, Moses, Ontai, Pendleton, Rath, Schatz, Stonebraker, Takai, Thielen, Whalen and Yoshinaga being excused.

Representative Abinsay, for the Committee on Agriculture presented a report (Stand. Com. Rep. No. 38-02) recommending that H.B. No. 2272, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary and Hawaiian Affairs.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2272, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LIVESTOCK," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs with Representatives Auwae, Bukoski, Case, Davis, Djou, Fox, Gomes, Halford, Jaffe, Kahikina, Marumoto, Meyer, Moses, Ontai, Pendleton, Rath, Schatz, Stonebraker, Takai, Thielen, Whalen and Yoshinaga being excused.

Representative Abinsay, for the Committee on Agriculture presented a report (Stand. Com. Rep. No. 39-02) recommending that H.B. No. 2176, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2176, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL MARKETING," passed Second Reading and was referred to the Committee on Finance with Representatives Auwae, Bukoski, Case, Davis, Djou, Fox, Gomes, Halford, Jaffe, Kahikina, Marumoto, Meyer, Moses, Ontai, Pendleton, Rath, Schatz, Stonebraker, Takai, Thielen, Whalen and Yoshinaga being excused.

Representative Abinsay, for the Committee on Agriculture presented a report (Stand. Com. Rep. No. 40-02) recommending that H.B. No. 2708, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2708, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ANIMAL DISEASES," passed Second Reading and was referred to the Committee on Finance with Representatives Auwae, Bukoski, Case, Davis, Djou, Fox, Gomes, Halford, Jaffe, Kahikina, Marumoto, Meyer, Moses, Ontai, Pendleton, Rath, Schatz, Stonebraker, Takai, Thielen, Whalen and Yoshinaga being excused.

Representatives Ito and Takumi, for the Committee on Education and the Committee on Higher Education presented a report (Stand. Com. Rep. No. 41-02) recommending that H.B. No. 2166, pass Second Reading and be referred to the Committee on Judiciary and Hawaiian Affairs.

Representative M. Oshiro moved that H.B. No. 2166, pass Second Reading and be referred to the Committee on Judiciary and Hawaiian Affairs, seconded by Representative Lee.

Representative Ito rose in support of the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Ito's written remarks are as follows:

"Mr. Speaker, I rise in support of this measure. HB 2166 provides the enabling statutory framework for HB 2848, which proposes an amendment to the Hawaii State Constitution to authorize the issuance of Special Purpose Revenue Bonds (SPRB) and use the proceeds from the bonds to assist not-for-profit private elementary schools, secondary schools, colleges, and universities.

"Providing Special Purpose Revenue Bonds to these not-for-profit private schools will allow them to maintain and improve infrastructure essential to the well being of institutions and students. Just as our public schools here in Hawaii require our immediate attention, our private schools will require significant expenditures over the next ten years to address the Americans with Disabilities Act (ADA) renovations, deferred maintenance caused by our weak economy throughout the past decade, and a concerted effort to modernize our schools for 21st century learning rich with technology.

"The schools that would benefit most from using Special Purpose Revenue Bonds are the smaller schools, which do not have large endowments. Special Purpose Revenue Bonds would not take money away from public schools. There is no appropriation or expenditure of State funds as the State merely serves as a 'conduit.' The obligation to repay the bonds rests solely on the school that receives the proceeds. The bonds are not secured by any credit of the State and there is no obligation on the part of the State to repay any of the bond proceeds. Further, all costs incurred by state agencies in administering the bonds must be paid by the private school that is using the bonds.

"School infrastructure, whether public or private, serves many public purposes in Hawaii. The current bond process aids many not-for-profit corporations that serve the general public. Private schools and universities, which educate more than 36,000 students at no cost to the taxpayer, provide a valuable service to the community and should be granted similar opportunities.

"It is a struggle for every one of Hawaii's private institutions to maintain and improve infrastructure, especially since capital funds are exceedingly difficult to obtain in the present economy. If Special Purpose Revenue Bonds are approved, renovation and construction jobs already planned will be implemented; thus, the projects that will result from this bill will provide jobs for many construction workers, as well as, a better learning environment for our children. Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried and the report of the Committee was adopted and H.B. No. 2166, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs with Representatives Auwae, Bukoski, Case, Davis, Djou, Fox, Gomes, Halford, Jaffe, Kahikina, Marumoto, Meyer, Moses, Ontai, Pendleton, Rath, Schatz, Stonebraker, Takai, Thielen, Whalen and Yoshinaga being excused.

Representative Ito, for the Committee on Education presented a report (Stand. Com. Rep. No. 42-02) recommending that H.B. No. 1874, pass Second Reading and be referred to the Committee on Judiciary and Hawaiian Affairs.

Representative M. Oshiro moved that H.B. No. 1874, pass Second Reading and be referred to the Committee on Judiciary and Hawaiian Affairs, seconded by Representative Lee.

Representative Ito rose in support of the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Ito's written remarks are as follows:

"Mr. Speaker, I rise in support of this measure. The purpose of HB 1874 is to propose an amendment to the Hawaii State Constitution to allow the student member of the Board of Education to vote, except on issues pertaining to personnel or fiscal matters.

"Providing the student member of the Board of Education with voting rights is a clear reflection of our commitment to student empowerment and demonstrates our confidence in today's youth to make responsible choices. Today's students will be tomorrow's leaders, and the *elected* BOE student member representing over 180,000 students from 250 primary and secondary public schools in the State of Hawaii is a vital link between students and policy makers. Allowing him or her the right to vote will assure the students of Hawaii that their voices are being heard.

"The student member of the BOE carries all of the responsibilities of a BOE member, except the right to vote. However, he/she provides the BOE with first hand knowledge of what takes place in our school and what our students need. It is only right, therefore, that he/she be able to make decisions on school policies that would affect his/her constituency, one example being the issue of requiring uniforms or dress codes in our public schools.

"States such as Massachusetts, California, Tennessee, and Maryland have already granted their student member voting rights on issues that are presented before the board. I understand that in the past there have been concerns over the maturity and quality of the BOE member to handle such a task as voting. For this reason, this bill would not allow them to vote on issues pertaining personnel or fiscal matters.

"This is an important issue and concern of our students who have brought up the subject since 1988. I believe it is time that we really listen to their concerns and give them the confidence and the empowerment that will lead them to grow as better and more responsible citizens. Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried and the report of the Committee was adopted and H.B. No. 1874, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE X, SECTION 2, OF THE HAWAII CONSTITUTION, TO ALLOW THE STUDENT MEMBER OF THE BOARD OF EDUCATION TO VOTE," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs with Representatives Auwae, Bukoski, Case, Davis, Djou, Fox, Gomes, Halford, Jaffe, Kahikina, Marumoto, Meyer, Moses, Ontai, Pendleton, Rath, Schatz, Stonebraker, Takai, Thielen, Whalen and Yoshinaga being excused.

Representative Ito, for the Committee on Education presented a report (Stand. Com. Rep. No. 43-02) recommending that H.B. No. 1873, as amended in HD 1, pass Second Reading and be referred to the Committee on Economic Development and Business Concerns.

Representative M. Oshiro moved that H.B. No. 1873, H.D. 1, pass Second Reading and be referred to the Committee on Economic Development and Business Concerns, seconded by Representative Lee.

Representative Ito rose in support of the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Ito's written remarks are as follows:

"Mr. Speaker, I rise in support of House Bill 1873. The purpose of this bill is to create an informal working group to increase private sector development in our high-technology industry.

"Mr. Speaker, your Committee on Education heard important testimony from high school students in our State, who vocalized their concern for the lack of high-tech jobs after they graduate. This bill is an important building block for our State, first of all because of the industry which it helps to create, and secondly because it is based on the principle of public-private partnerships.

"Mr. Speaker, your Committee on Education is excited about the possibilities which these partnerships will mean for our high technology industry and for our *keiki*."

The motion was put to vote by the Chair and carried and the report of the Committee was adopted and H.B. No. 1873, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TECHNOLOGY," passed Second Reading and was referred to the Committee on Economic Development and Business Concerns with Representatives Auwae, Bukoski, Case, Davis, Djou, Fox, Gomes, Halford, Jaffe, Kahikina, Marumoto, Meyer, Moses, Ontai, Pendleton, Rath, Schatz, Stonebraker, Takai, Thielen, Whalen and Yoshinaga being excused.

Representative Ito, for the Committee on Education presented a report (Stand. Com. Rep. No. 44-02) recommending that H.B. No. 1876, as amended in HD 1, pass Second Reading and be referred to the Committee on Labor and Public Employment.

Representative M. Oshiro moved that H.B. No. 1876, H.D. 1, pass Second Reading and be referred to the Committee on Labor and Public Employment, seconded by Representative Lee.

Representative Ito rose in support of the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Ito continued, stating:

"This is for the Student Body Council, to give them some recognition. Thank you."

Representative Ito's written remarks are as follows:

"Mr. Speaker, I rise in support of this measure. The purpose of HB 1876 is to prohibit the Department of Education from requiring or allowing a teacher without knowledge or competence in a particular subject area to teach that subject.

"Today many DOE teachers are often required to teach outside their area of training expertise, which becomes unfair to our students who are not getting the kind of quality education they need in the classrooms. Teachers are key to quality education, and it is vital that they possess knowledge of the subject matter they teach. This policy is designed to ensure that all teachers are not only properly licensed, but that they are assigned to teach in areas consistent with their license and subject matter background.

"Currently Hawaii is faced with a teacher shortage; however, having teachers teach a subject they have no adequate

knowledge of is not the solution for striving for good quality education. Therefore, the bill was amended by changing the effective date to July 1, 2004 to allow the Department of Education time to address its teacher shortage and ensure that only qualified teachers are allowed to teach in that subject area.

"I urge you in supporting to provide quality education for our children by not allowing DOE teachers to teach subjects outside of their expertise. Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried and the report of the Committee was adopted and H.B. No. 1876, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Labor and Public Employment with Representatives Auwae, Bukoski, Case, Davis, Djou, Fox, Gomes, Halford, Jaffe, Kahikina, Marumoto, Meyer, Moses, Ontai, Pendleton, Rath, Schatz, Stonebraker, Takai, Thielen, Whalen and Yoshinaga being excused.

Representative Ito, for the Committee on Education presented a report (Stand. Com. Rep. No. 45-02) recommending that H.B. No. 1879, pass Second Reading and be referred to the Committee on Finance.

Representative M. Oshiro moved that H.B. No. 1879, pass Second Reading and be referred to the Committee on Finance, seconded by Representative Lee.

Representative Ito rose in support of the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Ito's written remarks are as follows:

"Mr. Speaker, I rise in support of House Bill 1879. Mr. Speaker, all members of this assembly are distressed by the poor state of far too many of our public school campuses. This past Saturday, the second of February, students from schools throughout the state came to testify to the reality of their educational experiences, and shared with your Committee on Education their concern for their home campuses. Mr. Speaker, your Committee on Education has passed House Bill 1879 out of support for our students, and our schools. Thank you."

The motion was put to vote by the Chair and carried and the report of the Committee was adopted and H.B. No. 1879, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Finance with Representatives Auwae, Bukoski, Case, Davis, Djou, Fox, Gomes, Halford, Jaffe, Kahikina, Marumoto, Meyer, Moses, Ontai, Pendleton, Rath, Schatz, Stonebraker, Takai, Thielen, Whalen and Yoshinaga being excused.

Representative Ito, for the Committee on Education presented a report (Stand. Com. Rep. No. 46-02) recommending that H.B. No. 1880, pass Second Reading and be referred to the Committee on Finance.

Representative M. Oshiro moved that H.B. No. 1880, pass Second Reading and be referred to the Committee on Finance, seconded by Representative Lee.

Representative Ito rose in support of the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Ito's written remarks are as follows:

"Mr. Speaker, I rise in support of this measure. The purpose of HB 1880 is to appropriate funds for hiring regular and college counselors at public schools based on the student population.

"Currently, the recommended student to counselor ratio by the American School Counselor Association is 250:1; however in Hawaii, the ratio is a little less than 300:1. We need to reduce the student-to-counselor ratio in Hawaii to reflect the American School Counselor Association and provide additional college and career counselor positions to better prepare our children and youth for post-high school education and career opportunities.

"Counselors play a significant role in providing assistance and guidance to our students regarding career choices and higher education. Without these counselors' support, our students would have little guidance in choosing the right classes to meet the requirement of the college of their choice, getting assistance with scholarships, college applications, SATs, letters of recommendations and all the necessary materials for them to get accepted and advance to higher education.

"I urge all of you to support our students in receiving the kind of guidance and support they need to advance to higher education through appropriating more funds for hiring counselors in our public schools. All the children of Hawaii are a valuable resource and we must give them the best opportunity for success. Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried and the report of the Committee was adopted and H.B. No. 1880, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Finance with Representatives Auwae, Bukoski, Case, Davis, Djou, Fox, Gomes, Halford, Jaffe, Kahikina, Marumoto, Meyer, Moses, Ontai, Pendleton, Rath, Schatz, Stonebraker, Takai, Thielen, Whalen and Yoshinaga being excused.

ANNOUNCEMENTS

Representative McDermott: "As I drove in, I heard that our Rainbow Warrior basketball team won tonight. They are now 20 and 3; and 11 and 1 in the WAC."

ADJOURNMENT

At 7:23 o'clock p.m. on motion by Representative Lee, seconded by Representative McDermott and carried, the House of Representatives adjourned until 12:00 o'clock noon tomorrow, Friday, February 8, 2002. (Representatives Auwae, Bukoski, Case, Davis, Djou, Fox, Gomes, Halford, Jaffe, Kahikina, Marumoto, Meyer, Moses, Ontai, Pendleton, Rath, Schatz, Stonebraker, Takai, Thielen, Whalen and Yoshinaga were excused.)

SIXTEENTH DAY

Friday, February 8, 2002

The House of Representatives of the Twenty-First Legislature of the State of Hawaii, Regular Session of 2002, convened at 12:13 o'clock p.m., with the Speaker presiding.

The invocation was delivered in song by Representatives Ezra R. Kanofo, Dennis A. Arakaki, Bertha C. Kawakami, Lei Ahu Isa and Michael Puamamo Kahikina, after which the Roll was called showing all members present with the exception of Representatives Case, Davis, Ontai, Pendleton, Rath and Takamine, who were excused.

By unanimous consent, reading and approval of the Journal of the House of Representatives of the Fifteenth Day was deferred.

GOVERNOR'S MESSAGES

The following messages from the Governor (Gov. Msg. Nos. 165 through 172) were received and announced by the Clerk were placed on file:

Gov. Msg. No. 165, transmitting the report prepared by the Department of Agriculture on the Agriculture Loan Revolving Fund and the Aquaculture Loan Revolving Fund.

Gov. Msg. No. 166, transmitting the report, Requesting Process and Outcome Evaluations by an Independent Evaluator of New Treatment or Service Programs, Employed by the Child and Adolescent Mental Health Division to Serve Emotionally Disturbed Children and Adolescents.

Gov. Msg. No. 167, transmitting the report, Requesting the Department of Health to Establish a Neurotrauma Task Force.

Gov. Msg. No. 168, transmitting the report, Progress on the Study: Planning for Sustainable Tourism in Hawaii.

Gov. Msg. No. 169, transmitting the 2001 Annual Report, Board of Certification of Operating Personnel in Wastewater Treatment Facilities.

Gov. Msg. No. 170, transmitting the Barbers Point Naval Air Station Redevelopment Commission Annual Report.

Gov. Msg. No. 171, transmitting the Environmental Report Card 2001, Annual Report of the Environmental Council.

Gov. Msg. No. 172, transmitting the report, Requesting the Department of Health to Submit to the Legislature a Report on the Statewide Comprehensive Strategic Plan for Services and Supports for Individuals with Development Disabilities or Mental Retardation.

INTRODUCTIONS

The following introductions were made to the members of the House:

Representative Arakaki introduced his ARC intern, Mr. Peter Tengan.

Representative Arakaki also introduced 40 students in Hawaii Pacific University's Nursing Program, and their instructor, Ms. Pat Maris.

ORDER OF THE DAY

COMMITTEE ASSIGNMENTS

The following concurrent resolution (H.C.R. No. 28) was referred to committee by the Speaker:

<u>H.C.R.</u> <u>Nos.</u>	<u>Referred to:</u>
28	Committee on Economic Development and Business Concerns

COMMITTEE REASSIGNMENTS

The following bills were re-referred to committee by the Speaker:

<u>H.B.</u> <u>Nos.</u>	<u>Re-referred to:</u>
2645	Jointly to the Committee on Human Services and Housing and the Committee on Health, then to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance
2752	Committee on Higher Education, then to the Committee on Finance

INTRODUCTION OF RESOLUTION
(FLOOR PRESENTATION)

H.R. No. 14, entitled: "HOUSE RESOLUTION RECOGNIZING FEBRUARY AS THE DRUG-FREE HAWAII AWARENESS MONTH, AND COMMENDING HAWAII MEDICAL SERVICE ASSOCIATION, THE COALITION FOR A DRUG-FREE HAWAII, AND THE DEPARTMENT OF EDUCATION'S SAFE AND DRUG-FREE SCHOOL AND COMMUNITIES PROGRAM FOR THEIR OUTSTANDING CONTRIBUTIONS AND THEIR ON-GOING EFFORTS TO PREVENT, TREAT, AND ACHIEVE A DRUG-FREE HAWAII," was offered by Representative Arakaki.

On motion by Representative Arakaki, seconded by Representative Takai and carried, H.R. No. 14 was adopted with Representatives Case, Davis, Rath and Takamine being excused.

Representative Arakaki introduced the following honorees seated on the House floor:

Mr. Cliff Cisco, Sr. Vice President of the Hawaii Medical Association;

Mr. Alan Shin, Executive Director of Duty Free Shoppers, for the Coalition for a Drug Free Hawaii; and

Mr. Kendyl Ko, Education Specialist for the Department of Education's Safe and Drug Free Schools.

At 12:30 o'clock p.m., the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 12:37 o'clock p.m.

STANDING COMMITTEE REPORTS

Representatives Takumi and Arakaki, for the Committee on Higher Education and the Committee on Health presented a report (Stand. Com. Rep. No. 47-02) recommending that H.B. No. 2026, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2026, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," passed Second Reading and was referred to the Committee on Finance with Representatives Case, Davis, Rath, Souki and Takamine being excused.

Representative Abinsay, for the Committee on Agriculture presented a report (Stand. Com. Rep. No. 48-02) recommending that H.B. No. 2630, pass Second Reading and be referred to the Committee on Consumer Protection and Commerce.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2630, entitled: "A BILL FOR AN ACT RELATING TO A SEAL OF QUALITY FOR FRESH AND PROCESSED AGRICULTURAL PRODUCTS PROGRAM," passed Second Reading and was referred to the Committee on Consumer Protection and Commerce with Representatives Case, Davis, Rath, Souki and Takamine being excused.

Representatives Ito and Takumi, for the Committee on Education and the Committee on Higher Education presented a report (Stand. Com. Rep. No. 49-02) recommending that H.B. No. 2848, pass Second Reading and be referred to the Committee on Judiciary and Hawaiian Affairs.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2848, entitled: "A BILL FOR AN ACT PROPOSING AMENDMENTS TO ARTICLE VII, SECTION 12, AND ARTICLE X, SECTION 1, OF THE CONSTITUTION OF THE STATE OF HAWAII TO AUTHORIZE THE STATE TO ISSUE SPECIAL PURPOSE REVENUE BONDS AND USE THE PROCEEDS FROM THE BONDS TO ASSIST NOT-FOR-PROFIT PRIVATE ELEMENTARY SCHOOLS, SECONDARY SCHOOLS, COLLEGES, AND UNIVERSITIES," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs with Representatives Case, Davis, Rath, Souki and Takamine being excused.

Representative Saiki, for the Committee on Labor and Public Employment presented a report (Stand. Com. Rep. No. 50-02) recommending that H.B. No. 2526, pass Second Reading and be referred to the Committee on Consumer Protection and Commerce.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2526, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION," passed Second Reading and was referred to the Committee on Consumer Protection and Commerce with Representatives Case, Davis, Rath, Souki and Takamine being excused.

Representative Ito, for the Committee on Education presented a report (Stand. Com. Rep. No. 51-02) recommending that H.B. No. 2021, pass Second Reading and be referred to the Committee on Judiciary and Hawaiian Affairs.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2021, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs with Representatives Case, Davis, Rath, Souki and Takamine being excused.

Representative Ito, for the Committee on Education presented a report (Stand. Com. Rep. No. 52-02) recommending that H.B. No. 1974, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 1974, entitled: "A BILL FOR AN ACT RELATING TO SCHOOL REPAIR AND MAINTENANCE," passed Second Reading and was referred to the Committee on Finance with Representatives Case, Davis, Rath, Souki and Takamine being excused.

Representative Ito, for the Committee on Education presented a report (Stand. Com. Rep. No. 53-02) recommending that H.B. No. 2751, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2751, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF EDUCATION," passed Second Reading and was referred to the Committee on Finance with Representatives Case, Davis, Rath, Souki and Takamine being excused.

Representative Ito, for the Committee on Education presented a report (Stand. Com. Rep. No. 54-02) recommending that H.B. No. 2787, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2787, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF EDUCATION STOREROOM REVOLVING FUND," passed Second Reading and was referred to the Committee on Finance with Representatives Case, Davis, Rath, Souki and Takamine being excused.

Representative Hamakawa, for the Committee on Judiciary and Hawaiian Affairs presented a report (Stand. Com. Rep. No. 55-02) recommending that H.B. No. 1008, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 1008, entitled: "A BILL FOR AN ACT RELATING TO ELECTIONS BY MAIL," passed Second Reading and was referred to the Committee on Finance with Representatives Case, Davis, Rath, Souki and Takamine being excused.

Representative Hamakawa, for the Committee on Judiciary and Hawaiian Affairs presented a report (Stand. Com. Rep. No. 56-02) recommending that H.B. No. 1009, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 1009, entitled: "A BILL FOR AN ACT RELATING TO THE RETURN AND RECEIPT OF SPECIAL CASE ABSENTEE BALLOTS," passed Second Reading and was referred to the Committee on Finance with Representatives Case, Davis, Rath, Souki and Takamine being excused.

Representative Garcia, for the Committee on Public Safety and Military Affairs presented a report (Stand. Com. Rep. No. 57-02) recommending that H.B. No. 2563, pass Second Reading and be referred to the Committee on Judiciary and Hawaiian Affairs.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2563, entitled: "A BILL FOR AN ACT RELATING TO COMPENSATION OF CRIME VICTIMS," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs with Representatives Case, Davis, Rath, Souki and Takamine being excused.

Representative Garcia, for the Committee on Public Safety and Military Affairs presented a report (Stand. Com. Rep. No. 58-02) recommending that H.B. No. 2565, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary and Hawaiian Affairs.

Representative M. Oshiro moved that H.B. No. 2565, HD 1, pass Second Reading and be referred to the Committee on Judiciary and Hawaiian Affairs, seconded by Representative Lee.

Representative Thielen rose to speak in opposition to Stand. Com. No. 59-02, stating:

"Thank you Mr. Speaker will the Clerk please cast a no vote on H.B...."

At 12:38 o'clock p.m., Representative M. Oshiro requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:38 o'clock p.m.

Representative Thielen rose to speak in opposition to Stand. Com. No. 59-02, stating:

"Thank you, Mr. Speaker. If the Clerk could please cast a no vote for me on the recommittal..."

At 12:39 o'clock p.m., Representative Luke requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:39 o'clock p.m.

The Chair then announced:

"The Chair apologizes to the Members of this House for Standing Committee Report 59-02 which is a measure that will be recommitted. This measure will be up for adoption after we pass on Second Reading and refer to the designated Committees of Standing Committee Reports 47-02 through 58-02."

The motion was put to vote by the Chair and the report of the Committee was adopted and H.B. No. 2565, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EXPLOSIVES," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs with Representatives Case, Davis, Rath, Souki and Takamine being excused.

Representative Hamakawa, for the Committee on Judiciary and Hawaiian Affairs presented a report (Stand. Com. Rep. No. 59-02) recommending that H.B. No. 1810, as amended in HD 1, be recommitted to the Committee of Judiciary and Hawaiian Affairs.

Representative M. Oshiro moved that H.B. No. 1810, HD 1, be recommitted to the Committee of Judiciary and Hawaiian Affairs, seconded by Representative Lee.

Representative Thielen rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1810, HD 1, entitled: "A BILL FOR AN ACT RELATING TO GOVERNMENT," was recommitted to the Committee on Judiciary and Hawaiian Affairs with Representatives Thielen voting no, and Representatives Case, Davis, Rath, Souki and Takamine being excused.

INTRODUCTION OF RESOLUTIONS

By unanimous consent, the following concurrent resolution (H.C.R. No. 29) was referred to Printing and further action was deferred:

H.C.R. No. 29, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE CONVENING OF A TASK FORCE TO EXAMINE THE HAWAII PREPAID HEALTH CARE ACT, CHAPTER 393, HAWAII REVISED STATUTES," was jointly offered by Representatives Say, Luke, M. Oshiro, Saiki, Yonamine, Schatz, Hamakawa, Souki, Lee, Kahikina, Takumi, Takai, Magaoay, Ito, Suzuki, Case, B. Oshiro, Abinsay, Chang, Espero, Garcia, Nakasone, Hiraki, Kanoho, Morita, Hale, Ahu Isa, Arakaki and Cabreross.

ANNOUNCEMENTS

Representative Kahikina announced that the Committee on Human Services and Housing would be reconvening their morning hearing in the same room right after session.

At 12:41 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:41 o'clock p.m.

ADJOURNMENT

At 12:42 o'clock p.m. on motion by Representative Lee, seconded by Representative Djou and carried, the House of Representatives adjourned until 12:00 o'clock noon Monday, February 11, 2002. (Representatives Case, Davis, Rath, Souki and Takamine were excused.)

SEVENTEENTH DAY

Monday, February 11, 2002

The House of Representatives of the Twenty-First Legislature of the State of Hawaii, Regular Session of 2002, convened at 12:15 o'clock p.m., with the Speaker presiding.

The invocation was delivered by Pastor James Shiroma of the Cornerstone Fellowship Church in Mililani Mauka, after which the Roll was called showing all members present with the exception of Representatives Arakaki, Auwae, Halford, Kahikina, Kawakami, McDermott, Meyer, Rath, Stonebraker, Takai and Yonamine, who were excused.

By unanimous consent, reading and approval of the Journal of the House of Representatives of the Sixteenth Day was deferred.

DEPARTMENTAL COMMUNICATIONS

The following departmental communications (Dept. Com. Nos. 15 and 16) were received by the Clerk were placed on file:

Dept. Comm. No. 15, from Marion M. Higa, State Auditor, transmitting their Management Audit of the Hawaii Tourism Authority.

Dept. Msg. No. 16, from the State of Hawaii Department of Labor and Industrial Relations, transmitting the Office of Community Services' FY 2001 Annual Report.

INTRODUCTIONS

The following introduction was made to the members of the House:

Representative Takumi introduced Mr. Kevin W. Concannon, Commissioner of the Maine State Department of Human Services, and Mr. John R. Brautigam, Assistant Attorney General of the State of Maine.

ORDER OF THE DAY

COMMITTEE ASSIGNMENTS

The following concurrent resolution (H.C.R. No. 29) was referred to committee by the Speaker:

H.C.R.
Nos. **Referred to:**

29 Committee on Labor and Public Employment, then to the Committee on Consumer Protection and Commerce

COMMITTEE REASSIGNMENTS

The following bills were re-referred to committee by the Speaker:

H.B.
Nos. **Re-referred to:**

2091 Committee on Water and Land Use, then to the Committee on Higher Education, then to the Committee on Finance

2123 Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance

2213 Committee on Health, then to the Committee on Finance

2217 Committee on Health, then to the Committee on Labor and Public Employment, then to the Committee on Finance

2448 Jointly to the Committee on Water and Land Use and the Committee on Economic Development and Business Concerns

2556 Committee on Water and Land Use

2617 Committee on Transportation, then to the Committee on Finance

INTRODUCTION OF RESOLUTION
(FLOOR PRESENTATION)

The following resolution (H.R. No. 16) was received and announced by the Clerk and the following action taken:

H.R. No. 16, entitled: "HOUSE RESOLUTION COMMENDING AND HONORING THE UNIVERSITY OF HAWAII WOMEN'S ATHLETIC DEPARTMENT ON ITS THIRTIETH ANNIVERSARY," was jointly offered by Representatives Lee and Takumi.

On motion by Representative Lee, seconded by Representative Takumi and carried, H.R. No. 16 was adopted, with Representatives McDermott, Nakasone, Rath, Saiki, Stonebraker and Takamine being excused.

Representatives Lee and Takumi introduced the following honorees who were seated on the floor of the House:

Mr. Vince Goo, Head Coach of the Rainbow Wahine Basketball program;

Ms. Carmyn James, Head Coach of the Women's Track and Field Team;

Ms. Marga Stubblefield, Head Coach of the Rainbow Wahine Golf Team;

Mr. Jesse Andrews representing Mr. Andy Johnson, Head Coach of the co-ed Sailing Team;

Mr. Pinsoom Tenzing, Head Coach of the Wahine Soccer Team;

Assistant Coach Ms. Dee Wisneski representing Mr. Bob Coolen, Head Coach of the Wahine Softball Team;

Mr. Michael Anderson, Head Coach of the Swimming and Diving Team;

Mr. Dave Shoji, Head Coach of the Wahine Volleyball Team;

Ms. Shari Baird-Smart, Head Coach of the Wahine Water Polo Team; and

Ms. Marilyn Moniz-Kaho'ohanohano, Assistant Athletics Director of Women's and Olympic Sports.

Representative Takumi also recognized Ms. Carolyn Katayama, Head Coach of the Wahine Tennis Team, who was not in attendance.

At 12:34 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:40 o'clock p.m.

STANDING COMMITTEE REPORTS

Representative Ahu Isa, for the Committee on Economic Development and Business Concerns presented a report (Stand. Com. Rep. No. 60-02) recommending that H.B. No. 1983, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary and Hawaiian Affairs.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 1983, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ADMINISTRATIVE PROCEDURE," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs with Representatives Rath, Souki, Stonebraker and Takamine being excused.

Representatives Souki and Garcia, for the Committee on Transportation and the Committee on Public Safety and Military Affairs presented a report (Stand. Com. Rep. No. 61-02) recommending that H.B. No. 2158, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary and Hawaiian Affairs.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2158, HD 1, entitled: "A BILL FOR AN ACT RELATING TO COMMERCIAL DRIVER LICENSING," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs with Representatives Rath, Souki, Stonebraker and Takamine being excused.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 62-02) recommending that H.B. No. 2084, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary and Hawaiian Affairs.

Representative M. Oshiro moved that the report of the Committee be adopted, and that H.B. No. 2084, HD 1, pass Second Reading and be referred to the Committee on Judiciary and Hawaiian Affairs, seconded by Representative Lee.

Representative Yoshinaga rose in support of the measure and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Yoshinaga's written remarks are as follows:

"Mr. Speaker, I rise to speak in support of House Bill No. 2084, HD 1.

"Mr. Speaker, HB 2084 HD 1 would give pedestrians a much-needed bill of rights for our streets. Current pedestrian laws were written 30 years ago and focused primarily on pedestrian responsibility, not the driver. The last amendment to our pedestrian laws occurred in 1977, although just about everything else relating to our population and traffic has undergone major changes since then. Thirty years ago, most of

our highways were two lanes. Today they are mostly four to six lanes, and it has become increasingly more difficult for pedestrians to safely cross the street.

"An average of two pedestrians have died each month, and an average of two pedestrians have been injured in Hawaii each day for the past fourteen years after being hit by a car. This is a total of three hundred forty-five pedestrian injuries from 1986-1999.

"This measure makes our streets safer by establishing a bill of rights that mandates drivers to yield to pedestrians in intersections and in crosswalks, and prohibits pedestrians from jaywalking when a crosswalk or intersection is close by.

"In a recent district survey conducted by my staff, the number one concern of the constituents in my district were issues that related to traffic safety. As their representative, it is my responsibility to address their concerns.

"I urge this body to support this much-needed measure that would truly make Hawaii a special place for *kamaainas* and tourists alike.

"Mr. Speaker, thank you for this opportunity to speak in support of HB 2084, HD 1."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2084, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE TRAFFIC CODE," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs with Representatives Rath, Souki, Stonebraker and Takamine being excused.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 63-02) recommending that H.B. No. 2302, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary and Hawaiian Affairs.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2302, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE DRIVERS' LICENSES," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs with Representatives Rath, Souki, Stonebraker and Takamine being excused.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 64-02) recommending that H.B. No. 2325, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2325, entitled: "A BILL FOR AN ACT RELATING TO ACCEPTANCE OF PROPERTY BY COUNTIES," passed Second Reading and was referred to the Committee on Finance with Representatives Rath, Souki, Stonebraker and Takamine being excused.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 65-02) recommending that H.B. No. 2358, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative M. Oshiro moved that the report of the Committee be adopted, and that H.B. No. 2358, HD 1, pass Second Reading and be referred to the Committee on Finance, seconded by Representative Lee.

Representative Thielen rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. I am rising to speak against H.B. 2358 which is the DOT road study for traffic calming measures. Mr. Speaker, DOT has done such a bad job implementing the traffic cameras or the 'scam vans' as some people call them. I don't see why we would give them more work to do in the area of traffic safety. I just don't think that this is a good idea and I would hope that this Body would see fit to rein in DOT not only in this measure, but also on the 'scam vans.' Thank you."

Representative Moses rose to speak in opposition to the measure, stating:

"I understand the measure has been limited now and it only pertains to roads under the jurisdiction of DOT. But these are still roads within communities and I think that communities have other avenues in which to approach any traffic calming measures they may need, whether it be vision teams, neighborhood boards, community associations, or whatever. Thank you, Mr. Speaker."

Representative Yoshinaga rose to speak in support of the measure and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Yoshinaga continued, stating:

"This measure's intention is to deal with the number one issue in most of our communities, which I believe, is traffic and traffic safety. It is a good measure. Thank you very much."

Representative Yoshinaga's written remarks are as follows:

"Mr. Speaker, I rise to speak in support of House Bill 2358, HD 1.

"Mr. Speaker, this bill would make recommendations for traffic calming. Traffic calming measures, such as roundabouts, landscaping and lighted pedestrian crossings, can benefit both driver and pedestrian safety on roads with heavy congestion. They also can reduce the danger and inconvenience from noise, dust, and fumes from the freeways and highways, and encourage commuters to use alternative means to transit between home and workplace.

"The scope of the project would be limited to state roads on Oahu. I am most concerned for the road conditions in neighborhoods such as Kalihi, Kaimuki, and McCully-Moiliili.

"Based on the results of a survey conducted by my office on district concerns for the McCully-Moiliili area, traffic safety ranks as the most important. In the wake of serious pedestrian accidents which made the news recently, I urge my colleagues to pass this measure to improve Hawaii's image as a safe place to live.

"Mr. Speaker, I thank you for this opportunity to speak in support of HB 2358, HD 1."

Representative Djou rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Fox rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2358, HD 1, entitled: "A BILL FOR AN ACT RELATING TO

TRAFFIC PROBLEMS," passed Second Reading and was referred to the Committee on Finance with Representatives Djou, Fox, Moses and Thielen voting no, and Representatives Rath, Souki, Stonebraker and Takamine being excused.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 66-02) recommending that H.B. No. 2520, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative M. Oshiro moved that the report of the Committee be adopted, and that H.B. No. 2520, HD 1, pass Second Reading and be referred to the Committee on Finance, seconded by Representative Lee.

Representative Djou rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. Frequently I always complain about the proliferation of special funds. This is another one that I am uncomfortable with. There are also other comments I have but I will reserve that for Third Reading."

Representative Moses rose to speak in opposition to the measure, stating:

"My comments are not only that it is a new special fund, but we are increasing fees for registered vehicles here on Oahu and throughout the State. It is only a 70 cent increase, but it is still an increase for hard working people out there. The 70 cents is set aside for a special fund for disabled placards being awarded by the counties. I do believe that the counties should get some money, but that money should come from the \$20 that is already collected. They should just get a portion of it for doing their job. Thank you Mr. Speaker."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2520, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ADMINISTRATION OF PARKING FOR PERSONS WITH DISABILITIES," passed Second Reading and was referred to the Committee on Finance with Representatives Djou and Moses voting no, and Representatives Rath, Souki, Stonebraker and Takamine being excused.

Representative Suzuki, for the Committee on Legislative Management presented a report (Stand. Com. Rep. No. 67-02) recommending that H.B. No. 1717, pass Second Reading and be referred to the Committee on Judiciary and Hawaiian Affairs.

Representative M. Oshiro moved that the report of the Committee be adopted, and that H.B. No. 1717, HD 1, pass Second Reading and be referred to the Committee on Judiciary and Hawaiian Affairs, seconded by Representative Lee.

Representative Gomes rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. I understand the intent of this, and it is noteworthy that we as legislators and lawmakers ought to have some orientation on ethics and some of the issues that are out there. I don't think that this should be a mandatory class.

"Also I believe that in part, this bill has been generated by the various on-goings that have happened to some of our colleagues, both from this Legislature and some of the City Council. I don't think that in those cases, Mr. Speaker, those people were struggling with ethical dilemmas that were close calls at all. Those were clear violations of the law. I don't think ethics classes would go to address those kinds of things.

And in fact the law did work and the law has taken care of those offenses.

"I also would like to point out that in the committee report, it suggests that the State Ethics Commission testified in support of the intent of this bill. I would suggest that that is a mischaracterization of the Ethics Commission's testimony. I think they had some pretty strong adjectives against this bill; that it was burdensome and that goes their ability to conduct these classes."

Representative M. Oshiro rose to point of order, stating:

"I believe that it is a violation of the House Rules as well as Mason's that the committee report itself mischaracterizes the testimony of the Ethics Commission, and for those reasons I am against this measure."

The Chair addressed Representative Gomes, stating:

"Representative Gomes, could you confine your remarks to your point of view where you are in opposition to in this measure:"

Representative Gomes responded, stating:

"Sure, Mr. Speaker, except that it is mentioned in the committee report and that is a public record. So I am just saying that the committee report itself mischaracterizes the testimony of the Ethics Commission, and for those reasons I am against this measure. Thank you very much."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1717, entitled: "A BILL FOR AN ACT RELATING TO ETHICS," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs with Representative Gomes voting no, and Representatives Rath, Souki, Stonebraker and Takamine being excused.

Representative Abinsay, for the Committee on Agriculture presented a report (Stand. Com. Rep. No. 68-02) recommending that H.B. No. 1938, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 1938, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE FARMERS' MARKET NUTRITION PROGRAM," passed Second Reading and was referred to the Committee on Finance with Representatives Rath, Souki, Stonebraker and Takamine being excused.

Representative Takumi, for the Committee on Higher Education presented a report (Stand. Com. Rep. No. 69-02) recommending that H.B. No. 2007, pass Second Reading and be referred to the Committee on Finance.

Representative M. Oshiro moved that the report of the Committee be adopted, and that H.B. No. 2007, pass Second Reading and be referred to the Committee on Finance, seconded by Representative Lee.

Representative Kahikina rose to speak in support of the measure, stating:

"The Hawaiian Language College stationed at the University of Hawaii at Hilo has been constrained in its development by its disparity of funding, when compared to the funding of other language components. Allowing the college to receive full funding will help it continue to grow and serve as a focal point for the revitalization of the Hawaiian language. Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2007, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN LANGUAGE COLLEGE," passed Second Reading and was referred to the Committee on Finance with Representatives Rath, Souki, Stonebraker and Takamine being excused.

Representative Takumi, for the Committee on Higher Education presented a report (Stand. Com. Rep. No. 70-02) recommending that H.B. No. 1960, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 1960, HD 1, entitled: "A BILL FOR AN ACT RELATING TO IMMIGRANTS," passed Second Reading and was referred to the Committee on Finance with Representatives Rath, Souki, Stonebraker and Takamine being excused.

Representatives Kanoho and Abinsay, for the Committee on Water and Land Use and the Committee on Agriculture presented a report (Stand. Com. Rep. No. 71-02) recommending that H.B. No. 2018, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative M. Oshiro moved that the report of the Committee be adopted, and that H.B. No. 2018, HD 1, pass Second Reading and be referred to the Committee on Finance, seconded by Representative Lee.

Representative Case rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. I stand in support with some reservations. I agree with the intent of the bill. We have been struggling with the issue of how to provide some level of advance notice to an agriculture lessee for some years now, and I think that this bill is a good effort to get us to that point.

"Unfortunately, I think it still restricts and restrains the Department of Land and Natural Resources a little bit too much in terms of when, and to what extent, it must extend that lease. What I think is particularly problematic is the language that applies to when the Department has to make a determination whether the lease should be renewed.

"As the language exists now, and again I think it was a good effort, the Department has to make that determination five years before that expiration of that lease. Unfortunately in today's world, five years is a long time before the expiration of the lease, and it may well be a determination made too far in advance.

"I think that unfortunately what that language is going to lead us to is a situation where the Department, for the most part, is going to turn down every one of those leases, or at least most of those leases. I don't think that is what we are trying to accomplish. I think that we can continue this effort, but it is not where it has to be quite yet. Thank you."

Representative Pendleton rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2018, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL LEASES," passed Second Reading and was

referred to the Committee on Finance with Representatives Rath, Souki, Stonebraker and Takamine being excused.

Representative Suzuki, for the Committee on Legislative Management presented a report (Stand. Com. Rep. No. 72-02) recommending that H.B. No. 2288, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2288, entitled: "A BILL FOR AN ACT RELATING TO THE LEGISLATIVE BROADCAST PROGRAM," passed Second Reading and was referred to the Committee on Finance with Representatives Rath, Souki, Stonebraker and Takamine being excused.

Representative Suzuki, for the Committee on Legislative Management presented a report (Stand. Com. Rep. No. 73-02) recommending that H.B. No. 1774, pass Second Reading and be referred to the Committee on Judiciary and Hawaiian Affairs.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 1774, entitled: "A BILL FOR AN ACT RELATING TO SMOKING," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs with Representatives Rath, Souki, Stonebraker and Takamine being excused.

Representative Suzuki, for the Committee on Legislative Management presented a report (Stand. Com. Rep. No. 74-02) recommending that H.B. No. 2841, pass Second Reading and be referred to the Committee on Judiciary and Hawaiian Affairs.

Representative M. Oshiro moved that the report of the Committee be adopted, and that H.B. No. 2841, pass Second Reading and be referred to the Committee on Judiciary and Hawaiian Affairs, seconded by Representative Lee.

Representative Marumoto rose to speak in support of the measure, stating:

"The purpose of this bill is to provide that if an elected official is convicted of a felony, that person should step down from office on the date of conviction, and not maybe months later upon the date of sentencing, because during the interim before sentencing a convicted politician can continue to accrue benefits to increase his or her pension. They can continue to collect pay, health benefits. They can get married and have their wife collect health benefits in perpetuity, until her death. They can adopt children or grandchildren who are able collect health benefits until they are the age of majority.

"They can also continue to introduce bills or ordinances and vote on these bills, and I don't think that is right. I don't think that the public really wants this. I don't think the public deserves having convicted people, crooks if you will, serving in government. If they are convicted, I think, they should be out of office and out of mind. Thank you very much."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2841, entitled: "A BILL FOR AN ACT RELATING TO ELECTED OFFICIALS," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs with Representatives Rath, Souki, Stonebraker and Takamine being excused.

Representative Kahikina, for the Committee on Human Services and Housing presented a report (Stand. Com. Rep. No.

75-02) recommending that H.B. No. 1950, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 1950, entitled: "A BILL FOR AN ACT RELATING TO PRESCRIPTION DRUGS," passed Second Reading and was referred to the Committee on Finance with Representatives Rath, Souki, Stonebraker and Takamine being excused.

Representative Kahikina, for the Committee on Human Services and Housing presented a report (Stand. Com. Rep. No. 76-02) recommending that H.B. No. 2080, pass Second Reading and be referred to the Committee on Finance.

Representative M. Oshiro moved that the report of the Committee be adopted, and that H.B. No. 2080, pass Second Reading and be referred to the Committee on Finance, seconded by Representative Lee.

Representative Kahikina rose in support of the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Kahikina's written remarks are as follows:

"Mr. Speaker, I rise in support of this measure, HB 2080 which establishes the Twenty-First Century Community Learning Centers.

"The purpose of this bill is to establish the Twenty-First Century Community Learning Centers, convert existing A+ after-school programs into Learning Centers and appropriate funds to operate the program and hire additional staff, if necessary.

"This program is very beneficial to the children who were fortunate enough to participate in activities at existing Learning Centers. The Learning Centers provide many activities including literacy education, nutrition and health programs, and recreational programs."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2080, entitled: "A BILL FOR AN ACT RELATING TO TWENTY-FIRST CENTURY COMMUNITY LEARNING CENTERS," passed Second Reading and was referred to the Committee on Finance with Representatives Rath, Souki, Stonebraker and Takamine being excused.

Representative Kahikina, for the Committee on Human Services and Housing presented a report (Stand. Com. Rep. No. 77-02) recommending that H.B. No. 2227, pass Second Reading and be referred to the Committee on Finance.

Representative M. Oshiro moved that the report of the Committee be adopted, and that H.B. No. 2227, pass Second Reading and be referred to the Committee on Finance, seconded by Representative Lee.

Representative Halford rose to speak in support of the measure, stating

"Thank you, Mr. Speaker. This bill is to assist low-income renters. I would like to comment that eliminating the tax on food and rent will go a long way to minimize problems faced by those with low incomes and minimize the need for intervention. Thank you."

Representative Kahikina rose in support of the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Kahikina's written remarks are as follows:

"Mr. Speaker, I rise in support of this measure, HB 2227.

"The purpose of this bill is to make an appropriation to the Rent Supplement Program, administered by the Housing and Community Development Corporation of Hawaii to assist low-income renters.

"The program provides a small subsidy of up to \$160 per month. Households earning 50 percent or less of the median income are able to rent units in the private marketplace. Additional funding to the Program would allow HCDCH to assist more low-income individuals with rental payments."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2227, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE RENT SUPPLEMENT PROGRAM," passed Second Reading and was referred to the Committee on Finance with Representatives Rath, Souki, Stonebraker and Takamine being excused.

Representative Kahikina, for the Committee on Human Services and Housing presented a report (Stand. Com. Rep. No. 78-02) recommending that H.B. No. 2495, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2495, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR THE DEPARTMENT OF HUMAN SERVICES," passed Second Reading and was referred to the Committee on Finance with Representatives Rath, Souki, Stonebraker and Takamine being excused.

Representative Kahikina, for the Committee on Human Services and Housing presented a report (Stand. Com. Rep. No. 79-02) recommending that H.B. No. 1854, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative M. Oshiro moved that the report of the Committee be adopted, and that H.B. No. 1854, pass Second Reading and be referred to the Committee on Finance, seconded by Representative Lee.

Representative Arakaki rose in support of the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Arakaki continued, stating:

"Because it is a matter of resources, I am not sure if this is going beyond Second Reading, but this is one of the top priorities for the Keiki Caucus and it does represent a real investment in the education of our young people, especially those who are low-income and those who are the children of working, low-income people. So I would like to ask all my colleagues to support this measure. Thank you, Mr. Speaker."

Representative Arakaki's written remarks are as follows:

"Mr. Speaker, I stand in strong support of Standing Committee Report 79, HB 1854.

"Mr. Speaker and colleagues, earlier in the session when we were filled with a lot more hope and filled with grander visions of the Hawaii we want to see for the next century and millennium, I referred to an old oil filter commercial where the mechanic says, "you can pay me a little now, or you can pay me a lot later."

"Well, HB 260 represents just the oil filter of the kind of vehicle that we need to invest in our children to assure a population of children entering the 21st century, healthy and ready to learn. There is very little investment made in terms of dollars for a population that represents our hope for the future.

"It's ironic that we can acknowledge the funds needed for child and adolescent health care, funds needed for more prisons, and funds needed for more special education teachers and foster care as critical and necessary. And yet, when it comes to programs and services that will prevent, intervene, or mitigate these problems, we simply cannot afford it.

"The tragedies of September 11th and ensuing downturn in the economy, especially here in Hawaii, have created a paradoxical situation where those who would benefit the most from early childhood education, the working poor, are no longer able to afford it. People have lost jobs or have had their incomes reduced because of the poor economy. Families have had to re-order priorities and pulled their children out of preschool to look for less costly care that does not necessarily translate to education and healthy social and physical development.

"Unfortunately, our legislative process and policy making process is not conducive to looking beyond the crisis and beyond the ends of our collective noses. We are willing to make the sacrifice tax revenues for tax credits but we cannot afford to deal with the spiraling deficits that many of our young children face today.

"Too many children are given over to the electronic babysitter known as the television and too many times they are given toys and equipment such as video games that glorify violence and cheapens the value of life. As the richest nation in the world, we sadly discover that economic prosperity, and military superiority does not guarantee domestic tranquility. We can spend millions, even billions developing smart bombs, but fail to make to same investments to develop smart kids.

"The latest research on brain development shows that young children learn the most during the first five years of his or her life. That same research also proves that therapeutic and remediation strategies are more effective and less costly in the first five years of life than when the child is older and definitely, it is more cost effective than trying to address the problem as adults. As policy makers we need to have the courage to make that investment in early childhood.

"The Preschool Open Doors bill will encourage and promote a collaborative, low cost effort to provide access to a growing number of families who are in the "gap group," earning too much to qualify early childhood education.

"For our young children, whether they be high risk, at risk, disabled, or come from the wealthiest and strongest of families, the investment in early intervention and quality early childhood education and care will bring dividends that, I will assure you, will be recognized long after we have left these hallowed chambers for greener pastures.

"I again close with this quote from Gabriela Mistral, a Nobel prize winning poet from Chile, "we are guilty of many errors and many faults, but our worst crime is abandoning the children, neglecting the fountain of life. Many of the things we

need can wait, the child cannot. Right now is the time his bones are being developed. To him we cannot answer, 'tomorrow,' his name is 'today.'"

Representative Kahikina rose in support of the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Kahikina's written remarks are as follows:

"Mr. Speaker, I rise in support of this measure. The purpose of HB 1854 is to make an appropriation of \$5,000,000 for the Preschools Open Doors Program to increase the number of child care subsidies, pay administrative expenses and provide parent workshops to the recipients of child care subsidies in each county.

"The program has proven to be very popular and allows many children to attend preschool when their families could not have afforded preschool tuition without assistance. However, there are still thousands of children from low-income families who are not enrolled in a preschool program and would benefit from this measure."

Representative Yoshinaga rose in support of the measure and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Yoshinaga's written remarks are as follows:

"Mr. Speaker, I rise to speak in support of House Bill No. 1854 HD 1.

"This measure provides an appropriation for the Preschools Open Doors Program. The appropriation is needed to increase the number of childcare subsidies, pay administrative expenses, and provide parent workshops to the recipients of child care subsidies in each county.

"Preschooling provides children with emotional, social, as well as, academic preparation for formal education. As studies are now indicating, the early years of childhood have been proven by research to be critical to child and human development that affects adult life. As a legislator that wants the best for the people of Hawaii, the opportunity for preschooling should be extended to low income families that realize the importance of sending their child or children to a preschool and are seeking themselves a way to better their next generation. They may need not only financial assistance but also the support of a preschools open doors program that would help to guide their child or children and themselves to make the most of their lives however disadvantaged socially, economically, or otherwise.

"I strongly urge this body to support this much needed measure that would truly make Hawaii a special place for all and show other the ways we care for families and children and their future."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1854, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE PRESCHOOLS OPEN DOORS PROGRAM," passed Second Reading and was referred to the Committee on Finance with Representatives Rath, Souki, Stonebraker and Takamine being excused.

Representative Kahikina, for the Committee on Human Services and Housing presented a report (Stand. Com. Rep. No. 80-02) recommending that H.B. No. 2071, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative M. Oshiro moved that the report of the Committee be adopted, and that H.B. No. 2071, HD 1, pass Second Reading and be referred to the Committee on Finance, seconded by Representative Lee.

Representative Thielen rose to disclose a potential conflict of interest, stating:

"Yes, Mr. Speaker. I want to declare a potential conflict. My daughter-in-law works with a homeless program."

The Chair ruled, "no conflict."

Representative Halford rose to speak in support of the measure, stating:

"This bill is to assist with finding adequate shelter and services to prevent homelessness. The committee report comments that it generally takes individuals 6 to 9 months from the point of crisis to become homeless. I wonder how much tax on food and rent one pays on the extended journey to homelessness. Thank you."

Representative Kahikina rose in support of the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Kahikina's written remarks are as follows:

"Mr. Speaker, I rise in support of this measure, HB 2071.

"The purpose of this bill is to appropriate \$100,000 to hire two outreach workers to assist with finding adequate shelter and services to prevent homelessness.

"There is a need to expand outreach services for the homeless. Existing agencies have limited resources, but an increasing demand for services. The number of homeless in Hawaii is expected to increase even more as families who lost jobs as a result of the economic downturn exhaust their resources and unemployment benefits. It generally takes individuals six to nine months from the point of crisis to become homeless."

Representative M. Oshiro rose to speak in support of the measure, stating:

"Strong support. I would just like to ask that the Finance Committee consider the needs of the program and that Members restrain from asking for money to be turned over to the richer of society so we can pay for these programs. Thank you."

The motion was put to vote by the Chair and carried, and carried, the report of the Committee was adopted and H.B. No. 2071, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE HOMELESS," passed Second Reading and was referred to the Committee on Finance with Representatives Rath, Souki, Stonebraker and Takamine being excused.

Representative Kahikina, for the Committee on Human Services and Housing presented a report (Stand. Com. Rep. No. 81-02) recommending that H.B. No. 2072, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative M. Oshiro moved that the report of the Committee be adopted, and that H.B. No. 2072, HD 1, pass Second Reading and be referred to the Committee on Finance, seconded by Representative Lee.

Representative Moses rose to speak in support of the measure, stating:

"As you remember, in our last special session, we tried to get \$5 million for the needy housing assistance people. That was not passed at that time. The problem that I see with this bill, which I hope will be rectified, is this takes the money from the 'Rainy Day Fund,' the Emergency Budget and Reserve Fund. I don't think that it should come from there. I think that it should come from the general fund. If we care enough about it to do it, then let's do it the right way. Thank you, Mr. Speaker."

Representative Halford rose to speak in support of the measure, stating:

"Mr. Speaker, this bill is designed to assist workers who lost their job, since September 11th with their housing needs. Eliminating the tax on food and rent will go a long way to minimizing their problems. Thank you."

Representative Kahikina rose to speak in support of the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Kahikina continued, stating:

"I would like to just add that the 4% tax credit wouldn't go as far as the vehicle we are addressing which would give direct, tangible support to the very needy. Thank you Mr. Speaker."

Representative Kahikina's written remarks are as follows:

"Mr. Speaker, I rise in support of this measure, HB 2072.

"The purpose of this bill is to assist workers who lost their jobs since September 11, 2001, with their housing needs through a \$2,000,000 appropriation to be used for rent, mortgage, utility, and other expenses.

"The Emergency Assistance Grant and Loan Fund recently established to meet the housing needs of individuals who lost their jobs as a result of the economic downturn after September 11, 2001, has been successful in assisting hundreds of individuals. However, further assistance is needed. Additionally, agencies administering the EAGL Fund have stated that they require more administrative assistance because of the increased workload."

Representative Case rose to speak in support of the measure with reservations, stating:

"I share the concerns expressed earlier that this money is being diverted out of the 'Rainy Day Fund'. I don't believe we have exhausted other alternatives yet. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2072, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SOCIAL WELFARE," passed Second Reading and was referred to the Committee on Finance with Representatives Rath, Souki, Stonebraker and Takamine being excused.

Representative Gomes rose to a point of inquiry, stating:

"Not long ago the Majority Leader, I believe, rose on a point of order with reference to a particular rule regarding my reference to a particular bill. I've been looking through the rules and I don't quite find the rule that is applicable to that particular position that I had on the use of that testimony. I am

just wondering Mr. Speaker, if you could clarify to the Members what that rule is."

At 12:58 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 1:04 o'clock p.m.

At this time, the Chair addressed the Body, stating:

"Members we were on page five when we had the recess to address the Representative's point of inquiry. Correct me if I am wrong Members. Now may we proceed on to page six?"

Representative Kahikina, for the Committee on Human Services and Housing presented a report (Stand. Com. Rep. No. 82-02) recommending that H.B. No. 2073, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative M. Oshiro moved that the report of the Committee be adopted, and that H.B. No. 2073, HD 1, pass Second Reading and be referred to the Committee on Finance, seconded by Representative Lee.

Representative Halford rose to speak in support of the measure, stating:

"Mr. Speaker, the purpose of this bill is to appropriate funds to assist workers displaced after September 11th. Eliminating the tax on food and rent would go a long way to minimize problems faced by those workers and minimize the need for intervention."

Representative Kahikina rose in support of the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Kahikina's written remarks are as follows:

"Mr. Speaker, I rise in support of this measure, HB 2073.

"The purpose of the bill is to appropriate funds to assist workers displaced after the September 11th terrorist attacks to qualify for transitional housing in the community.

"Many individuals are affected by the economic downturn following September 11, 2001, and are in need of transitional housing assistance. An appropriation would help nonprofit organizations that have experienced difficulties obtaining the necessary resources to provide services at existing levels."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2073, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed Second Reading and was referred to the Committee on Finance with Representatives Rath, Souki, Stonebraker and Takamine being excused.

Representative Hamakawa, for the Committee on Judiciary and Hawaiian Affairs presented a report (Stand. Com. Rep. No. 83-02) recommending that H.B. No. 1542, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 1542, HD 1, entitled: "A BILL FOR AN ACT RELATING TO VOTER REGISTRATION," passed Second Reading and was referred to the Committee on Finance

with Representatives Rath, Souki, Stonebraker and Takamine being excused.

Representative Morita, for the Committee on Energy and Environmental Protection presented a report (Stand. Com. Rep. No. 84-02) recommending that H.B. No. 2094, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2094, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST PROJECTS ON THE ISLANDS OF MAUI AND HAWAII," passed Second Reading and was referred to the Committee on Finance with Representatives Rath, Souki, Stonebraker and Takamine being excused.

Representative Hamakawa, for the Committee on Judiciary and Hawaiian Affairs presented a report (Stand. Com. Rep. No. 85-02) recommending that H.B. No. 2804, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2804, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTION CAMPAIGN CONTRIBUTIONS," passed Second Reading and was referred to the Committee on Finance with Representatives Rath, Souki, Stonebraker and Takamine being excused.

Representative Hamakawa, for the Committee on Judiciary and Hawaiian Affairs presented a report (Stand. Com. Rep. No. 86-02) recommending that H.B. No. 2189, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative M. Oshiro moved that the report of the Committee be adopted, and that H.B. No. 2189, HD 1, pass Second Reading and be referred to the Committee on Finance, seconded by Representative Lee.

Representative Djou rose to speak in support of the measure with reservations, stating:

"My reservations are not with the underlying substance of this bill, but rather with the income tax check-off. It is my position, and I believe the position of many tax scholars, that income tax check-offs are a poor means of tax planning and tax policy. As a matter of policy, I believe, we should not be encouraging or increasing income tax check-offs. I also wonder whether or not this Fund truly needs an increase. For these reasons, I am asking reservations."

Representative Auwae rose to speak in opposition to the measure, stating:

"The Campaign Spending Commission testified that this bill is not needed. Thank you."

Representative Pendleton rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, please register a with reservations for me as well, for the reasons stated by Representative Djou. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2189, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INCOME

TAX CHECK-OFF," passed Second Reading and was referred to the Committee on Finance with Representative Auwae voting no, and with Representatives Rath, Souki, Stonebraker and Takamine being excused.

Representative Garcia, for the Committee on Public Safety and Military Affairs presented a report (Stand. Com. Rep. No. 87-02) recommending that H.B. No. 1753, pass Second Reading and be referred to the Committee on Judiciary and Hawaiian Affairs.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 1753, entitled: "A BILL FOR AN ACT RELATING TO THE PENAL CODE," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs with Representatives Rath, Souki, Stonebraker and Takamine being excused.

Representative Garcia, for the Committee on Public Safety and Military Affairs presented a report (Stand. Com. Rep. No. 88-02) recommending that H.B. No. 2560, pass Second Reading and be referred to the Committee on Judiciary and Hawaiian Affairs.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2560, entitled: "A BILL FOR AN ACT RELATING TO SEXUAL OFFENSES," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs with Representatives Rath, Souki, Stonebraker and Takamine being excused.

Representative Garcia, for the Committee on Public Safety and Military Affairs presented a report (Stand. Com. Rep. No. 89-02) recommending that H.B. No. 1752, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 1752, entitled: "A BILL FOR AN ACT RELATING TO THE EMERGENCY MANAGEMENT ASSISTANCE COMPACT," passed Second Reading and was referred to the Committee on Finance with Representatives Rath, Souki, Stonebraker and Takamine being excused.

Representative Garcia, for the Committee on Public Safety and Military Affairs presented a report (Stand. Com. Rep. No. 90-02) recommending that H.B. No. 2008, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2008, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PRISON ALTERNATIVES," passed Second Reading and was referred to the Committee on Finance with Representatives Rath, Souki, Stonebraker and Takamine being excused.

Representative Garcia, for the Committee on Public Safety and Military Affairs presented a report (Stand. Com. Rep. No. 91-02) recommending that H.B. No. 2089, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2089, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," passed Second Reading and was referred to the Committee on Finance with Representatives Rath, Souki, Stonebraker and Takamine being excused.

Representative Garcia, for the Committee on Public Safety and Military Affairs presented a report (Stand. Com. Rep. No. 92-02) recommending that H.B. No. 2383, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2383, entitled: "A BILL FOR AN ACT RELATING TO DISTRICT COURT COSTS," passed Second Reading and was referred to the Committee on Finance with Representatives Rath, Souki, Stonebraker and Takamine being excused.

Representative Garcia, for the Committee on Public Safety and Military Affairs presented a report (Stand. Com. Rep. No. 93-02) recommending that H.B. No. 1751, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 1751, HD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR THE SEX OFFENDER TREATMENT PROGRAM," passed Second Reading and was referred to the Committee on Finance with Representatives Rath, Souki, Stonebraker and Takamine being excused.

Representative Arakaki, for the Committee on Health presented a report (Stand. Com. Rep. No. 94-02) recommending that H.B. No. 2524, pass Second Reading and be referred to the Committee on Consumer Protection and Commerce.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2524, entitled: "A BILL FOR AN ACT RELATING TO HOSPITAL LICENSING," passed Second Reading and was referred to the Committee on Consumer Protection and Commerce with Representatives Rath, Souki, Stonebraker and Takamine being excused.

Representative Arakaki, for the Committee on Health presented a report (Stand. Com. Rep. No. 95-02) recommending that H.B. No. 2808, as amended in HD 1, pass Second Reading and be referred to the Committee on Labor and Public Employment.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2808, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM FOR EMERGENCY MEDICAL SERVICES PERSONNEL," passed Second Reading and was referred to the Committee on Labor and Public Employment with Representatives Rath, Souki, Stonebraker and Takamine being excused.

Representative Arakaki, for the Committee on Health presented a report (Stand. Com. Rep. No. 96-02) recommending that H.B. No. 2521, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary and Hawaiian Affairs.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2521, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CONTROL OF DISEASE," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs with Representatives Rath, Souki, Stonebraker and Takamine being excused.

Representative Morita, for the Committee on Energy and Environmental Protection presented a report (Stand. Com. Rep. No. 97-02) recommending that H.B. No. 2006, pass Second Reading and be referred to the Committee on Judiciary and Hawaiian Affairs.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2006, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL WASTES RECYCLING," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs with Representatives Rath, Souki, Stonebraker and Takamine being excused.

At 1:08 o'clock p.m., Representative M. Oshiro requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 1:14 o'clock p.m.

Representative Suzuki, for the Committee on Legislative Management presented a report (Stand. Com. Rep. No. 98-02) recommending that H.B. No. 1821, as amended in HD 1, be recommitted to the Committee on Legislative Management.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 1821, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE LEGISLATIVE AUDITOR," was recommitted to the Committee on Legislative Management with Representatives Arakaki, Rath, Souki, Stonebraker, Takai, Takamine and Whalen being excused.

Representative Kanoho, for the Committee on Water and Land Use presented a report (Stand. Com. Rep. No. 99-02) recommending that H.B. No. 2091, as amended in HD 1, be recommitted to the Committee on Water and Land Use.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2091, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LAND USE," was recommitted to the Committee on Water and Land Use with Representatives Arakaki, Rath, Souki, Stonebraker, Takai, Takamine and Whalen being excused.

INTRODUCTION OF RESOLUTIONS

By unanimous consent, the following resolution (H.R. No. 15) and concurrent resolutions (H.C.R. Nos. 30 and 31) were referred to Printing and further action was deferred:

H.R. No. 15, entitled: "HOUSE RESOLUTION SUPPORTING THE ACQUISITION BY THE UNITED STATES NATIONAL PARK SERVICE OF KAHUKU RANCH FOR EXPANSION OF THE HAWAII VOLCANOES NATIONAL PARK AND OF KI'ILAE VILLAGE FOR EXPANSION OF PU'UHONUA O HONAUNAU NATIONAL HISTORICAL PARK," was jointly offered by Representatives Hale, Kanoho, Morita, Ahu Isa, Espero, Takamine, Kawakami, Hamakawa, B. Oshiro, Hiraki, Nakasone, Chang, Suzuki, Takumi, Ito, Takai and Abinsay.

H.C.R. No. 30, entitled: "HOUSE CONCURRENT RESOLUTION SUPPORTING THE ACQUISITION BY THE UNITED STATES NATIONAL PARK SERVICE OF

KAHUKU RANCH FOR EXPANSION OF THE HAWAII VOLCANOES NATIONAL PARK AND OF KI'ILAE VILLAGE FOR EXPANSION OF PU'UHONUA O HONAUNAU NATIONAL HISTORICAL PARK," was jointly offered by Representatives Hale, Kanoho, Morita, Ahu Isa, Espero, Takamine, Kawakami, Hamakawa, B. Oshiro, Hiraki, Nakasone, Chang, Suzuki, Takumi, Ito, Takai and Abinsay.

H.C.R. No. 31, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE HAWAII UNINSURED PROJECT TO CONVENE A TASK FORCE ON THE PREPAID HEALTH CARE ACT OF 1974," was offered by Representative Saiki by request.

RECALL FROM COMMITTEE

At this time the Chair announced to the Body:

"Members, H.B. Nos. 255, 310, and 865 were recalled on Monday, February 4th. Further consideration was postponed to the end of today's calendar."

H.B. No. 255

On motion by Representative Djou, seconded by Representative Fox, and carried, H.B. No. 255, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE X, SECTIONS 2 AND 3 OF THE HAWAII CONSTITUTION RELATING TO THE BOARD OF EDUCATION," was recommitted to the Committee on Education. (Representatives Arakaki, Rath, Souki, Stonebraker, Takai, Takamine and Whalen were excused.)

H.B. No. 310

Representative Fox moved that H.B. No. 310 pass Second Reading and be placed on the calendar for Third Reading, seconded by Representative Djou.

Representative Fox rose to speak in support of the measure, stating:

"Mr. Speaker this is an excellent bill that puts together the three reforms to the excise tax system that we have been looking for in the community. A majority of the members of this Body have indicated in surveys that they understand the impact that taxes on food, medical services, and rent in Hawaii has, and would like to see that burden eased. This is a chance for the House to take action in that direction, and I would say, Mr. Speaker, to follow the lead of the Democratic Leadership in Washington DC. Majority Leader Tom Daschle and Minority Leader Richard Gephardt both have said that there is a real need to stimulate the economy. Both have said that the right way to stimulate the economy is to cut taxes in a way that puts money in the pockets of the working people of this country.

"The reason you cut taxes in a way that helps the working people of this country is they are not only the ones most in need of the tax relief, but they are the ones that are most likely to go out and spend the money rather than store it away. It is consumers that move our economy, so this is an opportunity for the House to stand up for economic stimulation, to do something for the working people of Hawaii, something dramatic that will really cause our economy to surge forward. Thank you, Mr. Speaker."

Representative Moses rose to speak in support of the measure, stating:

"This does place money back in the pockets of those that need it the most. They will spend it and it will come back in the form of increased revenue to the State through the economy. The amount of money gained by the people, by some, is considered a loss to the State, and any reduction in revenue to the State can be more than offset by going along with Marion Higa's audit and reverting all that money in that special fund that is no longer needed, back to the general fund. That would more than offset this. Thank you, Mr. Speaker."

Representative Halford rose to speak in support of the measure, stating:

"The general excise tax is Hawaii's most lucrative tax. How is it possible that this State has chosen to make this tax a regressive tax? A socially debilitating tax that takes a greater percentage of the incomes of the poor and those with children than it does from others. A tax that penalizes those who seek help from the medical communities, and a tax on those who are not fortunate enough to be homeowners but must rent. A tax on groceries, a tax on the essentials of life is arguably an immoral tax. But beyond that it is a regressive tax that is a greater burden on the less fortunate than those more fortunate. It is a tax that further divides the haves and have-nots of our community. A tax on medical services also presents a quandary for our community. How is it that we would tax those who are sick? Our tax on housing rent generally falls on those who could not afford home ownership.

"Mr. Speaker your Committees on Health and Human Services, who work hard to help solve social problems, often find their proposed solutions, and the people that they are trying to help, eroded by the presence of these regressive taxes which are predatory on the most fragile members of our community.

"Mr. Speaker these issues are not new to us. Long ago the State minimized the real problems of these taxes by providing tax credits. If you recall in '95, our Legislature and Governor embarked on eliminating those tax credits which were in an important and integral part of our social policy. In doing so we initiated the largest tax increase in the history of the State of Hawaii and embarked on a road of predatory tax policy.

"Mr. Speaker this is a simple bill. It simply eliminates the taxes that we levy on groceries, doctor bills, and rent. Mr. Speaker, the argument that the Executive needs the revenues does not in any way mitigate the problems that these taxes cause and create. Along those lines Mr. Speaker, it is generally well known that the Executive does not keep track of its numbers very well. Various observations by our Legislative Auditor in many branches and programs of our government have illuminated the fact that we really don't keep track. We are not following along.

"A simple proposal, logical proposal, that we would have independent audits of our branches of government and respond to recommendations would put substantial resources available to us. A large percent of our \$7 billion a year budget could be better spent. Thank you, Mr. Speaker."

Representative Djou rose in support of the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Djou's written remarks are as follows:

"I believe eliminating the general excise tax on grocery food, residential rent, and health care services will stimulate our economy.

"In particular, the tax on medical services taxes people on the "privilege" of getting sick. As a matter of principle it is my belief this Legislature should not tax individuals for the "privilege" of getting sick.

"Today as Hawaii's economy is again petering, we face the risk of once again going in to another prolonged economic recession and that is why it is so important to pass tax relief now. This measure will help inject much needed financial relief into the Hawaii economy.

"The 1990's was a lost decade for this state. We ran through the longest economic downturn in our State's history. It was not until 1998 that Hawaii's economy slowly began to turn around. To avoid a repeat of our economic slump of the 1990's, major tax relief, like this bill, is needed now."

Representative Djou then requested a roll call vote at the appropriate time, and in the interest of time, noted that all Minority Members vote aye on this motion.

Representative Ahu Isa rose to speak in opposition to the measure, stating:

"Mr. Speaker I wish to mention to this Body, and to the State as a whole, that as a Democrat, I find no fault in providing a tax exemption for food, rent, and medical services. However, as responsible legislators, I believe that we need to look at the resources that we have as to whether or not, at this point in time, we can afford to provide that exemption.

"The bill does not allow for an 8% sales tax, it just exempts the 4%. I believe that it is premature at this point to look at any major tax cut inasmuch as we have the Council on Revenues report coming in March. We also have to fund increases in education, pay the payroll and the increases in wages for our teachers. Looking at cutting the overall budget at this point is a little bit premature.

"Mr. Speaker, we do need tax cuts to spare our economy. That is correct. We had a tax cut a few years ago amounting to the largest tax cut in the Nation, anywhere from \$1.8 to \$2 billion. We also had President Bush give us a tax cut. We had rebate checks given to our people and this totaled approximately \$300 billion that went into our pockets. Lower interest rates by Mr. Greenspan and the refinancing of our mortgages also put another, possibly, \$800 billion in our people's pockets. There is also the deceleration of the pyramiding and the low-end of the personal income tax that we adjusted to put more money back into our people's pockets.

"These are the things that are taking effect right now, Mr. Speaker. These are the things that are affecting the revenue picture and at the same time, even with 911, our economy is still going along hoping to recover a little bit better than after the Gulf War. So again we might be a little premature in wanting a tax cut at this time when we are in the midst of what is happening.

"Some years ago, we did provide a tax cut exemption on prescription drugs. As you know there is no excise tax on prescription drugs. As you also know, these drugs are extremely expensive. But Mr. Speaker we have no way of knowing if that tax cut resulted in any lowering of the price of the drugs for the people. I would suspect not, but at this time it is only a guess. Mr. Speaker, nothing in H.B. 310 says that the money from the GET exemption must be passed on to our consumers. Mr. Speaker, H.B. 310 will not achieve its purportedly altruistic objectives and would have many unintended negative consequences for our businesses and our consumers.

"I am trying to get bills passed to deregulate telecommunications, to get movie production studios here so that we can provide jobs. Bottom line is jobs and I hate to always look at the tax cuts. The jobs for our people are important. So let's get to the core of these issues and not just look at what may be popular in terms of public opinion. Let's look at the where the real needs are, Mr. Speaker. The needs are out there in our communities and in our rural areas, our Neighbor Islands. They are the ones that are not being served, and all of our unemployed that need jobs, that need to be looked after. We have to find the solution by other means.

"Mr. Speaker I speak against this bill and I know that it was offered in utmost sincerity and I would like to ask the Minority to please work with us so we can see if we can come up with real solutions and get to the core of these issues. Thank you, Mr. Speaker."

Representative Yoshinaga rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. As the introducer of this bill, I do not believe that this is a partisan issue. Both sides of the aisle are looking at ways to relieve the suffering for our working people. And I believe that this proposal has merit for all the reasons described by the other side of the aisle. However it is timing that is the question. In terms of like that in real estate, 'location, location, location,' this is an issue of 'timing, timing and more timing.'

"When I introduced this measure, my hope was that our economy was heating up and we were looking for better times of optimism and prosperity. However with all of the events including, the Council on Revenues, I support the Chair's decision to defer judgment on this for the reasons that she described. The timing is not appropriate, although it is still worthy of merit upon such time when we have resources available, because our first priority is to the neediest and to the working people of our State. Thank you, Mr. Speaker."

Representative Kahikina rose to speak in support of the measure and asked that the words of Representatives Ahu Isa and Yoshinaga be entered in the Journal as his own, and the Chair "so ordered."

Representative Kahikina continued, stating:

"Mr. Speaker, this is a very good intention if we are addressing the poor and needy, but it comes at a not so good time. I want us to remember that when we repealed those tax credits back in 1995, we were faced with more than a \$600 million deficit. As the previous speaker shared, it is all about timing. Mr. Speaker, if the proponents really wanted to address the poor and needy, the 4% food tax would not go as far in providing the services, as what we have discussed in previous bills that we have passed on.

"If we are looking at the residential rent, that credit will only be transferred to the landlord, not to the actual beneficiaries that we want it to address. If they wanted to address healthcare services, it would only give the credit to the healthcare facilities, again, not to the very people that we want it to address. So Mr. Speaker, if we wanted to really address the poor and needy that we have, we have given them the largest individual tax deduction, right in the hands of the very people we are addressing.

"We have, by looking at the earned income tax credit, where these people can earn substantial amount of tax returns. And we have, by addressing the Individual Development Account, which addresses the very needy families in providing them an opportunity for home ownership, to further their education, or

to get a job. So Mr. Speaker, I just say that this is a very good intention at a not so good time. Therefore I am in opposition."

Representative Case rose to speak in opposition to the measure, stating:

"Let me say first that I do not oppose the motion based on any perceived shortfalls in State tax revenues, and I agree with the Minority Leader in his overall comments on our economy, generally. I do believe that overall revenue collection is too high in relation to the ability of our economy to sustain current tax levels. I do believe that our overall approach should be to reduce taxes and adjust the cost of government accordingly, and that contrary to some of my colleagues' assertions, there are many means to bring government's costs under control.

"The issue to me is what are the best taxes to reduce in order to bring about optimum results. Standard tax policy always favors broad-based tax imposition and broad-based tax reduction because it spreads the consequences over a broad segment of the population, so it does not inequitably favor or burden any one segment.

"Additionally, in my view, we should focus today on business-related tax reductions because that is where the immediate needs in our economy lie. This is especially true given the fact that we are going into the last year of a phased-in reduction in personal income taxes benefiting the consumer side.

"This bill focuses on a segment of our community that is primarily consumer-oriented. I believe that we should instead allocate the amount of immediate tax revenue reductions the proposal would implement to an overall across-the-board reduction in the general excise tax. That would spread the immediate benefits over a much broader segment of our community that in one way or another is involved in ongoing economic activity.

"I agree, again, with the minority that the tax on food and medicine is regressive. But then so, under that analysis, is the general excise tax overall, because it is applied uniformly at the same rate regardless of income. I believe a much better overall tax policy to assist the poor and needy, especially in supplementation of an overall reduction of the general excise tax, is a State earned income tax credit modeled after the federal version. Thank you."

Representative Suzuki rose to speak in opposition to the measure, stating:

"I speak against this proposal. Just for the members' knowledge, I've been following the Tax Review Commission meetings and I think that at the next meeting this Friday, they will be approving a request for a price quotation on a study that this Commission wants. The RFP is entitled, "A Study of the Affects of Adopting a Traditional Sales and Use Tax System with Exemptions for Services, Rent, Food, Drugs, etc., as a Substitute for the Current Hawaii General Excise and Use Tax in the Context of a Possible Review of the Current Multi-State Streamlined Sales Tax Project by a Future Legislature or the Tax Review Commission." Again as previous speakers have mentioned, it is all related to timing, timing, timing. Thank you."

Representative Arakaki rose to speak in opposition to the measure, stating:

"Mr. Speaker I join in spirit in appreciating what the Minority is trying to do for our poor and our sick. However as the Health Chair, the reason why I oppose it is because the benefits depends too much on what is known as 'trickle-down'

economics. As the Human Services Chair mentioned, a lot of the benefits from the exemption go to the provider, and not directly to the consumer. What we are saying is that we are depending on the provider and the goodness of their heart to pass on these savings to the consumer. There is no necessity in that happening.

"We heard this morning from the Tax Review Service that if we truly want to provide services, then we should be appropriating it. I think if we take away general funds or general revenues, that takes away our ability to target our resources to the very needy. Whereas in proposals like this, the benefits go to everyone, and I think to a higher proportion, to those who are wealthy. I think that we need to be very careful about this. It sounds good on the surface but I think that in the end, the poor and the sick will lose out from this type of proposal. For those reasons, I oppose this measure. Thank you Mr. Speaker."

Representative Moses rose to speak in support of the measure, stating:

"I feel like I been living on a different planet, because when I go to the store and buy groceries, at the bottom of my tab it says 'tax.' I don't see how the provider, in that case, could raise the prices of the food without me knowing what is going on. I can see the tax on my bill. When I go for medical services, I get a bill for the services and I see tax. I don't understand what my colleagues are talking about because I see the tax and if they raise the price without me getting some kind of reduction or some kind of other benefit, I know I am paying more for the same thing I used to get, because I have those bills and I can see what it used to cost me, and I can see that I should be getting that tax money back in my pocket now."

Representative Luke rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, just real briefly in opposition. Before I go on, if I can request a ruling on a potential conflict. I am a condo owner and if you were to pass this, I would have a windfall, and let me explain. I have owned a condo for a few years now and my tenant has never paid a rent tax. It is part of my decision to rent without passing on the 4% tax on to my tenant."

The Chair ruled, "no conflict."

Representative Luke continued in opposition to the measure, stating:

"I looked in the Sunday paper and a lot of the times the residential housing that is offered provides for a flat fee. It doesn't say \$1,000 for rent, plus tax. Apparently in this bill, it is not addressing the purpose or the intent of the bill, but rather it is probably going to end up in a windfall to the landowners like myself. At this point in time, I would rather have that money go to the real needy as opposed to myself. Thank you."

Representative Meyer rose in support of the measure, stating:

"I rise in strong support of this bill. You know, I think that the people of Hawaii need relief soon, as soon as possible. Some of the things I hear on the floor in various Representatives' arguments are that the Tax Review Commission is going to have this study and change the excise tax to a sales tax. Nobody acts on what the Tax Review Commission says, and their recommendations. I recall they kept telling the Legislature over about a 15-year period that we should change the personal income tax, and I am afraid this will go the same way.

"The people of Hawaii need help. They are paying more taxes than they can afford. They have to eliminate, make difficult choices, in their lives to keep living here. I am happy to hear so many people acknowledge that the 4% excise tax on food and medical services is very regressive. The Chair of Human Services realizes that and yet is against this bill, that is his choice. What we are looking for is getting more money into our economy, bringing relief to people who are on the lower end of the socio-economic scale and giving them that relief as soon as possible. Thank you."

Representative Arakaki rose to respond, stating:

"I wanted to rebut, or at least respond to the concerns raised by the previous speaker. If you can just make reference to page 5 on the bill, it does say that "... the taxes imposed by this chapter all of the gross proceeds or income arising from the provision ...", it says 'provision,' not 'receipt,' "... provision of health care services or equipment." Then it lists down all the different providers. So what is happening is that they are passing it on to you. They don't have to pass it on to you, but in many cases they do. So it is the providers who mainly benefit from this provision. Thank you, Mr. Speaker."

Representative Gomes rose to speak in support of the measure, stating:

"As I hear the opposition to this, to me it sounds mostly in defense of, not to touch revenue. That goes to, we need to protect, basically, the status quo that we have, and I think it is the status quo that we have that needs to be challenged quite aggressively. Let me set that aside.

"The other issue with regard to the pass-through, and the fact that this bill doesn't require whoever the provider is or the merchant, to pass the tax break through. That is true. They don't have to. But it is a matter of policy that this Body has not required, as far as I know, the airlines who earned tax breaks on leased engines to pass their tax break along to their passengers, or to their workers for that matter. There was no requirement that high tech companies pass along their tax breaks to their consumer or to their other providers. There is no requirement that mutual benefits societies or HMOs pass along their tax breaks, but we rely on the market to take care of that, and I have every confidence that it does. Thank you, Mr. Speaker."

At this time the Chair addressed the Body, stating:

"I believe that we have had a lot of discussion on this measure this afternoon. What is before the Members of this House is a motion that H.B. 310 pass Second Reading and be placed on the calendar for Third Reading."

At this time, Representative Djou withdrew his request for a roll call vote, stating:

"Mr. Speaker, in the interest of time I withdraw my request for roll call vote because all the Minority members have been recorded as being in favor, and sufficient number of members in the Majority Caucus have already gone on record as saying that they are in opposition."

The motion that H.B. No. 310, entitled: "A BILL FOR AN ACT RELATING TO THE EXCLUSION OF FOOD, RESIDENTIAL RENT, AND HEALTH CARE SERVICES FROM THE GENERAL EXCISE TAX," pass Second Reading and be put on the calendar for Third Reading was put to a voice vote by the Chair and failed to carry by a vote of 16 ayes to 31 noes, with Representatives Rath, Souki, Stonebraker and Whalen being excused.

At 1:42 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 1:43 o'clock p.m.

H.B. No. 865

By unanimous consent, action on H.B. No. 865 was deferred one day.

ADJOURNMENT

At 1:45 o'clock p.m. on motion by Representative Lee, seconded by Representative Djou and carried, the House of Representatives adjourned until 12:00 o'clock noon tomorrow, Tuesday, February 12, 2002. (Representatives Abinsay, Chang, Davis, Marumoto, Morita, Rath, Souki, Stonebraker, Suzuki, Takumi, Whalen and Yoshinaga were excused.)

EIGHTEENTH DAY

Tuesday, February 12, 2002

The House of Representatives of the Twenty-First Legislature of the State of Hawaii, Regular Session of 2002, convened at 12:10 o'clock p.m., with the Speaker presiding.

The invocation was delivered by Mr. Troy Freitas, Ministry Director of the Hawaii Youth for Christ, after which the Roll was called showing all members present with the exception of Representatives McDermott, Rath, Takamine and Yonamine, who were excused.

By unanimous consent, reading and approval of the Journal of the House of Representatives of the Seventeenth Day was deferred.

INTRODUCTIONS

Representative Kahikina introduced students from the Waianae Boys and Girls Club CBASE School, and their teachers, Ms. Tina Watson, Ms. Julie Marte, Ms. Pat Lau, and Mr. Bob Wicker.

Representative Hale introduced students from the Kanu O Ka Aina, New Century Public Charter School in Waiamea: Ms. Charlie Race-Joaquin, Ms. Kina U Puihi, Ms. Rebecca Kakalia, Mr. Joshua Recaido, Mr. Charles Akina; and teachers, Ms. Val Hanoihano, Ms. Renee Lindsey, and Ms. Ku Kahakalau. They were accompanied by her legislative aide, Ms. Florence Jefferson.

Representative B. Oshiro introduced his ARC legislative "shadow," Ms. Melita Lani, and ARC aide, Ms. Roxanne Lopez. They were accompanied by his legislative staff, Ms. Vicky Duenas.

At 12:19 o'clock p.m., Representative M. Oshiro requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:34 o'clock p.m.

ORDER OF THE DAY

COMMITTEE ASSIGNMENTS

The following resolution (H.R. No. 15) and concurrent resolutions (H.C.R. Nos. 30 and 31) were referred to committee by the Speaker:

<u>H.R.</u> <u>No.</u>	<u>Referred to:</u>
15	Committee on Water and Land Use

<u>H.C.R.</u> <u>Nos.</u>	<u>Referred to:</u>
30	Committee on Water and Land Use
31	Committee on Labor and Public Employment, then to the Committee on Consumer Protection and Commerce

COMMITTEE REASSIGNMENTS

The following bills were re-referred to committee by the Speaker:

<u>H.B.</u> <u>Nos.</u>	<u>Re-referred to:</u>
1729	Committee on Transportation, then to the Committee on Finance
1741	Committee on Transportation, then to the Committee on Judiciary and Hawaiian Affairs
1994	Committee on Transportation, then to the Committee on Finance
2031	Committee on Transportation, then to the Committee on Finance
2091, HD1	Committee on Water and Land Use, then to the Committee on Finance
2131	Committee on Public Safety and Military Affairs, then to the Committee on Finance
2759	Committee on Finance
2805	Committee on Labor and Public Employment, then to the Committee on Finance
2850	Committee on Finance

STANDING COMMITTEE REPORTS

Representative Kanoho, for the Committee on Water and Land Use presented a report (Stand. Com. Rep. No. 100-02) recommending that H.B. No. 2249, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2249, entitled: "A BILL FOR AN ACT RELATING TO NORTH KOHALA," passed Second Reading and was referred to the Committee on Finance with Representatives Kahikina, Kanoho, Leong, Rath, Souki and Takamine being excused.

Representative Kanoho, for the Committee on Water and Land Use presented a report (Stand. Com. Rep. No. 101-02) recommending that H.B. No. 2553, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2553, entitled: "A BILL FOR AN ACT RELATING TO THE BUREAU OF CONVEYANCES," passed Second Reading and was referred to the Committee on Finance with Representatives Kahikina, Kanoho, Leong, Rath, Souki and Takamine being excused.

Representative Kanoho, for the Committee on Water and Land Use presented a report (Stand. Com. Rep. No. 102-02) recommending that H.B. No. 2550, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary and Hawaiian Affairs.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2550, HD 1, entitled: "A BILL FOR

AN ACT RELATING TO APPURTENANT RIGHTS UNDER THE WATER CODE," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs with Representatives Kahikina, Kanoho, Leong, Rath, Souki and Takamine being excused.

Representative Ito, for the Committee on Education presented a report (Stand. Com. Rep. No. 103-02) recommending that H.B. No. 1969, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 1969, entitled: "A BILL FOR AN ACT RELATING TO THE BOARD OF EDUCATION," passed Second Reading and was referred to the Committee on Finance with Representatives Kahikina, Kanoho, Leong, Rath, Souki and Takamine being excused.

Representative Takumi, for the Committee on Higher Education presented a report (Stand. Com. Rep. No. 104-02) recommending that H.B. No. 2718, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2718, entitled: "A BILL FOR AN ACT RELATING TO GENERAL OBLIGATION BONDS FOR THE UNIVERSITY OF HAWAII," passed Second Reading and was referred to the Committee on Finance with Representatives Kahikina, Kanoho, Leong, Rath, Souki and Takamine being excused.

Representative Takumi, for the Committee on Higher Education presented a report (Stand. Com. Rep. No. 105-02) recommending that H.B. No. 1959, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 1959, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHER EDUCATION," passed Second Reading and was referred to the Committee on Finance with Representatives Kahikina, Kanoho, Leong, Rath, Souki and Takamine being excused.

Representatives Kanoho and Abinsay, for the Committee on Water and Land Use and the Committee on Agriculture presented a report (Stand. Com. Rep. No. 106-02) recommending that H.B. No. 1939, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 1939, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR AGRICULTURAL WATER DEVELOPMENT," passed Second Reading and was referred to the Committee on Finance with Representatives Kahikina, Kanoho, Leong, Rath, Souki and Takamine being excused.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 107-02) recommending that H.B. No. 2197, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2197, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CONCESSIONAIRES," passed Second Reading and was referred to the Committee on Finance

with Representatives Kahikina, Kanoho, Leong, Rath, Souki and Takamine being excused.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 108-02) recommending that H.B. No. 2349, pass Second Reading and be referred to the Committee on Judiciary and Hawaiian Affairs.

Representative M. Oshiro moved that H.B. No. 2349, pass Second Reading and be referred to the Committee on Judiciary and Hawaiian Affairs, seconded by Representative Lee.

Representative Moses rose to speak in support of the measure with reservations, stating:

"Thank you Mr. Speaker, I rise in support with pretty severe reservations on Standing Committee Report No. 108-02. This bill will allow police officers to go to domestic disputes without sirens and lights. It would allow them to pursue a burglary or robbery in progress without lights or siren and they can follow speeding cars without lights and sirens. This is so they could speed and I ask why you need to do that.

"You are not going to get a ticket from a fellow police officer because he is listening on the radio and he knows you are in pursuit of a crime or going for some other emergency and you won't get ticketed. They said, 'But the cameras will ticket us.' So all of this is, is an anti-traffic camera bill. This is to allow the police officers to speed and be exempted from being ticketed because the cameras don't know they're in the pursuit of their job. The same with any kind of other emergency vehicle. Thank you Mr. Speaker."

Representative Souki rose to speak in support of the measure, stating:

"This bill is only for emergency purposes when there is a crime and the policeman is pursuing or when they wish to go to a location where there may be a crime in progress and they don't want to alert those in there. That is the reason for not having the sirens. Not to try and beat the cameras.

"By the way, we are going to have a nice bill for the cameras in the future. Thank you very much, Mr. Speaker."

Representative Moses rose to respond, stating"

"Now I understand that they can pursue these crimes or whenever they are going to emergency now. They can do it without their sirens and without their lights and I think that is okay, although it could produce some safety problems like driving down the shoulder, speeding without sirens or lights, which they talked about how they might have to do. So I can understand that. But again, if they do that the police officers the other officers know why they are doing it and they will not ticket them. They stated that the reason is that the cameras don't know. Thank you Mr. Speaker."

The motion was put to vote by the Chair and carried and the report of the Committee was adopted and H.B. No. 2349, entitled: "A BILL FOR AN ACT RELATING TO AUTHORIZED EMERGENCY VEHICLES," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs with Representatives Kahikina, Kanoho, Leong, Rath, Souki and Takamine being excused.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 109-02) recommending that H.B. No. 2301, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary and Hawaiian Affairs.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2301, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE USE OF INTOXICANTS," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs with Representatives Kahikina, Kanoho, Leong, Rath, Souki and Takamine being excused.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 110-02) recommending that H.B. No. 2441, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary and Hawaiian Affairs.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2441, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LITIGATION INVOLVING HIGHWAYS," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs with Representatives Kahikina, Kanoho, Leong, Rath, Souki and Takamine being excused.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 111-02) recommending that H.B. No. 2509, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary and Hawaiian Affairs.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2509, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PARKING FOR PERSONS WITH DISABILITIES," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs with Representatives Kahikina, Kanoho, Leong, Rath, Souki and Takamine being excused.

Representative Morita, for the Committee on Energy and Environmental Protection presented a report (Stand. Com. Rep. No. 112-02) recommending that H.B. No. 1902, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 1902, entitled: "A BILL FOR AN ACT RELATING TO RESEARCH AND BIOREMEDIATION OF MATERIAL DREDGED FROM STATEWIDE WATERWAYS," passed Second Reading and was referred to the Committee on Finance with Representatives Kahikina, Kanoho, Leong, Rath, Souki and Takamine being excused.

Representative Morita, for the Committee on Energy and Environmental Protection presented a report (Stand. Com. Rep. No. 113-02) recommending that H.B. No. 2455, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2455, entitled: "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL SITE CLEANUP," passed Second Reading and was referred to the Committee on Finance with Representatives Kahikina, Kanoho, Leong, Rath, Souki and Takamine being excused.

Representative Morita, for the Committee on Energy and Environmental Protection presented a report (Stand. Com. Rep. No. 114-02) recommending that H.B. No. 2814, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2814, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A CAPITAL IMPROVEMENT PROJECT," passed Second Reading and was referred to the Committee on Finance with Representatives Kahikina, Kanoho, Leong, Rath, Souki and Takamine being excused.

Representative Kanoho, for the Committee on Water and Land Use presented a report (Stand. Com. Rep. No. 115-02) recommending that H.B. No. 2326, pass Second Reading and be referred to the Committee on Judiciary and Hawaiian Affairs.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2326, entitled: "A BILL FOR AN ACT RELATING TO LANDOWNER'S LIABILITY," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs with Representatives Kahikina, Kanoho, Leong, Rath, Souki and Takamine being excused.

Representative Kanoho, for the Committee on Water and Land Use presented a report (Stand. Com. Rep. No. 116-02) recommending that H.B. No. 2536, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2536, entitled: "A BILL FOR AN ACT RELATING TO SECTION 17 OF ACT 85, SESSION LAWS OF HAWAII 1999," passed Second Reading and was referred to the Committee on Finance with Representatives Kahikina, Kanoho, Leong, Rath, Souki and Takamine being excused.

Representative Kanoho, for the Committee on Water and Land Use presented a report (Stand. Com. Rep. No. 117-02) recommending that H.B. No. 2538, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2538, entitled: "A BILL FOR AN ACT RELATING TO AQUATIC RESOURCES," passed Second Reading and was referred to the Committee on Finance with Representatives Kahikina, Kanoho, Leong, Rath, Souki and Takamine being excused.

Representative Kanoho, for the Committee on Water and Land Use presented a report (Stand. Com. Rep. No. 118-02) recommending that H.B. No. 2546, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2546, entitled: "A BILL FOR AN ACT RELATING TO SUBLEASING OF PUBLIC LANDS," passed Second Reading and was referred to the Committee on Finance with Representatives Kahikina, Kanoho, Leong, Rath, Souki and Takamine being excused.

Representative Kanoho, for the Committee on Water and Land Use presented a report (Stand. Com. Rep. No. 119-02) recommending that H.B. No. 2547, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2547, entitled: "A BILL FOR AN ACT RELATING TO SOIL AND WATER CONSERVATION

DISTRICTS," passed Second Reading and was referred to the Committee on Finance with Representatives Kahikina, Kanoho, Leong, Rath, Souki and Takamine being excused.

Representative Kanoho, for the Committee on Water and Land Use presented a report (Stand. Com. Rep. No. 120-02) recommending that H.B. No. 2554, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2554, entitled: "A BILL FOR AN ACT RELATING TO NONCOMMERCIAL PIERS," passed Second Reading and was referred to the Committee on Finance with Representatives Kahikina, Kanoho, Leong, Rath, Souki and Takamine being excused.

Representative Kanoho, for the Committee on Water and Land Use presented a report (Stand. Com. Rep. No. 121-02) recommending that H.B. No. 2793, pass Second Reading and be referred to the Committee on Finance.

Representative M. Oshiro moved that H.B. No. 2793, pass Second Reading and be referred to the Committee on Finance, seconded by Representative Lee.

Representative Whalen rose to speak in support of the measure with reservations, stating:

"I have reservations on this bill because this adds another percent on to the cost of building. We already grumble about the what it costs the State to build anything. We have the Public Art Fund and now this Fund is created that is 2% on the total project. So if you got something that cost \$10 million, that is \$200,000 right there that we are adding to the price. If we are going to do things like this, including art and buying public coastal areas, which is a very worthy goal, I think that we should just do the funding and not have these 'autopilot' things going where it just happens without our knowledge. We should make conscious decisions.

"I am with reservations, and hopefully we can change the funding mechanism in the next committee."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2793, entitled: "A BILL FOR AN ACT RELATING TO EXPENDITURE OF PUBLIC MONEY," passed Second Reading and was referred to the Committee on Finance with Representatives Kahikina, Kanoho, Leong, Rath, Souki and Takamine being excused.

Representative Kanoho, for the Committee on Water and Land Use presented a report (Stand. Com. Rep. No. 122-02) recommending that H.B. No. 2600, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2600, HD 1, entitled: "A BILL FOR AN ACT RELATING TO STATE PARKS," passed Second Reading and was referred to the Committee on Finance with Representatives Kahikina, Kanoho, Leong, Rath, Souki and Takamine being excused.

Representative Ahu Isa, for the Committee on Economic Development and Business Concerns presented a report (Stand. Com. Rep. No. 123-02) recommending that H.B. No. 2000, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2000, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR SMALL BUSINESS DEVELOPMENT," passed Second Reading and was referred to the Committee on Finance with Representatives Kahikina, Kanoho, Leong, Rath, Souki and Takamine being excused.

Representative Ahu Isa, for the Committee on Economic Development and Business Concerns presented a report (Stand. Com. Rep. No. 124-02) recommending that H.B. No. 2398, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2398, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE NEW ECONOMY TRANSITION PROGRAM," passed Second Reading and was referred to the Committee on Finance with Representatives Kahikina, Kanoho, Leong, Rath, Souki and Takamine being excused.

Representative Ahu Isa, for the Committee on Economic Development and Business Concerns presented a report (Stand. Com. Rep. No. 125-02) recommending that H.B. No. 2453, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2453, entitled: "A BILL FOR AN ACT RELATING TO THE CAPITAL LOAN PROGRAM," passed Second Reading and was referred to the Committee on Finance with Representatives Kahikina, Kanoho, Leong, Rath, Souki and Takamine being excused.

Representative Ahu Isa, for the Committee on Economic Development and Business Concerns presented a report (Stand. Com. Rep. No. 126-02) recommending that H.B. No. 2454, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2454, entitled: "A BILL FOR AN ACT RELATING TO ENTERPRISE ZONES," passed Second Reading and was referred to the Committee on Finance with Representatives Kahikina, Kanoho, Leong, Rath, Souki and Takamine being excused.

Representative Ahu Isa, for the Committee on Economic Development and Business Concerns presented a report (Stand. Com. Rep. No. 127-02) recommending that H.B. No. 2571, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2571, entitled: "A BILL FOR AN ACT RELATING TO TAXATION OF PERSONS WITH IMPAIRED SIGHT OR HEARING OR WHO ARE TOTALLY DISABLED THAT ARE ENGAGED IN BUSINESS," passed Second Reading and was referred to the Committee on Finance with Representatives Kahikina, Kanoho, Leong, Rath, Souki and Takamine being excused.

Representative Ahu Isa, for the Committee on Economic Development and Business Concerns presented a report (Stand. Com. Rep. No. 128-02) recommending that H.B. No. 2130, as

amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2130, HD 1, entitled: "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX," passed Second Reading and was referred to the Committee on Finance with Representatives Kahikina, Kanoho, Leong, Rath, Souki and Takamine being excused.

Representative Ahu Isa, for the Committee on Economic Development and Business Concerns presented a report (Stand. Com. Rep. No. 129-02) recommending that H.B. No. 2399, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2399, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR CERTAIN PROJECTS TO SUPPORT MARINE RESEARCH," passed Second Reading and was referred to the Committee on Finance with Representatives Kahikina, Kanoho, Leong, Rath, Souki and Takamine being excused.

Representative Ahu Isa, for the Committee on Economic Development and Business Concerns presented a report (Stand. Com. Rep. No. 130-02) recommending that H.B. No. 2449, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2449, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SMALL BUSINESS," passed Second Reading and was referred to the Committee on Finance with Representatives Kahikina, Kanoho, Leong, Rath, Souki and Takamine being excused.

Representative Arakaki, for the Committee on Health presented a report (Stand. Com. Rep. No. 131-02) recommending that H.B. No. 2042, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary and Hawaiian Affairs.

Representative M. Oshiro moved that H.B. No. 2042, HD 1, pass Second Reading and be referred to the Committee on Judiciary and Hawaiian Affairs, seconded by Representative Lee.

Representative Stonebraker rose to speak in support of the measure with reservations, stating:

"In the Standing Committee Report we read that access to vital records, particularly to those of Hawaiian ancestry, continues to be time-consuming and costly for the individuals requesting the information. This bill would give an exemption for those with Hawaiian ancestry which is good, however we have created the problem for ourselves because a couple of years ago the cost to get your birth certificate to prove your ancestry went from \$2 to \$10. We raised it by 500%. So what we did is we created the problem for ourselves and now we are trying to fix it with, some would say, an unfair advantage to a certain ethnic group. And so I would consider not raising fees anymore so we don't have to approach these kinds of problems. I do support it with reservations and I hope we do fix this snag in the future."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2042, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ACCESS

TO VITAL STATISTICS," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs with Representatives Kahikina, Kanoho, Leong, Rath, Souki and Takamine being excused.

Representative Arakaki, for the Committee on Health presented a report (Stand. Com. Rep. No. 132-02) recommending that H.B. No. 2507, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary and Hawaiian Affairs.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2507, HD 1, entitled: "A BILL FOR AN ACT RELATING TO REGISTRATION OF DIVORCES AND ANNULMENTS," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs with Representatives Kahikina, Kanoho, Leong, Rath, Souki and Takamine being excused.

Representatives Souki and Kanoho, for the Committee on Transportation and the Committee on Water and Land Use presented a report (Stand. Com. Rep. No. 133-02) recommending that H.B. No. 2577, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative M. Oshiro moved that that H.B. No. 2577, HD 1, pass Second Reading and be referred to the Committee on Finance, seconded by Representative Lee.

Representative Thielen rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, the H.D. 1 improves the bill somewhat. This allows DOT Harbors Division to directly lease land which is maritime related. A lot of us in the Water and Land Use Committee had reservations, or like myself, flatly voted no on the bill as originally stated.

"The bill has improved somewhat because it is defining maritime related as a purpose or activity that requires, and is directly related to the loading, off-loading, storage and distribution of goods and services of the maritime industries. I think that we need to watch the bill to make sure that definition stays in there like it is, otherwise it just opens a huge door to any type of activity.

"There is virtually very little in our State that is not maritime related when you think that most of our items in the 'big box' stores and elsewhere come in by ship. So I think we have to be very tight on our control with the Department of Transportation. They have shown in another instance, with the traffic cameras, that they don't know how to implement the law. Thank you."

Representative Stonebraker rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2577, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DEVELOPMENT OF PUBLIC LANDS," passed Second Reading and was referred to the Committee on Finance with Representatives Kahikina, Kanoho, Leong, Rath, Souki and Takamine being excused.

Representative Kahikina, for the Committee on Human Services and Housing presented a report (Stand. Com. Rep. No. 134-02) recommending that H.B. No. 2445, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2445, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed Second Reading and was referred to the Committee on Finance with Representatives Kahikina, Kanoho, Leong, Rath, Souki and Takamine being excused.

Representative Kahikina, for the Committee on Human Services and Housing presented a report (Stand. Com. Rep. No. 135-02) recommending that H.B. No. 2657, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2657, entitled: "A BILL FOR AN ACT RELATING TO HUMAN SERVICES," passed Second Reading and was referred to the Committee on Finance with Representatives Kahikina, Kanoho, Leong, Rath, Souki and Takamine being excused.

Representative Kahikina, for the Committee on Human Services and Housing presented a report (Stand. Com. Rep. No. 136-02) recommending that H.B. No. 2666, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2666, entitled: "A BILL FOR AN ACT RELATING TO INDIVIDUAL DEVELOPMENT ACCOUNT CONTRIBUTION TAX CREDIT," passed Second Reading and was referred to the Committee on Finance with Representatives Kahikina, Kanoho, Leong, Rath, Souki and Takamine being excused.

Representative Kahikina, for the Committee on Human Services and Housing presented a report (Stand. Com. Rep. No. 137-02) recommending that H.B. No. 2496, pass Second Reading and be referred to the Committee on Judiciary and Hawaiian Affairs.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2496, entitled: "A BILL FOR AN ACT RELATING TO CHILD CARE," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs with Representatives Kahikina, Kanoho, Leong, Rath, Souki and Takamine being excused.

Representative Kahikina, for the Committee on Human Services and Housing presented a report (Stand. Com. Rep. No. 138-02) recommending that H.B. No. 2099, pass Second Reading and be referred to the Committee on Judiciary and Hawaiian Affairs.

Representative M. Oshiro moved that that H.B. No. 2099, pass Second Reading and be referred to the Committee on Judiciary and Hawaiian Affairs, seconded by Representative Lee.

Representative Arakaki rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. Just briefly, H.B. 2099 is a Keiki Caucus bill and it is also dubbed the 'Peter Boy Kema' bill. The case of Peter Boy Kema is now about 4 years old and to this day, we don't know how this case has been resolved. There is still no closure and I am sure his spirit cannot rest in peace until we know what the disposition of this case is. So this bill really has two intents.

"Number one is to state this policy that when there is a missing child, disclosure of information has priority. It takes precedence over the requirement for confidentiality by the parties involved in a child protective case. I think that everyone would agree when there is a missing child it is important to get the information out as quickly as possible, to as many people as possible, so that everyone can get involved in finding that child.

"Secondly we I think we also need to raise awareness when there is a case like this that goes unresolved. We cannot allow a child to be missing like this and just forget about it. There may have been mistakes made in this case, but we should know about those facts too. But most of all we cannot let a life a child's life be forgotten just as time passes.

"So in whatever way possible Mr. Speaker, I have made a commitment that until we find out what happen to Peter Boy, or until we get closure or resolution, that I will continue to bring his name up in one way or another so that we can have him rest in peace, and I urge my colleagues also to be mindful of that as well. Thank you Mr. Speaker."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2099, entitled: "A BILL FOR AN ACT RELATING TO CHILD PROTECTION," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs with Representatives Kahikina, Kanoho, Leong, Rath, Souki and Takamine being excused.

Representative Kahikina, for the Committee on Human Services and Housing presented a report (Stand. Com. Rep. No. 139-02) recommending that H.B. No. 2101, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary and Hawaiian Affairs.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2101, HD 1, entitled: "A BILL FOR AN ACT RELATING TO VISITATION," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs with Representatives Kahikina, Kanoho, Leong, Rath, Souki and Takamine being excused.

Representative Kahikina, for the Committee on Human Services and Housing presented a report (Stand. Com. Rep. No. 140-02) recommending that H.B. No. 2642, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection and Commerce and the Committee on Judiciary and Hawaiian Affairs.

Representative M. Oshiro moved that that H.B. No. 2642, HD 1, pass Second Reading and be referred to the Committee on Consumer Protection and Commerce and the Committee on Judiciary and Hawaiian Affairs, seconded by Representative Lee.

Representative Djou rose to speak in opposition to the measure, stating:

"Very briefly, Mr. Speaker. I certainly have nothing against the intent of this measure. It is a good one. My problem is that in a capital economy where we want to encourage the free flow of capital, and encourage lending here in our community, I am very troubled that additional regulations here might stifle that free flow of capital and inhibit economic development here in our State. For those reasons I am voting in opposition to this bill and I will save my further comments to the Third Reading. Thank you."

Representative M. Oshiro rose to speak in support of the measure, stating:

"I stand in strong support of this measure. I believe that one of the bills that I hope to get out this year would be this particular Hawaii Home Loan Protection Act. It is a necessary bill in light of the incredible amount of foreclosures and predatory loan practices that are taking place, especially in the rural communities amongst women, minorities, and those who have no access to the prime loan markets. So I think that this is a measure that is quite needed out there to protect the consumers."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2642, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HOME LOAN PROTECTION ACT," passed Second Reading and was referred to the Committee on Consumer Protection and Commerce and the Committee on Judiciary and Hawaiian Affairs with Representative Djou voting no, and with Representatives Kahikina, Kanoho, Leong, Rath, Souki and Takamine being excused.

Representative Hiraki, for the Committee on Consumer Protection and Commerce presented a report (Stand. Com. Rep. No. 141-02) recommending that H.B. No. 2465, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2465, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS," passed Second Reading and was referred to the Committee on Finance with Representatives Kahikina, Kanoho, Leong, Rath, Souki and Takamine being excused.

Representative Hiraki, for the Committee on Consumer Protection and Commerce presented a report (Stand. Com. Rep. No. 142-02) recommending that H.B. No. 1697, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 1697, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PENSION PLANS," passed Second Reading and was referred to the Committee on Finance with Representatives Kahikina, Kanoho, Leong, Rath, Souki and Takamine being excused.

Representative Hiraki, for the Committee on Consumer Protection and Commerce presented a report (Stand. Com. Rep. No. 143-02) recommending that H.B. No. 1698, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 1698, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FORCE-PLACED INSURANCE," passed Second Reading and was referred to the Committee on Finance with Representatives Kahikina, Kanoho, Leong, Rath, Souki and Takamine being excused.

Representatives Kahikina and Arakaki, for the Committee on Human Services and Housing and the Committee on Health presented a report (Stand. Com. Rep. No. 144-02) recommending that H.B. No. 2646, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2646, entitled: "A BILL FOR AN ACT RELATING TO QUALIFIED IMPROVEMENT TAX CREDIT," passed Second Reading and was referred to the Committee on Finance with Representatives Kahikina, Kanoho, Leong, Rath, Souki and Takamine being excused.

Representatives Kahikina and Arakaki, for the Committee on Human Services and Housing and the Committee on Health presented a report (Stand. Com. Rep. No. 145-02) recommending that H.B. No. 1867, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 1867, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR HEALTH CARE FOR THE UNINSURED," passed Second Reading and was referred to the Committee on Finance with Representatives Kahikina, Kanoho, Leong, Rath, Souki and Takamine being excused.

Representative Abinsay, for the Committee on Agriculture presented a report (Stand. Com. Rep. No. 146-02) recommending that H.B. No. 2169, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection and Commerce.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2169, HD 1, entitled: "A BILL FOR AN ACT RELATING TO COFFEE," passed Second Reading and was referred to the Committee on Consumer Protection and Commerce with Representatives Kahikina, Kanoho, Leong, Rath, Souki and Takamine being excused.

Representative Arakaki, for the Committee on Health presented a report (Stand. Com. Rep. No. 147-02) recommending that H.B. No. 2502, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary and Hawaiian Affairs.

Representative M. Oshiro moved that H.B. No. 2502, HD 1, pass Second Reading and be referred to the Committee on Judiciary and Hawaiian Affairs, seconded by Representative Lee.

Representative Djou rose to speak in opposition to the measure and asked that the Clerk record a no vote for the entire Minority Caucus present, and the Chair "so ordered."

Representative Djou continued, stating:

"Mr. Speaker very briefly, I personally believe that we should be lowering the marriage licensing fee, not increasing it. Our State should be doing more to encourage marriages, not discourage it. Furthermore the current structure of the marriage licensing fee, actually very little of it, I believe only \$9 actually, goes the cost of processing a marriage license.

"This bill is increasing it for other reasons beyond actual cost and again, it goes back to the problems that I have long complained about regarding special funds. This is not the way to do it. This is not a good bill and I encourage this entire Body to vote against it. Thank you."

Representative Pendleton rose to disclose a potential conflict of interest, stating:

"Thank you, Mr. Speaker. To begin with I ask for a ruling on a potential conflict. I am a clergyman who might be impacted by this measure."

The Chair ruled, "no conflict."

Representative Pendleton continued in opposition to the measure, stating:

"Thank you, Mr. Speaker. I am rising in opposition to this particular measure. First and foremost, as part of my general concern about raising fees, anytime we raise fees there are certain consequences, some which are intended, some which are unintended. I don't see that trying to facilitate or expedite the receipt of the marriage license paperwork, which is described in this Standing Committee Report, I don't see that this requires this dramatic a fee increase. As my colleague from the Windward side said, that much of this money will not go specifically towards that. So the \$50 to \$90 increase, we need to be honest and say that not all of that is going to facilitate the processing of those papers.

"The other concern that I have has to do with a minor part of this particular bill. If you notice, this particular version of this measure has a \$1 fee that is levied against those who perform these weddings. Not the couple getting married, but the person who performs weddings. I don't think that a dollar will break any bank of a clergyman but what this does that is disturbing is that it picks out one particular facet of a profession or occupation and says, if you want to continue to perform that particular aspect of your profession there is an additional fee. That would be akin to charging a fee to attorneys who wish to file a complaint with the district court, or the circuit court. Or telling a dentist that they can practice, but if they want to do veneers or certain types of things, a certain type of filling, there would be an additional fee for that aspect of their practice. That is what causes me concern, not the amount, but the principle. So for those reasons, as well as some others which I may share on Third Reading, I stand in opposition to this measure."

Representative Arakaki rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. I do agree with one of the previous speakers, that maybe we should make the increase on divorces and annulments rather than marriages. But there is a nexus I think, and a justification for the fee increases, and basically I think all of us realize that as we move towards a paperless society, and given the sensitivity of record keeping, it is important to bring our vital records of the Department of Health up to speed and into the modern age, and that is going to require funds.

Because a lot of it involves marriage licenses, I think there is justification for the increase in fee. It also will provide for this establishment of a birth defect registry, which in the end will also will benefit Hawaii's children in terms of prevention and early intervention in this area. So I think the cause is good.

"In terms of the certification fee for those who solemnize marriage, we did reduce the fee from a \$100 to \$1. Basically it is to allow people to be able to access an updated list of those who can perform such ceremonies. The list that they have now is outdated and what they want to do is keep an updated list on annual basis. It is not really the funding that they need, but the ability to have people apply and renew their certification. So that is the reason for that fee. So for those reasons I ask my colleagues to support this measure. Thank you, Mr. Speaker."

Representative Stonebraker rose to disclose a potential conflict of interest, stating:

"I am legally vested with the power by the State of Hawaii to marry people."

The Chair ruled, "no conflict."

Representative Stonebraker continued in opposition to the measure, stating:

"In Hawaii we perform 25,000 marriages per year. At this point we charge \$50 per license. If we increase that fee by \$40, the Department of Health salivates over the million dollars that they will begin making on an annual basis.

"Right now they are about 8,000 people who are licensed to perform marriages in Hawaii. The original language that the bill called for \$100 per year from each of those, which equals \$800,000. This bill stands to land the Department of Health about \$2 million a year. It is kind of a sweet contract for giving the work away to the county level, so it is a pretty good deal for them. However, we can't support it because we do want to make marriage easier. We don't want to start taxing marriage.

"I just mentioned in a statement on another bill that we raised the fee to get your birth certificate from \$2 to \$10; so we tax you when you are born. We tax you when you grow up and you are eating food with the general excise tax on food. Today we just passed the tax on cigarettes out of the Health Committee, so we are going to double the tax from 5 cents to 10 cents on each cigarette. The Governor has called for a tax on liquor. Today we also passed a bill out of our Health Committee that quadruples the burial fee. So we tax them when they are born. We tax them when they die. I don't think that we should tax them when they get married.

"So we did lower this. The Department of Health said that it is not going to cost \$800,000 just to put this list of 8,000 solemnizers on the computer, so they lowered it down to \$25. They said they could settle for \$25. That is \$200,000. Does it take \$200,000 to create a list? They said, 'Okay, it doesn't really take that either, so we will just make it a dollar.' So what you are going to do is call these 8,000 men and women that perform marriages in the State of Hawaii and have to come down to the county or the State level, however this bill ends up, and they have to register every year. That is an extreme difficulty. If you think pastors are not busy, you should try being one sometime. So they are going to be very upset by this.

"Here is another angle that I want the members of the committee to think about. When you perform a marriage, you have to turn in the paper work which has your license number on it. So the Department of Health when they say that we need everybody to come down and begin paying money every year and begin registering, it is disingenuous. Because everyday this State receives paperwork from people who are performing marriages. By nature they have to be able to get that information. So what we are talking about here is not even necessary. As a matter of fact it is very cumbersome and very difficult for many clergy persons in the State of Hawaii to do.

"About half of the marriages that we perform in this State are from out-of-state, about twelve and half thousand people. So we are basically raising the fee on our own citizens and we are raising the difficulty, not only with money for our clergy persons and those who perform marriages, but the difficulty of registering. We already discussed that the whole registering process is a farce. It is not needed. They have the information. They ought to just do it without asking the people of Hawaii to pay for it. Thank you."

Representative Ahu Isa rose in opposition to the measure and asked that the remarks of Representative Pendleton be inserted in the Journal as her own, and the Chair "so ordered." (By reference only.)

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2502, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MARRIAGE," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs with Representatives Ahu Isa, Auwae, Bukoski, Davis, Djou, Fox, Gomes, Halford, Jaffe, Marumoto, McDermott, Meyer, Moses, Ontai, Pendleton, Stonebraker, Thielen and Whalen voting no, and with Representatives Kahikina, Kanoho, Leong, Rath, Souki and Takamine being excused.

Representatives Arakaki and Kahikina, for the Committee on Health and the Committee on Human Services and Housing presented a report (Stand. Com. Rep. No. 148-02) recommending that H.B. No. 1858, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative M. Oshiro moved that H.B. No. 1858, HD 1, pass Second Reading and be referred to the Committee on Finance, seconded by Representative Lee.

Representative Case rose to speak in opposition to the measure, stating:

"Mr. Speaker, this measure has a laudable goal and that is to assure funding for preschool, after-school and the weekend programs for youth. I have no problem with that goal. My problem is with the source of funding. If you look closely at this bill, what it proposes to do is to reduce the amount of the tobacco settlement funds that would otherwise be dedicated to the 'Rainy Day Fund' and allocate, presumably, the same proportion of funds over to a dedicated source of funding, and I cannot support that.

"I don't know when we are going to learn that we have to live within our means; within the means of the general fund revenues that are coming to the State. And when we are going to learn that we have to put some money aside for rainy days, true rainy days.

"I cannot regard this as a question of access to the 'Rainy Day Fund', this particular effort. It is not an emergency. It is an ongoing program of government. It is a program that should be funded out of the general funds, and in that case, what we should do is prioritize these programs as to where they fit in our overall scheme for general funding. If it is on the top of our list, then let's fund it out of general funds. And if it is not at the top of the list, then let's not fund them. If people don't want to prioritize, which has been the problem that we had for many years around here, then let's all be honest and propose that taxes be raised, and handle it that way. I don't agree with that, but let's be straight about what the options are.

"We have got to start disciplining ourselves and stop resorting to the 'Rainy Day Fund' every time we start thinking that we have a shortage of funds on the general fund side, or special funds. The bottom line is the goal is laudable, but let's be honest about how we want to accomplish that and how it fits into the big picture. Stop going back to the 'Rainy Day Fund.' This is the second bill in two days, and I am sure that it is not going to be the last bill. I just don't see any reason for us to dip into that Fund. We have got to let it build up. Thank you."

Representative Pendleton rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. I would just ask that the Clerk register a no vote for me on this measure for the reason stated by the gentlemen from Manoa."

Representative Djou rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. Ask the Clerk to please register a no vote for the same reason stated by the Representative from Manoa."

Representative Stonebraker rose and asked that the Clerk register an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1858, HD 1, entitled: "A BILL FOR AN ACT RELATING TO BEFORE-SCHOOL, AFTER-SCHOOL, AND WEEKEND PROGRAMS," passed Second Reading and was referred to the Committee on Finance with Representatives Case, Djou and Pendleton voting no, and with Representatives Kahikina, Kanoho, Leong, Rath, Souki and Takamine being excused.

Representatives Chang and Abinsay, for the Committee on Tourism and Culture and the Committee on Agriculture presented a report (Stand. Com. Rep. No. 149-02) recommending that H.B. No. 2595, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2595, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO ENHANCE AGRICULTURAL TOURISM VENUES," passed Second Reading and was referred to the Committee on Finance with Representatives Kahikina, Kanoho, Leong, Rath, Souki and Takamine being excused.

Representative Ito, for the Committee on Education presented a report (Stand. Com. Rep. No. 150-02) recommending that H.B. No. 2033, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary and Hawaiian Affairs.

Representative M. Oshiro moved that that H.B. No. 2033, HD 1, pass Second Reading and be referred to the Committee on Judiciary and Hawaiian Affairs, seconded by Representative Lee.

Representative Hale rose to speak in opposition to the measure, stating:

"I would like to say that I am very much for the first question to be printed on the ballot, that the State Board of Education be abolished. I feel that the system that we have now has to be radically changed, and we have to have more local control. But I don't agree with the Superintendent Selection Committee and there is no provision in this bill to show how these 15 complexes that are proposed in this bill will be set up except to leave it by law.

"There is another bill to set up the 15 complexes by law. But in the discussion on those bills, which is not before us right now, but it was pointed out that there would be a majority of elected, maybe four elected and three appointed, on that local school board. The people of this State have twice voted down an appointed school board they are not going to buy this program unless we can assure them that on a local level there will be an elected school board. So for those reasons, Mr. Chairman, please register a no vote."

Representative Fox rose to speak in opposition to the measure, stating:

"This constitutional amendment is, I think, objectionable for three main reasons. First it continues the centralization of Hawaii's education system, vesting power in an unchecked Superintendent of Education. There is no longer an elected board that the superintendent has to account to, but runs the school by him or herself.

"We have the most centralized education system in the United States. We are the only state with one statewide Board of Education or system of education. No other state has a single system of education run from the top down. It has not served Hawaii well. We have a broken school system. It needs to be fixed. This is not the fix that we are looking for.

"Second, the only accountability that you find in this bill is with the Governor. The Governor is the person who appoints the Superintendent of Education from a list of four to six people. This is a common way that the Governor does much of his selection. For example, that is how he basically selects judges. This is possibly the most powerful Governor's position in the United States. The Governor has many, many things to do. We are going to add to this responsibility for education.

"This Governor is not going to be elected or defeated solely on the performance of the school system. We need to have that kind of system, where the people who run the schools solely get re-elected or defeated based on how they run the schools. We need elected boards of education at the local level, not the centralized top down system.

"Third, the doing away with the elected board is something that I have to address. I think that many members of this Body are familiar with the basic history of the State of Hawaii, founded in 1959. At the time the State of Hawaii was founded, we had an appointed Board of Education, and the Republican Party was very much identified with the idea of keeping going the appointed Board of Education. We changed at that time to an elected board, and the pressure to change to an elected board came from the Democratic Party. We saw there was far too little Democratic control over the education system under the Territorial era and wanted to bring the people into the process.

"We have a very flawed system with our elected board, but it is not the elected part of the system that is wrong. It is the fact that the people who serve on the Board of Education run in monstrously large districts. They either run in a district that covers the entire island of Oahu, or they run in a district that includes all the Neighbor Islands. They run for a job that has no pay except \$50 every time there is a meeting. There is no way they can possibly justify the expenses to campaign in that wide district, and so nobody gets to know them. That is why we need the local boards of education that we have put in bills.

"We took our recall bill off the agenda because we thought we were going to see something like it. This is nothing like the reform we were looking for. This is a sham reform. I urge this Body to vote it down. Thank you, Mr. Speaker."

Representative Schatz rose to speak in support of the measure, stating:

"The reason that I am in support of this bill is that it does have to be seen. I think that some of the Minority members from the Education Committee might be able to inform their caucus members about this. It does have to be seen in the context of a package.

"What this bill attempts to do is to become part of the reestablishment of clear lines of authority within the

Department of Education. There is another bill that is a part of the package. I think it is H.B. 2034, excuse me for mentioning another bill, but I think that it is important, for it to be seen in that context. The other bill does establish local school boards and these two bills are dependent on each other.

"Local elected school boards will hit the floor. I believe that they are on their way, or are being drafted. To call it 'sham reform' and 'phony reform' might even make the TV news but it is not accurate."

Representative Ito rose to speak in support of the measure, stating:

"Thank you Mr. Speaker, I rise in support of this measure. Mr. Speaker I would like to thank you for your leadership on this bill and I want to recognize the members of the Education Committee for their hard work, their commitment to education and a team effort in crafting bi-partisan legislation which will take our educational system into the 21st century.

"Mr. Speaker, this bill creates the constitutional framework for extensive changes to improve the efficiency of our public school system. Another bill, H.B. 2037, HD 1, establishes a more statutory modification to the structure and governance of the DOE. For too long students, parents, teacher, and administrators in our public school systems have been burden with the inefficiency of our schools. The layers of bureaucracy that impede progress in education must be dismantled and the place to begin this task is with our Board of Education. While more extensive changes need to be made to truly make a difference in our schools, allowing the Superintendent to make policy decisions independently, rather than waiting for the Board of Education will greatly improve the Department of Education's ability to respond quickly to the needs of the schools. This change alone will make it far easier to establish clear lines of accountability at the highest levels of our education system. A streamlined leadership structure in the DOE will set the stage for increase responsiveness to the needs of individual schools.

"Once this bill is passed and approved by the electorate, the statutory amendments made in H.B. 2037, HD 1 will complete this facelift that we are giving to the DOE.

"Mr. Speaker everybody knows that the most important decisions made in the DOE are made everyday by the teachers, students, and principals. But although the strength of the DOE comes from the bottom up, I believe that the attitude of the DOE comes from the top down. If we do not empower DOE they will never feel like they can make the changes they need to make. How can teachers and administrators feel like they can make a difference when the upper strata of the DOE do not? Mr. Speaker this bill has a long way to go. I urge all of you to support this very important measure."

Representative Case rose to speak in support of the measure with reservations, stating:

"First of all, with respect to the Minority Leader, I don't agree that this does not represent a reform. I do believe that it is part of real reform of our education system. I believe that any proposal that says to the voters, straight out, that our elected statewide Board of Education has not worked: I call that real reform. We say it straight to the people. It has not worked and it needs to be changed, and let them make the choice of whether they believe this system works.

"I think where the real concerns come from is: how do we implement this? Under this bill, if adopted by the voters, we have a Superintendent of Education responsible for a statewide system. I think that it is second best, to be real honest. I would

have preferred to split it up into fully autonomous districts. But really what matters is where do we put the responsibility for the administration of the schools after we have that system in place? And that gets very much to the next step which is overall governance, which can be handled from a statutory perspective, not a constitutional perspective. If we get to the same place, then I think even the Minority Leader would agree that we would have accomplished reform.

"So if we set up a system which devolves responsibility over the actual day-to-day administration of the school system effectively to the county level or below, and if we give to that system, whether we call it a district, a complex or a board or anything else, if that is where the responsibility and decision making is done, at that level through a good governance combination that may take the best of elected and appointed, (we've been talking elected and appointed for years), what matters is that the decisions are made down closer the schools than what we have right now. And if we minimize that responsibility and obligation of the statewide superintendent to where we don't have the problem that we have today of virtually all decisions having to be made out of the building across the street, or at least having to be cleared across the street, if we get to that same place, that is real reform.

"So I think this is a good start and I think that it is part and parcel of reform. Of course what really matters, if we are going down this road, is what does that next bill look like. And I think that is where we need to be vigilant, and my reservations are that that bill must end up with real governance reform. Thank you."

Representative Meyer rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Moses rose and stated:

"Thank you Mr. Speaker. I would like to make a comment and I would like to ask the indulgence of the Chair of Education to answer a question, possibly."

The Chair addressed Representative Moses, stating:

"Representative Moses, are you standing in support?"

Representative Moses responded, stating:

"Well that would depend on the answer to my question, Mr. Speaker."

At 1:11 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 1:13 o'clock p.m.

Representative Moses rose to speak in opposition to the measure, stating:

"Thank you Mr. Speaker. I am rising in opposition. I commend the Chair of Education for his efforts to try to put forth the other bill which is not in front of us yet today, and I think that bill will go a long way to helping us in this State.

"The measure before us has some wording on page six that is still very objectionable. It basically vests the entire power with one person and it doesn't do us any good. I do like the idea of abolishing the BOE as we know it today, but there are still too many objections with this bill. We'll have to see what happens with the second bill coming through.

"The comment that I wanted to make, Mr. Speaker, is that I vehemently object to the Majority always referring to motives of the Minority. We are not trying to parade in front of the cameras. We actually believe that the BOE is in need of repair. That is why we are so adamant on these bills. It is not because of the nightly news. Thank you Mr. Speaker."

The Chair then addressed the Body, stating:

"Members of this House. I want you to all be aware that these types of comments are all unfounded on this House floor. If there is any type of comment of that nature, which has been stated by the Representative, I believe you should call a recess.

"I am, as the Chair of this House, trying to be fair in one's speeches or testimonies in regards to you being for or against a particular measure. Motives. I really don't know what motives each individual may have as far as their speeches on the floor. But if there is anything of that nature which is not in regards to the measure, I will rule you out. But as a Chair I have tried to be fair with all of the debate on this floor.

"Starting from tomorrow, if there is anything of the nature that is out of the realm of the discussion, I will probably rule you out. But that is not the intent as the Chair of this House, because I believe in the free debate of all of your points of view.

"So, thank you very much, and Representative Moses, thank you for your comments. For the Members, let's really uphold this institution."

Representative Pendleton rose to speak in opposition to the measure, stating:

"I found the remarks of the gentlemen from Manoa to be very instructive and perhaps laden with hope. I would hope that the result of this constitutional amendment would open the door to further reform, and would make it possible at the local level.

"We've heard words, as legislators, words like subsidiaries, devolution, local decision making, all of those words basically capture the idea that decisions should be made closest to those who are impacted by those decisions. To the extent that this proposed constitutional amendment makes that possible, I certainly hope that the Representative from Manoa is right. That this is opening the door towards reform.

"Mr. Speaker I have concerns that this could also open some other doors. Namely having more and more appointed positions, less accountability, and a continued statewide, top down decision making for education. Mr. Speaker, refer to page 6 of the measure, specifically paragraph number 4. This will actually appear on the printed ballot for the people to read. It says, "The state superintendent of education formulate statewide educational policy..."

"Mr. Speaker, my concern is to the extent of that language which actually appears before the voters, to the extent that language may foreclose independent, autonomous, local decision making. For those reasons, as well as others which may be shared on Third Reading, I stand in opposition to this measure."

Representative Gomes rose to speak in opposition to the measure stating:

"Thank you Mr. Speaker. I stand in opposition to this particular measure. If I may, just a few comments."

The Chair then stated:

"Please proceed, but let me recognize for all of you that this is Second Reading and it is being referred to the Committee on Judiciary Hawaiian Affairs which you are a member of. But if you want to continue the dialogue since we have a deadline to meet this afternoon. So on behalf of all of the Members, and the operations of this House, I would be more than happy to entertain it. But if we don't finish on time, we will reconvene and come back this evening. I will just forewarn all of you at this time.

"Please proceed in opposition, Representative Gomes."

Representative Gomes continued, stating:

"This is an extremely important debate and discussion, and I for one am very excited and quite hopeful that the outcome at the end of the session would be a good product that we all want. I do commend the Chair for moving in this direction for putting 'foursquare' before this Body and the Legislature, this talk of decentralization. I think that it is extremely important and it will provide a great deal of hope, as the Representative Kailua mentioned.

"This particular bill, I think, is a move, though, towards centralization and we do need to go towards decentralization. Just the simple theme of local boards, local control, and that is the issue. Thank you."

Representative Halford rose to speak in opposition, stating:

"I do believe that there has been a lot of good discussion about how to deal with our education system, and for that I commend the Education Committee. But the 'poison pill' for me in this bill is that the general discussions have gone to recommend the merits of local school control and the 'poison pill' in this bill, if I could slightly paraphrase, but the meaning won't change. The State Superintendent shall have the power to manage the statewide system of public education. If I could reiterate, the statewide system of public education. I believe that is what we want to move away from for constructive reform. So I am voting no. Thank you."

Representative Djou rose and asked that the Clerk record a no vote for all members of the Minority Caucus present, except for Representatives Ontai, Stonebraker, and Whalen who all vote with reservations, and Representative McDermott who votes yes.

Representative Stonebraker rose to speak in support of the measure with reservations, stating:

"Two reasons. We spoke of motive. I am concerned that if we lose the elected DOE, we are going to gain an appointed superintendent. This is a constitutional amendment. It is pretty weighty stuff.

"Secondly if we have this local school board coming up, still, three of those seven are appointed. Only a little more than half are elected. And if it doesn't pass, then we are stuck with this one if it goes through.

"So I am looking forward to seeing it on Third Reading with the directives or the purposes on the Standing Committee Report. Of the 6 purposes, 5 of them mention the Superintendent. The second one says that it would require the Superintendent of Education to be responsible for supervising and managing the DOE. I think that if that was required now we would probably solve most of our problems now. We wouldn't even need this bill.

"Number 5 says we would establish at least 15 school complex areas each of which is going to be managed. Well we

should delete this if we are going to have another bill having local school boards. I sure wish that the other bill were here. I have strong reservations but I do feel the BOE needs some work, so for those reasons I am looking forward to Third Reading."

At 122 o'clock p.m., Representative Bukoski requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 1:24 o'clock p.m.

Representative Ahu Isa rose to speak in support of the measure and asked that the remarks of Representative Case be entered in the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative Ahu Isa continued, stating:

"I just wanted to stand and say that I am in strong support of this bill. I know that the Chair of Education has done a lot of homework. He spends hours and hours here because I stay here a lot, and I see his car here, and I want to commend him.

"Also other Chairs are working really hard to make sure we get really good legislation out this time, and I don't think that it is a matter of elections, campaigning, or partisanship. We really care about Hawaii and what is happening. Thank you, Mr. Speaker for this opportunity."

The Chair addressed Representative Ahu Isa, stating:

"Representative Ahu Isa, please confine your remarks."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2033, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs with Representatives Auwae, Bukoski, Davis, Djou, Fox, Gomes, Hale, Halford, Jaffe, Marumoto, Meyer, Moses, Pendleton and Thielen voting no, and with Representatives Kahikina, Kanoho, Leong, Rath, Souki and Takamine being excused.

Representative Hiraki, for the Committee on Consumer Protection and Commerce presented a report (Stand. Com. Rep. No. 151-02) recommending that H.B. No. 2466, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2466, entitled: "A BILL FOR AN ACT RELATING TO REAL ESTATE," passed Second Reading and was referred to the Committee on Finance with Representatives Kahikina, Kanoho, Leong, Rath, Souki and Takamine being excused.

Representative Hiraki, for the Committee on Consumer Protection and Commerce presented a report (Stand. Com. Rep. No. 152-02) recommending that H.B. No. 1722, be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 1722, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," was referred to the Committee on Finance with Representatives McDermott, Meyer, Stonebraker, Takumi, Kahikina, Kanoho, Leong, Rath, Souki and Takamine being excused.

Representative Hamakawa, for the Committee on Judiciary and Hawaiian Affairs presented a report (Stand. Com. Rep. No. 153-02) recommending that H.B. No. 1012 be referred to the Committee on Finance.

Representative M. Oshiro moved that H.B. No. 1012 be referred to the Committee on Finance, seconded by Representative Lee.

Representative Gomes rose to speak in opposition to the measure, stating:

"I just don't think that this is needed. It will do nothing, despite what the committee reports says, it will do nothing to assure that candidates are familiar with their districts or the issues. I am also concerned that this puts up another barrier to potential challengers.

"I am curious with regard to that this would find the support of the League of Woman Voters and Common Cause of Hawaii who want to assure that challengers have fair access and a level playing field to challenge incumbents, in particular. So for those reasons, no."

Representative M. Oshiro rose to speak in support of the measure, stating:

"I stand in strong support of this measure. As long as I been here, I believe, this House Chamber has always supported this amendment. It is known as the anti-carpetbagger bill. What this does is ensure that the voters are really given the opportunity to select the person to represent them who resembles their district and knows their needs and concerns. So this basically has always gotten bipartisan support from the League of Woman Voters, Common Cause of Hawaii, and even the Libertarian Party came in this time.

"I think that is one of the 'good-government' measures that will restore integrity to our election system and I think that it is worth moving forward to the Judiciary and Hawaiian Affairs Committee for further consideration. Thank you."

Representative Gomes rose to respond, stating:

"Just to continue in opposition and in response to the previous comments. Again, I think that the incumbents are often out of touch with their district. They are already there and this obviously hasn't done anything to assure that they are acting in the best interest of their districts, as it may be, and I reiterate, that this is an anti-challenger effort."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1012, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE III, SECTION 6, OF THE HAWAII CONSTITUTION, TO CHANGE THE ELIGIBILITY TO SERVE AS A MEMBER OF THE SENATE OR HOUSE OF REPRESENTATIVES," was referred to the Committee on Finance with Representative Gomes voting no, and with Representatives Kahikina, Kanoho, Leong, Rath, Souki and Takamine being excused.

Representative Morita, for the Committee on Energy and Environmental Protection presented a report (Stand. Com. Rep. No. 154-02) recommending that H.B. No. 2659, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary and Hawaiian Affairs.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2659, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CAVE PROTECTION," passed

Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs with Representatives Kahikina, Kanoho, Leong, Rath, Souki and Takamine being excused.

Representative Morita, for the Committee on Energy and Environmental Protection presented a report (Stand. Com. Rep. No. 155-02) recommending that H.B. No. 2723, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary and Hawaiian Affairs.

Representative M. Oshiro moved that that H.B. No. 2723, HD 1, pass Second Reading and be referred to the Committee on Judiciary and Hawaiian Affairs, seconded by Representative Lee.

Representative McDermott rose and asked that the Clerk record an aye vote with reservations for him, and the Chair, "so ordered."

Representative Meyer rose to speak in opposition to the measure, stating:

"This bill would require, at a state level, that all food processors, markets, hotels, food courts, restaurants, separate their wet wastes from their dry wastes. This is all ready being done on Oahu. The City and County of Honolulu passed an ordinance about 4 years ago. This is a big expense for these various businesses. The counties on the Neighbor Islands are not equipped to do this. They don't even have buses. They have a long distance to go.

"We are in a very difficult time economically. To pass this bill statewide, I don't believe is the right way to go. The counties can do it on their own. We are, in effect saying that we know better than the county, so we are going to pass this law and you folks will have to follow along. Right now there is nobody on the Neighbor Islands that does this.

"I think we all remember the problems they had with the plant in Waimanalo that was to process this wet waste. There was the ownership change, and because what they were picking up had just expanded dramatically after the law changed at the county level. The trucks that were going down the road had a lot of trouble with leaking and dripping all this wet waste, after all, 70% of it goes to Waianae to feed the pigs. I think the counties can work with their farmers in feeding their pigs and not have this law passed. Thank you Mr. Speaker."

Representative Stonebraker rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Morita rose in support of the measure, stating:

"The bill does not require the counties to implement the program. The bill asks the counties to address food waste recycling in their integrated solid waste plans. I just wanted to make that clarification."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2723, HD 1, entitled: "A BILL FOR AN ACT RELATING TO COUNTIES," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs with Representative Meyer voting no, and with Representatives Kahikina, Kanoho, Leong, Rath, Souki and Takamine being excused.

Representative Morita, for the Committee on Energy and Environmental Protection presented a report (Stand. Com. Rep. No. 156-02) recommending that H.B. No. 2831, as amended in

HD 1, pass Second Reading and be referred to the Committee on Judiciary and Hawaiian Affairs.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2831, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CORAL REEF PROTECTION," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs with Representatives Kahikina, Kanoho, Leong, Rath, Souki and Takamine being excused.

Representative Morita, for the Committee on Energy and Environmental Protection presented a report (Stand. Com. Rep. No. 157-02) recommending that H.B. No. 2513, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary and Hawaiian Affairs.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2513, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE REDUCTION OF CARBON DIOXIDE EMISSIONS," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs with Representatives Kahikina, Kanoho, Leong, Rath, Souki and Takamine being excused.

Representatives Morita and Hiraki, for the Committee on Energy and Environmental Protection and the Committee on Consumer Protection and Commerce presented a report (Stand. Com. Rep. No. 158-02) recommending that H.B. No. 2839, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2839, HD 1, entitled: "A BILL FOR AN ACT RELATING TO COMBINED HEAT AND POWER SYSTEMS," passed Second Reading and was referred to the Committee on Finance with Representatives Kahikina, Kanoho, Leong, Rath, Souki and Takamine being excused.

Representatives Morita and Kanoho, for the Committee on Energy and Environmental Protection and the Committee on Water and Land Use presented a report (Stand. Com. Rep. No. 159-02) recommending that H.B. No. 2209, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2209, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL IMPACT STATEMENTS," passed Second Reading and was referred to the Committee on Finance with Representatives Kahikina, Kanoho, Leong, Rath, Souki and Takamine being excused.

Representative Saiki, for the Committee on Labor and Public Employment presented a report (Stand. Com. Rep. No. 160-02) recommending that H.B. No. 2529, pass Second Reading and be referred to the Committee on Finance.

Representative M. Oshiro moved that that H.B. No. 2529, pass Second Reading and be referred to the Committee on Finance, seconded by Representative Lee.

Representative Moses rose and asked the Clerk to record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2529, entitled: "A BILL FOR AN ACT RELATING TO THE WAGE AND HOUR LAW," passed Second Reading and was

referred to the Committee on Finance with Representatives Kahikina, Kanoho, Leong, Rath, Souki and Takamine being excused.

Representative Saiki, for the Committee on Labor and Public Employment presented a report (Stand. Com. Rep. No. 161-02) recommending that H.B. No. 682, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 682, entitled: "A BILL FOR AN ACT RELATING TO CONTESTS OF OCCUPATIONAL SAFETY AND HEALTH MATTERS," passed Second Reading and was referred to the Committee on Finance with Representatives Kahikina, Kanoho, Leong, Rath, Souki and Takamine being excused.

Representative Saiki, for the Committee on Labor and Public Employment presented a report (Stand. Com. Rep. No. 162-02) recommending that H.B. No. 680, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 680, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE LABOR AND INDUSTRIAL RELATIONS APPEALS BOARD," passed Second Reading and was referred to the Committee on Finance with Representatives Kahikina, Kanoho, Leong, Rath, Souki and Takamine being excused.

Representative Saiki, for the Committee on Labor and Public Employment presented a report (Stand. Com. Rep. No. 163-02) recommending that H.B. No. 2499, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2499, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AMENDMENTS TO ACT 253, SESSION LAWS OF HAWAII 2000," passed Second Reading and was referred to the Committee on Finance with Representatives Kahikina, Kanoho, Leong, Rath, Souki and Takamine being excused.

Representative Saiki, for the Committee on Labor and Public Employment presented a report (Stand. Com. Rep. No. 164-02) recommending that H.B. No. 2531, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2531, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TEMPORARY HEALTH INSURANCE FOR UNEMPLOYED PERSONS," passed Second Reading and was referred to the Committee on Finance with Representatives Kahikina, Kanoho, Leong, Rath, Souki and Takamine being excused.

Representative Saiki, for the Committee on Labor and Public Employment presented a report (Stand. Com. Rep. No. 165-02) recommending that H.B. No. 2738, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2738, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LANGUAGE," passed Second Reading and was referred to the Committee on Finance with Representatives Kahikina, Kanoho, Leong, Rath, Souki and Takamine being excused.

Representatives Saiki and Morita, for the Committee on Labor and Public Employment and the Committee on Energy and Environmental Protection presented a report (Stand. Com. Rep. No. 166-02) recommending that H.B. No. 2599, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2599, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE EMERGENCY ENVIRONMENTAL WORKFORCE," passed Second Reading and was referred to the Committee on Finance with Representatives Kahikina, Kanoho, Leong, Rath, Souki and Takamine being excused.

Representative Ito, for the Committee on Education presented a report (Stand. Com. Rep. No. 167-02) recommending that H.B. No. 2090, as amended in HD 1, pass Second Reading and be referred to the Committee on Labor and Public Employment.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2090, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PRINCIPALS AND VICE-PRINCIPALS," passed Second Reading and was referred to the Committee on Labor and Public Employment with Representatives Kahikina, Kanoho, Leong, Rath, Souki and Takamine being excused.

Representative Ito, for the Committee on Education presented a report (Stand. Com. Rep. No. 168-02) recommending that H.B. No. 1878, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 1878, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Finance with Representatives Kahikina, Kanoho, Leong, Rath, Souki and Takamine being excused.

Representative Kanoho, for the Committee on Water and Land Use presented a report (Stand. Com. Rep. No. 169-02) recommending that H.B. No. 2551, pass Second Reading and be referred to the Committee on Judiciary and Hawaiian Affairs.

Representative M. Oshiro moved that that H.B. No. 2551, pass Second Reading and be referred to the Committee on Judiciary and Hawaiian Affairs, seconded by Representative Lee.

Representative Thielen rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2551, entitled: "A BILL FOR AN ACT RELATING TO HANDGUN HUNTING," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs with Representative Thielen voting no, and with Representatives Kahikina, Kanoho, Leong, Rath, Souki and Takamine being excused.

Representative Ito, for the Committee on Education presented a report (Stand. Com. Rep. No. 170-02) recommending that H.B. No. 2353, as amended in HD 1, be recommitted to the Committee on Education.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2353, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was recommitted to the Committee on Education with Representatives Kahikina, Kanoho, Leong, Rath, Souki and Takamine being excused.

Representative Hiraki, for the Committee on Consumer Protection and Commerce presented a report (Stand. Com. Rep. No. 171-02) recommending that H.B. No. 1713, as amended in HD 1, passed Second Reading and was placed on the calendar for Third Reading.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 1713, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUM PROPERTY REGIMES," passed Second Reading, and was placed on the calendar for Third Reading with Representatives Kahikina, Kanoho, Leong, Rath, Souki and Takamine being excused.

Representative Hiraki, for the Committee on Consumer Protection and Commerce presented a report (Stand. Com. Rep. No. 172-02) recommending that H.B. No. 1715, as amended in HD 1, passed Second Reading and was placed on the calendar for Third Reading.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 1715, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUM PROPERTY REGIMES," passed Second Reading, and was placed on the calendar for Third Reading with Representatives Kahikina, Kanoho, Leong, Rath, Souki and Takamine being excused.

Representative Hamakawa, for the Committee on Judiciary and Hawaiian Affairs presented a report (Stand. Com. Rep. No. 173-02) recommending that H.B. No. 1011, as amended in HD 1, passed Second Reading and was placed on the calendar for Third Reading.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 1011, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTIONS," passed Second Reading, and was placed on the calendar for Third Reading with Representatives Kahikina, Kanoho, Leong, Rath, Souki and Takamine being excused.

Representative Hamakawa, for the Committee on Judiciary and Hawaiian Affairs presented a report (Stand. Com. Rep. No. 174-02) recommending that H.B. No. 1764, pass Second Reading and be placed on the calendar for Third Reading.

Representative M. Oshiro moved that that H.B. No. 1764, pass Second Reading and be placed on the calendar for Third Reading, seconded by Representative Lee.

Representative Marumoto rose to speak in opposition to the measure, stating:

"My understanding is that under present law, previously convicted persons are unable to acquire firearms. Should this bill be enacted, those who are pardoned will be able to purchase guns and ammunition. I have no objection to most pardoned persons regaining the privilege to buy guns, but I do object to those who used a gun in the commission of a crime to be able to, once again, be able to acquire firearms. This is putting temptation in the hands of someone who perhaps should not possess a firearm.

"Please amend this measure to allow pardoned persons to own, possess, or control any firearm or ammunition, but exclude persons who have committed a crime with a gun. Thank you."

Representative Thielen rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Auwae rose and asked that the Clerk record an aye vote with reservations for her, and that the remarks of Representative Marumoto be inserted in the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative Stonebraker rose to speak in support of the measure with reservations, stating:

"I also have reservations. I believe in the Second Amendment. It is the power of pardon that is sometimes abused. We would all like to happily believe that no one has ever been pardoned that doesn't deserve it. A pardon should mean that they are absolutely exonerated because they never really committed the crime, and yet sometimes that is not the case.

"I am a strong advocate for punishing those who misuse firearms. In fact, I introduced a bill last year, I believe that it is still alive, to mandate certain sentencing for those who violate firearms law. So although I respect the Second Amendment strongly, I do have reservations just because of the pardoning process."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1764, entitled: "A BILL FOR AN ACT RELATING TO FIREARMS," passed Second Reading and was placed on the calendar for Third Reading with Representatives Marumoto and Thielen voting no, and with Representatives Kahikina, Kanoho, Leong, Rath, Souki and Takamine being excused.

Representative Hamakawa, for the Committee on Judiciary and Hawaiian Affairs presented a report (Stand. Com. Rep. No. 175-02) recommending that H.B. No. 2432, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2432, entitled: "A BILL FOR AN ACT RELATING TO DIRECT PAYMENT OF CHILD SUPPORT," passed Second Reading and was placed on the calendar for Third Reading with Representatives Kahikina, Kanoho, Leong, Rath, Souki and Takamine being excused.

Representative Hamakawa, for the Committee on Judiciary and Hawaiian Affairs presented a report (Stand. Com. Rep. No. 176-02) recommending that H.B. No. 1806, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 1806, entitled: "A BILL FOR AN ACT RELATING TO OFFENSES AGAINST PROPERTY RIGHTS," passed Second Reading and was placed on the calendar for Third Reading with Representatives Kahikina, Kanoho, Leong, Rath, Souki and Takamine being excused.

INTRODUCTION OF RESOLUTIONS

By unanimous consent, the following resolution (H.R. No. 17) and concurrent resolution (H.C.R. Nos. 32) were referred to Printing and further action was deferred:

H.R. No. 17, entitled: "HOUSE RESOLUTION

DECLARING THE WISHES OF THE HOUSE OF REPRESENTATIVES WITH RESPECT TO THE PRESERVATION AND PROTECTION OF EXISTING AGRICULTURAL LAND RESOURCES AND THEIR COMPONENTS," was jointly offered by Representatives Magaoay, Abinsay, Chang, Ahu Isa, Cabrerros, Meyer, Suzuki and Davis.

H.C.R. No. 32, entitled: "HOUSE CONCURRENT RESOLUTION DECLARING THE WISHES OF THE LEGISLATURE WITH RESPECT TO THE PRESERVATION AND PROTECTION OF EXISTING AGRICULTURAL LAND RESOURCES AND THEIR COMPONENTS," was jointly offered by Representatives Magaoay, Chang, Suzuki, Ahu Isa, Davis, Abinsay, Cabrerros and Meyer.

RECALL FROM COMMITTEE

At this time, the Chair addressed the Body, stating:

"Members, we are on H.B. No. 865, which was recalled from the Committee on Consumer Protection and Commerce on Monday, February 4th. Further consideration was deferred to the end of today's calendar. The Chair now will entertain any motions."

H.B. No. 865

Representative Fox moved that H.B. No. 865 pass Second Reading and be placed on the calendar for Third Reading, seconded by Representative Djou.

At 1:37 o'clock p.m., Representative M. Oshiro asked for a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 1:42 o'clock p.m.

Representative Fox offered the following floor amendment to H.B. No. 865:

Section 1. House Bill No. 865 is amended by amending section 1 to read as follows:

"SECTION 1. Section 431P-16, Hawaii Revised Statutes, is amended by amending subsection (i) to read as follows:

"(i) [~~Solely upon~~] Upon dissolution or a declaration of inactivity by the fund board of the Hawaii hurricane relief fund, the net moneys in the hurricane reserve trust fund shall be retained in the fund or refunded pro rata to the mortgagors subject to the special mortgage recording fees under this section and the policyholders of hurricane property insurance issued under this chapter, after any payments by the fund on behalf of licensed property and casualty insurers or the State that are required to be made pursuant to any federal disaster insurance program enacted to provide insurance or reinsurance for hurricane risks. In the event of a refund, no person shall be entitled to an amount greater than the amount paid pursuant to the fees imposed by this chapter. In the event such moneys are paid on behalf of licensed property and casualty insurers, payment shall be made in proportion to the premiums from policies of hurricane property insurance serviced by the insurers in the twelve months prior to dissolution of the fund."

Section 2. House Bill No. 865 is further amended by amending section 3 to read as follows:

"SECTION 3. This Act shall take effect ~~[on July 1, 2001; provided that if any other measure is passed during the regular session of 2001 that repeals chapter 431P, Hawaii Revised Statutes, then this Act shall take effect one day prior to the effective date of that measure if it occurs prior to July 2, 2001] upon approval."~~

Representative Fox then moved for the adoption of the floor amendment to H.B. No. 865, seconded by Representative Djou.

Representative Fox rose to speak in support of the floor amendment, stating:

"Thank you Mr. Speaker. The purpose of this amendment is to clarify certain aspects of the bill and to help it deal with the situation where the Governor is interested in taking money out this Fund and putting it into the general fund.

"The first part of this amendment allows activity to take place by the Board on how to handle the fund prior to its dissolution. The Board is given the option of retaining money in the Fund or returning it to the people who paid into the Fund. We define the groups who benefit from the dispersal of this Fund to include the policy holders of hurricane property insurance, and we limit the amount of money that goes to any single individual in this process of returning the money by specifying that it should not be an amount greater than what that person put into the Fund.

"So this clarifies various aspects of what we are trying to accomplish in the main motion which I still support, but this will make it clearer as to exactly what is done with the money in the Fund. So I urge the adoption before we go to a debate on the full bill. Thank you."

Representative Meyer rose to speak in support of the floor amendment, stating:

"Thank you Mr. Speaker. I am in strong support of this amendment. This is a reasonable and fair approach with regard as to how the assets of the Hawaii Hurricane Relief Fund are to be used, and protects the Fund from the Governor who wants to appropriate all of the funds to the general fund. This is a move that, according to the *Honolulu Advertiser*, a lot of the House members agreed with, and that their are not in favor of the Governor taking all the money out of the Fund, although there were about 22 members who didn't 'weigh-in' on that subject.

"Even though inactive at this time, the Fund needs to be protected for future similar emergencies. Most people want to maintain the Fund or return the money to those who paid into the Fund in the first place. But they don't want the Governor to take all the money for the general fund. They don't believe that it is fair, after all, mortgagers have contributed over \$58 million and hurricane property insurance policy holders have contributed some \$336 million into that Fund since it was first started. These monies were not paid into the Fund to balance the budget. They paid into the Fund to provide for hurricane insurance where none was available otherwise.

"Nearly everyone agrees that the economy of Hawaii could certainly use all the positive stimulation we can get. They also expressed real concern about the possibility of another Hurricane Iniki. We too want to see the Fund maintained. We would prefer that the Governor not take from the Fund, and rather than let him do that, we would prefer him to return the money to those who put it there in the first place.

"The amendment carefully balances these competing and sometimes hostile interests. The amendment provides that the monies in the Fund either remain in the Fund or be rebated to

those who, by law, were required to pay into the Fund, up to no more than the amount each person contributed. All interest remains in the Fund and will not be used to pay rebates. That guarantees approximately \$50 million plus that will remain in the Fund, in addition to any other funds remaining after rebates are paid. The rest of the assets, approximately \$170 million would be pumped back into our struggling economy through these timely rebates during a period of economic struggle when it is most desperately needed.

"Questions have been raised concerning the viability of rebates. According to Lloyd Lim, Acting Executive Director of the Hawaii Hurricane Relief Fund, we can count on 95% or better, reliable information as to whom the mortgagers were that paid into the Fund and are eligible for rebate, and about 80% for premium refunds. The most problematic would be the assessments against insurance companies that were passed on to their customers. That would be more difficult to prove. We have no records of those customers, but we do have records of the companies and what they paid. Through these efforts we would certainly provide economic stimulus, but most important, we would restore a level of integrity and trust to government in Hawaii that is as sorely needed as any economic stimulus. I urge each and every member to carefully consider the merits of H.B. 865, H.D. 1, if this amendment passes, and then vote for it today. Thank you Mr. Speaker."

Representative Gomes rose to speak in support of the floor amendment, and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Gomes continued, stating:

"Thank you Mr. Speaker. I rise in support of the amendment. I did speak to this basic concept, the returning of the funds, last week on the 4th. I just want to have a few brief comments.

"I strongly urge the House, that our position should be on this Hurricane Relief Fund that there be absolutely no transfer to the general fund, as a first matter.

"As a second matter, I think, and I urge my colleagues to strongly vote that we return this Fund, the portion that is a surplus, not a reserve, a surplus, to the policy holders and the rate payers. Frankly any transfer to the general fund, I think, would indeed be unlawful. That would be what my written remarks will speak to. There are several constitutional issues that I believe are raised in the event a transfer does occur.

"Finally I think that yesterday's *Maui News* sums it up nicely in an article on the position by the AJA Veterans Club on the hurricane insurance funds and their position on what we should do with that fund. And I quote from the article: "The only honorable duty and course the State of Hawaii has is to refund the money..." according to the club. That is the AJA Veterans Club from West Maui, in the *Maui News*. I think that sums it up nicely, Mr. Speaker, and that should be our position as a House. Thank you."

Representative Gomes' written remarks are as follows:

"The Hawaii Hurricane Relief Fund does not belong to the State of Hawaii, nor is it backed by the State's full faith and credit. Instead, the Fund belongs to three parties: 1) those that paid "premiums" for hurricane insurance coverage; 2) those that paid mortgage recordation fees during the applicable time period; and 3) to the insurance companies assessed by the Fund. Collectively, this group is the Fund's settlors and its beneficiaries.

"According to HRS section 431P-16(a), the Hawaii Hurricane Fund Board of Directors is the Fund's trustee. The

Board, as trustee, has statutory, fiduciary, and common law obligations to the beneficiaries. These obligations require the Board to act in the best interests of the beneficiaries -- they also entitle the beneficiaries to direct the Board on how best to utilize the Fund.

"Unfortunately, it appears that the Board has breached its statutory, fiduciary, and common law obligations to the beneficiaries. Under its plan of operation required by HRS sections 431P-7(7) & (8), the Board shall "[e]stablish procedures for processing and maintaining records of the fund relating to its financial transactions . . . [and] [e]stablish procedures for the collection and remittance of the premiums and return of unearned premiums where applicable."

"Despite this statutory requirement, the Board, the Insurance Commissioner, and the Director of the Department of Commerce and Consumer Affairs have repeatedly stated and testified (to justify the position that a refund is logistically impossible) that the Board does not have a record of those who paid "premiums" for hurricane insurance, nor does it have a record of those that paid mortgage recordation fees that were deposited into the Fund. Obviously, the Board has a statutory duty to keep such records, but it has not. However, even if no statutory command existed, the Board, as the Fund's trustee, has fiduciary and common law duties to the beneficiaries, the fundamentals of which include maintaining accurate and proper records of the Fund's transactions -- especially each and every transaction between the Fund and the beneficiaries.

"Thus, the Board and the Fund may already be exposed to substantial legal claims based on a breach of its statutory and trust obligations. These claims will increase exponentially should the Board allow the transfer of any portion of the Fund to the general fund.

"There are also several constitutional issues that are triggered by the statute governing the transfer of the Fund. HRS section 431P-16(i) authorizes the Board to transfer the Fund, "upon dissolution," to the general fund of the State of Hawaii, or to insurance companies previously assessed by the Fund, based on the insurer's obligations to the federal government. The constitutional issues include:

"1) The denial of the beneficiaries' due process rights. In the event of a transfer, there is no provision that requires notice and a hearing to allow the beneficiaries the opportunity to contest the transfer of their property to the general fund or to a select group among the beneficiary class;

"2) A taking of private property for a public purpose without just compensation. A transfer to the general fund, or to a select group of beneficiaries, constitutes a government taking for a public purpose. However, there is no provision in the statute that provides a means to justly compensate the beneficiaries for this public taking;

"3) The denial of the beneficiaries' equal protection of the law. Transferring any portion of the Fund to the assessed insurers, and not to the entire beneficiary class, treats the insurers more favorably under the law and to the detriment of the remaining beneficiaries. Second, assuming any part of the Fund is transferred to the general fund, the beneficiaries are treated unfairly from the rest of the Hawaii population that was not compelled to pay into the Fund. Yet the larger population enjoys the benefits -- a richer general fund -- to the detriment of the beneficiary class;

"4) The unconstitutional delegation of the State's taxing power. HRS section 431P-16(i) violates Article VII, section 1, and Article VIII, section 3 of the Hawaii State Constitution because it delegates to a non-political subdivision, the Board,

the power to tax. Transferring any part of the Fund into the general fund means the Fund will be commingled with state revenues derived from the State's income and general excise tax, among other State taxes and fees. Thus, the Fund itself becomes a tax and the Board is no longer a fiduciary protecting the interests of the beneficiaries, but an entity that taxes the beneficiaries instead; and

"5) The entire Chapter is unconstitutional. Chapter 431P does not include a "severability clause." According to Black's Law Dictionary, such a clause "keeps the remaining provisions of a . . . statute in force if any portion of that . . . statute is judicially declared void or unconstitutional." To the extent that any section within Chapter 431P is unconstitutional (every "chapter" is made up of "sections"), the entire Chapter is unconstitutional. It appears that HRS section 431P-16(i) is unconstitutional for the reasons stated above. Therefore, because Chapter 431P does not include a severability clause, if any section is deemed unconstitutional, the entire Chapter would also be unconstitutional.

"Consequently, transferring the Fund to the state general fund or to a select group of beneficiaries sets off a host of legal issues that cannot be ignored. Moreover, the Board is already exposed to severe liability for, among other things, failing to keep record of the Fund's transactions with and between the beneficiaries."

Representative Hiraki rose to speak in opposition to the floor amendment, stating:

"Mr. Speaker this amendment attempts to address some of the glaring flaws with the original H.B. 865, which I guess, we will talk about shortly, but still does not address the underlying problem with this bill, and that problem is it excludes groups that paid into the Fund, which in this case, are those who paid into the Fund via the insured assessments.

"Mr. Speaker, I too initially favored the return of the money to the people as outlined in this bill. But through the course of hearings and in dialogue with the agencies involved, it became very clear that due to the missing or difficult to ascertain records, there is no fair, or perhaps even legal way, of returning these funds. Even if we were to try calculate a reimbursement based on premium contributions, we would need to include factors such as property values along with the types of coverage the policy holder had, and in what standing the policy holder was with their insurance holder, and that Mr. Speaker, is a nearly impossible task.

"For example, according the HHRF, the Fund probably has 200,000 former policyholders with individual premium transaction records numbering in the range of 800,000 to one million. The Fund's premium records are not complete and therefore its computer database cannot alone support a full refund. If a premium refund were to be made, it would need to be based, in part, on applications made by the policyholders, supported by evidence provided by the policyholders. In the case of a policyholders who cannot produce the evidence to justify their refund, the refund would probably have to be denied."

Representative Fox rose to a point of order, stating:

"Is the Chair of the Consumer Protection Committee addressing the amendment or the bill itself? Because actually, the amendment improves some of the objections that he is referring to. It seems like he is addressing the bill and not the amendments."

The Chair responded, stating:

"He is addressing the amendments tied to the bill. What is purposed is the amendment that you have submitted, and he is addressing that right now. Please proceed."

Representative Hiraki continued, stating:

"Yes, I believe I am addressing the underlying problems with whatever form of refund scheme that is set up.

"The Fund also has approximately 400,000 recording fee payers. These records are not in an accessible computer database but on individual microfilm records, making a refund very difficult to process. The Fund's property and casualty premium assessments on insurance companies were passed through to an unknown number of insurance company policyholders, probably numbering in the range of several hundred thousand. The Fund has no idea who these people are, or how much they paid to the insurance companies over the last 8 years.

"In addition, even if some insurance companies have records, most of the insurance companies that were assessed imbedded the assessments into their premium rates. This means there may be no separate record of assessment payments in many cases.

"Calculating a flat fee refund for fund policyholders is unfair because policyholders paid widely ranging amounts depending on how long they were with their Fund, and how large those premiums were.

"Similarly, calculating a flat fee refund for mortgage recording fee payers is unfair..."

Representative Fox rose to a point of order, stating:

"There is no question that this carefully written speech is addressed to the underlying bill and not to the amendment. The amendment is specifically designed to deal with the exact problem that the Consumer Protection Chair just brought out."

The Chair recognized Representative Hiraki who continued, stating:

"If you let me continue, I will connect it up.

"Similarly, calculating a flat fee refund for mortgage recording fee payers is unfair because the fees differs dramatically depending on the size of the mortgage. The difference was particularly large between residential and commercial mortgages. With this particular amendment, by placing a cap on the refund, you address the pro rata uncertainty. But the problem that remains however, is what did the people pay? That is the fundamental flaw of this amendment.

"As stated before, Mr. Speaker, I believe this measure does not provide an equitable basis to justify such selective refunds. In addition, because of missing or difficult to ascertain records we will, number one, exclude many individuals and businesses who paid into the fund; and number two, clearly open the door to certain legal disputes."

Representative Case rose to speak in support of the floor amendment with reservations, stating:

"Thank you Mr. Speaker. I rise in support with one reservation. I support this amendment because it accomplishes the principal purpose that I think is 75-80% of the problem, and that is to ensure that the Hurricane Relief Fund does not go to the general fund. I very much disagree with that and I believe that lies at the heart of the amendment.

"The reservation is the flexibility given to the HHRF to decide whether to retain the monies or whether to refund them to people, or groups, or whatever the case might be. My simple belief is that this is a matter for the Legislature to decide as an overall public policy objective. I have no concerns with the current Administration and Board of the HHRF, as they have taken a position with which I very much agree, which is that the funds should be retained for disaster prevention in other means, and should not be refunded, nor should it be paid over to the general fund.

"My concern is simply that after that group goes, sometime in the future, I think that that decision should be a call for the Legislature, and that point should be made on the basis of, perhaps, broader public policy objectives than the HHRF would be focusing on that time. Thank you."

Representative Djou rose to speak in support of the floor amendment, stating:

"Thank you Mr. Speaker. This amendment, and this bill, revolves around one very simple question: Who owns the nearly one-quarter of a billion dollars in the HHRF? Is it the government or the people?"

"It is my own personal position that I believe that these monies belong to the people, and consequently should be returned to the people. First, it is the right thing to do. It is their money. It is not ours. And second, because our economy is currently struggling and our economy can certainly use the injection of over \$200 million into our economy to help stimulate it. For these reasons, Mr. Speaker, I strongly urge the adoption of this amendment.

Representative Djou then requested a roll call vote at the appropriate time, and in the interest of time noted that all Minority Members present vote aye on this motion.

Representative M. Oshiro rose to speak in opposition to the floor amendment, stating:

"Mr. Speaker, although I agree with the previous speakers, that the proposed H.D. 1 is a great improvement over the initial H.B. 865 that was recalled from committee, I believe that it fails to recognize the process that we have in the Legislature.

"I think that the members need to remind themselves that through the committee process that began yesterday afternoon, on Monday at 3:00 p.m., we'll have five bills that are currently being reviewed by the members of the Finance Committee, including I believe, five members of the Minority Caucus who sit on the Finance Committee. They will have the chance to hear the testimony on the various options available to us. I think we need to all keep that in mind. None of the measures have come out of the committee, but they are being deliberated.

"Just for the members' information, H.B. 865 bares a striking resemblance to H.B. 2419. It is similar in its intent, as far as distributing the balance of the monies in HHRF to the various people who paid into the Fund, including the recording fee members and policy holders, except for retaining \$100,000 in the Fund for some unknown purpose. I think that we need to just keep these items in mind as we vote down this amendment. Thank you."

Representative Moses rose to respond, stating:

"Thank you Mr. Speaker. I am one of those five members of the Finance Committee who had the luxury of hearing all those bills yesterday, and we will have to wait and see what happens. But this is the HHRF we are talking about, it is not the general

fund surplus. This is the HHRF. It was created for that purpose. It either has to stay there or go back to the people, because it can't go anywhere else. It wasn't created for anything else.

"We heard yesterday in the Finance Committee from the HHRF managers that at least 80% of the individuals, the entities who paid into the Fund, could be identified. A few could not because of some early glitches in their system. But they said, also, if they present a cancelled check or the mortgage company, or the insurance company, somebody gives them a document to show that they paid into it, they could get their refund.

"They agreed wholeheartedly, everyone that testified on this bill yesterday, except for the departments of this State, all said the money should not go into the general fund. It should either go back to the people or be retained for the next hurricane. Thank you Mr. Speaker."

Representative Gomes rose to respond, stating:

"Thank you Mr. Speaker, just a follow up in support, because two issues that keep coming up with regard to whether or not we could or should return the funds. One has to do with the missing records, supposedly. That should raise some serious red flags for this Body, and because the Department and various entities representing the Fund have continued to represent that they don't have records. I believe that it is incumbent on us to find out why. I believe it is incumbent, for the Consumer Protection Committee in particular, to investigate why those records are not there. That is an issue. We need to find that out because people would like to know, and it would be irresponsible for us not to find out why those records are not there, as a responsibility of this Body to oversee that money."

At this time, the Chair addressed Representative Gomes, stating:

"Representative Gomes, I think that your comments are out of order at this point because you are talking about something that you could do on your own, and it is not dealing with the floor amendment."

Representative Gomes responded, stating:

"But if I may, it was the Chair of the CPC Committee that referenced the impossibility and the difficulty of returning the money. I just wanted to raise that for this Body in terms of the impossibility of the refund.

"I think that the only obstacle, Mr. Speaker, the only obstacle, is whether or not we want to refund the money? We will find a way to do it because it is the right thing to do if we decide to do it, which goes to the next question because it is a policy call, and that is whether they keep the Fund intact for a disaster, or as the speaker from Kaneohe urged, and I believe is a better course, is to put the money back into the economy now because it is so soft, because we need that help right now. So for those reasons, I again, support the amendment. Thank you."

Representative Stonebraker rose to speak in support of the floor amendment, stating:

"You know this is the essentially the only stimulus package this House has presented this year. This government body has increased fees on birth certificates, and is attempting to do so on marriage and burial, outer island vehicles, and nearly 50 other bills that we are hearing this year in an attempt to raise fees and surcharges, which is an essential burden on the people of Hawaii. The people of Hawaii are hurting and in a recent

survey of the voters in my district, 90% of them oppose the moving of these monies into the general fund. So by returning this money to the people what we are essentially doing is stimulating our economy and bringing economic relief to Hawaii's people."

Representative Meyer rose to respond, stating:

"Thank you Mr. Speaker. I just wanted to remind everybody that this HHRF is a trust fund and as the Auditor says, a trust fund is designated for persons or classes of persons who have invested beneficial interests. Trust funds invoke a fiduciary responsibility of State government to care for and use assets held for those who will benefit from the trust fund. This Trust Fund has collected almost \$600 million since its inception and the Fund has received no general fund appropriation so there is no question who this money belongs to. The only amount that I would say that could possibly be used for the general fund would be the \$50 million plus that has been earned from investments or interests. Thank you Mr. Speaker."

Representative Chang rose to speak in opposition to the floor amendment, stating:

"I stand in strong opposition to the amendment. In these in uncertain economic times many of us are looking for that little 'pot of gold.' September 11th showed us how reliant we are in the tourism industry and how vulnerable we are to manmade disasters. We should not forget the lessons of September 11th and also in 1992 when Hurricane Iniki swept through these islands and proved once again how vulnerable we are. The Hurricane Trust Fund needs to be in place so we can be prepared for the natural catastrophes that will eventually hit these islands. We should preserve the Hurricane Trust Fund for its intended purpose and only draw from it as a last resort.

"As the introducer of this original bill, I too felt that this was the right thing to do. But as I looked into the issue I found it more complex than what I thought. The intent of the bill is good, there is no doubt about it. It does not make sense in practice. When we pay for car insurance we don't expect to get our premiums back at the end of the year, as so with fire insurance, so with homeowners, and yes, hurricane insurance. We are paying to cover the risks. We are paying to have money there to cover us should something happen. We need the HHRF to be there in case we need it.

"Mr. Speaker, the administrative cost of returning these monies to policyholders would be a nightmare. Some had been paying for 6 years, some had been paying for only 2 years. Dividing this 'pot of money' would definitely rack up costs. These administrative costs would be borne by all taxpayers, not just policyholders, and is that fair to all taxpayers? For these reasons, Mr. Speaker, and the reasons mentioned by our Chairman of CPC, I urge my colleagues to vote no on this amendment."

Representative Suzuki rose to speak in opposition to the floor amendment, stating:

"I stand against this amendment for the reasons cited by our Majority Leader. I also sit on the Finance Committee and we heard these bills that has been deferred for decision-making. In the testimony presented by Mr. Lim from the Hurricane Fund, he did say that there is a possibility we would lose our federal tax exemption, and that some of these transactions would be taxable. This further complicates the decision on what we should do with the funds remaining.

"In his written testimony and also clarified by my questioning, specific questioning on who; on what was the source of these funds that now remain, and to what the

remaining funds were attributable to. He mentioned the fact that the policyholders who paid into the Fund, their funds were used all for the reinsurance, and in fact, there was a shortage of that amount. The shortage was met by the special mortgage recording fee and also by the assessments against the insurance companies. Again, I would like to repeat that the remaining funds in the HHRF, the remaining dollars are attributable to the special mortgage relief recording fee and to the assessments.

"As you can see, it is not as easy to do such a nice thing for the public. It is still in the Finance Committee and I think the process should be observed and no decision should be made in accordance with this amendment at this time. Thank you."

The request for a roll call vote was put to vote by the Chair, and upon a show of hands, the roll call vote was granted.

The motion that the floor amendment to H.B. No. 865 entitled: "A BILL FOR AN ACT RELATING TO THE HURRICANE RELIEF FUND," be adopted was put to vote by the Chair and failed to carry on the following show of ayes and noes:

17 Ayes: Ahu Isa, Auwae, Case, Davis, Djou, Fox, Gomes, Halford, Jaffe, Leong, Marumoto, McDermott, Meyer, Moses, Ontai, Pendleton and Thielen.

27 Noes: Abinsay, Arakaki, Cabrerros, Chang, Espero, Garcia, Hale, Hamakawa, Hiraki, Ito, Kahikina, Kawakami, Lee, Luke, Magaoay, Morita, Nakasone, B. Oshiro, M. Oshiro, Saiki, Say, Schatz, Suzuki, Takai, Takumi, Yonamine and Yoshinaga.

7 Excused: Bukoski, Kanoho, Rath, Souki, Stonebraker, Takamine and Whalen.

At 2:11 o'clock p.m., Representative M. Oshiro requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 2:12 o'clock p.m.

(Main Motion)

The Chair then announced:

"At this point, we are open for discussion on the motion that H.B. No. 865 pass Second Reading and be placed on the calendar for Third Reading."

At this time Representative Djou called for the previous question, stating:

"I believe a voice vote is sufficient."

Representative M. Oshiro then requested a roll call vote, and upon a show of hands, the request was granted.

Representative Djou then rose to a point of inquiry, stating:

"Thank you Mr. Speaker. Point of inquiry. Is this roll call vote for the calling of the question or on the underlying bill?"

The Chair responded, stating:

"The roll call vote is for the calling of the question, which is a vote. I believe your inquiry was for a voice vote, and I believe the roll call vote..."

At the 2:14 o'clock p.m., Representative Saiki requested a recess and the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 2:16 o'clock p.m.

The Chair addressed the Body, stating:

"At this time, for the Members of this House, this has for me, as the Chair, been a very educational experience this afternoon.

"First of all I would like to state that the motion before us that Representative Djou made is to call for the question, which I took it very seriously, and I said okay. That is one.

"In calling the question, I also need your support. If there are no objections, I would like to allow for comments be inserted into the Journal. Then we will have a roll call vote on the main motion. So for those of you who have any comments which you would like to insert in the Journal on H.B. 865, which we will be considering for passage of Second Reading and be placed on the calendar for Third Reading, you may do so now by standing up and being recognized."

Representative Pendleton rose in support of the measure and asked that his written remarks be inserted in the Journal and the Chair "so ordered."

Representative Pendleton's written remarks are as follows:

"Mr. Speaker, I rise in strong support of House Bill number 865, relating to the Hawaii Hurricane Relief Fund. The Minority Caucus has seen fit to recall this measure because it is an important public policy decision which needs to be made sooner rather than later.

"I would have preferred the amendment which was just discussed. I wish that that had passed, but it did not. Nevertheless, permit me to speak to the bill at hand.

"This measure would have the effect of giving the money back to the people who paid the money into the fund in the first place. It is premised on the belief that you cannot raise funds for one reason and then subsequently use them for a different purpose. That is probably legally problematic. If not, then it is at least an affront to common decency. You don't ask people to pay for one purpose only to use it for another purpose later on. It just ought not to be done.

"There are those who charge that this move is a political one. It is popular. The people support having the money returned to them rather than poured into the General Fund where it can be used for purposes entirely unrelated to hurricanes. But just because it appears 'commonsensical' to the majority of Hawaii residents is no reason to oppose it. Sometimes, or oftentimes, good public policy is supported by many, many voters. Sometimes the majority has wisdom that others may not have.

"As I see it, Mr. Speaker, House Bill 865 is one prudent option among the array of options facing us on this issue. There are really only three. One option is the status quo. That is, leave the money in the fund to be used at a future date for the purposes it was purportedly for. A second option would be to pour the money into the General Fund to be used at the Legislature's discretion. A third option is to return the money to the people.

"Clearly, Mr. Speaker, the worst option is this latter one. There are due process concerns, equal protection concerns, and takings concerns should be pour this money into the General

Fund. I think either of the other two solutions are superior to this option. The bill before us now presents the option of returning the money to the people who paid into the fund. It is a legitimate one. Reasonable minds can disagree, but I would not say that this is an irrational or irresponsible option.

"So for these reasons, Mr. Speaker, I support the motion and support this bill which would have the effect of returning the money back to the people. I thank you."

Representative M. Oshiro rose in opposition to the measure and asked that his written remarks be inserted in the Journal and the Chair "so ordered."

Representative M. Oshiro's written remarks are as follows:

"HB 865 would require, upon dissolution of the Hurricane Reserve Trust Fund, a pro rata refund of its net monies to only those mortgagors who were subject to special mortgage recording fees. Although your Minority publicly alluded otherwise, it most certainly would not repeal the fund and return its assets to homeowners. If enacted, as would seem your Minority's intention, this measure would jeopardize the stability of Hawaii's property insurance market by placing the Trust Fund's very existence in doubt. Further, at this critical juncture in our history such an act may well hinder this Legislature's ability to balance the State's budget without increasing taxes or mandating deep cuts in services.

"When we introduced HB 865 last year, we did so amid bipartisan concern that the Trust Fund's assets would unduly lapse into the general fund. But as drafted, the bill's inherent limits on asset distribution undermined its initially conceived and worthy premise. The fact that your Minority felt compelled to offer the prior amendment in its previous motion speaks directly to that very flaw. As such, I agree with your Consumer Protection Chair's determination to not grant the bill a public hearing.

"Most important, however, is the fact that our present circumstances have rendered all prior rationale for HB 865 moot. In that regard, unexpected fallout from last September's terrorist attacks on New York City and Washington, D.C. may yet affect our islands in a manner unrelated to our current lower visitor counts and depressed revenues. One needs only consider the enormous financial costs being incurred by insurers in the wake of that tragedy. Current instability in the property insurance market is such that federal officials have openly discussed the possibility of providing the industry with fiscal relief similar to that recently afforded to the nation's airlines.

"It is within that context that your Minority's actions potentially place Hawaii homeowners at risk. Recall that Hurricane Iniki in 1992 came on the heels of an equally devastating Hurricane Andrew, which struck South Florida a mere three weeks before. In fact, within a five-year period, 1988-92, the insurance industry was first buffeted by its own financial losses from questionable investments, and then by claims resulting from some of the costliest storms in American history. With the resulting depletion of industry reserves, carriers withdrew from geographic areas deemed "high-risk," i.e., Hawaii and vulnerable coastal regions of the southeastern United States.

"It was just such a withdrawal in late 1992, in Hurricane Iniki's immediate aftermath, that crippled the ability of island residents and businesses to obtain and renew insurance policies on their property. Improvisation often being the child of necessity, the innovative Hawaii Hurricane Relief Fund is truly one of the previous decade's legislative success stories. Thousands of homeowners were able to maintain their current

level of coverage, and new homeowners were further assisted in obtaining policies mandated by most mortgage lenders. "High-risk" states and municipalities would do well to emulate our initiative. And indeed, others have sought to do just that.

"Despite the eventual re-entry by carriers into the Hawaii market, the availability of property insurance remains subject to circumstances and factors beyond our immediate control. A succession of disasters occurring elsewhere in the United States, whether natural or manmade, may once again tax insurers' ability to maintain their continued presence in our islands. Therefore, the safety net provided by the hurricane fund, in all likelihood, will be needed again in the future.

"All of which renders your Minority's pronouncements about the Hurricane Fund's obsolescence regrettably shortsighted, given current market volatility. And should dire local market conditions ever recur, the general public would very quickly discover that it was peddled a false bill of goods by those who advocate that fund's repeal.

"When the insurance market became dislocated in late 1992, the Hurricane Fund enabled Hawaii taxpayers to underwrite homeowners' coverage by proxy at reasonable cost until private insurers eventually re-entered that market. Therefore, because taxpayers incurred a substantial risk as underwriters of those policies, the accumulated assets of the Hurricane Reserve Trust Fund belong to them.

"However, your Minority members belie their self-proclaimed superior business acumen with their nonsensical demand that those assets be "returned" to homeowners. They might just as well insist that carriers refund the automobile insurance premiums of all drivers who have never filed an accident claim since 1992. And in seeking a windfall for selected property owners, they 'thumb their noses' at those who undertook the risk in insuring those owners—Hawaii's taxpayers.

"In my Opening Day remarks, I noted that while it is always easy to say what is currently popular, it is neither necessarily easy nor popular to do what is ultimately right. In that regard, your Majority remains steadfastly committed to doing what's right by preserving the integrity of the Hurricane Fund, because our islands remain vulnerable to both the forces of nature and of the marketplace.

"Those who deliberately pander to public misconceptions about taxes and government spending would leave us to the tender mercies of the law of unintended consequence. Armed with a simplistic and cheap political rationale thoroughly devoid of substance, your Minority would court possible calamity from unforeseen future events. And in these extraordinary times, that is simply not the responsible thing to do.

"For these reasons, I strongly oppose this motion."

Representative Lee rose in opposition to the measure and asked that her written remarks be inserted in the Journal and the Chair "so ordered."

Representative Lee's written remarks are as follows:

"Mr. Speaker, I would like to speak in opposition to this measure.

"This bill requires that funds from the Hurricane Reserve Trust be returned to the mortgagors upon the repeal of the Hawaii Hurricane Relief Fund. The only problem with this is that the mortgagors that will be refunded under this bill constitute only a small portion of those who paid into the fund.

"Mr. Speaker, the Hawaii Hurricane Relief Fund has served a noble purpose and has given many peace of mind when storms have threatened. The storm, which took place on September 11, 2001, was unlike any other and has made us all look at ways to better our economic situation. Unfortunately, this is not the way.

"This bill is an illustration of an unfair way to return monies, but in fact, it would be difficult or impossible to find a fair or legal way to return the money. Selective refunds will surely exclude some that paid. In addition, the administration costs, which would be incurred as a result of a return, would be significant and would affect all taxpayers.

"Mr. Speaker, the best way to deal with the funds in the Trust are to 'salt them away' for our next natural disaster. We need not ask whether that will happen, only when it will be. We shouldn't touch the funds unless it is absolutely necessary in a genuine emergency.

"One of my constituents came to the office yesterday to talk about the Fund. My assumption was that he would want the money returned. "No", he stated. "When I was a boy I witnessed a tidal wave on the Big Island." He remembers the devastation vividly and wanted me to know we should be ready when disaster strikes again.

"Mr. Speaker, the Minority Floor Leader is correct. The money belongs to the people – all the people. It is their insurance against disaster and it should stay where it is. Thank you Mr. Speaker."

Representative Fox rose in support of the measure and asked that his written remarks be inserted in the Journal and the Chair "so ordered."

Representative Fox's written remarks are as follows:

"The State Constitution provides two ways to improve and advance legislation: 1) through committee and floor action, and 2) by recalling and fixing on the floor a bill the majority has chosen to "ice box" in committee. Both ways are valid methods to improve and advance legislation. We should, therefore, discount all Majority comments suggesting that the committee route is the only valid path to better legislation. The Majority view is suspect. The Majority is biased in favor of the committee system, and thus far quite unwilling to deal with legislation brought to the floor through recall. My hope is that, in time, even the Majority will realize there is more than one way to pass good legislation, and will join with Republicans to pass improved legislation via recall. Then we will be able to take a bill such as this one submitted by the Democrat Representative from Hilo, improve it on the floor, and send it on to the next house."

Representative Gomes rose in support of the measure and asked that his remarks in support of the previous floor amendment be inserted in the Journal, and the Chair "so ordered." (By reference only.)

Representative Hiraki rose in opposition to the measure and asked that his written remarks be inserted in the Journal and the Chair "so ordered."

Representative Hiraki's written remarks are as follows:

"Mr. Speaker, I rise to speak against the recall of HB No. 865.

"Mr. Speaker, this measure proposes to distribute money in the HHRF to mortgagors who paid mortgage recording fees

into the HHRF. I use the term "distribute" rather than "refund" because that is what this bill would do. It would distribute net monies or 100% of the monies remaining in the HHRF to those who paid a recording fee. Yet, only 10% of that money originally came from the recording fee. The other 90% of the monies in the fund came from insurance premiums and insurer assessments, which contributed 57% and 33% respectively. By voting in favor of this bill, you exclude those individuals and businesses who paid 90% of the monies left in the HHRF. I ask you, is that fair?

"In summary, as I have outlined Mr. Speaker, this measure does not provide an equitable basis to justify such selective refunds. In addition, because of missing or difficult to ascertain records we will: (1) exclude many individuals and businesses who paid into the fund; and (2) open the door to certain legal disputes.

"For the foregoing reasons, Mr. Speaker, I speak against the motion to recall HB No. 865."

Representative Chang rose in opposition to the measure and asked that his written remarks be inserted in the Journal and the Chair "so ordered."

Representative Chang's written remarks are as follows:

"As introduced, this bill is inequitable because it only addresses a pro-rata refund to those who paid into the special mortgage recording fee, which accounts for only 10% of the contributions.

"It would be virtually impossible to refund to all the policy holders in an equitable and fair manner."

The motion that H.B. No. 865 entitled: "A BILL FOR AN ACT RELATING TO THE HURRICANE RELIEF FUND," pass Second Reading and be placed on the calendar for Third Reading was put to vote by the Chair and failed to carry on the following show of ayes and noes:

17 Ayes: Ahu Isa, Auwae, Davis, Djou, Fox, Gomes, Halford, Jaffe, Leong, Marumoto, McDermott, Meyer, Moses, Ontai, Pendleton, Thielen and Yoshinaga.

27 Noes: Abinsay, Arakaki, Cabrerros, Case, Chang, Espero, Garcia, Hale, Hamakawa, Hiraki, Ito, Kahikina, Kawakami, Lee, Luke, Magaoay, Morita, Nakasone, B. Oshiro, M. Oshiro, Saiki, Say, Schatz, Suzuki, Takai, Takumi and Yonamine.

7 Excused: Bukoski, Kanoho, Rath, Souki, Stonebraker, Takamine and Whalen.

ANNOUNCEMENTS

Representative Suzuki for the Committee on Legislative Management requested a waiver of the 48-hour notice for the purpose of hearing H.B. 1821, HD 1, and the Chair "so ordered."

Representative Suzuki then announced that the notice was sent out without the HD 1 attached to the main bill number, so there was an error in sending it out, and that the hearing would be held at 1:00 p.m. on Wednesday.

Representative Ahu Isa: "Mr. Speaker since this is Chinese New Year, on behalf of all my Chinese colleagues here and those who have some Chinese, half, one sixteenth or what ever, I wanted to wish everyone here, and you Mr. Speaker, *Kung Hee Fat Choy, Kung Hee Sun Lin, Sun Lin Fai Luk*, Happy

New Year and Happy Beginning of Spring. Thank you Mr. Speaker."

Representative M. Oshiro: "Mr. Speaker, yesterday we failed to recognize a very important member of this House Body and that is Frank Arakaki who celebrated his birthday yesterday."

ADJOURNMENT

At 2:22 o'clock p.m. on motion by Representative Lee, seconded by Representative Djou and carried, the House of Representatives adjourned until 12:00 o'clock noon tomorrow, Wednesday, February 13, 2002. (Representatives Bukoski, Kanoho, Rath, Souki, Stonebraker, Takamine and Whalen were excused.)

NINETEENTH DAY

Wednesday, February 13, 2002

The House of Representatives of the Twenty-First Legislature of the State of Hawaii, Regular Session of 2002, convened at 12:09 o'clock p.m., with the Speaker presiding.

The invocation was delivered by Representative Helene H. Hale, after which the Roll was called showing all members present with the exception of Representatives McDermott and Takamine, who were excused.

By unanimous consent, reading and approval of the Journal of the House of Representatives of the Eighteenth Day was deferred.

GOVERNOR'S MESSAGES

The following messages from the Governor (Gov. Msg. Nos. 173 through 175) were received and announced by the Clerk were placed on file:

Gov. Msg. No. 173, transmitting the report from the Natural Energy Laboratory of Hawaii Authority (NELHA) to revive its proposal for the reactivation of the Noi'i O Puna Research Center.

Gov. Msg. No. 174, transmitting the report, Diversification of the Natural Energy Laboratory of Hawaii Authority (NELHA) Board.

Gov. Msg. No. 175, transmitting the 2001 Report of the Commission to Promote Uniform Legislation of the Department of the Attorney General.

INTRODUCTIONS

The following introductions were made to the members of the House:

Representative Marumoto introduced students from Kalani High School studying Modern Hawaiian History.

Representative Hale introduced former Representative Bob Herkes, from the Big Island.

ORDER OF THE DAY

COMMITTEE REASSIGNMENTS

The following bills were re-referred to committee by the Speaker:

<u>H.B. Nos.</u>	<u>Re-referred to:</u>
1072	Committee on Finance
2167	Committee on Transportation, then to the Committee on Finance
2230	Committee on Finance
2481	Committee on Finance
2690	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Finance

- 2763 Committee on Finance
- 2835 Jointly to the Committee on Labor and Public Employment and the Committee on Economic Development and Business Concerns, then to the Committee on Finance

STANDING COMMITTEE REPORTS

Representative Arakaki, for the Committee on Health presented a report (Stand. Com. Rep. No. 177-02) recommending that H.B. No. 2055, pass Second Reading and be referred to the Committee on Consumer Protection and Commerce.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2055, entitled: "A BILL FOR AN ACT RELATING TO SOCIAL WORK," passed Second Reading and was referred to the Committee on Consumer Protection and Commerce with Representatives McDermott and Takamine being excused.

Representative Arakaki, for the Committee on Health presented a report (Stand. Com. Rep. No. 178-02) recommending that H.B. No. 1900, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection and Commerce.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 1900, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR," passed Second Reading and was referred to the Committee on Consumer Protection and Commerce with Representatives McDermott and Takamine being excused.

Representative Arakaki, for the Committee on Health presented a report (Stand. Com. Rep. No. 179-02) recommending that H.B. No. 2845, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection and Commerce.

Representative M. Oshiro moved that that H.B. No. 2845, HD 1, pass Second Reading and be referred to the Committee on Consumer Protection and Commerce, seconded by Representative Lee.

Representative Stonebraker rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried and the report of the Committee was adopted and H.B. No. 2845, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DENTAL LICENSING," passed Second Reading and was referred to the Committee on Consumer Protection and Commerce with Representatives McDermott and Takamine being excused.

Representative Arakaki, for the Committee on Health presented a report (Stand. Com. Rep. No. 180-02) recommending that H.B. No. 1890, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary and Hawaiian Affairs.

Representative M. Oshiro moved that that H.B. No. 1890, HD 1, pass Second Reading and be referred to Committee on

Judiciary and Hawaiian Affairs, seconded by Representative Lee.

Representative Stonebraker rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered".

Representative Auwae rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered".

The motion was put to vote by the Chair and carried and the report of the Committee was adopted and H.B. No. 1890, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TOBACCO SALES TO MINORS," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs with Representatives McDermott and Takamine being excused.

Representative Arakaki, for the Committee on Health presented a report (Stand. Com. Rep. No. 181-02) recommending that H.B. No. 1766, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 1766, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS," passed Second Reading and was referred to the Committee on Finance with Representatives McDermott and Takamine being excused.

Representative Arakaki, for the Committee on Health presented a report (Stand. Com. Rep. No. 182-02) recommending that H.B. No. 2025, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2025, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR NEIGHBOR ISLAND DENTAL CARE," passed Second Reading and was referred to the Committee on Finance with Representatives McDermott and Takamine being excused.

Representative Arakaki, for the Committee on Health presented a report (Stand. Com. Rep. No. 183-02) recommending that H.B. No. 2761, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative M. Oshiro moved that that H.B. No. 2761, HD 1, pass Second Reading and be referred to Committee on Finance, seconded by Representative Lee.

Representative Stonebraker rose to speak in opposition to the measure, stating:

"This was the original fluoridation bill and though it wasn't specifically about fluoridation, the word, fluoridation occurred 29 times in the original draft. We had a 6 hour hearing on Saturday, and that is always fun. The problem that I have with this bill is that the original drafting included the appropriations of nearly \$7 million.

"The Department of Health has been very negligent and very irresponsible, Mr. Speaker, in spending money. We know that they have run advertising through television commercials with taxpayer money and they are also creating brochures and flyers to distribute and constituents have been calling to 'demand fluoridation of water from our officials.' So it seems to me the Department of Health is lobbying our taxpayers with their own money. And to me this is reprehensible. The problem that I

have is that if we allocate \$7 million and the bill calls for the hiring of 27 dental hygienists or 'fluoridation lobbyist' when you read that term dental hygienist. The Department of Health has consistently used the money that we allocate to them for dental care to lobby for this fluoridation issue.

"I've introduced a bill to grant children fluoride at the parent's discretion, whether or not, if you are for or against fluoridation in the water supply, is indifferent. The problem is the Department of Health needs to be checked on this. They need to be responsible and held responsible.

"We discussed this with the head of the Department of Health last year we asked, 'when was the last time you had a full-on educational campaign about the dental care of children?' We recognize this is a problem. I recognize there is a problem with children's dental care in Hawaii. So we requested when the last time there was an educational campaign taught to children about brushing, flossing. An educational campaign to teach parents of children where you know there is 'baby bottle tooth decay' and all these other things. Parents were putting Coca-Cola in their babies' bottles. We need to educate these people and the Department of Health has not done one thing in 10 years. So every time we give them money they use it to push the fluoridation bill.

"You see, they treat their Department like a business and everybody in business knows that if you expand your business, you expand the money that they are getting. So the Department of Health continues to knock on our legislator's doors asking for more money. Here is another case and although I recognize the need for dental care and the money that is going to it, I don't think that the Department of Health has proven themselves worthy to get \$7 million and 27 more lobbyists. Thank you."

Representative Lee rose to speak in support of the measure and asked that her written remarks be inserted in the Journal, and the Chair "so ordered".

Representative Lee continued, stating:

"I would just like to say that the Chair of Health has been a consistent advocate of improving the oral health of our children. This bill is a good start but the heart has been plucked from it. My hope is that the community will someday come to the realization that we must do more to protect our children's dental health. Thank you Mr. Speaker."

Representative Lee's additional written remarks are as follows:

"Community water fluoridation has been practiced in the United States for 55 years. Some have called fluoridation one of the "Four Horsemen of Public Health." Former U.S. Surgeon General Luther Terry was the first to use this term referring to: chlorination, pasteurization, immunization, and fluoridation.

"Fluoridation has also been called one of the ten most important advances in Public Health in the last century.

"Surgeon General David Satcher saw fluoridation as one way to reduce disparities in health that exist and persist between socio-economic groups. He cited the vast scientific evidence supporting the use of community water fluoridation as well as its impressive cost effectiveness. For example, for every \$1 spent on fluoridation, \$80 may be saved in healthcare costs. One could call the use of fluoride "preventive" medicine because the body's oral health is intimately related to total wellness.

"The Council of State Government has a wonderful publication called, "A State Official's Guide to Sound Science" which is a guide for elected officials who must decide issues of health related to scientific evidence. One section cautions elected officials to be aware of the following when considering issues such as Fluoridation.

"Be skeptical of: dire warnings of danger from a single product or regimen; simplistic conclusions drawn from a complex study; recommendations based on a single study; dramatic statements that are refuted by reputable scientific organizations; and recommendations based on studies published without peer review.

"Public water supplies have been used as a vehicle for prevention of tooth decay since 1955, but the treatment of water for public consumption has been a tool used by public health agencies since the 1840s.

"Water treatment for disease prevention has been long been considered a way to protect the public health, and has been used to prevent such diseases as amoebic dysentery, cholera, enteropathogenic diarrhea, hepatitis A, paratyphoid, schistosomiasis, typhoid, and others. We don't hear much about these diseases now due to the success of public water supply treatment.

"However, in Hawaii, despite sometimes being called the "Health State," we have a dubious distinction – the greatest rate of childhood dental disease in the Nation – despite the fact that we have the best water in the world.

"We must get past the unscientific allegations of some and the misguided attitude that community water fluoridation somehow interferes with someone's freedom of choice.

"In closing, I would like to quote Professor John Harris, Director of the Center for Social Ethics and Policy at the University of Manchester, England:

"In considering the ethics of fluoridation, one might legitimately reverse the question and ask if fellow citizens are entitled to impose not only a disadvantage on the community at-large, but impose actual deaths and the risk of death on children for the sake of a minor diminution in the ranges in choice available? We should ask not are we entitled to impose fluoridation on unwilling people, but are unwilling people entitled to impose the risks, damage and costs of the failure to fluoridate on the community at-large. When we compare the freedoms at stake, the most crucial is surely the one which involves liberation from pain and disease."

"The bill before you is a start – it is just at the beginning of a long and difficult journey. We should do the right thing to truly advance the health status of all of our constituents and especially our children.

"Chair Arakaki has always been willing to do the right thing. When will the rest of us join him?"

Representative Arakaki rose to speak in support of the measure, stating:

"Thank you, and I just wanted to make clear, and I appreciate the comments made by the Majority Floor Leader, that this bill actually represented a comprehensive strategy for oral health in our community. It focuses a lot of attention on our children. The reason why as your Health Chair, that I wanted to do this is because our children, in many areas of our State and for certain populations, have the worst rates of dental carries and 'baby bottle tooth decay' in the Nation. I think that it is shameful that

we allow this to happen, especially when you consider that we have one of the best dentists to people population ratio in the whole country. So we need to look at a more focus approach as the previous speakers mentioned, education as a focus.

"But part of delivering that education are the dental hygienist, and at one time, they used to provide education, not just in fluoridation, but all aspects of good oral health. The fact is that they were cut back in 1990. They cut all except for one position on the Big Island, which is actually still vacant. They cut all the outer island dental hygienists, and in a lot respects, our Neighbor Island kids are the ones that have the poor oral health conditions.

"So what is left in this bill without the fluoridation, because fluoridation, has been such a volatile and emotional topic? We wanted to remove that from the bill, although it is part of an overall long-term prevention strategy. In terms of intervention for the crisis that we are having now, we are looking at addressing those areas both in terms of access geographically and in terms of access to certain populations. For example, the Filipino and Native Hawaiian and Pacific Island children have higher rates of decay than the rest of the State and the country. So hopefully with this type of focused approach, we can address some of the critical issues in oral health. Thank you Mr. Speaker."

Representative Auwae rose and asked that the Clerk record an aye vote with reservations for her and asked that her remarks be inserted in the Journal, and the Chair "so ordered".

Representative Auwae's written remarks are as follows:

"While this bill has worthwhile proposals to address the problem of poor oral health, particularly in children, there needs to be more emphasis on straightforward ways of educating the public about good dental health care practices. I appreciate the efforts of the Chair in removing the public water fluoridation component of the bill. For years, the DOH has neglected dental health issues, focusing instead on fluoridation as a cure all"

Representative Rath then rose in support of the measure with reservations and asked that the remarks of Representative Stonebraker be inserted in the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Leong rose to speak in support of the measure with reservations, stating:

"I'd like to say that I know that there is value in fluoride, but putting fluoride in the water is not the only answer. We need to educate the parents. We need to educate the children in the school of how fluoride can be applied and that fluoride is very important. We know that it is important to save the children's teeth. So I think that we need to really look into it more carefully not give it up completely but not put it in the water but offer it in other ways to the children. Thank you Mr. Speaker."

The motion was put to vote by the Chair and carried and the report of the Committee was adopted and H.B. No. 2761, HD 1, entitled: "A BILL FOR AN ACT RELATING TO COMMUNITY ORAL HEALTH," passed Second Reading and was referred to the Committee on Finance with Representative Stonebraker voting no, and with Representatives McDermott and Takamine being excused.

Representatives Arakaki and Kahikina, for the Committee on Health and the Committee on Human Services and Housing presented a report (Stand. Com. Rep. No. 184-02)

recommending that H.B. No. 1868, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 1868, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE TREATMENT OF INTRAFAMILIAL CHILD SEXUAL ABUSE," passed Second Reading and was referred to the Committee on Finance with Representatives McDermott and Takamine being excused.

Representatives Arakaki and Kahikina, for the Committee on Health and the Committee on Human Services and Housing presented a report (Stand. Com. Rep. No. 185-02) recommending that H.B. No. 1869, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary and Hawaiian Affairs.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 1869, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD ABUSE OR NEGLECT," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs with Representatives McDermott and Takamine being excused.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 186-02) recommending that H.B. No. 2801, pass Second Reading and be referred to the Committee on Consumer Protection and Commerce and the Committee on Judiciary and Hawaiian Affairs.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2801, entitled: "A BILL FOR AN ACT RELATING TO THE REGULATION OF WARRANTORS OF VEHICLE PROTECTION PRODUCTS," passed Second Reading and was referred to the Committee on Consumer Protection and Commerce and the Committee on Judiciary and Hawaiian Affairs with Representatives McDermott and Takamine being excused.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 187-02) recommending that H.B. No. 2203, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2203, entitled: "A BILL FOR AN ACT RELATING TO NEW BICYCLES," passed Second Reading and was referred to the Committee on Finance with Representatives McDermott and Takamine being excused.

Representatives Souki and Morita, for the Committee on Transportation and the Committee on Energy and Environmental Protection presented a report (Stand. Com. Rep. No. 188-02) recommending that H.B. No. 2452, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2452, entitled: "A BILL FOR AN ACT RELATING TO ELECTRIC VEHICLES," passed Second Reading and was referred to the Committee on Finance with Representatives McDermott and Takamine being excused.

Representative Hamakawa, for the Committee on Judiciary and Hawaiian Affairs presented a report (Stand. Com. Rep. No. 189-02) recommending that H.B. No. 2229, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2229, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR UNIFORM LAWS," passed Second Reading and was referred to the Committee on Finance with Representatives McDermott and Takamine being excused.

Representative Hamakawa, for the Committee on Judiciary and Hawaiian Affairs presented a report (Stand. Com. Rep. No. 190-02) recommending that H.B. No. 2311, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2311, HD 1, entitled: "A BILL FOR AN ACT RELATING TO JUDGES FOR THE CIRCUIT COURT," passed Second Reading and was referred to the Committee on Finance with Representatives McDermott and Takamine being excused.

Representative Takumi, for the Committee on Higher Education presented a report (Stand. Com. Rep. No. 191-02) recommending that H.B. No. 2752, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2752, entitled: "A BILL FOR AN ACT RELATING TO PROFESSIONAL AND VOCATIONAL LICENSES," passed Second Reading and was referred to the Committee on Finance with Representatives McDermott and Takamine being excused.

Representative Ahu Ilsa, for the Committee on Economic Development and Business Concerns presented a report (Stand. Com. Rep. No. 192-02) recommending that H.B. No. 2574, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2574, entitled: "A BILL FOR AN ACT RELATING TO AN EXTENSION OF THE RESIDENTIAL CONSTRUCTION AND REMODELING INCOME TAX CREDIT," passed Second Reading and was referred to the Committee on Finance with Representatives McDermott and Takamine being excused.

Representative Abinsay, for the Committee on Agriculture presented a report (Stand. Com. Rep. No. 193-02) recommending that H.B. No. 2017, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2017, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Second Reading and was referred to the Committee on Finance with Representatives McDermott and Takamine being excused.

Representative Abinsay, for the Committee on Agriculture presented a report (Stand. Com. Rep. No. 194-02) recommending that H.B. No. 2744, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2744, entitled: "A BILL FOR AN ACT RELATING TO THE FARMERS' MARKET," passed

Second Reading and was referred to the Committee on Finance with Representatives McDermott and Takamine being excused.

Representatives Arakaki and Kahikina, for the Committee on Health and the Committee on Human Services and Housing presented a report (Stand. Com. Rep. No. 195-02) recommending that H.B. No. 2020, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2020, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Second Reading and was referred to the Committee on Finance with Representatives McDermott and Takamine being excused.

Representatives Arakaki and Kahikina, for the Committee on Health and the Committee on Human Services and Housing presented a report (Stand. Com. Rep. No. 196-02) recommending that H.B. No. 2223, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2223, entitled: "A BILL FOR AN ACT RELATING TO ELDERLY CARE," passed Second Reading and was referred to the Committee on Finance with Representatives McDermott and Takamine being excused.

Representatives Arakaki and Kahikina, for the Committee on Health and the Committee on Human Services and Housing presented a report (Stand. Com. Rep. No. 197-02) recommending that H.B. No. 2512, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2512, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC HEALTH NURSING SERVICES SPECIAL FUND," passed Second Reading and was referred to the Committee on Finance with Representatives McDermott and Takamine being excused.

Representative Arakaki, for the Committee on Health presented a report (Stand. Com. Rep. No. 198-02) recommending that H.B. No. 2219, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary and Hawaiian Affairs.

Representative M. Oshiro moved that that H.B. No. 2219, HD 1, pass Second Reading and be referred to Committee on Judiciary and Hawaiian Affairs, seconded by Representative Lee.

Representative Rath rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered".

Representative Stonebraker rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered".

Representative Moses rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered".

Representative Meyer rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered".

The motion was put to vote by the Chair and carried and the report of the Committee was adopted and H.B. No. 2219, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE REGULATION OF TOBACCO PRODUCTS," passed Second Reading and was referred to the Committee on Judiciary and

Hawaiian Affairs with Representatives McDermott and Takamine being excused.

Representative Morita, for the Committee on Energy and Environmental Protection presented a report (Stand. Com. Rep. No. 199-02) recommending that H.B. No. 2236, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2236, HD 1, entitled: "A BILL FOR AN ACT RELATING TO A GEOTHERMAL-TO-HYDROGEN TAX CREDIT," passed Second Reading and was referred to the Committee on Finance with Representatives McDermott and Takamine being excused.

Representative Morita, for the Committee on Energy and Environmental Protection presented a report (Stand. Com. Rep. No. 200-02) recommending that H.B. No. 2237, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2237, HD 1, entitled: "A BILL FOR AN ACT RELATING TO A HYDROELECTRIC TAX CREDIT," passed Second Reading and was referred to the Committee on Finance with Representatives McDermott and Takamine being excused.

Representative Morita, for the Committee on Energy and Environmental Protection presented a report (Stand. Com. Rep. No. 201-02) recommending that H.B. No. 2838, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2838, HD 1, entitled: "A BILL FOR AN ACT RELATING TO GEOTHERMAL ROYALTIES," passed Second Reading and was referred to the Committee on Finance with Representatives McDermott and Takamine being excused.

Representative Takumi, for the Committee on Higher Education presented a report (Stand. Com. Rep. No. 202-02) recommending that H.B. No. 2235, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2235, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," passed Second Reading and was referred to the Committee on Finance with Representatives McDermott and Takamine being excused.

Representative Kahikina, for the Committee on Human Services and Housing presented a report (Stand. Com. Rep. No. 203-02) recommending that H.B. No. 2380, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative M. Oshiro moved that that H.B. No. 2380, HD 1, pass Second Reading and be referred to Committee on Finance, seconded by Representative Lee.

Representative Kahikina rose in support of the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered".

Representative Kahikina's written remarks are as follows:

"Mr. Speaker, I rise in support of this measure. The purpose of HB 2380, HD 1 is to address the anticipated cutback in social services funding by providing an income tax credit for cash contributions made to qualified nonprofit agencies that provide direct services to the public.

"Nonprofit agencies expend large amounts of time in seeking funding for their operational costs. This is a necessity if these agencies are to maintain and sustain programs that provide much-needed services to the poor, disabled, elderly, and vulnerable.

"Providing this tax credit will greatly assist these agencies in their efforts to raise funds, especially in the aftermath of the terrorist attacks of September 11, 2001.

"I urge my colleagues to support this measure. Thank you Mr. Speaker."

The motion was put to vote by the Chair and carried and the report of the Committee was adopted and H.B. No. 2380, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAX CREDITS," passed Second Reading and was referred to the Committee on Finance with Representatives McDermott and Takamine being excused.

Representatives Saiki and Garcia, for the Committee on Labor and Public Employment and the Committee on Public Safety and Military Affairs presented a report (Stand. Com. Rep. No. 204-02) recommending that H.B. No. 1772, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 1772, entitled: "A BILL FOR AN ACT RELATING TO RESIDENCY OF POLICE OFFICER APPLICANTS," passed Second Reading and was referred to the Committee on Finance with Representatives McDermott and Takamine being excused.

Representative Saiki, for the Committee on Labor and Public Employment presented a report (Stand. Com. Rep. No. 205-02) recommending that H.B. No. 2278, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2278, HD 1, entitled: "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING," passed Second Reading and was referred to the Committee on Finance with Representatives McDermott and Takamine being excused.

Representative Saiki, for the Committee on Labor and Public Employment presented a report (Stand. Com. Rep. No. 206-02) recommending that H.B. No. 2076, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection and Commerce.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2076, HD 1, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION," passed Second Reading and was referred to the Committee on Consumer Protection and Commerce with Representatives McDermott and Takamine being excused.

Representative Saiki, for the Committee on Labor and Public Employment presented a report (Stand. Com. Rep. No. 207-02) recommending that H.B. No. 2077, as amended in HD 1, pass

Second Reading and be referred to the Committee on Consumer Protection and Commerce.

Representative M. Oshiro moved that that H.B. No. 2077, HD 1, pass Second Reading and be referred to the Committee on Consumer Protection and Commerce, seconded by Representative Lee.

Representative B. Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered".

The motion was put to vote by the Chair and carried and the report of the Committee was adopted and H.B. No. 2077, HD 1, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION," passed Second Reading and was referred to the Committee on Consumer Protection and Commerce with Representatives McDermott and Takamine being excused.

Representative Saiki, for the Committee on Labor and Public Employment presented a report (Stand. Com. Rep. No. 208-02) recommending that H.B. No. 2329, pass Second Reading and be referred to the Committee on Finance.

Representative M. Oshiro moved that that H.B. No. 2329, pass Second Reading and be referred to the Committee on Finance, seconded by Representative Lee.

Representative Djou rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered".

Representative Souki rose to speak in support of the measure with reservations, stating:

"Yes Mr. Speaker, I have some reservations on this bill. I don't believe that it goes far enough in providing managed competition. I will reserve further remarks until we come back for Final Reading. Thank you very much."

The motion was put to vote by the Chair and carried and the report of the Committee was adopted and H.B. No. 2329, entitled: "A BILL FOR AN ACT RELATING TO MANAGED COMPETITION," passed Second Reading and was referred to the Committee on Finance with Representatives McDermott and Takamine being excused.

Representative Saiki, for the Committee on Labor and Public Employment presented a report (Stand. Com. Rep. No. 209-02) recommending that H.B. No. 1968, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative M. Oshiro moved that that H.B. No. 1968, HD 1, pass Second Reading and be referred to the Committee on Finance, seconded by Representative Lee.

Representative Case rose to speak in opposition to the measure, stating:

"Let me say first that I have had all of about a half an hour to read this bill, and I may be misunderstanding it. But if I am not, this bill is of serious concern to this Legislature, and to its efforts in the last session to implement a fair means of privatization. If I am understanding this bill correctly, it, in fact, represents a giant leap backwards in what was one of the principal reforms of our last legislative session for which we justifiably earned widespread public support.

"I believe that it also represents, over and above the privatization debate, an unwarranted intrusion into what we have tried to do in terms of maintaining a neutral position between unionized and non-unionized contractors in several

aspects of our State policy, including contracting with State government. So if I misunderstand it, I would very much like to be corrected.

"But the way that I read this bill is this. First of all by way of background, we have long maintained statutory provisions requiring parity between wages and benefits paid to public employees and those in the private sector when contracting with government. That has been an uneasy balance, to be honest, but at least it had its limitations. The limitations can really be seen on pages 9 and 10, which is the proposed deletion of the current law.

"Basically what the law says is that where government contracts at amounts over \$25,000 there is some degree of parity required. In other words, the contractor coming in from the private sector doing business with the State has to basically meet what is paid to public employees doing the same work. Now \$25,000 at least weeds out the smaller contracts. It leaves it to the larger contracts.

"The other major thing that happens under the law right now is that a number of types of work are excluded. In fact large portions of work are excluded and you can see those on page 10.

"Now what this bill does, if I understand it correctly, is to take that basic balance and throw it out and kind of reconstruct the formula to apply to all government contracts in excess of \$2,500. So essentially, now we are talking about all government contracts, and it also limits the exclusions. There are a number of exclusions, which are no longer carried forward. Some of the exclusions are still in the picture. But the committee reports says that what this bill does is to exclude non-profits on the basis that non-profits want to be able to compete for contracts without applying the parity provisions that are carried in the law, and that makes a lot of sense. The concern however is not only the reduction to the \$2,500, but also the removal of some of the prior exclusions.

"Right away, what we have really done here is to take whole aspects that were not previously subject to our parity law and apply the same basic rules.

"I think that we have got to be very honest about this, Mr. Speaker. If privatization is to work, one of the aspects of privatization has to be if the private sector can provide those goods and services at a cost that is more inexpensive than the public sector. That may well sometimes include what is being paid to employees, by the way. It also includes whether the contractor is able to reduce its profit margins to compete for the business in terms of the bidding process. So it is not only the situation with employees. It goes beyond that.

"Now, to compound the problem, to illustrate how this works. Let's say that we have a statewide wage scale paid to public employees on a particular provision or a particular sector of our government to which this law applies. And that has been negotiated statewide so that the same basic wage scale applies on the County of Kauai as it does in City and County of Honolulu. We have declined to change that system, and we have rejected, mistakenly I believe, the concept of jurisdictional autonomy. So the County of Kauai has a wage scale, which is really based on the County of Honolulu's cost of living.

"Now a contractor on the County of Kauai can pay his or her employees less and that is not unfair. That money goes further on the County of Kauai than it does in the City and County of Honolulu just because of the basic cost of living."

Representative Schatz rose to yield his time, and the Chair "so ordered".

Representative Case continued, stating:

"Thank you. The problem is what this basically is saying is that over on the County of Kauai, that contractor has to go ahead and pay an amount which is over and above, really, what is the clearly prevailing wage on the County of Kauai for comparable work. So it is a definite problem, which is compounded by our statewide system.

"Now really to take it a step further and to get into the other aspects that are not directly related to parity, if you look at page 6, what page 6 does is to add a particular provision that says that government contracting agencies shall not contract with employers that permanently replace lawfully striking employees. So if a private employer does do that, legally, legally because these things are governed by federal law you can't just go out and do stuff like this. But if it is legally governed by federal law, and is permissible, what we are saying as a State or a county that the State or the county cannot engage in a contract with that particular employer. I don't think that anybody thinks that is the right thing to do. But what we are doing here in this bill is stepping into the fray on this when we should be retaining a neutral posture and leaving that to the federal government to sort out under federal labor laws.

"So those are some provisions that I think are very problematic for the full implementation of privatization. When you add those provisions all up, what you really come down to is this: you are not going to realize the benefits of privatization if you go ahead and constrain the ability of government to contract with the private sector, and to utilize the private sector where the private sector can legitimately provide goods and services more efficiently. You cannot legislate this stuff. If you do this, you are going to end up back in the place we were prior to the last legislative session. So I would urge a very close look at this bill among my colleagues and think through very carefully whether we are not reversing field."

Representative Rath rose in opposition to the measure and asked that the remarks of Representative Case be inserted in the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Djou rose to speak in opposition to the measure stating:

"Mr. Speaker, last year this Body and this Legislature passed privatization legislation. It was one of the most historic and bold steps in favor of reform that this Legislature has taken. Passage in this legislation could pretty much 'gut' the heart and the soul of that privatization legislation. This bill is a step in the wrong direction. For these reasons, I strongly oppose this bill. Thank you."

Representative Marumoto rose to speak in opposition to the measure stating:

"I notice one phrase on page 2 which requires a contractor to not only match the wages of any contract of over \$2,500 but any prospective increases in wages and fringe benefits. I don't see how one could possibly bid on a contract not knowing perhaps, what any prospective increases may entail. Thank you."

Representative Moses rose to speak in opposition to the measure and asked that the remarks of Representative Case be inserted in the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Moses continued, stating:

"I would like to apologize to the Chair of Labor. I was unable to attend during that decision-making. I had intended to vote no at that time in the Labor Committee."

Representative Souki rose to speak in support of the measure, stating:

"Yes, thank you very much Mr. Speaker. I'll try to give a more balanced approach. I wish to speak in favor of the bill with the amendment of course. First of all, I think you all know that I am opposed basically to privatization in its purest form. For this, I would want to congratulate the author of the bill. If the intent is to make privatization on a more even plane, and for that, thank you.

"I think this further states what I felt all along. That those who are opposed to government services and want to include privatization, would want to do it with labor that is not being paid a fair wage, and I don't think it serves the State and counties very well at all to have minimum wage, and slightly above minimum wage employees being hired to compete against government services. So for this matter, I think this bill is a good bill, and I congratulate the author of the bill. Thank you very much."

Representative Pendleton rose to speak in opposition to the measure stating:

"Mr. Speaker, I voted in favor of this measure at the hearing based on the HD 1 addressing the concerns that were raised specifically by a number of groups testifying. But this morning I have received new information from the gentleman from Manoa, and when one learns something new, one has to deal with that. So I will be changing my mind and voting no on this measure today."

Representative Takumi rose to speak in support of the measure, stating:

"First off, when the Speaker Emeritus compliments the author of the bill, and I am the author bill, I take that very kindly. Thank you very much Speaker Emeritus.

"All joking aside, seriously, I hope that I can clarify what the intent of the bill is. Granted we can look at the bill and pick apart a particular section or a particular phrase and we can all work through that as it goes through the process. But the basic intent of this bill is to put service employees on the same parity as people who do construction work for the State.

"I think that everybody knows that in 1935 when the federal government passed the Davis-Bacon Act which essentially said that anybody doing construction work for the federal government has to pay their workers on the construction site a prevailing wage. That prevailing wage was usually determined by the Department of Labor. Similarly in Hawaii, in 1955, we passed out the 'little Davis-Bacon' law in which the Department of Labor and Industrial Relations sets a prevailing wage standard for certain job classifications. And anyone bidding on a State contract to build a school or to build a highway has to comply with that prevailing wage.

"What is the rationale for this? Simply put, it makes no sense for us as a State, for one, to have wages race to the bottom as contractors bid on a contract and pay their workers \$6 to 7 an hour. Whereas somebody who happens to be a union contractor and has to pay their employees a living decent wage, whatever they negotiate. There is no way that the unionized contractor can get that bid. The law does not say that anybody bidding on a contract has to join a union. The law does not say only unionized contractors will get the bid. The law simply says, level the playing field when it comes to wages and

benefits so that every body will bid on a contract adhering to the 'little Davis-Bacon' law saying that they will pay their workers the same amount of wages. I think that we can all agree because there hasn't been any attempt to repeal the 'little Davis-Bacon' law since 1955 in any serious way.

"Similarly when the federal government passed the McNamara-O'Hara Service Contract Act in 1965, 37 years ago, they applied the standard specifically to protect the wages and benefits of workers whose employers were bidding on government contracts, federal government contracts for services. This bill, today, does attempt to do precisely that.

"As an example, janitorial services. In my mind it makes no sense, as we privatize the janitorial service or custodial service for the airport or a school, to then say, you know what? If there is a unionized company out there that wants to bid on a contract and wants to pay their employees \$12 to \$13 an hour, and yet someone else can come in and who is paying their employees \$5.50 to \$6.00 an hour and bid on it, well we can see, according to the current procurement laws, that contractor who is paying only \$6 an hour is going to get that contract.

"So if that is what we want to see by people who get State contracts, wages race to the bottom, then of course do not support this bill. But if we want to say as a State, and as a Body here, that whoever gets tax dollars, we don't want to see your workers put into poverty. We don't want to see creating a class of the working poor where you get tax dollars and yet..."

Representative Lee rose to yield her time, and the Chair "so ordered".

Representative Takumi continued, stating:

"Thank you very much Representative Lee. It makes no sense in my mind to then say those workers can then turn right around and collect food stamps and other forms of public assistance, again at taxpayers expense, because we allowed an employer to pay their people \$6 to \$7 an hour.

"Mr. Speaker, this bill is about wage dignity. It is about the working poor, and it is about we as a State, and we as a Body here, having a commitment that when we use tax dollars, these people are going to have a life with dignity. Thank you very much, Mr. Speaker."

Representative Fox rose to speak in opposition to the measure, stating:

"Briefly, there is going to be a legitimate debate in this Body, over the proposition that forcing wage increases is good for the people of Hawaii. There is another side to this story and the story is that if wages are left to the marketplace, more people get hired and more people have jobs. I just want to offer the thought that this is a legitimate debate. There is not necessarily one right side on this issue. Thank you Mr. Speaker."

The Chair addressed the Body, stating:

"I believe that we've had a lot of discussion on this. This is just Second Reading and it is being referred to the Committee on Finance. I think we should maybe continue on with the Order of the Day if the members of this House would like to. If you want to continue on the debate, you will have another opportunity later."

Representative Meyer rose and asked that the Clerk record a no vote for her, and the Chair "so ordered".

Representative Ontai rose and asked that the Clerk record a no vote for him, and the Chair "so ordered".

Representative Gomes rose to speak in opposition to the measure, stating:

"Thank you Mr. Speaker. I also would like a no vote on this and my thanks to the Representative from Manoa for bringing the issue to this Body's attention. Thank you."

Representative Stonebraker rose and asked that the Clerk record and aye vote with reservations for him, and the Chair "so ordered".

Representative Case rose to respond, stating:

"Mr. Speaker, I apologize but one of the purposes of Second Reading can be to highlight issues and to bring out debate before it moves to the next committee. I think that this is a worthwhile thing. If there is an opportunity for us to fix it, we can fix it now.

"Let me respond to the comments of the author of this bill, whose perspective I respect, but disagree with. We are not talking about a 'little Davis-Bacon' situation. 'Little Davis-Bacon,' which is a law with which I agree in concept, provides for parity among the private sector. The private sector, when government contracts are let. The point of 'little Davis-Bacon' is to require, in certain aspects of government contracting, at this point, that basically there be neutrality maintained between the unionized and non-unionized workforces in the private sector.

"The situation that we are facing in this bill is far different. What this bill requires is that any government contractor who proposes to provide services to State or county government, whether they are unionized or not, that they have to meet the same basic wage level that is provided already within the public sector. That is a much different situation from 'little Davis-Bacon' and that is a road that I don't think we want to go down.

"I agree with the remarks of the Minority Leader. At some point, you have got to let the marketplace operate in these situations. You cannot mandate this, nor can you realize the benefits of privatization if you go down this road."

Representative Thielen rose and asked that the Clerk record a no vote for her, and the Chair "so ordered".

Representative Jaffe rose and asked that the Clerk record a no vote for her, and the Chair "so ordered".

Representative Davis rose and asked that the Clerk record a no vote for him, and the Chair "so ordered".

Representative Leong rose and asked that the Clerk record a no vote for her, and the Chair "so ordered".

The motion was put to vote by the Chair and carried and the report of the Committee was adopted and H.B. No. 1968, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SERVICE EMPLOYEES," passed Second Reading and was referred to the Committee on Finance with Representatives Case, Davis, Djou, Fox, Gomes, Jaffe, Leong, Marumoto, Meyer, Moses, Ontai, Pendleton, Rath and Thielen voting no, and with Representatives McDermott and Takamine being excused.

Representative Saiki, for the Committee on Labor and Public Employment presented a report (Stand. Com. Rep. No. 210-02) recommending that H.B. No. 2809, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2809, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LEAVES OF ABSENCE," passed Second Reading and was referred to the Committee on Finance with Representatives McDermott and Takamine being excused.

Representative Ito, for the Committee on Education presented a report (Stand. Com. Rep. No. 211-02) recommending that H.B. No. 2352, as amended in HD 1, be recommitted to the Committee on Education.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2352, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was recommitted to the Committee on Education with Representatives McDermott and Takamine being excused.

Representative Abinsay, for the Committee on Agriculture presented a report (Stand. Com. Rep. No. 212-02) recommending that H.B. No. 2009, as amended in HD 1, be recommitted to the Committee on Agriculture.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2009, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," was recommitted to the Committee on Agriculture with Representatives McDermott and Takamine being excused.

Representative Takamine, for the Committee on Finance presented a report (Stand. Com. Rep. No. 213-02) recommending that H.B. No. 2364, as amended in HD 1, be recommitted to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2364, HD 1, entitled: "A BILL FOR AN ACT RELATING TO GOVERNMENT," was recommitted to the Committee on Finance with Representatives McDermott and Takamine being excused.

Representative Takamine, for the Committee on Finance presented a report (Stand. Com. Rep. No. 214-02) recommending that H.B. No. 2654, as amended in HD 1, be recommitted to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2654, HD 1, entitled: "A BILL FOR AN ACT RELATING TO GOVERNMENT," was recommitted to the Committee on Finance with Representatives McDermott and Takamine being excused.

Representative Kahikina, for the Committee on Human Services and Housing presented a report (Stand. Com. Rep. No. 215-02) recommending that H.R. No. 7, be adopted.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.R. No. 7, entitled: "HOUSE RESOLUTION SUPPORTING THE TANF REAUTHORIZATION ACT OF 2001 (HR 3113)," was adopted with Representatives McDermott and Takamine being excused.

Representative Lee rose to speak in support of the measure, stating:

"U.S. Congresswoman Patsy Mink of Hawaii and 50 co-sponsors introduced the TANF Reauthorization Act of 2001 to

reform TANF. For those of you who may not know, that is the 'Temporary Aid to Needy Families.' This was to make it clear that the purpose of welfare reform should be poverty reduction. One sure way that women can get out of poverty is to become educated or trained in a career. This Women's Caucus measure will be sent to our Representatives in Congress to let them know of our strong support for this reform. Thank you."

Representative Kahikina, for the Committee on Human Services and Housing presented a report (Stand. Com. Rep. No. 216-02) recommending that H.C.R. No. 12, be adopted.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.C.R. No. 12, entitled: "HOUSE CONCURRENT RESOLUTION SUPPORTING THE TANF REAUTHORIZATION ACT OF 2001 (HR 3113)," was adopted with Representatives McDermott and Takamine being excused.

At 12:48 o'clock p.m., Representative M. Oshiro requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 1:06 o'clock p.m.

SUSPENSION OF RULES

On motion by Representative Lee, seconded by Representative Djou and carried, the rules were suspended for the purpose of considering a bill on Third Reading on the basis of a modified consent calendar. (Representative Takamine was excused.)

THIRD READING

H.B. No. 1764

Representative M. Oshiro moved that H.B. No. 1764 pass Third Reading, seconded by Representative Lee.

Representative Espero rose in support of the measure with reservations and asked that his written remarks be inserted in the Journal, and the Chair "so ordered".

Representative Espero's written remarks are as follows:

"I do not like the idea of allowing a felon to possess or control a firearm or ammunition. However, if a person is pardoned by the Governor or President, then I feel it may be justified since these pardons do not come easily. By getting a pardon, the person has gone through an exhaustive hearing process, which involves much testimony, discussion, and thought. For this reason, I cast my vote accordingly."

Representative Marumoto rose to speak in opposition to the measure, stating:

"Mr. Speaker I was opposed to this bill yesterday and I am still opposed to it today. I will urge you all to consider what you are voting for. Allowing persons previously convicted of, and I will quote some from the bill, previously convicted of 'a felony, or any crime of violence, or an illegal sale of any drug' to 'own, possess, or control any firearm or ammunition' if they have been pardoned. I realize a pardon washes the record clean, but is this a wise change in policy? I am wondering why there was a prohibition before. I urge you all to read the bill. It is a very simple one-pager, and vote no. Thank you."

Representative Leong rose in opposition to the measure and asked that the remarks of Representative Marumoto be entered in the Journal as her own, and the chair "so ordered." (By reference only.)

Representative Auwae rose and asked that the Clerk record a no for her, and the Chair "so ordered".

The Chair addressed the body, stating:

"There is a motion before the House for those who want to submit their green slips or state it for the record at this point. Since the Minority members did not submit their green slips to their Floor Leader, I will recognize the Minority Representatives of the House."

Representative Meyer rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered".

Representative Stonebraker rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered".

Representative Hale rose and asked the Clerk to register a no vote for her, and the Chair "so ordered".

Representative Moses rose and asked that the Clerk record an aye vote with reservations for him, and asked that his written remarks be inserted in the Journal, and the Chair "so ordered".

Representative Moses' written remarks are as follows:

"I vote with reservations on this matter due to the following:

Although used throughout the Hawaii Revised Statutes, the term "pardon" is not specifically defined in the Hawaii Revised Statutes. Black's Law Dictionary defines "pardon", as:

"The act or an instance of officially nullifying punishment or other legal consequences of a crime".

"House Bill No. 1764 would allow pardoned criminals to possess, own, etc., firearms or ammunition. Some reservations stem from the fact that granting a pardon is not exclusively conditioned on the innocence of the criminal. Article V, section 5 of the State Constitution merely grants the Executive the power to pardon. Thus, a situation may occur where a person convicted of a crime where he or she used a firearm is pardoned. The guilt of the person was established, but the person will not have to face the legal consequences of the criminal action due to pardon. This is fundamentally different from a person exonerated of a crime through the legal process."

The motion was put to vote by the Chair and carried, and H.B. No. 1764, entitled: "A BILL FOR AN ACT RELATING TO FIREARMS," passed Third Reading by a vote of 37 ayes to 13 noes, with Representatives Auwae, Davis, Djou, Fox, Hale, Halford, Kahikina, Leong, Marumoto, Morita, Pendleton, Takai and Thielen voting no, and with Representative Takamine being excused.

H.B. No. 2432

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2432, entitled: "A BILL FOR AN ACT RELATING TO DIRECT PAYMENT OF CHILD SUPPORT," passed Third Reading by a vote of 50 ayes, with Representative Takamine being excused.

H.B. No. 1806

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 1806, entitled: "A BILL FOR AN ACT RELATING TO OFFENSES AGAINST PROPERTY RIGHTS," passed Third Reading by a vote of 50 ayes, with Representative Takamine being excused.

The Chair directed to the Clerk to note that H.B. Nos. 1764, 2432, and 1806 passed Third Reading at 1:11 o'clock p.m.

RECALL FROM COMMITTEE

At this time Representative Gomes moved that H.B. No. 22, Third Special Session, be recalled from the Committees on Transportation and Finance, seconded by Representative Rath.

At 1:12 o'clock p.m., the Chair declared a recess for the purpose of verifying that twenty days had lapsed since said measure had been referred to the Committees on Transportation and Finance, subject to the call of the Chair.

The House of Representatives reconvened at 1:18 o'clock p.m.

The Chair then recognized the Clerk who announced that H.B. No. 22, Third Special Session, was not introduced during the Regular Session.

The Chair then addressed the Body, stating:

"The Chair has decided that this particular measure should not be considered on the floor of this House at this point as it was not introduced during the Regular Session of 2001."

Representative Gomes then rose and stated:

"Mr. Speaker, that being the decision of the Chair, if I could get a reference as to what the decision was based on, either in the Constitution, in the House Rules, or in Statutes. Because that bill was recalled, and there is nothing that prohibits it from being considered by this Body, the recall of a bill that is introduced in Special Session. And there is nothing that says that a Special Session bill dies at the end of the Special Session. I think that essentially, that is the debate.

"So my question to you, Mr. Speaker is, is there some sort of citation, constitutional, statutory or House Rule, that so says?"

The Chair responded, stating:

"The Chair will accommodate the respective Representative by asking the Chief Attorney to look into this particular matter and then it will be submitted for all of you to peruse. Is that fine at this point in time, so that we can continue on with the business of the Legislature?"

Representative Gomes continued, stating:

"Excuse me, just with regard to that offer. If it could be provided within a 24-hour time period?"

The Chair responded, stating:

"I can't promise you within 24 hours. It all depends on the time schedule of the Chief Attorney of this House."

Representative Gomes: "Because I think that it is an important question that needs to be addressed promptly."

Speaker Say: "Yes, it is an important question, but the question may be posed to the courts later on. You and I don't

know what the recourse will be as far as the decision that is rendered."

Representative Fox then moved that H.B. No. 909 be recalled from the Committee on Human Services and Housing, seconded by Representative Djou.

At 1:21 o'clock p.m., the Chair declared a recess for the purpose of verifying that twenty days had lapsed since said measure had been referred to the Committee on Human Services and Housing, subject to the call of the Chair.

The House of Representatives reconvened at 1:23 o'clock p.m.

The Chair then recognized the Clerk who announced that H.B. No. 909 had been referred to the Committee on Human Services and Housing on January 29, 2001, and that the required 20 days had lapsed for a recall.

The Chair then announced that H.B. No. 909 entitled: "A BILL FOR AN ACT RELATING TO CHILD CARE TAX CREDIT," was recalled from the Committee on Human Services and Housing by unanimous consent, and was brought to the floor for action.

Representative M. Oshiro moved that consideration of H.B. No. 909 be postponed to the end of the calendar on Friday, February 15, 2002, seconded by Representative Lee and carried. (Representatives Takamine, Whalen and Yonamine were excused.)

The Chair then announced that consideration of H.B. No. 909, entitled: "A BILL FOR AN ACT RELATING TO CHILD CARE TAX CREDIT," would be postponed to the end of the calendar on Friday, February 15, 2002.

Representative Moses rose to a point of information, stating:

"Is that the night session, at the end of the calendar on the 6:00 p.m. schedule?"

The Chair responded, stating:

"Thank you very much for clarifying that for the Members of this House."

INTRODUCTION OF RESOLUTIONS

By unanimous consent, the following concurrent resolution (H.C.R. No. 33) was referred to Printing and further action was deferred:

H.C.R. No. 33, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE BOARD OF AGRICULTURE TO ADOPT PROPOSED MODIFICATION OF QUARANTINE PROCEDURES TO REFLECT CURRENT SCIENTIFIC STUDIES ON RABIES PREVENTION," was jointly offered by Representatives Ahu Isa, Suzuki, Marumoto, Ontai, Stonebraker, Magaoy, Chang, Cabreros and Davis.

ANNOUNCEMENTS

Representative Thielen: "Mr. Speaker I have exciting news for the Members. The Hawaii Industrial Hemp Project has been recognized in today's edition of *Time Magazine*. There is also a picture of the House Women's Caucus hemp shirt that appears in the magazine. I am having copies distributed to all of you. It does discuss the misguided DEA regulations, which

are on hold from the DEA now, as they reassess what they were trying to do.

"It's an interesting article. Mercedes' door panels are now made out of hemp along with a lot of other commercial and industrial products. Thank you."

Representative Hale: "Thank you Mr. Speaker. I understand today, one of our Representatives has a birthday and I think that we ought to congratulate Representative Garcia."

Representative Abinsay, for the Committee on Agriculture requested a waiver of 48-hour advanced notice to hear H.B. No. 2009, HD 1, scheduled for public hearing on Thursday, February 14 at 8:30 o'clock a.m., in Room 325, and the Chair "so ordered."

Representative Kahikina: "Your Committee on Human Services and Housing will reconvene this morning's hearing in Room 329 to complete this morning's agenda and I would ask that the members report directly after Session. Thank you."

Representative Arakaki for the Committee on Health, requested a waiver of the 48-hour advance notice for the purpose of decision making only on H.B. 1857, Relating to Mental Health, Alcohol, and Drug Abuse. And also decision making to reconsider action previously taken on H.B. 1989, Relating To Voluntary Employees Beneficiary Association Trusts to be heard tomorrow morning at 8:30 a.m., and the Chair "so ordered."

Representative Arakaki also announced: "This is not only Representative Garcia's day, it is also Dad's Day at the State Legislature, and being the ranking member of the Hawaii Coalition for Dad's, I remind everyone that any man can be a Father, but it takes a special person to be a Dad.

"So all you special Dads, please join us for Dad's Day at the Legislature. We have ice cream sundaes from 12:30-2:00 o'clock p.m., and it is on the 4th floor lanai."

LATE INTRODUCTIONS

The following introductions were made to the members of the House:

Representative Takai introduced on behalf of Representative Garcia and Representative Ito, the students, teachers and advisors of the Hawaii Youth Challenge Academy, a program of the Hawaii National Guard and Department of Education.

ADJOURNMENT

At 1:30 o'clock p.m. on motion by Representative Lee, seconded by Representative Djou and carried, the House of Representatives adjourned until 12:00 o'clock noon tomorrow, Thursday, February 14, 2002. (Representatives Takamine, Whalen and Yonamine were excused.)

TWENTIETH DAY

Thursday, February 14, 2002

The House of Representatives of the Twenty-First Legislature of the State of Hawaii, Regular Session of 2002, convened at 12:15 o'clock p.m., with the Speaker presiding.

The invocation was delivered by Pastor Gordon Marchant of the Christ United Methodist Church, after which the Roll was called showing all members present with the exception of Representatives Halford, Kahikina, McDermott, Souki and Yonamine, who were excused.

On motion by Representative Lee, seconded by Representative Djou and carried, reading of the Journals was dispensed with and the Journals of the Twelfth, Thirteenth, Fourteenth, Fifteenth and Sixteenth Days were approved.

GOVERNOR'S MESSAGES

The following messages from the Governor (Gov. Msg. Nos. 176 and 177) were received and announced by the Clerk were placed on file:

Gov. Msg. No. 176, transmitting the report from the Department of Business, Economic Development, and Tourism entitled "Feasibility of Developing Wave Power as a Renewable Energy Resource for Hawaii."

Gov. Msg. No. 177, transmitting the Separation Incentives Program Report for the Department of Human Resources Development.

SENATE COMMUNICATIONS

The following communication from the Senate (Sen. Com. No. 5) was received and announced by the Clerk was placed on file:

Sen. Com. No. 5 returning H.C.R. No. 7, HD 1, entitled: "CONTINUING THE JOINT SENATE-HOUSE INVESTIGATIVE COMMITTEE TO INVESTIGATE THE STATE'S EFFORTS TO COMPLY WITH THE FELIX CONSENT DECREE," which was adopted by the Senate on February 13, 2002.

INTRODUCTIONS

The following introduction was made to the members of the House:

Representative Takai introduced his legislative 'shadow,' Mr. Brandon Tukay of the Holy Family Catholic Academy.

ORDER OF THE DAY

COMMITTEE ASSIGNMENTS

The following resolution (H.R. No. 17) and concurrent resolutions (H.C.R. Nos. 32 and 33) were referred to committee by the Speaker:

H.R.
No.Referred to:

17 Jointly to the Committee on Water Land Use and the Committee on Agriculture.

H.C.R.Nos.Referred to:

32 Jointly to the Committee on Water Land Use and the Committee on Agriculture.

33 Jointly to the Committee on Agriculture and the Committee on Public Safety and Military Affairs.

STANDING COMMITTEE REPORTS

Representative Hiraki, for the Committee on Consumer Protection and Commerce presented a report (Stand. Com. Rep. No. 217-02) recommending that H.B. No. 2526 be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2526, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION," and was referred to the Committee on Finance with Representatives Arakaki, Bukoski, Kahikina and Souki being excused.

Representative Kanoho, for the Committee on Water and Land Use presented a report (Stand. Com. Rep. No. 218-02) recommending that H.B. No. 2549, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2549, entitled: "A BILL FOR AN ACT RELATING TO EXTENSION OF PUBLIC LAND LEASES," passed Second Reading and was referred to the Committee on Finance with Representatives Arakaki, Bukoski, Kahikina and Souki being excused.

Representative Hamakawa, for the Committee on Judiciary and Hawaiian Affairs presented a report (Stand. Com. Rep. No. 219-02) recommending that H.B. No. 2843, pass Second Reading and be referred to the Committee on Finance.

Representative M. Oshiro moved that that H.B. No. 2843, pass Second Reading and be referred to the Committee on Finance, seconded by Representative Lee.

Representative Auwae rose to speak in support of the measure, stating:

"I totally support automatic recount and moving up the primary election date. It is definitely overdue. Public confidence in the electoral process is vital and in mandating automatic recount in close races, you provide the public, as well as candidates, with an extra measure of assurance that their vote is being counted and recounted correctly. Thank you."

The motion was put to vote by the Chair and carried and the report of the Committee was adopted and H.B. No. 2843, entitled: "A BILL FOR AN ACT RELATING TO ELECTIONS," passed Second Reading and was referred to the Committee on Finance with Representatives Arakaki, Bukoski, Kahikina and Souki being excused.

Representative Hamakawa, for the Committee on Judiciary and Hawaiian Affairs presented a report (Stand. Com. Rep. No. 220-02) recommending that H.B. No. 2153, as amended in

HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2153, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FIREARMS," passed Second Reading and was referred to the Committee on Finance with Representatives Arakaki, Bukoski, Kahikina and Souki being excused.

Representative Hamakawa, for the Committee on Judiciary and Hawaiian Affairs presented a report (Stand. Com. Rep. No. 221-02) recommending that H.B. No. 2308, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2308, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE COURTS," passed Second Reading and was referred to the Committee on Finance with Representatives Arakaki, Bukoski, Kahikina and Souki being excused.

Representative Saiki, for the Committee on Labor and Public Employment presented a report (Stand. Com. Rep. No. 222-02) recommending that H.B. No. 2460, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative M. Oshiro moved that that H.B. No. 2460, HD 1, pass Second Reading and be referred to the Committee on Finance, seconded by Representative Lee.

Representative Case rose to speak in opposition to the measure, stating:

"Just for the members' benefit, what this bill does, on its face, is to extend the amortization period for the payment of the unfunded liability of the Employees Retirement System. Of course, when you extend an amortization period, what you do is reduce payments in every year of that amortization period. What this bill is really here in front of us for, the purpose of this bill, is to solve a budget problem on the revenue generation side by freeing up some money which would otherwise be allocated to the payment of unfunded liabilities toward State and county contribution to public employees.

"Now this bill, in my mind, continues a pattern that has been in effect since I joined the Legislature. I remember serving on the Labor Committee under the then Chair, the Representative from Pacific Palisades, in 1995. When we were talking about the budget shortfall at the time, trying to figure out what to do, certainly the unfunded liability was a primary goal there. At the time, as I recall, we were on track to retire that liability in somewhere around 11 years, which is now four to five years from now.

"We've 'jimmied' with this over the years. We have done everything from taking the excess earnings of over 8%, as I recall, to actually suspending State contributions at one point. We have done it every single time because we said that we've got a short-term budget problem and we need to get some money into the system to balance the budget this year. When things get better then we can go back and get on track to retire the unfunded liability over a shorter period of time. The last time we did that, we really made a deal that we wouldn't do it again, and here we are today and we are doing it again. We are doing it a little more indirectly but the bottom line is the reason we are doing this is because we haven't yet gotten to the root problem here.

"The root problem is that we have a government that costs more than the ability of our economy to sustain it. We are trying as hard as we can to get by that problem and look for the golden day when somehow revenues will go up. I just told myself the last time that if a bill like this ever showed up again, I wouldn't support it again. As a stopgap, fine. It has been eight years of stopgap and it is just time to say no and solve the problem some other way.

"I certainly understand that the Labor Committee has left the figure blank to readjust the amortization period and certainly if the Labor Committee comes back with a shorter amortization period I would be quite happy with that. I don't think that is the purpose. I think that the purpose is to give this over to the Finance Committee, leave that period blank and when you fill in the blank, and that will give you an additional resource on the revenue side. I just want to say no to that approach right now. Thank you."

Representative Rath rose to speak in opposition to the measure, stating:

"Thank you Mr. Speaker. I also rise in opposition to the same bill. It has been promoted that this if this bill passed, it will save \$19 million a year. In actuality it doesn't save anything. It winds up costing us quite a bit, especially when you get past the year 2007.

"What we're really looking at is a very poor long-term fiscal policy for the State, and I concur with the former speaker, that basically, to put it in my jargon, what we are doing with our finances is nothing more than building a house of cards and playing with smoke and mirrors. At some point in time we have to stop being irresponsible with the taxpayers' money and reduce the size of government commensurate with the amount of money we take in off a normal economy. Thank you Mr. Speaker."

Representative Thielen rose and asked that the Clerk record a no vote for her, and that the remarks of Representative Case be entered in the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative Djou rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Meyer rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Yonamine rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Auwae rose and asked that the Clerk record a no vote for her, and that the remarks of Representative Rath be entered in the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative Ahu Isa rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, I am concerned about the long-term effects of this bill. Thank you."

Representative Saiki rose to speak in support of the measure, stating:

"I would submit, Mr. Speaker, that vehement opposition to this bill is premature and speculative at this point. As originally introduced, H.B. 2460 proposed to amortize the ERS unfunded liability over a 29-year period. We had hearing on Saturday and the Department of Budget and Finance testified

that the ERS actuary is, at this time, considering various alternatives to the 29-year amortization period. These recommendations are due in approximately 2 weeks. For that reason that we left this line blank.

"I think that this issue brings forward another fundamental question that we will need to address in some point in time, and that is whether or not the ERS should actually be at a level where it is fully funded, because the ERS, unlike private sector retirement funds which do require full funding in the event of the closure of a private business, is different. Unless we make the assumption that our State could be bankrupt or go out of business, full funding may not be necessary, and it is for this reason that we would like to move this bill along for the purpose of facilitating discussion on all of these issues. Thank you very much."

Representative Halford rose to speak in opposition to the measure, stating:

"I am opposed because I believe that the term will be lengthened rather than shortened, and acknowledging that the amount is blank. And I would like to make the point that it is possible for government to go bankrupt and suggest that we pay attention to that possibility.

"More of an immediate concern, Mr. Speaker, the ERS should be fully funded because it is good economic policy. That Fund is an important pool of money that is, in many ways, supportive of this whole community. It directs money every month to many hundreds of thousands of people, and the integrity of that Fund is essential to the good fiscal health of our State here on forward. Thank you."

Representative Pendleton rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Yoshinaga rose and asked that the Clerk record and aye vote with reservations for her, and the Chair so ordered.

Representative Gomes rose to speak in opposition to the measure, stating:

"Mr. Speaker, thank you. For the reasons stated in opposition, a no vote please."

Representative Moses rose to speak in support of the measure with reservations, stating:

"Thank you Mr. Speaker. I am going to go with reservations and I am going to hope that we have good members on the Finance Committee that will look at this very carefully and we'll see what falls out in the end. Thank you Mr. Speaker."

Representative Marumoto rose to speak in opposition to the measure, stating:

"Mr. Speaker, I will vote no on this measure and also hope that we do not raid the Fund again as we have done in the past. Thank you."

Representative Ontai rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Suzuki rose to speak in support of the measure, stating:

"As we look at our State finances and look at the unfunded liability for the retirement system, I think we must also consider the overall finances of the State. All of us have in our hands the actuarial report issued by the Auditor on our Health

Fund. Back in, I think that as of June 30, 1998, the unfunded liability for that program was \$4.5 billion. So to single the ERS out as a problem of our Legislature and try to avoid taking care of obligations, you need to look at the whole picture and that we are going to do in the Finance Committee. Thank you Mr. Speaker."

Representative Stonebraker rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried and the report of the Committee was adopted and H.B. No. 2460, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," passed Second Reading and was referred to the Committee on Finance with Representatives Auwae, Case, Djou, Gomes, Halford, Marumoto, Meyer, Ontai, Pendleton, Rath and Thielen voting no, and with Representatives Arakaki, Bukoski, Kahikina and Souki being excused.

Representative Saiki, for the Committee on Labor and Public Employment presented a report (Stand. Com. Rep. No. 223-02) recommending that H.B. No. 1451, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary and Hawaiian Affairs.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 1451, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PREVENTION OF WORKPLACE VIOLENCE," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs with Representatives Arakaki, Bukoski, Kahikina and Souki being excused.

Representative Ahu Isa, for the Committee on Economic Development and Business Concerns presented a report (Stand. Com. Rep. No. 224-02) recommending that H.B. No. 2576, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2576, entitled: "A BILL FOR AN ACT RELATING TO HIGH TECHNOLOGY TAX INCENTIVES," passed Second Reading and was referred to the Committee on Finance with Representatives Arakaki, Bukoski, Kahikina and Souki being excused.

Representative Ahu Isa, for the Committee on Economic Development and Business Concerns presented a report (Stand. Com. Rep. No. 225-02) recommending that H.B. No. 2614, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2614, entitled: "A BILL FOR AN ACT RELATING TO INCOME TAX CREDITS," passed Second Reading and was referred to the Committee on Finance with Representatives Arakaki, Bukoski, Kahikina and Souki being excused.

Representative Ahu Isa, for the Committee on Economic Development and Business Concerns presented a report (Stand. Com. Rep. No. 226-02) recommending that H.B. No. 2700, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee

was adopted and H.B. No. 2700, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was referred to the Committee on Finance with Representatives Arakaki, Bukoski, Kahikina and Souki being excused.

Representative Ahu Isa, for the Committee on Economic Development and Business Concerns presented a report (Stand. Com. Rep. No. 227-02) recommending that H.B. No. 808, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative M. Oshiro moved that that H.B. No. 808, HD 1, pass Second Reading and be referred to the Committee on Finance, seconded by Representative Lee.

Representative Rath rose to speak in support of the measure, with reservations, stating:

"I am in favor of tax exemptions, credits, and anything to reduce taxes. But here we have live performers. We are taking one section out and giving them one type of credit or tax exemption. The reality of the matter is that when you sell services such as a luau where somebody buys a ticket for \$35, that company only pays a half percent on the food and the other stuff that they buy, the paper plates, napkins or whatever.

"For the cost of the entertainers, they pay a 4% general excise tax on the service to have those live entertainers there. That is probably the area where we should look at, the elimination of that type of tax because it is something that although it is a live performance, it is resold in the venue having a ticket or a meal where it goes along. That has been a long-time pick of entertainers, that they are straddled with a 4%, as opposed to a half percent, and something that is probably more cogent than doing this. Thank you."

Representative Ahu Isa rose to speak in support of the measure, stating:

"Mr. Speaker, I stand in strong support. Mr. Speaker, although the bill says live performances, we are speaking mostly about our local musicians, the lifeline, the lifeblood of our tourism industry here. These people came to us and told us their problems. If you don't know it, our tourism count is way down. These people were laid off. Their 'gigs' are being canceled. The hotels are closing up their lounges and show rooms. They get paid IC, as independent contractor status just like real estate. Representative Leong knows, they have no means of getting unemployment insurance. They don't have medical, they don't have anything else. In fact, one of them, a very famous artist was cleaning houses just to survive. Very, very well known. They brought tears to our eyes Mr. Speaker.

"This is a small way of helping them. We capped it at \$20,000, almost poverty level. Some don't even make \$8,000 a year. So that is why the bill is out Mr. Speaker. Thank you."

The motion was put to vote by the Chair and carried and the report of the Committee was adopted and H.B. No. 808, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was referred to the Committee on Finance with Representatives Arakaki, Bukoski, Kahikina and Souki being excused.

Representative Arakaki, for the Committee on Health presented a report (Stand. Com. Rep. No. 228-02) recommending that H.B. No. 2054, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection and Commerce.

Representative M. Oshiro moved that that H.B. No. 2054, HD 1, pass Second Reading and be referred to the Committee on Consumer Protection and Commerce, seconded by Representative Lee.

Representative Rath rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Leong rose to speak in opposition to the measure, stating:

"Mr. Speaker I speak against this bill. It takes four years of training for dentists to even finish school and the licensing board here in Hawaii is very stringent, and that is good. Its goal is to protect the consumers, and the patients and because of that I really feel that we should not have other people come in who are not really certified by Hawaii. Thank you Mr. Speaker."

Representative Arakaki rose to speak in support of the measure, stating:

"The main aim of this measure is to really address a problem that I mentioned yesterday. There are areas in our State, in certain populations, especially in the low income ones, that don't have equal access to oral health services. I think that the good part is that in hearing this bill, we found out that the Hawaii Dental Association, as well as the Primary Care Association are willing to work together to come up with a compromise to make sure that all the safety issues are addressed, as well as providing access to those really needing the oral health services.

"So basically, this is going to be a work in progress, so we did include a defective date. They did promise me that they are going to work collaboratively to come up with a compromise measure and that is what we would be looking for, hopefully, in the end that will address all the issues."

Representative Thielen rose in support of the measure with reservations and asked that the remarks of Representative Leong be entered in the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative Stonebraker rose to speak in support of the measure with reservations, and asked that the remarks of Representative Arakaki be entered in the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Stonebraker continued, stating"

"I rise in strong support with reservations, if I can do that. I would like to remind the members that there is a great need for dental care. And the license would be temporary, it will be 3 years.

"Mr. Speaker there is a great need. The question regarding the examination and if dentists truly qualify, it seems sometimes that bureaucracy gets in the way of actually caring for people. Here is an area where we might be able to bypass some bureaucracy, but still keep in mind the health and safety of both children and other dentists.

"We did receive some testimony in opposition to this bill from the Board of Dental Examiners and some dentists. So it appears that dentists might possibly fear that they will be undermined by increase competition. I am not sure if they understand the bill completely, but we really do need to address this and I would like to have the Representative from Kalihi's words entered into the Journal as if they were my own. An unprecedented move by myself."

The motion was put to vote by the Chair and carried and the report of the Committee was adopted and H.B. No. 2054, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DENTISTRY," passed Second Reading and was referred to the Committee on Consumer Protection and Commerce with Representatives Leong and Rath voting no, and with Representatives Arakaki, Bukoski, Kahikina and Souki being excused.

Representative Morita, for the Committee on Energy and Environmental Protection presented a report (Stand. Com. Rep. No. 229-02) recommending that H.B. No. 2044, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2044, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PROCUREMENT," passed Second Reading and was referred to the Committee on Finance with Representatives Arakaki, Bukoski, Kahikina and Souki being excused.

Representative Morita, for the Committee on Energy and Environmental Protection presented a report (Stand. Com. Rep. No. 230-02) recommending that H.B. No. 2045, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2045, HD 1, entitled: "A BILL FOR AN ACT RELATING TO REVENUE BONDS," passed Second Reading and was referred to the Committee on Finance with Representatives Arakaki, Bukoski, Kahikina and Souki being excused.

Representatives Ito and Saiki, for the Committee on Education and the Committee on Labor and Public Employment presented a report (Stand. Com. Rep. No. 231-02) recommending that H.B. No. 2284, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2284, entitled: "A BILL FOR AN ACT RELATING TO SCHOOL WORK FORCE ENTRY PROGRAM," passed Second Reading and was referred to the Committee on Finance with Representatives Arakaki, Bukoski, Kahikina and Souki being excused.

Representatives Ito and Saiki, for the Committee on Education and the Committee on Labor and Public Employment presented a report (Stand. Com. Rep. No. 232-02) recommending that H.B. No. 2165, pass Second Reading and be referred to the Committee on Finance.

Representative M. Oshiro moved that that H.B. No. 2165, pass Second Reading and be referred to the Committee on Finance, seconded by Representative Lee.

Representative Pendleton rose to speak in support of the measure with reservations, stating:

"My concerns have to do with matters, I guess, that are only touched slightly by this bill. What this bill does is give sole and exclusive jurisdiction over teacher certification to the HTSB. My belief is if HTSB is inclined to, wanting to, restrict certification so that people, say an engineer who has been working all his life cannot be qualified to teach high school mathematics, then I would have some real problems with this.

"If it is the intention of HTSB to open up to more 'commonsensible' types of things, to allow people like an engineer to be able to teach that subject in high school, then I would be in support in that.

"I speak today with reservations to highlight this. I think this is very important for us as a State to look at how we use teacher certification. If it is to ensure that we have good instructors and classes, that is fine. That is what that is all about. But if it is to somehow create a clique or job security, or to limit the pool of people who can teach, then I have some real concerns with that policy. So for those reasons, I rise in support with reservations. Thank you."

Representative McDermott rose to speak in opposition to the measure, stating:

"I voted no in the committee because we have a system right now, and it is not going to change while I am here. A scientist who works at NASA with Ph.D. in physics is not qualified to come into one of our high schools and teach business math. We will turn him away. You don't know what you are talking about.

When I ask the Superintendent, it's because he doesn't know the pedagogy. I cannot even pronounce the word. I certainly don't know what it means but he knows what 1 plus 1, and 2 plus 2 is, and I think we are creating a closed system. We hear about the teacher shortage and teacher crisis, and we all know the story of my good friend Representative Ontai here, who was turned away from the public schools. I just gives me pause. It is not working and we need to fix it. Thank you."

Representative Stonebraker rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Meyer rose and asked that the Clerk record an aye vote with reservations for her and the that the remarks of Representative Pendleton be entered in the Journal as her own, and the Chair "so ordered." (By reference only.)

The motion was put to vote by the Chair and carried and the report of the Committee was adopted and H.B. No. 2165, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Finance with Representatives McDermott and Stonebraker voting no, and with Representatives Arakaki, Bukoski, Kahikina and Souki being excused.

Representatives Ito and Saiki, for the Committee on Education and the Committee on Labor and Public Employment presented a report (Stand. Com. Rep. No. 233-02) recommending that H.B. No. 2163, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2163, entitled: "A BILL FOR AN ACT RELATING TO REHIRING RETIRED TEACHERS IN THE DEPARTMENT OF EDUCATION," passed Second Reading and was referred to the Committee on Finance with Representatives Arakaki, Bukoski, Kahikina and Souki being excused.

Representatives Ito and Saiki, for the Committee on Education and the Committee on Labor and Public Employment presented a report (Stand. Com. Rep. No. 234-02) recommending that H.B. No. 2557, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee

was adopted and H.B. No. 2557, HD 1, entitled: "A BILL FOR AN ACT RELATING TO REHIRING RETIRED SCHOOL ADMINISTRATORS," passed Second Reading and was referred to the Committee on Finance with Representatives Arakaki, Bukoski, Kahikina and Souki being excused.

Representative Saiki, for the Committee on Labor and Public Employment presented a report (Stand. Com. Rep. No. 235-02) recommending that H.B. No. 1843, pass Second Reading and be referred to the Committee on Finance.

Representative M. Oshiro moved that that H.B. No. 1843, pass Second Reading and be referred to the Committee on Finance, seconded by Representative Lee.

Representative Djou rose to speak in opposition to the measure, stating:

"Mr. Speaker, last Session we made a gain, a great step forward in civil service towards ending binding arbitration and going through to allow the nurses to strike. I think that we should continue further along this path. This bill goes in the wrong direction. For this reason I am voting no."

Representative Rath rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Whalen rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Case rose to speak in support of the measure with reservations, stating:

"Just to supplement the prior comments, I do agree that we made a very clear policy choice less than a year ago. A policy choice that was difficult, but was the right policy choice, which was to go back to the 'right to strike' here. The reason my vote is aye with reservations for me is that if you take a look at the units that are now in the 'right to strike' category, and you ask yourself which of these units most matches in characteristic, those units that we did not give the 'right to strike' back to, in fact, they never had it. Those being police officers and corrections officers, people that as a class we deemed essential employees. I think that you would have to answer that nurses would be the closest to that class.

"I think what I would really want to be looking for as this bill moves forward is more of a demonstration that in fact, that bargaining unit does fit into the same category. I also would be very much concerned with any erosion past that particular bargaining unit, because I don't believe that there is any other bargaining unit that enjoys the 'right to strike' today, that comes anywhere close to the old essential worker category. Thank you."

Representative Stonebraker rose and asked that the Clerk record and aye vote with reservations for him, and that the remarks of Representative Case be entered in the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Lee rose to speak in support of the measure, stating:

"I think that in time of emergency, you can just bet that every registered nurse, even the old retired ones, would come back into service. I think that this is very necessary, and I think that actually this is one group that was left out inadvertently in the last session."

Representative Meyer rose and asked that the Clerk record and aye vote with reservations for her, and the Chair "so ordered."

Representative Halford rose to speak in support of the measure, stating:

"This is a group of workers that is so important to our community that our community would be damaged if they walked out on strike, and arbitration can and has been often a fair method of labor negotiation. Thank you."

Representative Saiki rose to speak in support of the measure, stating:

"Last year we passed the most significant government reform package that involved privatization and health fund reform, we reinstated binding arbitration for Unit 10 which includes, not only correctional workers and emergency crews, but also LPNs. And in hindsight after reviewing the legislation passed last year, we really could not find a way to distinguish between RPNs and LPNs because both provide essential service, and it is for that reason that our Labor Committee passed out this bill. Thank you very much."

Representative Moses rose to speak in support of the measure with reservations, and asked that the remarks of Representative Case be entered in the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Moses continued, stating:

"My only reservation is, again, a trend to start moving away from the 'right to strike' and going to binding arbitration. In this case, I think binding arbitration may make sense. I don't want to see it continue from bargaining unit to bargaining unit."

The motion was put to vote by the Chair and carried and the report of the Committee was adopted and H.B. No. 1843, entitled: "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING IN PUBLIC EMPLOYMENT," passed Second Reading and was referred to the Committee on Finance with Representatives Djou, Rath and Whalen voting no, and with Representatives Arakaki, Bukoski, Kahikina and Souki being excused.

Representative Arakaki, for the Committee on Health presented a report (Stand. Com. Rep. No. 236-02) recommending that H.B. No. 2506, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2506, entitled: "A BILL FOR AN ACT RELATING TO VITAL STATISTICS," passed Second Reading and was referred to the Committee on Finance with Representatives Arakaki, Bukoski, Kahikina and Souki being excused.

Representative Arakaki, for the Committee on Health presented a report (Stand. Com. Rep. No. 237-02) recommending that H.B. No. 2518, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2518, entitled: "A BILL FOR AN ACT RELATING TO EMERGENCY MEDICAL SERVICES," passed Second Reading and was referred to the Committee on Finance with Representatives Arakaki, Bukoski, Kahikina and Souki being excused.

Representative Arakaki, for the Committee on Health presented a report (Stand. Com. Rep. No. 238-02)

recommending that H.B. No. 2741, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative M. Oshiro moved that that H.B. No. 2741, HD 1, pass Second Reading and be referred to the Committee on Finance, seconded by Representative Lee.

Representative Whalen rose and asked that the Clerk record a no vote for him and the Chair "so ordered."

Representative Rath rose and asked that the Clerk record a no vote for him and the Chair "so ordered."

Representative Djou rose and asked that the Clerk record a no vote for him and the Chair "so ordered."

Representative Fox rose and asked that the Clerk record a no vote for him and the Chair "so ordered."

Representative Marumoto rose and asked that the Clerk record a no vote for her and the Chair "so ordered."

Representative Auwae rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Meyer rose and asked that the Clerk record a no vote for her and the Chair "so ordered."

Representative McDermott rose to speak in opposition to the measure, stating:

"This is a 100% tax increase, Mr. Speaker, from 5 cents to 10 cents per cigarette. I don't smoke so I don't have a personal interest with it. I have shared a room with a smoker and so I might have it. If it would decrease his smoking, I might be better off. But never the less, we all know that smoking is bad for you. Even my little son Patrick, who is in the 4th grade, knows that cigarettes are bad. They have rap music now. 'You don't need no cancer sticks.' The kids even know it.

"This is not socking it to big tobacco. This is socking it to 'Joe six-pack' because he is the one who is going to end up paying this tax. Just roll it all along. I don't know, at this point, how much good it is going to do, because you get to the point of the law of diminishing returns.

"One of the things in the bill that I found not humorous says, to increase the tax will discourage low income people from smoking. This is not true. I challenge you to go down to IHS. Walk by there with a half lit cigarette and flick it out. That 'bugger' won't be on the ground for more than 2 minutes. Somebody is going to pick it up and finish it. I promise you. It is true. It is humorous, but is true.

"It doesn't discourage people from smoking. In fact I would say, that it is a regressive tax because when people are poor, they take pleasure in things like that, and if a single mom on welfare has \$5 left and she has a choice between getting her cigarettes, which she is addicted to, or the milk, what is she going to get? I just think that we are going overboard on this. Thank you."

Representative Arakaki rose in support of the measure, stating:

"Actually I am very proud of this measure and I want to thank the Majority Leader for introducing it. You know, I think that your Health Committee usually is the one who likes to spend money, but we actually have a bill here that is going to generate some revenues. Some much needed revenues. But at the same time it is also a matter of social policy. We do know

that by increasing the tax it will make it less affordable, and I think less affordable especially for kids.

"Kids don't have that kind of money to spend on smoking if we raise the taxes. Unless you are going to say that we want cigarettes to continue to be affordable to kids, then I can see why you wouldn't support it. I think that we made this bill even better because I think that you all realize that during Special Session, we actually took away monies from the Tobacco Special Fund to fund the Medical School. Some of us didn't really care for that approach because we do know that education is important to cessation and prevention. So in this bill, we actually restored the \$5 million back to that special fund and also to provide some resources for tobacco regulation.

"I think that this bill does a lot of good things and I wish I could take all of it for health programs or for kids programs. But we will be a little more generous and just restore the tobacco settlement portion and leave the rest so we can balance the budget. Thank you Mr. Speaker."

Representative Moses rose to speak in opposition to the measure, stating:

"Nobody in my family smokes. My wife and I did at one time and we both quit voluntarily, cold turkey, years ago. So we are not going to pay anything here. Nobody I have in my family either, but I just have to question if the Chairman of Health is correct, that we are going to reduce smoking by raising taxes. Then is that why we tax food? So we can reduce food consumption. I am puzzled, Mr. Speaker."

Representative Leong rose and asked that the Clerk record a no vote for her and the Chair "so ordered."

Representative Gomes rose to speak in opposition to the measure, stating:

"I am in opposition, and just briefly, as the speaker from Salt Lake pointed out, this will hurt 'Joe six-pack,' but I am also concerned about 'Bob six-pack' too, and so no, for that reason."

Representative Ontai rose and asked that the Clerk record a no vote for him and the Chair "so ordered."

Representative Stonebraker rose to speak in opposition to the measure, stating:

"I feel bad that the Majority Leader was asked to introduce this because on Opening Day, we were told that we would not see bills to raise taxes. This is one of those measures to increase taxes, and only in this building do we call raising taxes, generating revenues.

"I asked our Minority Office to find a list of bills which increased fees, surcharges, or taxes and they returned a list of 65 measures. This is one of them, and I don't smoke so I won't pay this. But it is not fair to continue to raise taxes on people for something like this, or alcohol, or any other measure. It is time that maybe rather than punishing people who smoke, perhaps we should cut this government. Thank you."

Representative M. Oshiro rose to speak in support of the measure, stating:

"I rise in strong support of this measure. Just a couple of points, Mr. Speaker. I did put this bill in, but no one requested me to put it in. I put it in the belief that it would cut down the smoking of cigarettes by minors. I did some research and I came to that conclusion, and the fact that the measure is now being looked at as a revenue generating measure, gives me some pause, because it does impose an increase of the tobacco

tax, I believe from 5 cents a cigarette, to 10 cents a cigarette. I think that coming from the fact that knowing that the same goal that I had in my mind when I put the bill in would actually be implemented, from the testimony that came in at the public hearing, that minors' consumption would be greatly reduced because their spending habits are so restricted that any marginal increase in the tobacco tax passed on to them as consumers would have a strong impact on their consumption.

"The second thing I see, and someone mentioned this as being an argument of diminishing returns. On the contrary, Mr. Speaker, I see this as having multiple returns upon its enactment. For one, as the price goes down, people will tend to look at their own household budgets and what can be taken out of it. I think that in most households, even 'Joe six-pack' or 'Bob six-pack,' you will find that the consumption of cigarettes is a nuisance to many people in the family. Also a personal annoyance to a person who is addicted to tobacco, and it is a bona fide addiction. So I think when you push that person to realize that this is an unnecessary or injurious expense, it might give them cause to get off this habit.

"And the third reason, Mr. Speaker, if we are serious about balancing the budget, if we are serious about providing the services we need for our community, and if we are serious about different kinds of credits or exemptions, then I think that this particular measure needs to be considered further in the process and looked at as a tool on many fronts. So I hope the members keep these things in mind as it moves forward. Thank you."

Representative McDermott rose to respond, stating

"I have to correct an earlier statement that I made. I said that if someone had a choice between a gallon of milk and a pack of cigarettes, and they have \$5, they would choose the cigarettes. This is a \$2 increase per pack. It is going to be well over \$5, perhaps \$6 a pack. People will go underground and teenagers may start to think, 'Well I might as well just smoke marijuana instead. Forget the cigarettes. It'll be cheaper.' So on behalf of 'Bob six-pack,' I again, register my no vote."

The motion was put to vote by the Chair and carried and the report of the Committee was adopted and H.B. No. 2741, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE CIGARETTE AND TOBACCO TAX," passed Second Reading and was referred to the Committee on Finance with Representatives Djou, Fox, Gomes, Leong, Marumoto, McDermott, Meyer, Moses, Ontai, Rath, Stonebraker and Whalen voting no, and with Representatives Arakaki, Bukoski, Kahikina and Souki being excused.

Representative Takumi, for the Committee on Higher Education presented a report (Stand. Com. Rep. No. 239-02) recommending that H.B. No. 1731, HD 1, as amended in HD 2, be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 1731, HD 2, entitled: "A BILL FOR AN ACT RELATING TO DRIVERS EDUCATION FUND UNDERWRITERS FEES," was referred to the Committee on Finance with Representative Arakaki, Bukoski, Kahikina and Souki being excused.

Representatives Chang and Saiki, for the Committee on Tourism and Culture and the Committee on Labor and Public Employment presented a report (Stand. Com. Rep. No. 240-02) recommending that H.B. No. 2195, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2195, entitled: "A BILL FOR AN ACT RELATING TO HAWAII TOURISM AUTHORITY," passed Second Reading and was referred to the Committee on Finance with Representatives Arakaki, Bukoski, Kahikina and Souki being excused.

Representative Chang, for the Committee on Tourism and Culture presented a report (Stand. Com. Rep. No. 241-02) recommending that H.B. No. 2451, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2451, entitled: "A BILL FOR AN ACT RELATING TO THE CONVENTION CENTER," passed Second Reading and was referred to the Committee on Finance with Representatives Arakaki, Bukoski, Kahikina and Souki being excused.

Representative Chang, for the Committee on Tourism and Culture presented a report (Stand. Com. Rep. No. 242-02) recommending that H.B. No. 2251, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2251, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TOURISM," passed Second Reading and was referred to the Committee on Finance with Representatives Arakaki, Bukoski, Kahikina and Souki being excused.

Representative Kahikina, for the Committee on Human Services and Housing presented a report (Stand. Com. Rep. No. 243-02) recommending that H.B. No. 2446, pass Second Reading and be referred to the Committee on Judiciary and Hawaiian Affairs.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2446, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs with Representatives Arakaki, Bukoski, Kahikina and Souki being excused.

Representative Kahikina, for the Committee on Human Services and Housing presented a report (Stand. Com. Rep. No. 244-02) recommending that H.B. No. 2447, pass Second Reading and be referred to the Committee on Judiciary and Hawaiian Affairs.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2447, entitled: "A BILL FOR AN ACT RELATING TO THE HOUSING AND COMMUNITY DEVELOPMENT CORPORATION OF HAWAII," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs with Representatives Arakaki, Bukoski, Kahikina and Souki being excused.

Representative Kahikina, for the Committee on Human Services and Housing presented a report (Stand. Com. Rep. No. 245-02) recommending that H.B. No. 2450, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2450, entitled: "A BILL FOR AN ACT RELATING TO THE HOUSING AND COMMUNITY

DEVELOPMENT CORPORATION OF HAWAII," passed Second Reading and was referred to the Committee on Finance with Representatives Arakaki, Bukoski, Kahikina and Souki being excused.

Representative Morita, for the Committee on Energy and Environmental Protection presented a report (Stand. Com. Rep. No. 246-02) recommending that H.B. No. 2001, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2001, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ENERGY CONSERVATION TAX CREDIT," passed Second Reading and was referred to the Committee on Finance with Representatives Arakaki, Bukoski, Kahikina and Souki being excused.

Representative Morita, for the Committee on Energy and Environmental Protection presented a report (Stand. Com. Rep. No. 247-02) recommending that H.B. No. 2184, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2184, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ENERGY," passed Second Reading and was referred to the Committee on Finance with Representatives Arakaki, Bukoski, Kahikina and Souki being excused.

Representative Morita, for the Committee on Energy and Environmental Protection presented a report (Stand. Com. Rep. No. 248-02) recommending that H.B. No. 2516, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative M. Oshiro moved that that H.B. No. 2516, HD 1, pass Second Reading and be referred to the Committee on Finance, seconded by Representative Lee.

Representative Djou rose to speak in support of the measure with reservations, stating:

"I have no opposition to the underlying substance of this bill. But I however have long complained about the proliferation of special funds. This creates yet another special fund, and again I am repeatedly concerned that too much of our budget is on 'autopilot, and this is going in the wrong direction. Thank you."

Representative Meyer rose in support of the measure with reservations, and asked that the remarks of Representative Djou be entered in the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative Moses rose to speak in support of the measure with reservations, stating:

"Like wise, I have reservations on this measure. Again it is not the underlying issue, but it is the proliferation of special funds, and I believe that this is just another special fund we can raid next year. Thank you Mr. Speaker."

Representative Fox rose to speak in opposition to the measure, stating:

"I do not see the need for this special fund. There is a special fund for drinking water. The subject at hand is clean water that

is for drinking purposes. We don't need another special fund. Thank you."

The motion was put to vote by the Chair and carried and the report of the Committee was adopted and H.B. No. 2516, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL PROGRAM FINANCING," passed Second Reading and was referred to the Committee on Finance with Representative Fox voting no, and with Representatives Arakaki, Bukoski, Kahikina and Souki being excused.

Representative Morita, for the Committee on Energy and Environmental Protection presented a report (Stand. Com. Rep. No. 249-02) recommending that H.B. No. 2128, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative M. Oshiro moved that that H.B. No. 2128, HD 1, pass Second Reading and be referred to the Committee on Finance, seconded by Representative Lee.

Representative Hale rose to speak in opposition to the measure, stating:

"Mr. Speaker, I rise in strong opposition to H.B. 2128, relating the issue of Special Purpose Revenue Bonds for projects on the island of Hawaii. I believe that it is time that this Legislature stop automatically approving Special Purpose Revenue Bonds for any Tom, Dick, or Harry that requests them.

"This bill in particular makes a mockery of the whole process. How can the Legislature, by two-thirds vote of each House, determine that this project is, 'in the public interest and for the public health, safety, and general welfare of the State'? We have not made any study of the proposed project and have not even done a preliminary investigation on the proposed project. In the committee questioning of the bill, the proposer admitted they had no experience in building a waste to energy plant. They did not have a site for such project. The group that proposed to build this had consisted of three engineers, one of whom has died, and that the County of Hawaii has not decided what to do yet with their solid waste.

"I checked with the County and I found that the study that they authorized has a plan for a regional transfer station, but has no immediate plan for a waste to energy facility. If that solution is accepted, I was informed, it is down the road, three or four years as a minimum. Why the urgency to allow this company to get money for a project that is not even planned yet? And with no information on the technology they will use to insure that is for, 'the health, safety and general welfare of this State.'

"It is obvious to me that the purpose of getting this authorization is to put this project in a position to have an advantage, when and if the County does decide to do such a project, by stating they have the financing. I don't think that the Legislature should be a party to this kind manipulation. Thank you Mr. Speaker."

Representative Rath rose in opposition to the measure and asked that the remarks of Representative Hale be entered in the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Thielen rose to speak in opposition to the measure, and asked that the remarks of Representative Hale be entered in the Journal as her own, and the Chair, "so ordered."

Representative Thielen continued, stating:

"I am a member of the Committee that heard this bill and I would like to refer the members of this Body to the vote record. It squeezed through with two people voting in favor, three members had reservations, and three of us were flat out no."

Representative Meyer rose to speak in opposition to the measure, stating:

"While in Committee I voted with reservations because I had missed the testimony. Hearing the Representative from Puna go through all the details of those that were submitting their testimony triggered my memory from last year and I would definitely vote no. Thank you."

Representative Gomes rose to speak in opposition to the measure, stating:

"I am in opposition based on the reasons articulated by the speaker from Puna, and the other opponents. Thank you."

Representative Halford rose and asked that the Clerk record a no vote for him and the Chair "so ordered."

The motion was put to vote by the Chair and carried and the report of the Committee was adopted and H.B. No. 2128, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR PROJECTS ON THE ISLAND OF HAWAII," passed Second Reading and was referred to the Committee on Finance with Representatives Gomes, Hale, Halford, Meyer, Rath and Thielen voting no, and with Representatives Arakaki, Bukoski, Kahikina and Souki being excused.

Representative Arakaki, for the Committee on Health presented a report (Stand. Com. Rep. No. 250-02) recommending that H.B. No. 1891, pass Second Reading and be referred to the Committee on Finance.

Representative M. Oshiro moved that that H.B. No. 1891, pass Second Reading and be referred to the Committee on Finance, seconded by Representative Lee.

Representative Fox rose to speak in support of the measure, stating:

"The purpose of this bill is to restore funding to the Tobacco Prevention and Control Fund that was set up in connection with the money that we got back from the tobacco settlement. This is an excellent bill. It is interesting that on the same day we will consider a different bill, H.B. 2741, that was the justification given to restore funding. I think this is the preferable way to restore funding rather than increasing taxes. Thank you Mr. Speaker."

Representative Djou rose to disclose a potential conflict of interest, stating:

"I sit on the board of directors of the American Lung Association which is potentially the beneficiary of the passage of this legislation."

The Chair ruled, "no conflict."

Representative Case rose to speak in opposition to the measure, stating:

"This is the second time in a week that we have essentially gone after the 'Rainy Day Fund.' No doubt it is for a good purpose, but is it for an emergency? More so, it is not just for a one-time emergency, if it could be an emergency. It is permanent, a permanent diversion of roughly half of what we have allocated to build up that 'Rainy Day Fund.'"

"We have been talking about this 'Rainy Day Fund' for years, and years, and years. We finally got it set up and funded it, and we are starting to take aim at it for purposes that have nothing to do with emergencies. Again it has nothing to do with the purpose there. The reason we are doing this is because we made a policy call during the Special Session to take monies from another aspect of the tobacco settlement and allocate it to a Medical School, which was a close call. But at least it had some nexus to the use of those funds.

"Now we are coming in on the backside and filling in that gap. Neither of those things amounts to an emergency, either directly or indirectly, so I think that we have got to wall that fund off and let it build up for times when we really do need it. If we need to fund this effort a little more, then take it out from some other aspect of the government budget and prioritize this over other programs. Thank you."

Representative Fox rose to respond, stating:

"Briefly, if there ever was a correct purpose of the use of the tobacco settlement money, it is for the Tobacco Prevention and Control Trust Fund. That money does not belong in the 'Rainy Day Fund.' It belongs here. Thank you Mr. Speaker."

The motion was put to vote by the Chair and carried and the report of the Committee was adopted and H.B. No. 1891, entitled: "A BILL FOR AN ACT RELATING TO THE TOBACCO SETTLEMENT MONEYS," passed Second Reading and was referred to the Committee on Finance with Representative Case voting no, and with Representatives Arakaki, Bukoski, Kahikina and Souki being excused.

Representative Arakaki, for the Committee on Health presented a report (Stand. Com. Rep. No. 251-02) recommending that H.B. No. 2060, pass Second Reading and be referred to the Committee on Judiciary and Hawaiian Affairs.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2060, entitled: "A BILL FOR AN ACT RELATING TO THE FOOD SAFETY CONSULTATIVE AND EDUCATION PROGRAM," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs with Representatives Arakaki, Bukoski, Kahikina and Souki being excused.

Representative Morita, for the Committee on Energy and Environmental Protection presented a report (Stand. Com. Rep. No. 252-02) recommending that H.B. No. 2667, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2667, entitled: "A BILL FOR AN ACT RELATING TO INVASIVE AQUATIC ORGANISMS," passed Second Reading and was referred to the Committee on Finance with Representatives Arakaki, Bukoski, Kahikina and Souki being excused.

Representative Morita, for the Committee on Energy and Environmental Protection presented a report (Stand. Com. Rep. No. 253-02) recommending that H.B. No. 2660, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection and Commerce.

Representative M. Oshiro moved that that H.B. No. 2660, HD 1, pass Second Reading and be referred to the Committee on Consumer Protection and Commerce, seconded by Representative Lee.

Representative Meyer rose to speak in opposition to the measure, stating:

"Originally, this bill was to impose a moratorium for an unspecified number of years on the practice of an electric utility charging stand-by charges and offering customers retention discounts for customers of self-generation and distributed energy resources. While I know, after sitting on the Environmental and Energy Committee for 8 years, we are wanting to encourage alternative generation of electricity, even though this bill has been amended, it still has the prohibition of stand-by charges and customer retention discounts and I realize to many in this Chamber this may sound like a lot of 'gobbledygook' unless you've been sitting on the Environmental and Energy Committee. But the stand-by charges are charges that the utility company charges a hotel that generates all of its electricity. Because they don't want to put the money upfront for the redundancy, they have a huge generator and they are making their own electricity. If that goes down they would be out of luck. That is why the utility company charges them stand-by cost.

"They actually have a choice if they want to buy additional equipment so that they can be free-standing and independent. They don't have to pay the stand-by charges. But if they want it both ways, the utility company, because they know that they have to provide stand-by electricity in case something goes wrong with these on-site generation facilities, they have to plan for that, so they have the generation capacity to kick in when these folks need it and that is why they charge it.

"I apologize that I was not at the Committee when they did the decision making. But I feel that you cannot have it both ways, and if you want electricity when your equipment fails, you have got to pay for it. Thank you Mr. Speaker."

Representative Morita rose to speak in support of the measure, stating:

"This bill is mainly to get the PUC to do its job in looking at this issue, because some of the rates that are being charged to our businesses are excessive, so our Committee has outlined a procedure for the Public Utilities Commission to do their job in examining this issue. The PUC, frankly, has 'punted' on this issue leaving the many resorts that choose to use efficient, combined heat and power systems paying excessive charges, and sometimes unwarranted charges.

"Your Committee on Energy and Environmental Protection understands that we don't have the ability to review these regulatory structures and ratemaking procedures. So what this bill does is say, 'PUC, you must address this issue. If you cannot meet our policy, those that are stated, then you have to come back to the Legislature and tell us why.'

"As to the prohibition on stand-by charges, those relate to renewable net metering projects. For a renewable net metering project, there is a cap for on a number of units that can come online so that does not impact the rate payer significantly. Thank you."

The motion was put to vote by the Chair and carried and the report of the Committee was adopted and H.B. No. 2660, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTRIC UTILITIES," passed Second Reading and was referred to the Committee on Consumer Protection and Commerce with Representative Meyer voting no, and with Representatives Arakaki, Bukoski, Kahikina and Souki being excused.

Representative Ito, for the Committee on Education presented a report (Stand. Com. Rep. No. 254-02) recommending that H.B. No. 2014, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative M. Oshiro moved that that H.B. No. 2014, HD 1, pass Second Reading and be referred to the Committee on Finance, seconded by Representative Lee.

Representative Ito rose in support of the measure and asked that this written remarks be entered in the Journal, and the Chair "so ordered."

Representative Ito's written remarks are as follows:

"Mr. Speaker, I rise in support of this measure. I know it's Second Reading, but this bill stands out as one of the greatest bills I have seen in my four years as Chair of Education.

"Mr. Speaker, this bill expands the possibilities of existing charter legislation to allow for long-term, long-range partnerships between the State of Hawai'i and nonprofit organizations to add value to our public schools.

"Mr. Speaker, as an example of this relationship, the House and Senate chairs on education have approached the Chief Executive Officer of the Kamehameha Schools, Dr. Hamilton McCubbin, to discuss the possibility of working closely with the Kamehameha Schools in the management of conversion charter schools in areas with a high percentage of indigenous Native Hawaiian youth. Mr. Speaker and members, we know that many of these youth are in most dire need of our *kokua*, and it is with that goal in mind that we have met with Dr. McCubbin to craft this legislation.

"Mr. Speaker, this bill allows for a nonprofit entity, such as a new nonprofit which Kamehameha Schools is creating, to meet the requirements of this bill, to enter into a charter school relationship with the Board of Education. The nonprofit would work with communities to convert DOE schools into charter schools, using a democratic, community-based process, so that additional resources can be directed into those campuses.

"This bill mandates that the nonprofit must contribute a minimum of 25% of the DOE allocation. Therefore, these schools would receive 125% of their standard allocation. Moreover, we have been pleased to hear from Kamehameha Schools that other private foundations and donors are interested in contributing additional resources to this partnership.

"Members, I this bill preserves the right of employees to collective bargaining under Chapter 89, such as currently preserved in charter school statutes. Students, teachers, educational officers, and all school staff will benefit from this arrangement.

"I urge the members to pass this bill as amended in committee. Mahalo, Mr. Speaker."

Representative Arakaki rose in support of the measure and asked that this written remarks be entered in the Journal, and the Chair "so ordered."

Representative Arakaki's written remarks are as follows:

"This measure will help to restate the goal of Charter School as an avenue for educational reform as defined in the "New Century Charter Schools," law passed in 1999, that defines charter schools as schools that utilize an alternate educational framework and are governed by an independent governing board. There is a growing national and state interest in charter schools because they provide a truly flexible, self-defining

alternative for public school reform, and allow students, teachers, and administrators the opportunity for innovation and increased autonomy to achieve their academic goals. For existing schools, especially for those in less affluent communities, this process is difficult to follow and the provisions of the school are not adequately identified. Hawaii is in need of a comprehensive charter school strategy which will explicitly detail a process that will enable and allow existing schools to meet the educational demands of the twenty-first century -- to become New Century Charter Schools. This measure is intended to establish the process for the creation of a charter school for existing schools. By working with current charter school officials, the Department of Education, the Office of the Governor, and employee representatives, we can create a process that is definitely a step towards complete educational reform in this State.

"To nurture the ideal of more autonomous and flexible decision-making at the school level, the Legislature supports the concept of New Century Charter Schools. This concept defines a new approach to education that is free of bureaucratic red tape and accommodating of the individual needs of students to allow the State to dramatically improve its educational standards for the Twenty-First century. Existing public schools should be established as charter schools. These schools will allow educators to better tailor the curriculum to enhance the learning.

"I urge all my colleagues to support this important educational reform measures."

The motion was put to vote by the Chair and carried and the report of the Committee was adopted and H.B. No. 2014, HD 1, entitled: "A BILL FOR AN ACT RELATING TO NEW CENTURY CONVERSION CHARTER SCHOOLS," passed Second Reading and was referred to the Committee on Finance with Representatives Arakaki, Bukoski, Kahikina and Souki being excused.

Representative Hiraki, for the Committee on Consumer Protection and Commerce presented a report (Stand. Com. Rep. No. 255-02) recommending that H.B. No. 2485, pass Second Reading and be referred to the Committee on Finance.

Representative M. Oshiro moved that that H.B. No. 2485, pass Second Reading and be referred to the Committee on Finance, seconded by Representative Lee.

Representative Marumoto rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, very briefly. I am for this with some slight reservations. This bill is neither here nor there. It is like shifting small change from one pocket to another. From one special fund to another. I am wondering why DCCA wants to keep 5% of their money. I recall that during the last Special Session, the one that was called after 9/11, the leadership discussed several draft bills from the Administration, and I remember that DCCA had one that would have called for a moratorium on all fees paid to this Department.

"So my thought at the time is that DCCA must have a very healthy surplus to be able to forego fees these for a year or two. I do not know how much is in the current balance at present, but I intend to look into it for Third Reading. Thank you very much."

Representative Gomes rose to speak in opposition to the measure, stating:

"Just a no vote for the reasons stated by the previous speaker."

The motion was put to vote by the Chair and carried and the report of the Committee was adopted and H.B. No. 2485, entitled: "A BILL FOR AN ACT RELATING TO CENTRAL SERVICE EXPENSES," passed Second Reading and was referred to the Committee on Finance with Representative Gomes voting no, and with Representatives Arakaki, Bukoski, Kahikina and Souki being excused.

Representatives Ito and Saiki, for the Committee on Education and the Committee on Labor and Public Employment presented a report (Stand. Com. Rep. No. 256-02) recommending that H.B. No. 2853, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2853, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE SALARY STRUCTURE OF EDUCATIONAL OFFICERS IN THE DEPARTMENT OF EDUCATION," passed Second Reading and was referred to the Committee on Finance with Representatives Arakaki, Bukoski, Kahikina and Souki being excused.

Representative Suzuki, for the Committee on Legislative Management presented a report (Stand. Com. Rep. No. 257-02) recommending that H.B. No. 1822, as amended in HD 1, be recommitted to the Committee on Legislative Management.

Representative M. Oshiro moved that that H.B. No. 1822, HD 1, pass Second Reading and be referred to the Committee on Legislative Management, seconded by Representative Lee.

Representative Moses rose to speak in support of the measure, stating:

"I am just hoping that by recommitting this we are going to be looking at some way to find the money when it finally gets through to the Finance Committee, and possibly to actually have a Legislative Analyst. Thank you Mr. Speaker."

The motion was put to vote by the Chair and carried and the report of the Committee was adopted and H.B. No. 1822, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE LEGISLATIVE ANALYST," was recommitted to the Committee on Legislative Management with Representatives Arakaki, Kahikina and Souki being excused.

Representative Hiraki, for the Committee on Consumer Protection and Commerce presented a report (Stand. Com. Rep. No. 258-02) recommending that H.B. No. 2467, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2467, entitled: "A BILL FOR AN ACT RELATING TO NATUROPATHY," passed Second Reading and was placed on the calendar for Third Reading with Representatives Kahikina and Souki being excused.

Representative Hamakawa, for the Committee on Judiciary and Hawaiian Affairs presented a report (Stand. Com. Rep. No. 259-02) recommending that H.B. No. 1804, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 1804, entitled: "A BILL FOR AN ACT RELATING TO EXPUNGEMENT," passed Second Reading and was placed on the calendar for Third Reading with Representatives Kahikina and Souki being excused.

Representative Hamakawa, for the Committee on Judiciary and Hawaiian Affairs presented a report (Stand. Com. Rep. No. 260-02) recommending that H.B. No. 2282, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2282, entitled: "A BILL FOR AN ACT RELATING TO AGREEMENTS TO ARBITRATE MADE BEFORE JULY 1, 2002," passed Second Reading and was placed on the calendar for Third Reading with Representatives Kahikina and Souki being excused.

Representative Hamakawa, for the Committee on Judiciary and Hawaiian Affairs presented a report (Stand. Com. Rep. No. 261-02) recommending that H.B. No. 2310, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2310, entitled: "A BILL FOR AN ACT RELATING TO VENUE," passed Second Reading and was placed on the calendar for Third Reading with Representatives Kahikina and Souki being excused.

Representative Hamakawa, for the Committee on Judiciary and Hawaiian Affairs presented a report (Stand. Com. Rep. No. 262-02) recommending that H.B. No. 2317, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2317, entitled: "A BILL FOR AN ACT RELATING TO THE JURISDICTION OF THE COURTS," passed Second Reading and was placed on the calendar for Third Reading with Representatives Kahikina and Souki being excused.

Representative Hamakawa, for the Committee on Judiciary and Hawaiian Affairs presented a report (Stand. Com. Rep. No. 263-02) recommending that H.B. No. 2318, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2318, entitled: "A BILL FOR AN ACT RELATING TO FORFEITURE OF BAIL OR BONDS," passed Second Reading and was placed on the calendar for Third Reading with Representatives Kahikina and Souki being excused.

Representative Hamakawa, for the Committee on Judiciary and Hawaiian Affairs presented a report (Stand. Com. Rep. No. 264-02) recommending that H.B. No. 2437, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2437, entitled: "A BILL FOR AN ACT RELATING TO FOREIGN PROTECTIVE ORDERS," passed Second Reading and was placed on the calendar for Third Reading with Representatives Kahikina and Souki being excused.

Representatives Arakaki and Hiraki, for the Committee on Health and the Committee on Consumer Protection and Commerce presented a report (Stand. Com. Rep. No. 265-02) recommending that H.B. No. 2049, pass Second Reading and be placed on the calendar for Third Reading.

Representative M. Oshiro moved that that H.B. No. 2049, pass Second Reading and be placed on the calendar for Third Reading, seconded by Representative Lee.

Representative Thielen rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Gomes rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Meyer rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. I also would like a no vote on this measure. This bill has been before us many times. The ophthalmologist that sat on the Board for the formulary testified that it worked well, and this was the same for last year. There were fewer ophthalmologists this year. It seems to me a sort of a slippery slope, and a dangerous thing. The optometrist will control the formulary and there will be no ophthalmologist on that Commission and I don't think that is the most prudent way to handle this. Thank you Mr. Speaker."

Representative Auwae rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Djou rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Halford rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Rath rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Stonebraker rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Takai rose to speak in support of the measure, stating:

"I believe this is going to be on the floor tomorrow for Third Reading and I rise in strong support of this measure. H.B. 2049 revisits two issues that have been brought up by the Hawaii optometrist for the last three years. First, the removal of the formulary committee, as well as, second, the right to prescribe oral medications to treat various eye conditions.

"If we look at the history of our legislative colleagues on the mainland, eleven other states initially installed some form of formulary committee to determine what types of drugs optometrists, in their respective states, could prescribe. They, like us, have ultimately found that having this formulary committee adds just one more hurdle to the already lengthy administrative process.

"A good example here, locally, is that Hawaii optometrists are still forced to prescribe drugs from a book that is at least 4 years old, even though that the formulary committee voted to take out this restriction over two years ago. How is this benefiting the people of Hawaii? We should follow our colleagues on the mainland and place the decision making in the hands of the State Board of Optometry. Every other independent health profession in Hawaii is governed by their own State board, so why shouldn't Hawaii optometrist be allowed the same privilege?

"If there is any concern on this issue, we must remember that the State Board of Optometry is held to the same medical and legal rules and regulations as any other State board and that their number one priority is to protect the public first. They

cannot allow anything that is not already approved in their prescriptive law. As an extra safeguard, H.B. 2049 puts in place various restrictions that Hawaii optometrists must follow when prescribing certain medications. It is important to note that these restrictions were taken directly from California's therapeutic law, a State that has the largest population of practicing optometrist in the Nation.

"I think that the question ultimately comes down to this: What makes Hawaii optometrists less qualified than their colleagues on the mainland? Optometrists have been prescribing medications since 1976. As of today, 46 states plus the District of Columbia allow optometrists the right to prescribe topical steroids. And 38 states plus the District of Columbia and Guam allow optometrists to prescribe some form of oral medication. Since 1992, there has not been one documented case of an optometrist being sued for malpractice for therapeutic management. In this same period, optometrists' malpractice premiums have not gone up one cent. Obviously they must be doing something right.

"As of today, an optometrist in the State of Hawaii cannot obtain a reciprocal license in any other state because they are so far behind in what they are allowed to do. This has to end now. It is time for us to grant the people of Hawaii access to comparable eye care as those on the mainland. I urge you and our members to support this bill. Thank you."

Representative Lee rose to speak in support of the measure, stating:

"I'd like to speak in favor of this issue also. I think this is really a matter of being able to maintain a standard of care. There is no history or evidence to show that optometrists in Hawaii are less qualified to prescribe than in other states. This very Body gave prescriptive power to physician's assistants who are far less highly educated and who have the power to even prescribe narcotics. Some said this prescriptive power was under a physician's supervision, but every body knows that doesn't happen, especially if you live in Ka'u or Hana. For the most part, the battle between professions related to prescriptive power is over turf and economics. As legislators we should stay out of that and look at the facts. The facts speak for themselves."

Representative Meyer rose to respond, stating:

"Mr. Speaker, these bills are routinely heard in Consumer Protection, and that is what we should be thinking about, consumer protection. There is a tremendous amount of confusion on the part of the general public as to what is an optometrist is, what an ophthalmologist is, what an optician is.

"The speaker from Pearl City talked about none of the malpractice premiums have gone up for optometrists. Optometrists have been prescribing drugs since 1976. Maybe the first state may have done that. You would have to look at all the various states as to when these various laws kicked in. Optometrists in Hawaii, there is no question, in sitting through hours of testimony on this very subject that these schools of optometry have gotten better and better over the years. The graduates are spending more and more time. They are learning probably far more than they need to for what optometrists used to do.

"In Hawaii we have many old-time optometrists who haven't had half the amount of schooling that these younger folks have. The optometrists have done one heck of a job lobbying in this building for 8 years. They've been down here and they have just done a grand job. I think some of these laws started way back in states where you couldn't find a specialist. It was very

much harder to find an ophthalmologist. We don't have a shortage in this town.

"Personally I just think that if you are looking for the best eye care and if you have a genuine problem, you go to an ophthalmologist for the best possible care. I guess I may not be able to convince all those in this Chamber, but I feel very strongly that I would want for every citizen in Hawaii to get the optimum care. When it comes to problems with your eyes, an ophthalmologist would give you that kind of care. Thank you Mr. Speaker."

Representative Arakaki rose to speak in support of the measure, stating:

"Thank you Mr. Speaker, in strong support. I hope all my colleagues can see very clearly that this bill will benefit many people. This bill was heard jointly by both the Health Committee and Consumer Protection Committee, and I think that we've looked at both sides of the issue. The fact is we've been wrestling with this issue for the past so many years, and we moved very slowly because, I think, of the concerns for the consumer, and concerns that were brought up by the ophthalmologists, and I think that is one of the reasons why we have the most restrictive regulations in terms of prescription authorities.

"Just to point out that we do have the safeguards still in this bill. But I think in being overly cautious, we've created a 'Mexican stand-off' where we have two optometrists, two ophthalmologists, and this poor pharmacist sitting in the middle. I think we've created, probably, a very difficult situation. But I think that the records and experience have shown us that we can proceed ahead and it will be for the benefit of the consumer. So I hope that everyone can again see very clearly, with regular glasses, that this is a great bill. Thank you."

The motion was put to vote by the Chair and carried and the report of the Committee was adopted and H.B. No. 2049, entitled: "A BILL FOR AN ACT RELATING TO OPTOMETRY," passed Second Reading and was placed on the calendar for Third Reading with Representatives Djou, Gomes, Halford, Meyer, Rath, Stonebraker and Thielen voting no, and with Representatives Kahikina and Souki being excused.

Representative Hamakawa, for the Committee on Judiciary and Hawaiian Affairs presented a report (Stand. Com. Rep. No. 266-02) recommending that H.B. No. 2601, as amended in HD 1, passed Second Reading and was placed on the calendar for Third Reading.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2601, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC FINANCIAL DISCLOSURE STATEMENTS," passed Second Reading, and was placed on the calendar for Third Reading with Representatives Kahikina and Souki being excused.

Representative Hiraki, for the Committee on Consumer Protection and Commerce presented a report (Stand. Com. Rep. No. 267-02) recommending that H.B. No. 1716, as amended in HD 1, passed Second Reading and was placed on the calendar for Third Reading.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 1716, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUM PROPERTY REGIMES," passed Second Reading, and was placed on the

calendar for Third Reading with Representatives Kahikina and Souki being excused

SUSPENSION OF RULES

On motion by Representative Lee, seconded by Representative Djou and carried, the rules were suspended for the purpose of considering a bill on Third Reading on the basis of a modified consent calendar. (Representatives Kahikina and Souki were excused.)

Representative Hiraki, for the Committee on Consumer Protection and Commerce presented a report (Stand. Com. Rep. No. 268-02) recommending that H.B. No. 2631, pass Third Reading.

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2631, entitled: "A BILL FOR AN ACT RELATING TO MEAT GRADING," passed Third Reading by a vote of 49 ayes, with Representatives Kahikina and Souki being excused.

The Chair directed the Clerk to note that H.B. No. 2631 passed Third Reading at 1:25 o'clock p.m.

THIRD READING

H.B. No. 1713, HD 1:

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, H.B. No. 1713, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUM PROPERTY REGIMES," passed Third Reading by a vote of 49 ayes, with Representatives Kahikina and Souki being excused.

H.B. No. 1715, HD 1:

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, H.B. No. 1715, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUM PROPERTY REGIMES," passed Third Reading by a vote of 49 ayes, with Representatives Kahikina and Souki being excused.

H.B. No. 1011, HD 1:

On motion by Representative M. Oshiro, seconded by Representative Lee and carried, H.B. No. 1011, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTIONS," passed Third Reading by a vote of 49 ayes, with Representatives Kahikina and Souki being excused.

The Chair directed the Clerk to note that H.B. Nos.: 1713, HD 1; 1715, HD 1; 1011, HD 1, passed Third Reading at 1:26 o'clock p.m.

INTRODUCTION OF RESOLUTIONS

By unanimous consent, the following resolution (H.R. No. 18) and concurrent resolutions (H.C.R. Nos. 34 and 35) were referred to Printing and further action was deferred:

H.R. No. 18, entitled: "HOUSE RESOLUTION REQUESTING 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," was jointly offered by Representatives Abinsay, Moses, Garcia, Takumi, Lee, Chang, Magaoay, Espero, Ito, Ahu Isa, Kanoho, M. Oshiro, Cabrerros, Pendleton, Arakaki, B. Oshiro, Case, Schatz, Yonamine, Say, Kahikina, Souki, McDermott, Kawakami, Hiraki, Suzuki and Takai.

H.C.R. No. 34, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING 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," was jointly offered by Representatives Abinsay, Moses, Garcia, Takumi, Lee, Chang, Magaoay, Espero, Yonamine, Kanoho, M. Oshiro, Cabrerros, Ahu Isa, Pendleton, Arakaki, B. Oshiro, Case, Schatz, Say, Souki, McDermott, Ito, Kahikina, Kawakami, Hiraki, Suzuki and Takai.

H.C.R. No. 35, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A CONGRESSIONAL RESOLUTION THAT A SIGNIFICANT PORTION OF EVERY MILITARY AND SECURITY PREPARATIONS AND OPERATIONS DOLLAR BE EARMARKED FOR A PEACEMAKING PROCESS," was jointly offered by Representatives Arakaki, Chang, Yonamine, Kahikina, Takai, Takumi, Lee, M. Oshiro, B. Oshiro and Garcia.

ANNOUNCEMENTS

Representative Morita, for the Committee on Energy and Environmental Protection, and the Committee on Transportation requested a waiver of the 48-hour notice for the purpose of decision-making on H.B. 2190, Relating to Evasive Species Funding, and the Chair "so ordered."

Representative Morita then announced that the Committees would meet at 2:00 p.m. in room 325 for the purposes of decision-making.

Representative Morita also reminded the members of Energy and Environmental Protection, and Judiciary and Hawaiian Affairs that decision-making on H.B. 2212, Relating to Alien Evasive Species would be scheduled for after the 2:15 agenda of Judiciary and Hawaiian Affairs, this afternoon.

The Chair then addressed Representative Thielen, stating:

"Representative Thielen, as the Minority Whip for the Committee, you are aware of this waiver, right?"

Representative Takai: "Thank you Mr. Speaker. The Chairman of Education wanted me to remind our members that we do have a hearing today at 3:00 instead of 2:00. It is 3:00 and it is very important that we get quorum. Thank you."

ADJOURNMENT

At 1:28 o'clock p.m. on motion by Representative Lee, seconded by Representative Djou and carried, the House of Representatives adjourned until 12:00 o'clock noon tomorrow, Friday, February 15, 2002. (Representatives Kahikina, Pendleton and Souki were excused.)