

EIGHTEENTH DAY

Tuesday, February 12, 2008

The House of Representatives of the Twenty-Fourth Legislature of the State of Hawaii, Regular Session of 2008, convened at 12:05 o'clock p.m., with the Speaker presiding.

The invocation was delivered by Ms. Seiko Chow of Makalapa Elementary School, after which the Roll was called showing all members present with the exception of Representatives Ching, Meyer, Sagum, Souki and Waters, who were excused.

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

GOVERNOR'S MESSAGE

The following message from the Governor (Gov. Msg. No. 260) was received and announced by the Clerk and was placed on file:

Gov. Msg. No. 260, dated February 12, 2008, transmitting the Non-School Hour Programs for Children and Youth Report prepared by the Office of Youth Services.

INTRODUCTIONS

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

Representative M. Oshiro introduced Mr. William "Bill" Pound, Executive Director of the National Conference on State Legislatures, and Ms. Corina Eckl, NCSL Director of Fiscal Affairs and Hawaii liaison.

Representative McKelvey introduced Maui County Council Member, Mr. Joe Pontanilla.

Representative Carroll introduced farmer and fishing advocate, Mr. Darrell Tanaka from Haiku, Maui.

Representative Lee introduced Hoala School Principal, Ms. Nancy Barry.

Representative Ward introduced banker, CEO and community leader, Mr. Rick Humphreys.

Representative Bertram introduced former Maui County Council Member, Mr. Dain Kane.

ORDER OF THE DAY

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> |
|----------------------------|---|
| 2172, HD1 | Committee on Health, then to the Committee on Finance |
| 2727, HD1 | Committee on Health, then to the Committee on Finance |
| 2962 | Committee on Finance |

The following resolution and concurrent resolution were re-referred to committee by the Speaker:

H.R.
No.Re-referred to:

16 Jointly to the Committee on Human Services & Housing and the Committee on International Affairs

H.C.R.
No.Re-referred to:

16 Jointly to the Committee on Human Services & Housing and the Committee on International Affairs

INTRODUCTION OF RESOLUTION
(FLOOR PRESENTATION)

The following resolution (H.R. No. 63) was announced by the Clerk and the following action taken:

H.R. No. 63, entitled: "HOUSE RESOLUTION RECOGNIZING AND COMMENDING BERT A. KOBAYASHI FOR HIS LEADERSHIP AND INVALUABLE CONTRIBUTIONS TO THE CONSTRUCTION INDUSTRY AND THE STATE OF HAWAII," was offered by Representative Ito.

Representative Ito moved that H.R. No. 63 be adopted, seconded by Representative Caldwell.

Representative Ito introduced and recognized Mr. Bert A. Kobayashi, accompanied by his wife, Mrs. Susan Kobayashi who were seated on the floor of the House.

Representative Caldwell further recognized Mr. Kobayashi and introduced the following family and friends seated in the gallery:

Mr. Bert "BJ" Kobayashi, Jr., son of Mr. Kobayashi, accompanied by his wife, Mrs. Nicole Kobayashi, and children, Master Bert Kobayashi III and Ms. Lucia Kobayashi;

Mr. Patrick Kobayashi, son of Mr. Kobayashi, accompanied by his wife, Mrs. Kris Kobayashi, and son, Master Adam Kobayashi;

Mrs. Alana Pakkala, daughter of Mr. Kobayashi, accompanied by her husband, Mr. Matt Pakkala;

Mr. James Kobayashi, brother of Mr. Kobayashi, accompanied by his daughter, Ms. Michelle Kobayashi;

Mr. Ronald Kobayashi, brother of Mr. Kobayashi; and

Ms. Kathy Inouye, CEO, Kobayashi Group.

Representative Caldwell also recognized Mr. Rick Humphreys and the many other friends and family in the gallery.

Representative Ching further recognized Mr. Kobayashi.

The motion was put to vote by the Chair and carried, and H.R. No. 63 was adopted with Representatives Nakasone and Sagum being excused.

At 12:26 o'clock p.m., the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 12:34 o'clock p.m.

STANDING COMMITTEE REPORTS

Representative Takumi, for the Committee on Education presented a report (Stand. Com. Rep. No. 281-08) recommending that H.B. No. 3266, 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. 3266, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII TEACHER STANDARDS BOARD," passed Second Reading and was referred to the Committee on Judiciary with Representatives Nakasone, M. Oshiro and Sagum being excused.

Representative Takumi, for the Committee on Education presented a report (Stand. Com. Rep. No. 282-08) recommending that H.B. No. 2973, 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. 2973, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EARLY LEARNING," passed Second Reading and was referred to the Committee on Finance with Representatives Nakasone, M. Oshiro and Sagum being excused.

Representative Takumi, for the Committee on Education presented a report (Stand. Com. Rep. No. 283-08) recommending that H.B. No. 2051, HD 1, 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. 2051, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION FOR FOSTER CHILDREN," was referred to the Committee on Finance with Representatives Nakasone, M. Oshiro and Sagum being excused.

Representative Takumi, for the Committee on Education presented a report (Stand. Com. Rep. No. 284-08) recommending that H.B. No. 2141, HD 1, 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. 2141, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was referred to the Committee on Finance with Representatives Nakasone, M. Oshiro and Sagum being excused.

Representative Takumi, for the Committee on Education presented a report (Stand. Com. Rep. No. 285-08) recommending that H.B. No. 2533, 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. 2533, entitled: "A BILL FOR AN ACT RELATING TO VACCINATIONS," was referred to the Committee on Finance with Representatives Nakasone, M. Oshiro and Sagum being excused.

Representative Takumi, for the Committee on Education presented a report (Stand. Com. Rep. No. 286-08) recommending that H.B. No. 2556, 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. 2556, entitled: "A BILL FOR AN ACT RELATING TO SUBSTANCE ABUSE," was referred to the Committee on Finance with Representatives Nakasone, M. Oshiro and Sagum being excused.

Representatives Takumi and Chang, for the Committee on Education and the Committee on Higher Education presented a report (Stand. Com. Rep. No. 287-08) recommending that H.B. No. 2587, HD 1, 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. 2587, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO ESTABLISH CREATIVITY ACADEMIES," was referred to the Committee on Finance with Representatives Nakasone, M. Oshiro and Sagum being excused.

Representative Yamashita, for the Committee on Economic Development & Business Concerns presented a report (Stand. Com. Rep. No. 288-08) recommending that H.B. No. 2778, 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. 2778, HD 1, pass Second Reading and be referred to the Committee on Finance, seconded by Representative B. Oshiro.

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

"Mr. Speaker, on Stand. Com. Rep. No. 288 and House Bill 2778, House Draft 1, I would like to explain my reservations. On this particular measure, DBEDT is tasked to study tax credits and DBEDT felt that they were not the right agency to do a study on taxes because they do not have the information. The Tax Department expressed a willingness to do this as they have the information. Also, they were a little concerned about handing over certain records to DBEDT because of privacy considerations.

"So I think it's a good idea to do a study on tax credits, and this is on all the tax credits that we have. But I think it should not be done by DBEDT who did not want to do it. Thank you very much."

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

"In support of the same measure, No. 288. Mr. Speaker this measure is designed to look at the impacts of tax credits and all tax credits. DBEDT is tasked to do that. And as we went through this measure looking for the right agency to do it, whether it be DOTAX or if there are tax credits that benefit the human services, if they were to do a study on the impacts. But we felt that this measure is to look at the impacts socially and economically and DBEDT is probably is the proper place to put this.

"As far as tax information that may be confidential, in testimony they said they are trying to work on ways that they can get the information between the departments without compromise. 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. 2778, 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 Nakasone, M. Oshiro and Sagum being excused.

Representative Yamashita, for the Committee on Economic Development & Business Concerns presented a report (Stand. Com. Rep. No. 289-08) recommending that H.B. No. 2781, 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. 2781, 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 Nakasone, M. Oshiro and Sagum being excused.

Representative Yamashita, for the Committee on Economic Development & Business Concerns presented a report (Stand. Com. Rep. No. 290-08) recommending that H.B. No. 3360, 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. 3360, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SCIENCE AND TECHNOLOGY," passed Second Reading and was referred to the Committee on Finance with Representatives Nakasone, M. Oshiro and Sagum being excused.

Representative Takumi, for the Committee on Education presented a report (Stand. Com. Rep. No. 291-08) recommending that H.B. No. 2441, be referred to the Committee on Finance.

Representative Caldwell moved that the report of the Committee be adopted, and that H.B. No. 2441, be referred to the Committee on Finance, seconded by Representative B. Oshiro.

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

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

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

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

"I'd also like to register with reservations on this measure. I just don't think that we should have to have workers' compensation coverage for students while they're interning."

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

"Thank you very much, Mr. Speaker. Just a clarification. I guess I am in support, strong or otherwise. Mr. Speaker the purpose of this bill is, and let me give you a real life example. Farrington High School has the Teacher Cadet Program whereby seniors in that high school who aspire to a career in teaching enter this Teacher Cadet Program. And as a part of that program they go out and actually work in schools. Under the current workers' compensation law, if they work at a private pre-school and they get hurt on the job, they're covered under our workers' compensation laws, as well they should be.

"However, there is a loophole. If they happen to teach at a public elementary school, say a kindergarten class, and they get hurt on the job, they are not covered. It seems to me that if a student in this program is working in a private or a public setting and gets injured on the job, they should qualify for workers' compensation.

"This bill merely extends that coverage for worker's compensation, not just in the private setting, but also in the public setting. 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. 2441, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION," was referred to the Committee on Finance with Representatives Nakasone, M. Oshiro and Sagum being excused.

Representative Takumi, for the Committee on Education presented a report (Stand. Com. Rep. No. 292-08) recommending that H.B. No.

602, 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. 602, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Finance with Representatives Nakasone, M. Oshiro and Sagum being excused.

Representatives Chang and Morita, for the Committee on Higher Education and the Committee on Energy & Environmental Protection presented a report (Stand. Com. Rep. No. 293-08) recommending that H.B. No. 2166, 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. 2166, 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 Nakasone, M. Oshiro and Sagum being excused.

Representative Magaoay, for the Committee on Legislative Management presented a report (Stand. Com. Rep. No. 294-08) recommending that H.B. No. 2751, 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. 2751, entitled: "A BILL FOR AN ACT RELATING TO LEGISLATIVE PROCEEDINGS ON THE INTERNET," passed Second Reading and was referred to the Committee on Finance with Representatives Nakasone, M. Oshiro and Sagum being excused.

Representative Magaoay, for the Committee on Legislative Management presented a report (Stand. Com. Rep. No. 295-08) recommending that H.B. No. 3313, 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. 3313, entitled: "A BILL FOR AN ACT RELATING TO THE STATE CAPITOL BUILDING," passed Second Reading and was referred to the Committee on Finance with Representatives Nakasone, M. Oshiro and Sagum being excused.

Representative Magaoay, for the Committee on Legislative Management presented a report (Stand. Com. Rep. No. 296-08) recommending that H.B. No. 2908, 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. 2908, entitled: "A BILL FOR AN ACT RELATING TO AUDIT RECOMMENDATIONS," passed Second Reading and was referred to the Committee on Finance with Representatives Nakasone, M. Oshiro and Sagum being excused.

Representative Magaoay, for the Committee on Legislative Management presented a report (Stand. Com. Rep. No. 297-08) recommending that H.B. No. 2196, HD 1, as amended in HD 2, 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. 2196, HD 2, entitled: "A BILL FOR AN ACT RELATING TO CAREGIVING," was referred to the Committee on Finance with Representatives Nakasone, M. Oshiro and Sagum being excused.

Representative Ito, for the Committee on Water, Land, Ocean Resources & Hawaiian Affairs presented a report (Stand. Com. Rep. No. 298-08) recommending that H.B. No. 2247, 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. 2247, pass Second Reading and be referred to the Committee on Finance, seconded by Representative B. Oshiro.

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

"Thank you, Mr. Speaker. On Standing Committee Report 298-08, Relating to the Historic Preservation, in strong support. What's troubling about this issue, Mr. Speaker is that we passed this bill in 2003; one of the first times that we have preserved some 11,000 acres of South Kona because of its tremendous historic value. The Governor came to Kona, signed the bill in 2003. The *kupuna* from Milolii were there. We provided funding for the appraisal of the land so that we could start to negotiate the purchase for a trade of that land, and nothing has happened since 2003.

"We keep extending the life of this bill in the hopes that at some point the Administration will recognize the value of this tremendously historic piece of land, and proceed to acquire it through either land exchange or purchase.

"Mr. Speaker, you've been there. All the members of this body have been there, and we recognize the great value of these 11,000 acres. 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. 2247, entitled: "A BILL FOR AN ACT RELATING TO HISTORIC PRESERVATION," passed Second Reading and was referred to the Committee on Finance with Representatives Nakasone, M. Oshiro and Sagum being excused.

Representative Ito, for the Committee on Water, Land, Ocean Resources & Hawaiian Affairs presented a report (Stand. Com. Rep. No. 299-08) recommending that H.B. No. 2955, 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. 2955, entitled: "A BILL FOR AN ACT RELATING TO ARCHAEOLOGICAL DATA," passed Second Reading and was referred to the Committee on Finance with Representatives Nakasone, M. Oshiro and Sagum being excused.

Representative Ito, for the Committee on Water, Land, Ocean Resources & Hawaiian Affairs presented a report (Stand. Com. Rep. No. 300-08) recommending that H.B. No. 3272, 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. 3272, pass Second Reading and be referred to the Committee on Finance, seconded by Representative B. Oshiro.

Representative Thielen rose and asked that the Clerk record a no vote for her, 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."

Representative Finnegan 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 Pine 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. 3272, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," passed Second Reading and was referred to the Committee on Finance with Representatives Pine and Thielen voting no, and with Representatives Nakasone, M. Oshiro and Sagum being excused.

Representative Green, for the Committee on Health presented a report (Stand. Com. Rep. No. 301-08) recommending that H.B. No. 2025, 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. 2025, entitled: "A BILL FOR AN ACT RELATING TO TOBACCO," passed Second Reading and was referred to the Committee on Judiciary with Representatives Nakasone, M. Oshiro and Sagum being excused.

Representative Green, for the Committee on Health presented a report (Stand. Com. Rep. No. 302-08) recommending that H.B. No. 2756, 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. 2756, entitled: "A BILL FOR AN ACT RELATING TO THE HOSPITAL LOAN GUARANTEE PROGRAM," passed Second Reading and was referred to the Committee on Finance with Representatives Nakasone, M. Oshiro and Sagum 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. 303-08) recommending that H.B. No. 2426, 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. 2426, entitled: "A BILL FOR AN ACT RELATING TO CANCER TREATMENT," passed Second Reading and was referred to the Committee on Finance with Representatives Nakasone, M. Oshiro and Sagum being excused.

Representative Takumi, for the Committee on Education presented a report (Stand. Com. Rep. No. 304-08) recommending that H.B. No. 2279, 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. 2279, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE HAWAII TEACHER CADET PROGRAM," passed Second Reading and was referred to the Committee on Finance with Representatives Nakasone, M. Oshiro and Sagum being excused.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 305-08) recommending that H.B. No. 2953, 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. 2953, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES," passed Second Reading and was referred to the Committee on Judiciary with Representatives Nakasone, M. Oshiro and Sagum being excused.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 306-08) recommending that H.B. No. 3011, 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. 3011, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE REGISTRATION," passed Second Reading and was referred to the Committee on Judiciary with Representatives Nakasone, M. Oshiro and Sagum being excused.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 307-08) recommending that H.B. No. 3203, 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. 3203, entitled: "A BILL FOR AN ACT RELATING TO COMMERCIAL DRIVERS," passed Second Reading and was referred to the Committee on Judiciary with Representatives Nakasone, M. Oshiro and Sagum being excused.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 308-08) recommending that H.B. No. 3225, 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. 3225, entitled: "A BILL FOR AN ACT RELATING TO NEIGHBORHOOD ELECTRIC VEHICLES," passed Second Reading and was referred to the Committee on Judiciary with Representatives Nakasone, M. Oshiro and Sagum being excused.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 309-08) recommending that H.B. No. 3273, 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. 3273, entitled: "A BILL FOR AN ACT RELATING TO TRAFFIC INFRACTIONS," passed Second Reading and was referred to the Committee on Judiciary with Representatives Nakasone, M. Oshiro and Sagum being excused.

Representative Yamane, for the Committee on Tourism & Culture presented a report (Stand. Com. Rep. No. 310-08) recommending that H.B. No. 2909, 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. 2909, entitled: "A BILL FOR AN ACT RELATING TO THE FIFTIETH ANNIVERSARY OF STATEHOOD COMMISSION," passed Second Reading and was referred to the Committee on Finance with Representatives Nakasone, M. Oshiro and Sagum being excused.

Representative Yamane, for the Committee on Tourism & Culture presented a report (Stand. Com. Rep. No. 311-08) recommending that H.B. No. 3279, 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. 3279, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII UNITED OKINAWA ASSOCIATION," passed Second Reading and was referred to the

Committee on Finance with Representatives Nakasone, M. Oshiro and Sagum being excused.

Representative Yamane, for the Committee on Tourism & Culture presented a report (Stand. Com. Rep. No. 312-08) recommending that H.B. No. 3381, 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. 3381, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A GRANT TO THE USS MISSOURI MEMORIAL ASSOCIATION, INC., FOR REPAIRS AND RESTORATION OF THE BATTLESHIP MISSOURI," passed Second Reading and was referred to the Committee on Finance with Representatives Nakasone, M. Oshiro and Sagum being excused.

Representative Yamane, for the Committee on Tourism & Culture presented a report (Stand. Com. Rep. No. 313-08) recommending that H.B. No. 2436, 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. 2436, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FIREWORKS," passed Second Reading and was referred to the Committee on Judiciary with Representatives Nakasone, M. Oshiro and Sagum being excused.

Representative Yamane, for the Committee on Tourism & Culture presented a report (Stand. Com. Rep. No. 314-08) recommending that H.B. No. 2719, 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. 2719, HD 1, pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative B. Oshiro.

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

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

Representative Chong 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."

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

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

Representative Awana 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. 2719, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FIREWORKS," passed Second Reading and was referred to the Committee on Judiciary with Representative Chang voting no, and with Representatives Nakasone, M. Oshiro and Sagum being excused.

Representative Herkes, for the Committee on Consumer Protection & Commerce presented a report (Stand. Com. Rep. No. 315-08) recommending that H.B. No. 94, 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. 94, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," passed Second Reading and was referred to the Committee on Finance with Representatives Nakasone, M. Oshiro and Sagum being excused.

Representative Herkes, for the Committee on Consumer Protection & Commerce presented a report (Stand. Com. Rep. No. 316-08) recommending that H.B. No. 3325, HD 1, as amended in HD 2, 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. 3325, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM LAND SALES PRACTICES ACT," was referred to the Committee on Judiciary with Representatives Nakasone, M. Oshiro and Sagum being excused.

Representative Morita, for the Committee on Energy & Environmental Protection presented a report (Stand. Com. Rep. No. 317-08) recommending that H.B. No. 2825, 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. 2825, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST SOPOGY INC., IN THE DEVELOPMENT OF RENEWABLE ENERGY ON THE ISLAND OF OAHU," passed Second Reading and was referred to the Committee on Finance with Representatives Nakasone, M. Oshiro and Sagum being excused.

Representative Morita, for the Committee on Energy & Environmental Protection presented a report (Stand. Com. Rep. No. 318-08) recommending that H.B. No. 2002, as amended in HD 1, pass Second Reading and be referred to the Committee on Economic Development & Business Concerns.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.B. No. 2002, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DEPOSIT BEVERAGE CONTAINERS," passed Second Reading and was referred to the Committee on Economic Development & Business Concerns with Representatives Nakasone, M. Oshiro and Sagum being excused.

Representative Shimabukuro, for the Committee on Human Services & Housing presented a report (Stand. Com. Rep. No. 319-08) recommending that H.B. No. 2515, 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. 2515, entitled: "A BILL FOR AN ACT RELATING TO KUKUI GARDENS," passed Second Reading and was referred to the Committee on Finance with Representatives Nakasone, M. Oshiro and Sagum being excused.

Representative Shimabukuro, for the Committee on Human Services & Housing presented a report (Stand. Com. Rep. No. 320-08) recommending that H.B. No. 2770, 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. 2770, HD 1, entitled: "A BILL FOR AN ACT RELATING TO BRIDGE TO HOPE PROGRAM," passed Second Reading and was referred to the Committee on Finance with Representatives Nakasone, M. Oshiro and Sagum being excused.

Representative Shimabukuro, for the Committee on Human Services & Housing presented a report (Stand. Com. Rep. No. 321-08) recommending that H.B. No. 2036, 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. 2036, HD 1, pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative B. Oshiro.

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

"Mr. Speaker, may I request comments on Standing Committee Report 321-08. Just with reservations. As Chair of Public Safety, I see in this bill that we're changing the law to now allow a sentence of imprisonment. So I just want to point out again, we need a financial impact analysis. I just want to point out it will have an impact. Thank you."

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

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

"Thank you, in support. Just for the Members' and the previous speaker's information, any minor who is sentenced goes to the detention home which is under the Judiciary, so it won't impact the budget of Public Safety. Thank you."

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

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

"Mr. Speaker, in support for Stand. Com. Report 321. Reducing the offense of promoting intoxicating liquor to a minor from a misdemeanor to a petty misdemeanor will permit more expeditious resolutions of these cases, because these cases will be adjudicated by bench trials instead of jury trials. This is pursuant to our case law, *State v. Lindsey*. In addition the focus of this bill is on alcohol. This is the number one drug of choice for teens in Hawaii.

"According to the Surgeon General of the United States, underage alcohol consumption is widespread and persistent. It is a public health and safety problem that creates serious personal, social and economic consequences for our *keiki*, our families and our communities. Underage alcohol is more likely to kill young people than all illegal drugs combined.

"In 2005, underage drinkers consumed 7.2 percent of all alcohol sold in Hawaii, totaling \$66 million in sales. In fact, a substantial percentage of our students reported that it's very easy to get alcohol. And these percentages increase with age. For 8th graders, 47.4 percent reported they could get alcohol. For 10th graders, 72.3 percent. And for 12th graders, 81.7 percent of our students had indicated they could get alcohol. Twenty-nine percent of all treatment admissions in the State for alcohol abuse were from youth 12 to 20.

"For those reasons I believe that this measure will act as a strong deterrent because it does provide for a jail sentence for first-time offenders, albeit 24 hours. Nevertheless it's still jail sentence, and it is a deterrent. Thank you, Mr. Speaker."

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

"Thank you, Mr. Speaker. I'm in strong support and I'd like the words from the previous speaker as my own," and the Chair "so ordered." (By reference only.)

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

"Thank you, Mr. Speaker. I am also in strong support, and may I have the words of the Representative of Waimanalo, and also the Representative of Kalihi entered into the record as if they were my own. Thank you," 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. 2036, 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 Nakasone, M. Oshiro and Sagum being excused.

Representative Tsuji, for the Committee on Agriculture presented a report (Stand. Com. Rep. No. 322-08) recommending that H.B. No. 3310, 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. 3310, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Second Reading and was referred to the Committee on Finance with Representatives Nakasone, M. Oshiro and Sagum being excused.

Representatives Tsuji and Morita, for the Committee on Agriculture and the Committee on Energy & Environmental Protection presented a report (Stand. Com. Rep. No. 323-08) recommending that H.B. No. 2516, 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. 2516, entitled: "A BILL FOR AN ACT RELATING TO BIOSECURITY," passed Second Reading and was referred to the Committee on Finance with Representatives Nakasone, M. Oshiro and Sagum being excused.

Representatives Tsuji and Yamashita, for the Committee on Agriculture and the Committee on Economic Development & Business Concerns presented a report (Stand. Com. Rep. No. 324-08) recommending that H.B. No. 3120, 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. 3120, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ANIMAL QUARANTINE FACILITIES," passed Second Reading and was referred to the Committee on Finance with Representatives Nakasone, M. Oshiro and Sagum being excused.

Representatives Shimabukuro and Takumi, for the Committee on Human Services & Housing and the Committee on Education presented a report (Stand. Com. Rep. No. 325-08) recommending that H.B. No. 2030, 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. 2030, entitled: "A BILL FOR AN ACT RELATING TO SCHOOL-AGE CHILDREN," passed Second Reading and was referred to the Committee on Finance with Representatives Nakasone, M. Oshiro and Sagum being excused.

Representatives Shimabukuro and Green, for the Committee on Human Services & Housing and the Committee on Health presented a report (Stand. Com. Rep. No. 326-08) recommending that H.B. No. 2114, 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. 2114, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HUMAN SERVICES," passed Second Reading and was referred to the Committee on Finance with Representatives Nakasone, M. Oshiro and Sagum being excused.

Representatives Shimabukuro and Green, for the Committee on Human Services & Housing and the Committee on Health presented a report (Stand. Com. Rep. No. 327-08) recommending that H.B. No. 3008, 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. 3008, HD 1, 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 Nakasone, M. Oshiro and Sagum being excused.

Representatives Shimabukuro and Green, for the Committee on Human Services & Housing and the Committee on Health presented a report (Stand. Com. Rep. No. 328-08) recommending that H.B. No. 3031, 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. 3031, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was referred to the Committee on Finance with Representatives Nakasone, M. Oshiro and Sagum being excused.

Representative Shimabukuro, for the Committee on Human Services & Housing presented a report (Stand. Com. Rep. No. 329-08) recommending that H.B. No. 1984, 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. 1984, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC HOUSING," passed Second Reading and was referred to the Committee on Judiciary with Representatives Nakasone, M. Oshiro and Sagum being excused.

Representative Shimabukuro, for the Committee on Human Services & Housing presented a report (Stand. Com. Rep. No. 330-08) recommending that H.B. No. 1985, 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. 1985, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC HOUSING," passed Second Reading and was referred to the Committee on Judiciary with Representatives Nakasone, M. Oshiro and Sagum being excused.

Representative Shimabukuro, for the Committee on Human Services & Housing presented a report (Stand. Com. Rep. No. 331-08) recommending that H.B. No. 3136, 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. 3136, entitled: "A BILL FOR AN ACT RELATING TO CHILD WELFARE SERVICES," passed Second Reading and was referred to the Committee on Judiciary with Representatives Nakasone, M. Oshiro and Sagum being excused.

Representative Shimabukuro, for the Committee on Human Services & Housing presented a report (Stand. Com. Rep. No. 332-

08) recommending that H.B. No. 2379, 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. 2379, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was referred to the Committee on Finance with Representatives Nakasone, M. Oshiro and Sagum being excused.

Representative Shimabukuro, for the Committee on Human Services & Housing presented a report (Stand. Com. Rep. No. 333-08) recommending that H.B. No. 1998, 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. 1998, HD 1, pass Second Reading and be referred to the Committee on Finance, seconded by Representative B. Oshiro.

Representative Tokioka rose in support of the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Tokioka's written remarks are as follows:

"Mr. Speaker, this bill requires the Department of Human Services to conduct a needs assessment of the deaf and blind community. In the Committee Report we also included that they use this needs assessment and the contact information to assist in contacting the deaf and blind community during times of disaster via telephone, land line and cell phone. Thank you Mr. Speaker, for the opportunity to give comments in support of this matter."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1998, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE NUMBER OF BLIND, DEAF, AND DEAF-BLIND PERSONS IN THE STATE OF HAWAII," passed Second Reading and was referred to the Committee on Finance with Representatives Nakasone, M. Oshiro and Sagum being excused.

Representative Shimabukuro, for the Committee on Human Services & Housing presented a report (Stand. Com. Rep. No. 334-08) recommending that H.B. No. 2027, 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. 2027, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CHILDREN," passed Second Reading and was referred to the Committee on Finance with Representatives Nakasone, M. Oshiro and Sagum being excused.

Representative Yamashita, for the Committee on Economic Development & Business Concerns presented a report (Stand. Com. Rep. No. 335-08) recommending that H.B. No. 3162, HD 1, 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. 3162, HD 1, entitled: "A BILL FOR AN ACT RELATING TO WORKFORCE DEVELOPMENT COUNCIL," was referred to the Committee on Finance with Representatives Nakasone, M. Oshiro and Sagum being excused.

Representative Yamashita, for the Committee on Economic Development & Business Concerns presented a report (Stand. Com. Rep. No. 336-08) recommending that H.B. No. 3358, 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. 3358, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HIGH TECHNOLOGY," passed Second Reading and was referred to the Committee on Finance with Representatives Nakasone, M. Oshiro and Sagum being excused.

Representative Yamashita, for the Committee on Economic Development & Business Concerns presented a report (Stand. Com. Rep. No. 337-08) recommending that H.B. No. 2960, as amended in HD 1, pass Second Reading and be referred jointly to the Committee on Consumer Protection & Commerce and 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. 2960, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LIQUOR," passed Second Reading and was referred jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary with Representatives Nakasone, M. Oshiro and Sagum being excused.

Representative Evans, for the Committee on Public Safety & Military Affairs presented a report (Stand. Com. Rep. No. 338-08) recommending that H.B. No. 2466, 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 Committee was adopted and H.B. No. 2466, HD 1, entitled: "A BILL FOR AN ACT RELATING TO WILDFIRE MANAGEMENT," passed Second Reading and was referred to the Committee on Water, Land, Ocean Resources & Hawaiian Affairs with Representatives Nakasone, M. Oshiro and Sagum being excused.

Representative Evans, for the Committee on Public Safety & Military Affairs presented a report (Stand. Com. Rep. No. 339-08) recommending that H.B. No. 2467, 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 Committee was adopted and H.B. No. 2467, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FIRE PROTECTION," passed Second Reading and was referred to the Committee on Water, Land, Ocean Resources & Hawaiian Affairs with Representatives Nakasone, M. Oshiro and Sagum being excused.

Representative Evans, for the Committee on Public Safety & Military Affairs presented a report (Stand. Com. Rep. No. 340-08) recommending that H.B. No. 3112, 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. 3112, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CIVIL DEFENSE," passed Second Reading and was referred to the Committee on Judiciary with Representatives Nakasone, M. Oshiro and Sagum being excused.

Representative Evans, for the Committee on Public Safety & Military Affairs presented a report (Stand. Com. Rep. No. 341-08) recommending that H.B. No. 2009, 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. 2009, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CORRECTIONS," passed Second Reading and was referred to the Committee on Finance with Representatives Nakasone, M. Oshiro and Sagum being excused.

Representative Evans, for the Committee on Public Safety & Military Affairs presented a report (Stand. Com. Rep. No. 342-08) recommending that H.B. No. 2945, 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. 2945, pass Second Reading and be referred to the Committee on Finance, 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. 2945, entitled: "A BILL FOR AN ACT RELATING TO PRISONS," passed Second Reading and was referred to the Committee on Finance with Representatives Nakasone, M. Oshiro and Sagum being excused.

Representative Evans, for the Committee on Public Safety & Military Affairs presented a report (Stand. Com. Rep. No. 343-08) recommending that H.B. No. 2146, 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. 2146, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," passed Second Reading and was referred to the Committee on Finance with Representatives Nakasone, M. Oshiro and Sagum being excused.

Representative Evans, for the Committee on Public Safety & Military Affairs presented a report (Stand. Com. Rep. No. 344-08) recommending that H.B. No. 3426, 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. 3426, HD 1, entitled: "A BILL FOR AN ACT RELATING TO COGNITIVE RESTRUCTURING," passed Second Reading and was referred to the Committee on Finance with Representatives Nakasone, M. Oshiro and Sagum being excused.

Representative Evans, for the Committee on Public Safety & Military Affairs presented a report (Stand. Com. Rep. No. 345-08) recommending that H.B. No. 2160, 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. 2160, HD 1, pass Second Reading and be referred to the Committee on Finance, seconded by Representative B. Oshiro.

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

Representative Finnegan 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."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2160, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EMERGENCIES," passed Second Reading and was referred to the Committee on Finance with Representatives Nakasone, M. Oshiro and Sagum being excused.

Representative Evans, for the Committee on Public Safety & Military Affairs presented a report (Stand. Com. Rep. No. 346-08) recommending that H.B. No. 2306, 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. 2306, HD 1, entitled: "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAXATION," passed Second Reading and was referred to the Committee on Finance with Representatives Nakasone, M. Oshiro and Sagum being excused.

Representative Evans, for the Committee on Public Safety & Military Affairs presented a report (Stand. Com. Rep. No. 347-08) recommending that H.B. No. 2555, 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. 2555, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE HAWAII CIVIL AIR PATROL," passed Second Reading and was referred to the Committee on Finance with Representatives Nakasone, M. Oshiro and Sagum being excused.

Representative Morita, for the Committee on Energy & Environmental Protection presented a report (Stand. Com. Rep. No. 348-08) recommending that H.B. No. 3064, 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. 3064, HD 1, entitled: "A BILL FOR AN ACT RELATING TO REFUNDABLE RENEWABLE ENERGY TAX CREDIT," passed Second Reading and was referred to the Committee on Finance with Representatives Nakasone, M. Oshiro and Sagum being excused.

Representative Waters, for the Committee on Judiciary presented a report (Stand. Com. Rep. No. 349-08) recommending that H.B. No. 2696, 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. 2696, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE BOARD OF THE JUDICIARY HISTORY CENTER," passed Second Reading and was referred to the Committee on Finance with Representatives Nakasone, M. Oshiro and Sagum being excused.

Representative Waters, for the Committee on Judiciary presented a report (Stand. Com. Rep. No. 350-08) recommending that H.B. No. 3044, 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. 3044, HD 1, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO THE CONSTITUTION OF THE STATE OF HAWAII RELATING TO TESTIMONY OF DEFENDANTS IN CRIMINAL CASES," passed Second Reading and was referred to the Committee on Finance with Representatives Nakasone, M. Oshiro and Sagum being excused.

Representative Green, for the Committee on Health presented a report (Stand. Com. Rep. No. 351-08) recommending that H.B. No. 2133, HD 1, as amended in HD 2, 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. 2133, HD 2, entitled: "A BILL FOR AN ACT RELATING TO NURSING," was referred to the Committee on Finance with Representatives Nakasone, M. Oshiro and Sagum being excused.

INTRODUCTION OF RESOLUTIONS

By unanimous consent, the following resolution (H.R. No. 62) and concurrent resolutions (H.C.R. Nos. 70 through 72) were referred to Printing and further action was deferred:

H.R. No. 62, entitled: "HOUSE RESOLUTION URGING THE DEPARTMENT OF EDUCATION TO ONLY PURCHASE OR LEASE LARGE SCHOOL BUSES THAT HAVE AN OPERABLE SEAT BELT ASSEMBLY AT ALL DESIGNATED SEATING POSITIONS AND SEAT BACKS THAT ARE AT LEAST TWENTY-FOUR INCHES IN HEIGHT," was jointly offered by Representatives Lee, Green, Carroll, Chang, Ito, Karamatsu, Magaoay, Morita, Shimabukuro, Souki, Takamine, Takumi, Tsuji and Yamane.

H.C.R. No. 70, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO RECEIVE COMPLAINTS AND INVESTIGATE INCIDENTS OF DAMAGE OR INJURIES CAUSED BY ENERGY PROJECTORIES AND TO RESPOND ACCORDINGLY," was offered by Representative Nishimoto, by request.

H.C.R. No. 71, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF EDUCATION TO ONLY PURCHASE OR LEASE LARGE SCHOOL BUSES THAT HAVE AN OPERABLE SEAT BELT ASSEMBLY AT ALL DESIGNATED SEATING POSITIONS AND SEAT BACKS THAT ARE AT LEAST TWENTY-FOUR INCHES IN HEIGHT," was jointly offered by Representatives Lee, Green, Carroll, Chang, Ito, Karamatsu, Magaoay, Morita, Shimabukuro, Souki, Takamine, Takumi, Tsuji, Yamane and Yamashita.

H.C.R. No. 72, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO DESIGNATE A STATE AGENCY TO DEVELOP A STATEWIDE LAND USE STRATEGY TO MITIGATE POTENTIAL HAZARDS CAUSED BY CATASTROPHIC DISASTERS," was offered by Representative Herkes.

At 12:51 o'clock p.m., Representative Karamatsu requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:52 o'clock p.m.

ANNOUNCEMENT

Representative Karamatsu, for the Committee on Water, Land, Ocean Resources and Hawaiian Affairs, requested a waiver of the 48-hour notice to hear H.B. No. 3260 on Wednesday at 8:30 a.m. in Room 312, and the Chair "so ordered."

Representative Karamatsu: "House Bill 3260 is relating to fishing and establishes the fishing bag limit for *uhu* and goatfish to no more than two *kumu*, two *moano ukali*, etc., etc."

ADJOURNMENT

At 12:53 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 13, 2008. (Representatives Chang, Nakasone, M. Oshiro, Sagum and Takamine were excused.)