

THIRTEENTH DAY

Tuesday, February 6, 2007

The House of Representatives of the Twenty-Fourth Legislature of the State of Hawaii, Regular Session of 2007, convened at 12:05 o'clock p.m., with the Speaker presiding.

The invocation was delivered by Representative Sharon E. Har, after which the Roll was called showing all members present with the exception of Representative Pine, who was excused.

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

GOVERNOR'S MESSAGES

The following messages from the Governor (Gov. Msg. Nos. 249 through 251) were received and announced by the Clerk and were placed on file:

Gov. Msg. No. 249, dated February 1, 2007, transmitting the Report Pursuant to Section 342G-15, Hawaii Revised Statutes Requiring the Office of Solid Waste Management to Give an Annual Report on Solid Waste Management.

Gov. Msg. No. 250, dated January 30, 2007, transmitting the Office of Youth Services' Report as required by Act 160, Section 38.4, Session Laws of Hawaii 2006.

Gov. Msg. No. 251, dated January 29, 2007, transmitting the Department of Agriculture's Transfer of Revolving Fund Monies Annual Report for calendar year ending December 31, 2006.

SENATE COMMUNICATION

The following communication from the Senate (Sen. Com. No. 5) was received and announced by the Clerk:

Sen. Com. No. 5, transmitting S.B. No. 6, entitled: "A BILL FOR AN ACT RELATING TO OPIHI," which passed Third Reading in the Senate on February 5, 2007.

On motion by Representative B. Oshiro seconded by Representative Meyer and carried, the following Senate bill passed First Reading by title and further action was deferred: (Representative Pine was excused.)

S.B. No. 6

DEPARTMENTAL COMMUNICATIONS

The following departmental communications (Dept. Com. Nos. 45 and 46) were received by the Clerk and were placed on file:

Dept. Com. No. 45, dated February 5, 2007, from Marion M. Higa, State Auditor, Office of the Auditor, transmitting the report, Management Audit of the Student Housing Services at the University of Hawai'i at Mānoa, Part 1.

Dept. Com. No. 46, dated February 5, 2007, from Patricia Hamamoto, Superintendent, Department of Education, transmitting the Department of Education Operating Budget Request, Fiscal Biennium 2007-09, dated January 2007.

ORDER OF THE DAY

COMMITTEE REASSIGNMENTS

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

H.B.
Nos.Re-referred to:

372, HD1	Committee on Transportation, then to the Committee on Finance
540, HD1	Committee on International Affairs, then to the Committee on Finance
763	Committee on Labor & Public Employment, then to the Committee on Finance
1001	Committee on Human Services & Housing, then to the Committee on Water, Land, Ocean Resources & Hawaiian Affairs, then to the Committee on Finance
1020	Committee on Tourism & Culture, then to the Committee on Finance

STANDING COMMITTEE REPORTS

Representative Ito, for the Committee on Water, Land, Ocean Resources & Hawaiian Affairs presented a report (Stand. Com. Rep. No. 62) recommending that H.B. No. 252, pass Second Reading and be referred to the Committee on Economic Development & Business Concerns.

Representative Caldwell moved that the report of the Committee be adopted, and that H.B. No. 252, pass Second Reading and be referred to the Committee on Economic Development & Business Concerns, seconded by Representative B. Oshiro.

Representative Finnegan rose in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. Please note my reservations and I would like written comments please."

Representative Meyer rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. I also have some reservations. I note that most of those fees are going to double and I think we're worried about the cost of housing and every time we add more taxes to something, it adds to the cost."

Representative Marumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Ward rose to speak in support of the measure with reservations, stating:

"As you can see, it's part of the DNA. According to one, it 'does not add', but to others it would mean, 'do not agree' with taxpayers, and that's why I have reservations."

Representative Chong rose to speak in support of the measure, stating:

"Mr. Speaker, I stand in support of this bill. It attempts to address the issue of speculation in the real estate market, which has greatly hurt our local residents. Thank you."

Representative Ching rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Finnegan rose to respond, stating:

"Thank you, Mr. Speaker. I might as well just say my written comments. In regards to these increased costs, and I'm still with reservations, what happens is these costs are going to the purchase of the cost for the purchase of properties, and that will affect people who purchase the properties, which could be owner occupants and our local residents. 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. 252, entitled: "A BILL FOR AN ACT RELATING TO CONVEYANCE TAXES FOR SPECULATIVE SALES," passed Second Reading and was referred to the Committee on Economic Development & Business Concerns with Representatives Pine and Souki being excused.

Representative Ito, for the Committee on Water, Land, Ocean Resources & Hawaiian Affairs presented a report (Stand. Com. Rep. No. 63) recommending that H.B. No. 1847, as amended in HD 1, pass Second Reading and be referred to the Committee on Public Safety & Military Affairs.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.B. No. 1847, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CONSERVATION AND RESOURCES ENFORCEMENT," passed Second Reading and was referred to the Committee on Public Safety & Military Affairs with Representatives Pine and Souki being excused.

Representative Cabanilla, for the Committee on International Affairs presented a report (Stand. Com. Rep. No. 64) recommending that H.B. No. 1684, as amended in HD 1, pass Second Reading and be referred to the Committee on Legislative Management.

Representative Caldwell moved that the report of the Committee be adopted, and that H.B. No. 1684, HD 1, pass Second Reading and be referred to the Committee on Legislative Management, seconded by Representative B. Oshiro.

Representative Thielen rose to speak in support of the measure, stating:

"Mr. Speaker, I'm rising to speak in support of the bill accompanying Standing Committee Report No. 64.

"Mr. Speaker, what this bill does is establish an international liaison for the Legislature within the Department of Business and Economic and Development and Tourism.

"When you look at the bill on page 1, I would hope that the subsequent Committee would add another factor for the Office to address, and that specifically is climate change.

"The liaison will be working internationally, and right now it is to look at areas of international business, economy, culture, education and the arts. I find that climate change is really a critical issue and should be included. Therefore, Mr. Speaker, I request that Legislative Management please look at that and see if that shouldn't be an addition to the 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. 1684, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INTERNATIONAL LIAISON FOR THE LEGISLATURE," passed Second Reading and was referred to the Committee on Legislative Management with Representatives Pine and Souki being excused.

Representative Chang, for the Committee on Higher Education presented a report (Stand. Com. Rep. No. 65) recommending that H.B. No. 194, pass Second Reading and be referred jointly to the Committee on Economic Development & Business Concerns and the Committee on Energy & Environmental Protection.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.B. No. 194, entitled: "A BILL FOR AN ACT RELATING TO THE NATURAL ENERGY LABORATORY OF HAWAII AUTHORITY," passed Second Reading and was referred jointly to the Committee on Economic Development & Business Concerns and the Committee on Energy & Environmental Protection with Representatives Pine and Souki being excused.

Representative Chang, for the Committee on Higher Education presented a report (Stand. Com. Rep. No. 66) recommending that H.B. No. 275, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.B. No. 275, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM ATHLETE AGENTS ACT," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce with Representatives Pine and Souki being excused.

Representative Chang, for the Committee on Higher Education presented a report (Stand. Com. Rep. No. 67) recommending that H.B. No. 1288, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.B. No. 1288, entitled: "A BILL FOR AN ACT RELATING TO THE STATE OF HAWAII SECTION 529 COLLEGE SAVINGS PROGRAM," passed Second Reading and was referred to the Committee on Finance with Representatives Pine and Souki being excused.

Representative Chang, for the Committee on Higher Education presented a report (Stand. Com. Rep. No. 68) recommending that H.B. No. 681, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.B. No. 681, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC INTEREST ATTORNEYS," passed Second Reading and was referred to the Committee on Judiciary with Representatives Pine and Souki being excused.

Representatives Chang and Takumi, for the Committee on Higher Education and the Committee on Education presented a report (Stand. Com. Rep. No. 69) recommending that H.B. No. 63, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committees was adopted and H.B. No. 63, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE UNIVERSITY OF HAWAII," passed Second Reading and was referred to the Committee on Finance with Representatives Pine and Souki being excused.

Representatives Chang and Takumi, for the Committee on Higher Education and the Committee on Education presented a report (Stand. Com. Rep. No. 70) recommending that H.B. No. 767, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committees was adopted and H.B. No. 767, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE RUNNING START PROGRAM FOR COLLEGE PREPARATION," passed Second Reading and was

referred to the Committee on Finance with Representatives Pine and Souki being excused.

Representative Takumi, for the Committee on Education presented a report (Stand. Com. Rep. No. 71) recommending that H.B. No. 18, pass Second Reading and be referred to the Committee on Labor & Public Employment.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.B. No. 18, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Labor & Public Employment with Representatives Pine and Souki being excused.

Representative Takumi, for the Committee on Education presented a report (Stand. Com. Rep. No. 72) recommending that H.B. No. 598, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.B. No. 598, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Finance with Representatives Pine and Souki being excused.

Representative Takumi, for the Committee on Education presented a report (Stand. Com. Rep. No. 73) recommending that H.B. No. 429, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.B. No. 429, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST SACRED HEARTS ACADEMY," passed Second Reading and was referred to the Committee on Finance with Representatives Pine and Souki being excused.

Representative Takumi, for the Committee on Education presented a report (Stand. Com. Rep. No. 74) recommending that H.B. No. 504, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.B. No. 504, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR LE JARDIN ACADEMY," passed Second Reading and was referred to the Committee on Finance with Representatives Pine and Souki being excused.

Representative Takumi, for the Committee on Education presented a report (Stand. Com. Rep. No. 75) recommending that H.B. No. 581, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.B. No. 581, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR HANALANI SCHOOLS," passed Second Reading and was referred to the Committee on Finance with Representatives Pine and Souki being excused.

Representative Takumi, for the Committee on Education presented a report (Stand. Com. Rep. No. 76) recommending that H.B. No. 627, pass Second Reading and be referred to the Committee on Finance.

Representative Caldwell moved that the report of the Committee be adopted, and that H.B. No. 627, pass Second Reading and be

referred to the Committee on Finance, seconded by Representative B. Oshiro.

Representative Caldwell rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, I would like to declare a potential conflict of interest. I'm a graduate of Hawaii Preparatory Academy. I also was the President of the Alumni Association. And my wife is currently on their Board of Governors," and the Chair ruled "no conflict."

Representative Thielen rose to disclose a potential conflict of interest, stating:

"Mr. Speaker. I'll follow the request. My oldest son went to Hawaii Preparatory Academy," and the Chair ruled "no conflict."

Representative Thielen continued, stating:

"Mr. Speaker, that was many years after the prior speaker."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 627, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR HAWAII PREPARATORY ACADEMY," passed Second Reading and was referred to the Committee on Finance with Representatives Pine and Souki being excused.

Representative Takumi, for the Committee on Education presented a report (Stand. Com. Rep. No. 77) recommending that H.B. No. 19, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.B. No. 19, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Finance with Representatives Pine and Souki being excused.

Representative Takumi, for the Committee on Education presented a report (Stand. Com. Rep. No. 78) recommending that H.B. No. 595, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.B. No. 595, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Finance with Representatives Pine and Souki being excused.

Representative Shimabukuro, for the Committee on Human Services & Housing presented a report (Stand. Com. Rep. No. 79) recommending that H.B. No. 103, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.B. No. 103, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SOCIAL SERVICES," passed Second Reading and was referred to the Committee on Finance with Representatives Pine and Souki being excused.

Representative Shimabukuro, for the Committee on Human Services & Housing presented a report (Stand. Com. Rep. No. 80) recommending that H.B. No. 734, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

Representative Caldwell moved that the report of the Committee be adopted, and that H.B. No. 734, HD 1, pass Second Reading and

be referred to the Committee on Consumer Protection & Commerce, seconded by Representative B. Oshiro.

Representative Caldwell rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, I would like to declare a potential conflict. The firm of which I'm a partner does represent some of the largest landowners on the Land Reform Act issue, and would like to declare a potential conflict," and the Chair declared, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 734, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LEASEHOLD CONVERSION," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce with Representatives Pine and Souki being excused.

Representative Sonson, for the Committee on Labor & Public Employment presented a report (Stand. Com. Rep. No. 81) recommending that H.B. No. 852, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.B. No. 852, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEE RETIREMENT SYSTEM," passed Second Reading and was referred to the Committee on Finance with Representatives Pine and Souki being excused.

Representative Magaoay, for the Committee on Legislative Management presented a report (Stand. Com. Rep. No. 82) recommending that H.B. No. 1672, pass Second Reading and be referred to the Committee on Labor & Public Employment.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.B. No. 1672, entitled: "A BILL FOR AN ACT RELATING TO LEGISLATIVE SERVICE AGENCIES," passed Second Reading and was referred to the Committee on Labor & Public Employment with Representatives Pine and Souki being excused.

Representative Magaoay, for the Committee on Legislative Management presented a report (Stand. Com. Rep. No. 83) recommending that H.B. No. 896, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.B. No. 896, 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 Pine and Souki being excused.

Representative Magaoay, for the Committee on Legislative Management presented a report (Stand. Com. Rep. No. 84) recommending that H.B. No. 750, pass Second Reading and be referred to the Committee on Finance.

Representative Caldwell moved that the report of the Committee be adopted, and that H.B. No. 750, pass Second Reading and be referred to the Committee on Finance, seconded by Representative B. Oshiro.

Representative Finnegan rose in opposition to the measure, and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Finnegan's written remarks are as follows:

"Mr. Speaker, there were concerns that came up in Committee that cause me to pause and think that giving the Ombudsman this

authority is not an overall good policy. By law, the Department of Taxation holds all taxpayer information in strictest confidence. Taxpayer privacy rights far outweigh the Ombudsman's investigative interests for a potential few complaints.

"Also, Department of Taxation will be unable to comply with any requests involving federal information because federal law does not allow for redisclosure to any other State agency.

"Moreover, there is already a procedure in place for disclosure of taxpayer information to third parties. Thank you, Mr. Speaker."

Representative Thielen rose to speak in opposition to the measure, stating:

"Mr. Speaker, I also am going to register a no vote and I'd like to explain why. Mr. Speaker, as I understand this, this is going to give a great deal of information to the Office of the Ombudsman, and this personal information that could then be subject to problems with identity theft, even though it goes to an Office. The more people's personal information is released, the more likely it is you're going to be one of those who is going to be subject to identity theft. Thank you."

Representative Meyer rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. This is very much like a bill we heard, I think, last year, so I'm going to stay consistent and vote no on this."

Representative Ching rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Marumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative M. Oshiro rose to speak in support of the measure, stating:

"Mr. Speaker, a strong support. Mr. Speaker, this body passed a similar measure last year. It was vetoed by the Governor, unfortunately. This is a pro-taxpayer bill, Mr. Speaker. Taxpayers who feel aggrieved by the Department of Taxation will have the ability to invoke the Office of Ombudsman to assist them in resolving their dispute with the tax office. This is pro-taxpayer rights. 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. 750, entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF THE OMBUDSMAN," passed Second Reading and was referred to the Committee on Finance with Representatives Finnegan, Meyer and Thielen voting no, and with Representatives Pine and Souki being excused.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 85) recommending that H.B. No. 435, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.B. No. 435, entitled: "A BILL FOR AN ACT RELATING TO MOPEDS," passed Second Reading and was referred to the Committee on Judiciary with Representatives Pine and Souki being excused.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 86) recommending that H.B. No. 352, pass Second Reading and be referred to the Committee on Judiciary.

Representative Caldwell moved that the report of the Committee be adopted, and that H.B. No. 352, pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative B. Oshiro.

Representative Thielen rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. I'm rising to cast a no vote on this.

"Mr. Speaker, this is really the 'son of the van cam', and for those Members that weren't here before when we had the infamous van cam bill, and then law, on the books, it created a great deal of consternation among the motoring population. In fact, consternation was so great that we repealed that bill.

"This is now kind of a side step to come back in. That's why I call it 'son of van cam'. I don't think it's a good idea and I would encourage the Members to look carefully at this as it moves forward, and then maybe we will have enough of a, I guess, enough Members that will decide to vote against it, and the bill would just die a quiet death. Thank you."

Representative Meyer rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. I'm rising in favor with some reservations. I think that this bill is not quite the same as the one that we repealed a few years ago. This would have the county run it with the Honolulu police, unlike the other one where we had a private vendor.

"This is early in the game, but there are concerns about people being ticketed for going just a few miles over, rather than the way the police do it now, where somewhere, if you were like eight or ten miles over. So I'm concerned about that, but I'll try to keep an open mind. Thank you, Mr. Speaker."

Representative Marumoto rose to speak in opposition to the measure, stating:

"Mr. Speaker, I'm in opposition to this measure. And, although I'm not in favor of speeding, I understand the van cams are a very efficient way to catch speeders. But on the other hand, the quantity of speeders we were catching was unbelievable, and even if they were going only a mile or two above the speed limit, they were getting caught.

"And what's even worse than the speeding ticket, and the penalty was the fact that, no doubt their insurance went up on all the cars that were on the same policy for about three years. And to me this was a frightening prospect. Somehow or another, this program has to be tamed. Thank you very much."

Representative Souki rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. I wish to speak I favor of this bill.

"You know, what's a frightening prospect is that the continuing fatalities that we have from speeding throughout the State, especially here on Oahu. I'm very surprised that someone would look at the deterrence of speeding and vote against it. It means that your concern for life and welfare is of minimum importance.

"We have the responsibility, Mr. Speaker, to protect the life and welfare of our citizens and that includes those who are speeding. And if you're caught speeding, and if your insurance goes up, so be it. It's the law and they should not be speeding.

"So, Mr. Speaker, I strongly urge the Members to support this, and I'm hopeful that my colleagues on the Judiciary Committee, the

Chair, the Committee members will look favorably at this legislation. Thank you very much, Mr. Speaker."

Representative Lee rose to speak in support of the measure, stating:

"Mr. Speaker, I stand in strong support of this measure.

"Last week we lost another pedestrian. I think we've lost more pedestrians this year than ever before. More than likely it was due to speeding. And I'm in support of this bill because we're just losing too many people on the road. I was glad to hear the Representative from Laie in support even if it was with reservations, and I would like to have her words included in the Journal as if they were my own. Thank you."

Representative Ward rose to speak in support of the measure, stating:

"Mr. Speaker, I rise in support of this measure.

"As many know, I had the opportunity of being away for a while. And upon returning, I could not believe the brazen red-light running that I saw. It was really, really obvious.

"Mr. Chair, I know that the gentleman from Maui who spoke, who removed me from the Floor, of which I never thought I would end up saying now, would you put his remarks in the Journal, as if they were my own? I'll swallow hard on this one."

Representative Finnegan rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. Just note my slight reservations. 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. 352, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY," passed Second Reading and was referred to the Committee on Judiciary with Representatives Marumoto and Thielen voting no, and with Representatives Pine and Souki being excused.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 87) recommending that H.B. No. 356, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

Representative Caldwell moved that the report of the Committee be adopted, and that H.B. No. 356, HD 1, pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative B. Oshiro.

Representative Lee rose in support of 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 rise in support of this measure.

"Mr. Speaker this bill would prohibit individuals from leaving children under the age of nine alone in a motor vehicle. Numerous incidents in the last few years have raised awareness of the catastrophic dangers involved when children are left unattended in vehicles. The car could be stolen, the child may put the car in gear, or the child could be kidnapped or sexually assaulted. Especially with the level of drug use in our State, you never know what might occur.

"Even if the time frame is relatively short it is still dangerous. Take for example the following story dated February 16, 2005 from the *Maui News*:

A 2-year-old Lahaina boy who was left alone for a few seconds in a parked pickup truck managed to put the vehicle in gear, causing the truck to move forward and hit a woman and a building, police said.

"He was alone in the truck for maybe five seconds," said Lahaina patrol Sgt. Ricky Uedoi, who was among officers responding to the 12:46 p.m. accident Monday at Anchor Square. "Within a couple of seconds, the boy somehow managed to get the truck in gear."

The red Dodge extended-cab truck had been parked in front of Pay Day Hawaii in the business complex on Papalaua Street when the boy's mother went to an upstairs office to pay a bill, Uedoi said.

He said the boy was in the truck with his father, who took the child out of his car seat in the back after he started crying.

The truck was in the park position with its engine on when the father stepped out to give the mother some money, leaving the boy in the truck, Uedoi said.

He said the father was around the corner, 20 to 25 feet away, when the truck moved forward five to seven feet into the building, hitting an employee from a nearby business who was taking trash to a bin.

The woman was transported by medics to the hospital.

No customers were in Pay Day Hawaii when the truck rolled into the building, damaging a window and the front door, and blocking the door.

Uedoi said the boy would have had to press on the brakes to activate the shifter and get the truck into the drive gear.

"That's the youngest driver I have ever encountered in an accident," Uedoi said.

Considering the short period that the child was left alone in the car, "This is what you would probably truly consider an accident," said police Capt. Charles Hirata, commander of the Lahaina Patrol District.

"It underscores the necessity to watch children in unattended vehicles, especially if you have the motor running," Hirata said. "It also underscores the purpose of keeping them in the car seat."

"You can't leave kids unattended in cars, even for a second. Things happen. It could have been real tragic."

We don't like to think of these possibilities but things happen.

"In addition, this bill would require applicants of drivers' licenses to be tested for knowledge of this issue, as well as require vehicle lessors to display the information via stickers on cars. We are not trying to criminalize bad parenting. Instead we want parents to realize the dangers. There are few events more traumatizing than losing a child. I just do not want to see that happen.

"In every Session since 2002, I have introduced a bill regarding this important issue. In fact, last year, HB 1787, HD 1, SD 1, made it as far as the Floor of the Hawaii State Senate for final passage where it was recommitted. I don't want this important measure to fall by the wayside again. I urge my colleagues to vote yes on 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. 356, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD ENDANGERMENT," passed Second Reading and was referred to the Committee on Judiciary with Representatives Pine and Souki being excused.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 88) recommending that H.B. No. 657, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.B. No. 657, entitled: "A BILL FOR AN ACT RELATING TO WAIVER OF ABANDONED VEHICLE PUBLIC AUCTION REQUIREMENTS," passed Second Reading and was referred to the Committee on Finance with Representatives Pine and Souki being excused.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 89) recommending that H.B. No. 895, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Caldwell moved that the report of the Committee be adopted, and that H.B. No. 895, HD 1, pass Second Reading and be referred to the Committee on Finance, seconded by Representative B. Oshiro.

Representative Takai 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. 895, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES," passed Second Reading and was referred to the Committee on Finance with Representatives Pine and Souki being excused.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 90) recommending that H.B. No. 416, pass Second Reading and be referred to the Committee on Water, Land, Ocean Resources & Hawaiian Affairs.

Representative Caldwell moved that the report of the Committee be adopted, and that H.B. No. 416, pass Second Reading and be referred to the Committee on Water, Land, Ocean Resources & Hawaiian Affairs, seconded by Representative B. Oshiro.

Representative Evans rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative McKelvey 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. 416, entitled: "A BILL FOR AN ACT RELATING TO AIRPORTS," passed Second Reading and was referred to the Committee on Water, Land, Ocean Resources & Hawaiian Affairs with Representatives Pine and Souki being excused.

Representatives Chang and Takumi, for the Committee on Higher Education and the Committee on Education presented a report (Stand. Com. Rep. No. 91) recommending that H.B. No. 1530, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committees was adopted and H.B. No. 1530, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Finance with Representatives Pine and Souki being excused.

Representatives Green and Shimabukuro, for the Committee on Health and the Committee on Human Services & Housing presented a report (Stand. Com. Rep. No. 92) recommending that H.B. No. 7, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

Representative Caldwell moved that the report of the Committees be adopted, and that H.B. No. 7, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce, seconded by Representative B. Oshiro.

Representative Finnegan rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. In support with some reservations.

"The only reservations that I have in regards to wanting to save money on this bill is that the State of Hawaii would be, if this is true, the State of Hawaii would be prohibited from utilizing federal Medicaid matching funds to purchase prescription drugs from this program because some of the drugs will be purchased from Canada and Europe. That would be my reservation. Thank you."

Representative Takumi rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support of the measure. For the edification of the previous speaker, this does not impact Medicare or Medicaid. This is a program that has been implemented by the State of Illinois. And in the last year, State of Illinois estimates that it has saved upwards of over \$100 million for its workers and retirees. That's why I think this is something we should pursue. Again, it's voluntary. Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried, and the report of the Committees was adopted and H.B. No. 7, entitled: "A BILL FOR AN ACT RELATING TO THE I-SAVERX PRESCRIPTION DRUG PROGRAM," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce with Representatives Pine and Souki being excused.

Representatives Green and Shimabukuro, for the Committee on Health and the Committee on Human Services & Housing presented a report (Stand. Com. Rep. No. 93) recommending that H.B. No. 12, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committees was adopted and H.B. No. 12, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PRESCRIPTION DRUG COST CONTAINMENT AND AFFORDABLE ACCESS," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce with Representatives Pine and Souki being excused.

Representative Green, for the Committee on Health presented a report (Stand. Com. Rep. No. 94) recommending that H.B. No. 1047, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.B. No. 1047, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MARRIAGE AND FAMILY THERAPISTS," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce with Representatives Pine and Souki being excused.

Representative Green, for the Committee on Health presented a report (Stand. Com. Rep. No. 95) recommending that H.B. No. 1474, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

Representative Caldwell moved that the report of the Committee be adopted, and that H.B. No. 1474, HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce, seconded by Representative B. Oshiro.

Representative Takai rose to disclose a potential conflict of interest, stating:

"Thank you, Mr. Speaker. I wish to be excused on this particular measure. Mr. Speaker, I own a company that brokers life and health insurance."

The Chair responded, stating:

"No conflict at this point. Is it going to be a monetary gain for you or your company? If it's your company, it's not a monetary gain on a personal note."

Representative Takai: "No, Mr. Speaker."

At 12:24 o'clock p.m., Representative Takai requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:27 o'clock p.m.

The Chair then ruled:

"The Chair at this time will rule that the Representative from Pearl City has no conflict because it deals with a class of brokers in regards to healthcare premiums that are being sold."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1474, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION OF PREMIUMS," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce with Representatives Pine and Souki being excused.

Representative Green, for the Committee on Health presented a report (Stand. Com. Rep. No. 96) recommending that H.B. No. 1699, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.B. No. 1699, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH COVERAGE FOR BRAIN INJURIES," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce with Representatives Pine and Souki being excused.

Representative Morita, for the Committee on Energy & Environmental Protection presented a report (Stand. Com. Rep. No. 97) recommending that H.B. No. 653, as amended in HD 1, pass Second Reading and be referred to the Committee on Water, Land, Ocean Resources & Hawaiian Affairs.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committees was adopted and H.B. No. 653, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SUPPLEMENTAL ENVIRONMENTAL IMPACT STATEMENTS," passed Second Reading and was referred to the Committee on Water, Land, Ocean Resources & Hawaiian Affairs with Representatives Pine and Souki being excused.

Representative Morita, for the Committee on Energy & Environmental Protection presented a report (Stand. Com. Rep. No. 98) recommending that H.B. No. 704, as amended in HD 1, pass Second Reading and be referred to the Committee on Agriculture.

Representative Caldwell moved that the report of the Committee be adopted, and that H.B. No. 704, HD 1, pass Second Reading and be referred to the Committee on Agriculture, seconded by Representative B. Oshiro.

Representative Tokioka rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Sonson rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Sagum 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. 704, HD 1, entitled: "A BILL FOR AN ACT RELATING TO GENETICALLY MODIFIED ORGANISMS," passed Second Reading and was referred to the Committee on Agriculture with Representatives Pine and Souki being excused.

Representative Morita, for the Committee on Energy & Environmental Protection presented a report (Stand. Com. Rep. No. 99) recommending that H.B. No. 1577, as amended in HD 1, pass Second Reading and be referred to the Committee on Agriculture.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.B. No. 1577, HD 1, entitled: "A BILL FOR AN ACT RELATING TO GENETICALLY MODIFIED COFFEE," passed Second Reading and was referred to the Committee on Agriculture with Representatives Pine and Souki being excused.

Representative Yamashita, for the Committee on Economic Development & Business Concerns presented a report (Stand. Com. Rep. No. 100) recommending that H.B. No. 317, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.B. No. 317, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PROFESSIONAL EMPLOYMENT ORGANIZATIONS," passed Second Reading and was referred to the Committee on Finance with Representatives Pine and Souki being excused.

Representative Yamashita, for the Committee on Economic Development & Business Concerns presented a report (Stand. Com. Rep. No. 101) recommending that H.B. No. 1057, pass Second Reading and be referred to the Committee on Judiciary.

Representative Caldwell moved that the report of the Committee be adopted, and that H.B. No. 1057, pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative B. Oshiro.

Representative Thielen rose to speak in support of the measure with reservations, stating:

"Thank you. Mr. Speaker, I'm rising with reservations on Stand. Com. No. 101 and its accompanying bill.

"And, Mr. Speaker, I strongly support the fact that Hawaii is now a smoke-free State. The concern I have on this, this bill makes it unlawful for a person under 18 to possess tobacco. The concern I have is that this bill places the blame on minors. It's a Big Tobacco tactic to get out of their responsibility. In other words, Big Tobacco wants to say that the minor is responsible, rather than Big Tobacco for targeting minors to get them to smoke. So, that's my concern on this. Thank you."

Representative Finnegan 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. 1057, entitled: "A BILL FOR AN ACT RELATING TO TOBACCO," passed Second Reading and was referred to the Committee on Judiciary with Representatives Pine and Souki being excused.

Representative Yamashita, for the Committee on Economic Development & Business Concerns presented a report (Stand. Com. Rep. No. 102) recommending that H.B. No. 963, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.B. No. 963, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PROCUREMENT," passed Second Reading and was referred to the Committee on Judiciary with Representatives Pine and Souki being excused.

Representative Yamashita, for the Committee on Economic Development & Business Concerns presented a report (Stand. Com. Rep. No. 103) recommending that H.B. No. 1058, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

Representative Caldwell moved that the report of the Committee be adopted, and that H.B. No. 1058, HD 1, pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative B. Oshiro.

Representative Finnegan 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. 1058, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR," passed Second Reading and was referred to the Committee on Judiciary with Representatives Pine and Souki being excused.

Representative Yamashita, for the Committee on Economic Development & Business Concerns presented a report (Stand. Com. Rep. No. 104) recommending that H.B. No. 1432, as amended in HD 1, pass Second Reading and be referred to the Committee on Legislative Management.

Representative Caldwell moved that the report of the Committee be adopted, and that H.B. No. 1432, HD 1, pass Second Reading and be referred to the Committee on Legislative Management, seconded by Representative B. Oshiro.

Representative Marumoto rose to speak in opposition to the measure, stating:

"Thank you Mr. Speaker, I will be voting no on this measure. I think we all would like to see a statewide, high-speed wireless network, but I don't know whether we should go for a state-owned, state-run system because there's several private providers that can help us now. But apparently the authors of the bill thought that segments of the population would forever lag behind other parts of the population unless the State provided it for them.

"This calls for a State taskforce to study this type of network and it will be established in the Office of the Auditor. It's very heavily populated by nominees from the House and the Senate, generously giving the Governor one appointee. After the taskforce presents this report, it calls for the Auditor to prepare a statewide access plan for the development of a state-owned, high-speed wireless internet broadband system.

"I think we should call for a study of this system before mandating a plan, the drawing up of the plan. And incidentally, we ask whether it would be feasible if the State should partner with private sector internet service providers to provide part of the wireless system.

"I think this is too much State taking over private businesses. So I would strongly request that people in the next Committee, the

subsequent Committees to look at this carefully. Thank you very much."

Representative Meyer rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. I'm rising with some strong reservations and would ask that the words of the previous speaker be inserted in the Journal as if they were my 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. 1432, HD 1, entitled: "A BILL FOR AN ACT RELATING TO STATEWIDE WIRELESS ACCESS," passed Second Reading and was referred to the Committee on Legislative Management with Representative Marumoto voting no, and with Representatives Pine and Souki being excused.

Representative Yamashita, for the Committee on Economic Development & Business Concerns presented a report (Stand. Com. Rep. No. 105) recommending that H.B. No. 318, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.B. No. 318, entitled: "A BILL FOR AN ACT RELATING TO ADMINISTRATIVE PROCEDURES," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce with Representatives Pine and Souki being excused.

Representative Yamashita, for the Committee on Economic Development & Business Concerns presented a report (Stand. Com. Rep. No. 106) recommending that H.B. No. 687, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

Representative Caldwell moved that the report of the Committee be adopted, and that H.B. No. 687, HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce, seconded by Representative B. Oshiro.

Representative Marumoto rose to speak in opposition to the measure, stating:

"I must have gotten up on the negative side of the bed this morning, Mr. Speaker. Another no vote on this particular measure.

"This would set up a separate type of corporation called the 'responsible corporation' and I contend that many of our existing corporations are responsible and very interested in the welfare of our population and the environment of our society.

"The corporations run the gamut from the big mainland corporations to little 'mom and pop' stores, and I don't think we need a new structure to increase responsibility.

"If the introducers are interested in more conscience on the part of our businesses, they certainly could run an educational campaign, but I think this bill is a very heavy-handed way to make this happen. I urge all others to vote no. Thank you."

Representative Ching rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, I rise with strong reservations, and I ask that the words of my colleague from Kahala be entered as my own, as well.

"I completely support the idea of encouraging corporations to become more responsible citizens and to acknowledge that it's

actually good business. 'You do well by doing good,' to quote, and I think, Steve Case ... you do well by doing good.

"However, I note the opposition from the Chamber of Commerce here and I think that the business community here has expressed that there are some good Samaritans and I agree with the Representative of Kahala that teaching is sometimes better. Sometimes a carrot works better than a stick. And the only concern I have is that we're meddling further into business and sometimes, like in the ecosystem, a certain amount of meddling actually gets a reverse consequence. Thank you."

Representative Meyer rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Mr. Wakai rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, I rise to register a vote with reservation. I just wanted to say that I don't know if it's really government's role to mandate good business practices. I think that if the business chooses to go about just purely for profit, that they suffer the consequences of doing so. So I'd like to just register a vote with reservations."

Representative Belatti rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative B. Oshiro rose to speak in support of the measure, stating:

"Mr. Speaker, I rise in support. Very briefly, I think that this is actually an innovative idea and we should actually take a look at it more seriously.

"Currently under the law, there are only two ways in which a corporation can register. Either you're for profit or nonprofit, one or the other. But I think what this is asking is whether we should be looking at other alternatives so that people that are doing things in the public interest, perhaps, while not declaring a nonprofit status, and all of the restrictions and regulations that go along with it, if they are going to be providing the public benefit, perhaps, the regulation should be slightly lessened so that we can actually recognize what they are doing for our overall community.

"I support this because I think it's innovative and something we should think about. It's not committing us at any specific direction, but something we should just start considering as we move forward in tomorrow's day and age. Thank you."

Representative Takai rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative M. Oshiro rose to speak in support of the measure, stating:

"Mr. Speaker, I rise in strong support of this measure. This is merely a taskforce, Mr. Speaker. It doesn't mandate any requirements upon existing corporations. In fact, this is like the Majority Floor Leader stated earlier. It's another innovative approach to diversify our economy, and I believe we should support this measure as it moves forward. I ask that the words of the Majority Floor Leader be incorporated into the Journal as my very own," and the Chair, "so ordered." (By reference only.)

Representative Saiki rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Nishimoto rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Berg rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. I rise with strong reservations. The academic that I am, who loves to work on taskforces and with people, I think that our money is better invested in moving us towards self-sufficiency and that vision that we have been talking about, so I rise with strong reservations."

Representative Yamashita rose to speak in support of the measure, stating:

"Thank you very much, Mr. Speaker. In support. This measure, I think, is a good measure, as far as looking forward with the changing world we live in with innovation, with technology, and all kinds of things, how corporations are evolving.

"Mr. Speaker, I think what we need to do is let this measure move forward and have that discussion so that when we regulate, like the words of the Majority Floor Leader, when we regulate, we have a clear idea of what a corporation is doing for our community and how we can further make sure that we don't overburden them and have things in there that will also support their growth. Thank you."

Representative Finnegan 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. 687, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CORPORATIONS," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce with Representatives Belatti, Finnegan, Marumoto and Meyer voting no, and with Representatives Pine and Souki being excused.

Representative Green, for the Committee on Health presented a report (Stand. Com. Rep. No. 107) recommending that H.B. No. 875, as amended in HD 1, be adopted, passed, and recommitted to the Committee on Health for further consideration.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.B. No. 875, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," was adopted, passed, and recommitted to the Committee on Health for further consideration with Representatives Pine and Souki being excused.

ANNOUNCEMENTS

Representative Brower: "Mr. Speaker, your Committee on Agriculture and your Committee on Energy and Environmental Protection will be reconvening their 11:00 a.m. decision making meeting at 1:00 p.m. today in Room 325."

Representative Bertram announced that the Committee on Higher Education and the Committee on Labor and Public Employment will be conducting a public hearing today at 2:00 p.m. in Conference Room 309.

Representative B. Oshiro announced that the Committee on Judiciary will be conducting a public hearing today at 2:00 p.m. in Conference Room 325.

Representative Green: "Thank you, Mr. Speaker. I believe it was omitted from the Order of the Day accidentally, perhaps through miscommunication from my office. But your Committee on Health will be hearing HB No. 675 Relating to Death with Dignity on Wednesday evening at 5:00 p.m. Thank you, Mr. Speaker."

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 12:42 o'clock p.m.

Representative Green: "Thank you, Mr. Speaker. Clarification, but it was my mistake. Because it's being heard at 5:00 p.m. tomorrow, I understand it will appear on tomorrow's Order of the Day. And we did have 48 hours notice. Thank you, Mr. Speaker."

Representative Chong, for the Committee on Water, Land, Ocean Resources and Hawaiian Affairs requested a waiver of the 48-hour advanced notice requirement to hear 2 bills for decision making on Wednesday, February 7 at 9:30 a.m. in Conference Room 312.

Representative Chong: "It's HB 507 Relating to Boating, and HB 1905," and the Chair "so ordered."

Representative Tokioka announced that the Committee on International Affairs will be conducting a public hearing tomorrow at 8:00 a.m. in Conference Room 329; followed by a joint public hearing the Committee on Economic Development and Business Concerns at 8:15 a.m. in Conference Room 329, with decision making to follow.

Representative Manahan announced that the Committee on Tourism and Culture will be conducting a joint public hearing with the Committee on Water, Land, Ocean Resources and Hawaiian Affairs tomorrow at 8:30 a.m.; followed by a joint public hearing with the Committee on Economic Development and Business Concerns at 9:00 a.m. in Conference Room 325, with decision making to follow.

Representative Manahan also announced that the Committee on Tourism and Culture will be conducting a public hearing tomorrow at 9:30 a.m. in Conference Room 325 with decision making to follow.

At 12:44 o'clock p.m. the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:45 o'clock p.m.

Representative Nishimoto announced that the Committee on Transportation will be conducting an informational briefing tomorrow at 8:30 a.m. in Conference Room 309; followed by a public hearing tomorrow at 9:30 a.m. in Conference Room 309."

ADJOURNMENT

At 12:46 o'clock p.m. on motion by Representative B. Oshiro, seconded by Representative Meyer and carried, the House of Representatives adjourned until 12:00 o'clock noon tomorrow, Wednesday, February 7, 2007. (Representatives Chang, Pine, Saiki and Souki were excused.)