

THIRTY-FOURTH DAY

Tuesday, March 18, 2008

The House of Representatives of the Twenty-Fourth Legislature of the State of Hawaii, Regular Session of 2008, convened at 12:04 o'clock p.m., with the Speaker presiding.

The invocation was delivered by Rabbi Pastor Daniel Vargas of Beth Israel Jewish Ministry and the Hebrew College of the Bible, after which the Roll was called showing all members present with the exception of Representative Nakasone, who was excused.

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

INTRODUCTIONS

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

Representative Ching introduced members of the cultural and historical community in Hawaii:

Taipei Economic and Cultural Office - Director General Philip Wang and Mr. Eric Wong from the Senior Consular Officer;

Iolani Palace - Mr. Kippen de Alba Chu; Curator, Mr. Stewart Ching; and Collections Manager, Ms. Malia Van Heukelem;

Hawaii Theatre - Ms. Sarah Richards;

Members of the Daughters of Hawaii;

The Mission Houses - Senior Historian, Mr. Peter Salter; Senior Curator, Ms. Elizabeth Nazek; and the staff and administrators; and

Historic Hawaii - Ms. Jill Byus.

Representative Ching also introduced her staff, Ms. Katie Churchy, Ms. Colette Devou, and Ms. Amy Hammond, and intern Ms. Naomi, as well as the Representative's husband, Dr. Stuart Lerner.

Representative Ching submitted the names of the following guests seated in the gallery:

Philip Wong, Director General of Taipei Economic & Cultural Office
 Eric Wong, Senior Consular Officer of Taipei Economic & Cultural Office
 Paul Chesley
 Justin Alexander
 David Scott
 Stuart Lerner, MD
 Katie Churchey
 Colette Devou
 Amy Hammond
 Naomi Kusachi
 Bev Ho
 Jocelyn Ho
 Keith Lorenz
 Merrie Carol Grain
 Shaunagh Robbins
 Cobey Black
 Kitty Damon
 The families of Sam Cooke, Robert Midkiff, Mary Judd and Frank Damon
 Bonnie Judd, daughter of Mary Judd's
 Mike Conroy
 Bob Duren
 Anna Grune

Mary Fiedler, daughter of Robert Midkiff
 Mike Green, relative of Frank Damon
 Jill Byus, Historic Hawaii Foundation
 Brad Trotherow, supporter
 Georgianna Lagora, Wife of David de la Torre

Mission House Museum Staff:

Lilith Samson
 Paul Staubb
 Pelimon Lucros
 Charles Smith
 Harold Henderson –Past President, Trustee and Assistant Treasurer
 Mary Ann Lentz, Director of Development
 Elizabeth Nosek, Senior Curator
 Peter Salter, Senior Historian
 Toshiko Fujimoto, Volunteer and Japanese Language docent
 Nancy Beadle, Volunteer
 Kathy McGovern, Volunteer Docent
 Ally McKay, Membership Coordinator
 Jackie Walden, Executive Assistant to David de la Torre
 Carolyn Bond Davis, Hawaiian Mission Children's Society and Hawaii Literacy Member

Iolani Palace Staff:

Stuart Ching, Curator
 Kippen De Alba Chu, Executive Director
 Malia Van Heukelen, Collections Manager

Representative Ward introduced former Representative Bob McDermott.

Representative Meyer introduced Boy Scouts from the Laie Troop 16: Mr. Sterling Moe, Mr. Spencer McCarry, Mr. Erin Togia, Mr. Kale Kahawai, and Mr. Tokeshi Kahawai. They were accompanied by Scout Master Marcus Nikoira.

Representative Evans introduced Mr. David Scott from the Daughters of Hawaii; Mr. Ralph Boyea from the Hawaii County Council; and Major General Robert Lee.

ORDER OF THE DAY

COMMITTEE REASSIGNMENTS

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

H.R.Nos.Re-referred to:

178 Committee on Public Safety & Military Affairs, then to the Committee on Finance

297 Committee on Public Safety & Military Affairs, then to the Committee on Finance

H.C.R.Nos.Re-referred to:

210 Committee on Public Safety & Military Affairs, then to the Committee on Finance

361 Committee on Public Safety & Military Affairs, then to the Committee on Finance

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

<u>S.B.</u> <u>Nos.</u>	<u>Re-referred to:</u>
409, SD2	Committee on Finance
2314, SD1, HD1	Committee on Consumer Protection & Commerce, then to the Committee on Finance
2342, SD2	Committee on Finance
2396, SD1	Committee on Health, then to the Committee on Judiciary, then to the Committee on Finance
2459, SD2	Committee on Health
2482, SD2	Committee on Water, Land, Ocean Resources & Hawaiian Affairs, then to the Committee on Finance
2790, SD2	Jointly to the Committee on Health and the Committee on Human Services & Housing, then to the Committee on Finance
2879, SD2	Committee on Finance
2882, SD1	Jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary
2900, SD1	Committee on Transportation, then to the Committee on Judiciary
3069, SD2	Committee on Judiciary, then to the Committee on Finance
3080, SD1	Committee on Health, then to the Committee on Finance

INTRODUCTION OF RESOLUTIONS (FLOOR PRESENTATIONS)

The following resolution (H.R. No. 316) was announced by the Clerk and the following action taken:

H.R. No. 316, entitled: "HOUSE RESOLUTION HONORING THE MISSION HOUSES MUSEUM ON THE CENTENNIAL OF THEIR CHARTER," was jointly offered by Representatives Ching and Evans.

Representative Ching moved that H.R. No. 316 be adopted, seconded by Representative Evans.

Representative Ching commended the Mission Houses Museum for their many historical and cultural programs on the centennial anniversary of their Charter, and recognized the following honorees seated on the floor of the House:

Mr. David de la Torre, Executive Director of the Mission Houses Museum;

Mr. Robert L. Becker, III, President of the Hawaiian Mission Children's Society;

Ms. Leah Dwight, Vice President of the Hawaiian Mission Children's Society;

Ms. Mary Judd, long-time volunteer docent at the Mission Houses Museum; and

Ms. Robin S. Midkiff, Past President of the Board of Trustees of the Mission Houses Museum.

Representative Ching also recognized and thanked the following advocates for culture and the arts in Hawaii who were seated on the floor of the House:

Mr. Sam Cooke;
Mr. Robert Midkiff; and
Mr. Cyril Francis 'Frank' Damon.

Representative Ching then introduced the many friends and family members who were seated in the gallery:

Mrs. Georgianna Lagora, wife of Mr. David de la Torre;
Ms. Mary Fiedler, daughter of Mr. Robert Midkiff;
Ms. Bonnie Judd, daughter of Ms. Mary Judd;
Mr. Mike Green and Ms. Kitty Damon, family of Mr. Frank Damon;
Ms. Carol Bond Davis,
Ms. Ellie McKay;
Ms. Kathy McGovern;
Mr. Brad Trotherow;
Ms. Nancy Beatle;
Ms. Toshiko Fujimoto;
Mr. Charles Smith;
Mr. Pelimon Lucros
Mr. Paul Staab;
Ms. Lilith Samson;
Ms. Shawna Robins;
Mr. Paul Chessy;
Mr. Justin Alexander;
Mr. Cobey Black;
Ms. Ally McKay;
Mr. Keith Lorenz; and
Mr. Harold Henderson, Past President of the Mission Houses Museum.

The motion was put to vote by the Chair and carried, and H.R. No. 316 was adopted with Representative Nakasone being excused.

The following resolution (H.R. No. 317) was announced by the Clerk and the following action taken:

H.R. No. 317, entitled: "HOUSE RESOLUTION HONORING PEARL HARBOR NAVAL SHIPYARD FOR 100 YEARS OF DEDICATED SERVICE TO THE UNITED STATES NAVY AND COMMENDING THE SHIPYARD FOR ITS COMMITMENT TO THE PEOPLE OF HAWAII," was jointly offered by Representatives Finnegan, Ching, Marumoto, Meyer, Pine, Thielen, Ward and Bertram.

Representative Finnegan moved that H.R. No. 317 be adopted, seconded by Representative Pine.

Representative Finnegan congratulated the Pearl Harbor Naval Shipyard on 100 years of dedicated service and introduced the following honorees seated on the floor of the House:

Captain Greg Thomas, Commander of the Pearl Harbor Naval Shipyard;

Master Chief David Lajoie, Command Master Chief of the Pearl Harbor Naval Shipyard;

Mr. Gregory Kaipō Crowell, Manager of the Production Resources Department;

Mr. Brian D. Yim, Chief Engineer of the Engineering and Planning Department; and

Ms. Liane Nakahara, Congressional and Public Affairs Specialist for the Pearl Harbor Naval Shipyard and Intermediate Maintenance Facility.

Representative Finnegan then introduced the following guests seated in the gallery:

Major General Robert Lee, Adjutant General;
Ms. Ann Dickson of Connecticut, mother-in-law of Captain Thomas;
Mr. Kerry Gershaneck;
Petty Officer Parks; and
Mr. Bob McDermott of the Navy League.

Representative Pine also congratulated the Pearl Harbor Naval Shipyard and recognized the cultural importance of the Harbor.

Representative Ward further recognized the Shipyard for their expertise in high-technology.

The motion was put to vote by the Chair and carried, and H.R. No. 317 was adopted with Representatives Bertram, Brower, Manahan, McKelvey, Nakasone, M. Oshiro, Sagum, Sonson and Tokioka being excused.

At 12:52 o'clock p.m., the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 1:02 o'clock p.m.

The Chair then announced:

"Members of the House, you all realize this is the lateral to the next Committee, so if there is any debate, it should be limited to just a few statements."

STANDING COMMITTEE REPORTS

Representative Evans, for the Committee on Public Safety & Military Affairs presented a report (Stand. Com. Rep. No. 1139-08) recommending that S.B. No. 2258, SD 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 S.B. No. 2258, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE WIRELESS ENHANCED 911 BOARD," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce with Representatives Bertram, Brower, Nakasone, Shimabukuro, Sonson and Ward being excused.

Representative Evans, for the Committee on Public Safety & Military Affairs presented a report (Stand. Com. Rep. No. 1140-08) recommending that S.B. No. 2720, SD 2, 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 S.B. No. 2720, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE STATE FIRE COUNCIL," passed Second Reading and was referred to the Committee on Finance with Representatives Bertram, Brower, Nakasone, Shimabukuro, Sonson and Ward being excused.

Representative Evans, for the Committee on Public Safety & Military Affairs presented a report (Stand. Com. Rep. No. 1141-08) recommending that S.B. No. 2083, SD 2, 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 S.B. No. 2083, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE SUPERVISION OF ADULT OFFENDERS," passed Second Reading and was referred to the Committee on Finance with Representatives Bertram, Brower, Nakasone, Shimabukuro, Sonson and Ward being excused.

Representative Evans, for the Committee on Public Safety & Military Affairs presented a report (Stand. Com. Rep. No. 1142-08) recommending that S.B. No. 2344, SD 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 S.B. No. 2344, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," passed Second Reading and was referred to the Committee on Finance with Representatives Bertram, Brower, Nakasone, Shimabukuro, Sonson and Ward being excused.

Representative Evans, for the Committee on Public Safety & Military Affairs presented a report (Stand. Com. Rep. No. 1143-08) recommending that S.B. No. 2155, SD 1, 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 S.B. No. 2155, SD 1, 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 Bertram, Brower, Nakasone, Shimabukuro, Sonson and Ward being excused.

Representative Evans, for the Committee on Public Safety & Military Affairs presented a report (Stand. Com. Rep. No. 1144-08) recommending that S.B. No. 2546, SD 2, 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 S.B. No. 2546, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO OFFENDER REENTRY," passed Second Reading and was referred to the Committee on Finance with Representatives Bertram, Brower, Nakasone, Shimabukuro, Sonson and Ward being excused.

Representative Shimabukuro, for the Committee on Human Services & Housing presented a report (Stand. Com. Rep. No. 1145-08) recommending that S.B. No. 2129, SD 2, pass Second Reading and be referred to the Committee on Legislative Management.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 2129, SD 2, entitled: "A BILL FOR AN ACT RELATING TO ELDER AFFAIRS," passed Second Reading and was referred to the Committee on Legislative Management with Representatives Bertram, Brower, Nakasone, Shimabukuro, Sonson and Ward being excused.

Representative Shimabukuro, for the Committee on Human Services & Housing presented a report (Stand. Com. Rep. No. 1146-08) recommending that S.B. No. 3172, 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 S.B. No. 3172, entitled: "A BILL FOR AN ACT RELATING TO RENTAL ASSISTANCE," passed Second Reading and was referred to the Committee on Finance with Representatives Bertram, Brower, Nakasone, Shimabukuro, Sonson and Ward being excused.

Representative Shimabukuro, for the Committee on Human Services & Housing presented a report (Stand. Com. Rep. No. 1147-

08) recommending that S.B. No. 2226, SD 1, 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 S.B. No. 2226, SD 1, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE STATE COMMISSION ON FATHERHOOD," passed Second Reading and was referred to the Committee on Finance with Representatives Bertram, Brower, Nakasone, Shimabukuro, Sonson and Ward being excused.

Representative Shimabukuro, for the Committee on Human Services & Housing presented a report (Stand. Com. Rep. No. 1148-08) recommending that S.B. No. 2141, 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 S.B. No. 2141, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC HOUSING," passed Second Reading and was referred to the Committee on Judiciary with Representatives Bertram, Brower, Nakasone, Shimabukuro, Sonson and Ward being excused.

Representative Shimabukuro, for the Committee on Human Services & Housing presented a report (Stand. Com. Rep. No. 1149-08) recommending that S.B. No. 3050, SD 1, 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 S.B. No. 3050, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ADULT PROTECTIVE SERVICES," passed Second Reading and was referred to the Committee on Judiciary with Representatives Bertram, Brower, Nakasone, Shimabukuro, Sonson and Ward being excused.

Representative Shimabukuro, for the Committee on Human Services & Housing presented a report (Stand. Com. Rep. No. 1150-08) recommending that S.B. No. 3060, SD 2, 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 S.B. No. 3060, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HAWAII PUBLIC HOUSING AUTHORITY EVICTIONS BOARDS," passed Second Reading and was referred to the Committee on Judiciary with Representatives Bertram, Brower, Nakasone, Shimabukuro, Sonson and Ward being excused.

Representative Tsuji, for the Committee on Agriculture presented a report (Stand. Com. Rep. No. 1151-08) recommending that S.B. No. 2584, SD 2, 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 S.B. No. 2584, SD 2, entitled: "A BILL FOR AN ACT RELATING TO HONEY," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce with Representatives Bertram, Brower, Nakasone, Shimabukuro, Sonson and Ward being excused.

Representative Tsuji, for the Committee on Agriculture presented a report (Stand. Com. Rep. No. 1152-08) recommending that S.B. No. 2639, SD 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 S.B. No. 2639, SD 1, entitled: "A BILL FOR AN

ACT RELATING TO LOANS FOR AGRICULTURAL AND AQUACULTURE PURPOSES," passed Second Reading and was referred to the Committee on Finance with Representatives Bertram, Brower, Nakasone, Shimabukuro, Sonson and Ward being excused.

Representative Tsuji, for the Committee on Agriculture presented a report (Stand. Com. Rep. No. 1153-08) recommending that S.B. No. 2956, SD 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 S.B. No. 2956, SD 1, entitled: "A BILL FOR AN ACT RELATING TO MILK," passed Second Reading and was referred to the Committee on Finance with Representatives Bertram, Brower, Nakasone, Shimabukuro, Sonson and Ward being excused.

Representative Takumi, for the Committee on Education presented a report (Stand. Com. Rep. No. 1154-08) recommending that S.B. No. 2254, 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 S.B. No. 2254, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Finance with Representatives Bertram, Brower, Nakasone, Shimabukuro, Sonson and Ward being excused.

Representatives Chang and Green, for the Committee on Higher Education and the Committee on Health presented a report (Stand. Com. Rep. No. 1155-08) recommending that S.B. No. 2146, SD 2, pass Second Reading and be referred to the Committee on Finance.

Representative Caldwell moved that the report of the Committees be adopted, and that S.B. No. 2146, SD 2, pass Second Reading and be referred to the Committee on Finance, seconded by Representative B. Oshiro.

Representative Pine 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 Evans 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 Thielen 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 Committees was adopted and S.B. No. 2146, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE CENTER FOR NURSING," passed Second Reading and was referred to the Committee on Finance with Representative Pine voting no, and, with Representatives Bertram, Brower, Nakasone, Shimabukuro, Sonson and Ward being excused.

Representative Chang, for the Committee on Higher Education presented a report (Stand. Com. Rep. No. 1156-08) recommending that S.B. No. 2660, SD 3, 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 S.B. No. 2660, SD 3, HD 1, 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 S.B. No. 2660, SD 3, HD 1, entitled: "A BILL FOR AN ACT RELATING TO COLLEGE SAVINGS PROGRAMS," passed Second Reading and was referred to the Committee on Finance with Representatives Bertram, Brower, Nakasone, Shimabukuro, Sonson and Ward being excused.

Representative Chang, for the Committee on Higher Education presented a report (Stand. Com. Rep. No. 1157-08) recommending that S.B. No. 3250, SD 2, 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 S.B. No. 3250, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," passed Second Reading and was referred to the Committee on Finance with Representatives Bertram, Brower, Nakasone, Shimabukuro, Sonson and Ward being excused.

Representative Chang, for the Committee on Higher Education presented a report (Stand. Com. Rep. No. 1158-08) recommending that S.B. No. 2263, SD 2, pass Second Reading and be referred to the Committee on Judiciary.

Representative Caldwell moved that the report of the Committee be adopted, and that S.B. No. 2263, SD 2, 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."

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2263, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," passed Second Reading and was referred to the Committee on Judiciary with Representatives Bertram, Brower, Nakasone, Shimabukuro, Sonson and Ward being excused.

Representatives Shimabukuro and Chang, for the Committee on Human Services & Housing and the Committee on Higher Education presented a report (Stand. Com. Rep. No. 1159-08) recommending that S.B. No. 2246, SD 2, 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 S.B. No. 2246, SD 2, entitled: "A BILL FOR AN ACT RELATING TO HIGHER EDUCATION BOARD ALLOWANCE FOR FORMER FOSTER YOUTH," passed Second Reading and was referred to the Committee on Finance with Representatives Bertram, Brower, Nakasone, Shimabukuro, Sonson and Ward 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. 1160-08) recommending that S.B. No. 2219, SD 2, 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 S.B. No. 2219, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ASSISTANCE," passed Second Reading and was referred to the Committee on Finance with

Representatives Bertram, Brower, Nakasone, Shimabukuro, Sonson and Ward 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. 1161-08) recommending that S.B. No. 3185, SD 2, 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 S.B. No. 3185, SD 2, entitled: "A BILL FOR AN ACT RELATING TO CANCER," passed Second Reading and was referred to the Committee on Finance with Representatives Bertram, Brower, Nakasone, Shimabukuro, Sonson and Ward being excused.

Representatives Shimabukuro and Ito, for the Committee on Human Services & Housing and the Committee on Water, Land, Ocean Resources & Hawaiian Affairs presented a report (Stand. Com. Rep. No. 1162-08) recommending that S.B. No. 3174, SD 2, 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 S.B. No. 3174, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING," passed Second Reading and was referred to the Committee on Finance with Representatives Bertram, Brower, Nakasone, Shimabukuro, Sonson and Ward being excused.

Representative Shimabukuro, for the Committee on Human Services & Housing presented a report (Stand. Com. Rep. No. 1163-08) recommending that S.B. No. 2054, SD 2, 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 S.B. No. 2054, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FAMILY COURT," passed Second Reading and was referred to the Committee on Judiciary with Representatives Bertram, Brower, Nakasone, Shimabukuro, Sonson and Ward being excused.

Representative Shimabukuro, for the Committee on Human Services & Housing presented a report (Stand. Com. Rep. No. 1164-08) recommending that S.B. No. 2212, SD 1, 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 S.B. No. 2212, SD 1, 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:

"I speak in favor of SB 2212, HSCR 1164. This bill is actually the product of two years of work by the Anti-trafficking Task Force. It is not a pure anti-trafficking bill, however, many facets of it will help in our fight against trafficking.

"In Washington, D.C., the Congress is about to pass a proposed amendment to the Trafficking Victims Protection Reauthorization Act of 2008 – to "establish a temporary victims' protection period." This is progress and it is heartening that our State is also taking action.

"Some concerns were heard in the Senate related to penalties which might be applied to consensual sex between adults.

Amendments to the Senate bill would probably not be enough to make the bill ineffective for exploited persons. I urge the Members' support."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2212, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CRIME," passed Second Reading and was referred to the Committee on Judiciary with Representatives Bertram, Brower, Nakasone, Shimabukuro, Sonson and Ward being excused.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 1165-08) recommending that S.B. No. 3119, SD 2, 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 S.B. No. 3119, SD 2, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF TRANSPORTATION FOR THE STATE HIGHWAY SYSTEM," passed Second Reading and was referred to the Committee on Finance with Representatives Bertram, Brower, Nakasone, Shimabukuro, Sonson and Ward being excused.

Representative Morita, for the Committee on Energy & Environmental Protection presented a report (Stand. Com. Rep. No. 1166-08) recommending that S.B. No. 2986, SD 2, 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 S.B. No. 2986, SD 2, 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 Bertram, Brower, Nakasone, Shimabukuro, Sonson and Ward being excused.

Representative Morita, for the Committee on Energy & Environmental Protection presented a report (Stand. Com. Rep. No. 1167-08) recommending that S.B. No. 3190, 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 S.B. No. 3190, 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 Bertram, Brower, Nakasone, Shimabukuro, Sonson and Ward being excused.

Representative Waters, for the Committee on Judiciary presented a report (Stand. Com. Rep. No. 1168-08) recommending that S.B. No. 2562, SD 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 S.B. No. 2562, SD 1, pass Second Reading and be referred to the Committee on Finance, seconded by Representative B. Oshiro.

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

Representative Meyer rose and asked that the Clerk record 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 S.B. No. 2562, SD 1, entitled: "A BILL FOR AN ACT RELATING TO VOTING," passed Second Reading and was referred to the Committee on Finance with Representatives Bertram, Brower, Nakasone, Shimabukuro, Sonson and Ward being excused.

Representative Waters, for the Committee on Judiciary presented a report (Stand. Com. Rep. No. 1169-08) recommending that S.B. No. 2785, SD 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 S.B. No. 2785, SD 1, entitled: "A BILL FOR AN ACT RELATING TO DISTRICT COURT JURISDICTION," passed Second Reading and was referred to the Committee on Finance with Representatives Bertram, Brower, Nakasone, Shimabukuro, Sonson and Ward being excused.

Representative Ito, for the Committee on Water, Land, Ocean Resources & Hawaiian Affairs presented a report (Stand. Com. Rep. No. 1170-08) recommending that S.B. No. 2464, pass Second Reading and be referred to the Committee on Tourism & Culture.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 2464, entitled: "A BILL FOR AN ACT RELATING TO THE STATE MAMMAL," passed Second Reading and was referred to the Committee on Tourism & Culture with Representatives Bertram, Brower, Nakasone, Shimabukuro, Sonson and Ward being excused.

Representative Ito, for the Committee on Water, Land, Ocean Resources & Hawaiian Affairs presented a report (Stand. Com. Rep. No. 1171-08) recommending that S.B. No. 2465, pass Second Reading and be referred to the Committee on Tourism & Culture.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 2465, entitled: "A BILL FOR AN ACT RELATING TO HAWAIIAN MONK SEAL DAY," passed Second Reading and was referred to the Committee on Tourism & Culture with Representatives Bertram, Brower, Nakasone, Shimabukuro, Sonson and Ward being excused.

Representative Ito, for the Committee on Water, Land, Ocean Resources & Hawaiian Affairs presented a report (Stand. Com. Rep. No. 1172-08) recommending that S.B. No. 2644, SD 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 S.B. No. 2644, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE HISTORIC PRESERVATION OFFICER," passed Second Reading and was referred to the Committee on Finance with Representatives Bertram, Brower, Nakasone, Shimabukuro, Sonson and Ward being excused.

Representative Ito, for the Committee on Water, Land, Ocean Resources & Hawaiian Affairs presented a report (Stand. Com. Rep. No. 1173-08) recommending that S.B. No. 3206, SD 2, 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 S.B. No. 3206, SD 2, entitled: "A BILL FOR AN ACT RELATING TO KAWAI NUI MARSH," passed Second Reading and was referred to the Committee on Finance with

Representatives Bertram, Brower, Nakasone, Shimabukuro, Sonson and Ward being excused.

Representatives Tsuji and Evans, for the Committee on Agriculture and the Committee on Public Safety & Military Affairs presented a report (Stand. Com. Rep. No. 1174-08), recommending that H.C.R. No. 75, as amended in 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.C.R. No. 75, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF AGRICULTURE TO ESTABLISH A WORKING GROUP TO EVALUATE HAWAII'S FOOD READINESS AND FOOD SECURITY IN RESPONSE TO NATURAL OR MAN-MADE DISASTERS," was referred to the Committee on Finance with Representatives Bertram, Brower, Nakasone, Shimabukuro, Sonson and Ward 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. 1175-08), recommending that H.R. No. 20, as amended in 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.R. No. 20, HD 1, entitled: "HOUSE RESOLUTION URGING THE DEPARTMENTS OF HEALTH AND HUMAN SERVICES TO PROVIDE ADULT RESIDENTIAL CARE HOME OPERATORS WITH THE SERVICES NECESSARY TO ASSIST THEM IN PROVIDING CARE FOR ADULTS," was referred to the Committee on Finance with Representatives Bertram, Brower, Nakasone, Shimabukuro, Sonson and Ward 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. 1176-08), recommending that H.C.R. No. 20, as amended in 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.C.R. No. 20, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE DEPARTMENTS OF HEALTH AND HUMAN SERVICES TO PROVIDE ADULT RESIDENTIAL CARE HOME OPERATORS WITH THE SERVICES NECESSARY TO ASSIST THEM IN PROVIDING CARE FOR ADULTS," was referred to the Committee on Finance with Representatives Bertram, Brower, Nakasone, Shimabukuro, Sonson and Ward 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. 1177-08), recommending that H.R. No. 77, as amended in 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.R. No. 77, HD 1, entitled: "HOUSE RESOLUTION REQUESTING THE GOVERNOR TO CONDUCT A COMPREHENSIVE STUDY AND COST REVIEW OF CERTAIN CARE HOME SERVICES IN HAWAII," was referred to the Committee on Finance with Representatives Bertram, Brower, Nakasone, Shimabukuro, Sonson and Ward 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. 1178-08), recommending that H.C.R.

No. 95, as amended in 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.C.R. No. 95, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO CONDUCT A COMPREHENSIVE STUDY AND COST REVIEW OF CERTAIN CARE HOME SERVICES IN HAWAII," was referred to the Committee on Finance with Representatives Bertram, Brower, Nakasone, Shimabukuro, Sonson and Ward being excused.

Representative Chang, for the Committee on Higher Education presented a report (Stand. Com. Rep. No. 1179-08), recommending that H.R. No. 130, 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.R. No. 130, entitled: "HOUSE RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII TO DRAFT A FIVE-YEAR STRATEGIC PLAN FOR A GRADUATE DEGREE PROGRAM IN CULTURAL RESOURCE MANAGEMENT AT THE UNIVERSITY OF HAWAII AT HILO," was referred to the Committee on Water, Land, Ocean Resources & Hawaiian Affairs with Representatives Bertram, Brower, Nakasone, Shimabukuro, Sonson and Ward being excused.

Representative Chang, for the Committee on Higher Education presented a report (Stand. Com. Rep. No. 1180-08), recommending that H.C.R. No. 157, 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.C.R. No. 157, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII TO DRAFT A FIVE-YEAR STRATEGIC PLAN FOR A GRADUATE DEGREE PROGRAM IN CULTURAL RESOURCE MANAGEMENT AT THE UNIVERSITY OF HAWAII AT HILO," was referred to the Committee on Water, Land, Ocean Resources & Hawaiian Affairs with Representatives Bertram, Brower, Nakasone, Shimabukuro, Sonson and Ward being excused.

Representative Chang, for the Committee on Higher Education presented a report (Stand. Com. Rep. No. 1181-08), recommending that H.R. No. 131, as amended in 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.R. No. 131, HD 1, entitled: "HOUSE RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII BOARD OF REGENTS TO STUDY THE FEASIBILITY AND BENEFITS OF ALLOWING THE CAMPUS CEILING FOR NONRESIDENT ENROLLMENTS TO BE SET ON A CAMPUS-BY-CAMPUS BASIS, OR ALTERNATIVELY, OF LIFTING THE CEILINGS," was referred to the Committee on Finance with Representatives Bertram, Brower, Nakasone, Shimabukuro, Sonson and Ward being excused.

Representative Chang, for the Committee on Higher Education presented a report (Stand. Com. Rep. No. 1182-08), recommending that H.C.R. No. 158, as amended in 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.C.R. No. 158, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII BOARD OF REGENTS TO STUDY

THE FEASIBILITY AND BENEFITS OF ALLOWING THE CAMPUS CEILING FOR NONRESIDENT ENROLLMENTS TO BE SET ON A CAMPUS-BY-CAMPUS BASIS, OR ALTERNATIVELY, OF LIFTING THE CEILINGS," was referred to the Committee on Finance with Representatives Bertram, Brower, Nakasone, Shimabukuro, Sonson and Ward being excused.

Representatives Shimabukuro and Cabanilla, for the Committee on Human Services & Housing and the Committee on International Affairs presented two reports:

(Stand. Com. Rep. No. 1183-08) recommending that H.R. No. 16, be adopted; and

(Stand. Com. Rep. No. 1184-08) recommending that H.C.R. No. 16, be adopted.

Representative Caldwell moved that the reports of the Committees be adopted, and that H.R. No. 16 and H.C.R. No. 16, be adopted, seconded by Representative B. Oshiro.

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

Representative Finnegan's written remarks are as follows:

"Thank you, Mr. Speaker. I rise in strong opposition to these resolutions. I have concerns with the composition of the Convention on the Elimination of all forms of Discrimination Against Women (CEDAW). It has been reported that its language can be misinterpreted and used to pressure countries to force pro-life, healthcare professionals to do abortions in violation of their consciences. These types of misinterpretations by official agencies such as the U.N. CEDAW Committee condemn limitations on abortion, claiming that restrictions on abortion constitute discrimination against women. I believe that the CEDAW, if ratified would condemn many abortion-related laws enacted by this very body including partial birth abortions.

"Thank you, Mr. Speaker."

Representative Lee rose to speak in support of both measures, stating:

"In support of Stand. Com. Nos. 1183 and 1184 and just if I could make some brief comments. In 1999, a resolution to support CEDAW was included as part of the House Majority package, interestingly called Change. In 1993 a resolution requesting the Congress to pass CEDAW was passed on the Floor of this House, it came out of the International Relations Committee when Helene Hale was Chair. And here we are again passing a resolution asking Congress to pass CEDAW.

"It's just amazing to me that almost 10 years have gone by and the Congress of the United States and the Senate have not passed this. The conditions in the world for women have really gotten dramatically worse in some cases; I'd like to cite the cases of human trafficking and poverty around the world. So hopefully our resolution, though it's a small step, will help to realize this goal. Thank you."

Representative Meyer rose to speak in support of both measures with reservations, stating:

"Thank you, Mr. Speaker. On this measure, Stand. Com. Rep. 1183 and 1184, while there are many worthy provisions in this, the real sticking problem that I have is that the United Nations document calls for abortions for women at any time at all during a pregnancy and I don't think that is something that we should support. I stand with strong reservations."

Representative Pine rose to speak in opposition to both measures, stating:

"No vote. And I just wanted to rebut. The reason why our Congress of the United States, both Democrat and Republican, have not passed this, is because it does promote partial birth abortion to some people who are against the bill."

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

The motion was put to vote by the Chair and carried, and the reports of the Committees were adopted and H.R. No. 16, entitled: "HOUSE RESOLUTION REQUESTING THE UNITED STATES CONGRESS TO RATIFY THE UNITED NATIONS CONVENTION ON THE ELIMINATION OF ALL FORMS OF DISCRIMINATION AGAINST WOMEN," was adopted, with Representatives Finnegan and Pine voting no, and with Representatives Bertram, Brower, Nakasone, Shimabukuro, Sonson and Ward being excused; and

H.C.R. No. 16, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE UNITED STATES CONGRESS TO RATIFY THE UNITED NATIONS CONVENTION ON THE ELIMINATION OF ALL FORMS OF DISCRIMINATION AGAINST WOMEN," was adopted, with Representatives Finnegan and Pine voting no, and with Representatives Bertram, Brower, Nakasone, Shimabukuro, Sonson and Ward being excused.

Representative Shimabukuro, for the Committee on Human Services & Housing presented a report (Stand. Com. Rep. No. 1185-08) recommending that H.R. No. 93, as amended in HD 1, be adopted.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.R. No. 93, HD 1, entitled: "HOUSE RESOLUTION URGING HAWAII'S CONGRESSIONAL DELEGATION TO SUPPORT LEGISLATION SUPPORTING INCENTIVES FOR PUBLIC HOUSING TENANTS TO TRANSITION INTO PERMANENT HOUSING," was adopted, with Representatives Bertram, Brower, Nakasone, Shimabukuro, Sonson and Ward being excused.

Representative Shimabukuro, for the Committee on Human Services & Housing presented a report (Stand. Com. Rep. No. 1186-08) recommending that H.C.R. No. 111, as amended in HD 1, be adopted.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 111, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING HAWAII'S CONGRESSIONAL DELEGATION TO SUPPORT LEGISLATION SUPPORTING INCENTIVES FOR PUBLIC HOUSING TENANTS TO TRANSITION INTO PERMANENT HOUSING," was adopted, with Representatives Bertram, Brower, Nakasone, Shimabukuro, Sonson and Ward being excused.

ANNOUNCEMENTS

Representative Souki, for the Committee on Transportation requested a waiver of the 48-hour advanced notice requirement for the purpose of hearing S.B. No. 2900, SD 1, Relating to Public Lands, to be held on Wednesday, March 19 at 10:00 a.m. in Room 309, with decision making to follow, and the Chair, "so ordered."

Representative Souki: "The purpose of the bill is to look at land that is in dispute between the State and the county, and while the land is in dispute, not to allow any barriers to recreation areas or to the ocean. It does not affect any private land."

Representative Ching: "Thank you Mr. Speaker. I'd like to invite everyone in the Chamber to meet with the honorees up in Room 312. We are having lunch there and I'd like to invite everybody to come have lunch with us. Thank you."

Representative McKelvey: "Thank you, Mr. Speaker. As you know we are honoring Grammy Award winners tomorrow and I'd like to invite all the Members, since there's so many certificates, to come into the Caucus room and to sign the certificates for the honorees. Thank you."

Representative Finnegan: "Thank you, Mr. Speaker. We also will have some lunch up in Room 329 for the Pearl Harbor Naval Shipyard. Thank you."

Representative Waters, for the Committee on Judiciary requested a waiver of the 48-hour advanced notice requirement for the purpose of conducting a public hearing with decision making to follow on the following measures to be held today at 3:50 p.m.

S.B. No. 2977, Relating to Child Support Enforcement;
S.B. No. 3069, Relating to Record of Defendants Committed to a Hospital Controlled by the Director of Health or to Custody of Director of Health; and
S.B. No. 2396, Relating to Mental Health.

Representative Waters: "All these requests were made by the Attorney General."

ADJOURNMENT

At 1:13 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, March 19, 2008. (Representatives Bertram, Brower, Nakasone, Shimabukuro, Sonson and Ward were excused.)