

THIRTIETH DAY

Friday, March 12, 2010

The House of Representatives of the Twenty-Fifth Legislature of the State of Hawaii, Regular Session of 2010, convened at 12:08 o'clock p.m., with Vice Speaker Magaoay presiding.

The invocation was delivered by Representative John M. Mizuno, after which the Roll was called showing all Members present with the exception of Representatives Manahan, Takumi and Thielen, who were excused.

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

GOVERNOR'S MESSAGES

The following message from the Governor (Gov. Msg. No. 205) was received and announced by the Clerk and was placed on file:

Gov. Msg. No. 205, informing the House that on March 11, 2010, the following bill was signed into law:

H.B. No. 2169, HD 2, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY." (ACT 002)

SENATE COMMUNICATIONS

The following communication from the Senate (Sen. Com. No. 340) was received and announced by the Clerk:

Sen. Com. No. 340, transmitting H.B. No. 2427, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO SOLID WASTE MANAGEMENT," which passed Third Reading in the Senate on March 11, 2010.

Representative B. Oshiro moved to disagree to the amendments made by the Senate to the following House Bill, seconded by Representative Evans and carried: (Representatives Manahan, Saiki, Takumi and Thielen were excused.)

H.B. No. 2427, HD 1, (SD 1)

INTRODUCTIONS

The following introduction was made to the Members of the House:

Representative Berg recognized the many student shadows participating in the Leader For A Day program.

Alyza Malunao of Waialua High & Intermediate shadowing Representative M. Lee;

Charlie Case of Waialua High & Intermediate shadowing Representative M. Oshiro;

Cody Lim of Waipahu Intermediate shadowing Representative Karamatsu;

Cyerra Foster of Waialua High & Intermediate shadowing Representative Magaoay;

Deidrick Lee of Kauai High School shadowing Representative Finnegan;

Grazielle Domingo of Waipahu Intermediate shadowing Representative Mizuno;

Jocelyn Bischoff of Olomana School shadowing Representative Brower;

Josiah Acang of Ke Kula O Nawahiokalani Opu'u shadowing Representative Chang;

Kanoelani Delatori of Lahainaluna High School shadowing Representative Bertram;

Lauren Wheatley of Kauai High School shadowing Representative Morita;

Loren Kuni of Waialua High & Intermediate shadowing Representative Aquino;

Makenna Stockham of Lahainaluna High School shadowing Representative Belatti;

Malia Kagawa of Kauai High School shadowing Representative Tokioka;

Megan Castillo of Kauai High School shadowing Representative Sagum;

Melissa Taketa of Lahainaluna High School shadowing Representative Awana;

Michael-John DeMello of Ke Kula O Nawahiokalani Opu'u shadowing Representative Tsuji;

'Opu'ulani Pascual-Tam of Ke Kula O Nawahiokalani Opu'u shadowing Representative Evans;

Robert Griffith of Lahainaluna High School shadowing Representative Nakashima;

Shaylee Bonds of Lahainaluna High School shadowing Representative C. Lee;

Shayleen Taketa of Waipahu Intermediate shadowing Representative Ching;

Taylor Smith of Lokelani Intermediate School shadowing Representative Choy;

Vincent Magno of Lahainaluna High School shadowing Representative Keith-Agaran; and

William Douglas Schusser of Lahainaluna High School shadowing Representative Ward.

ORDER OF THE DAY

COMMITTEE ASSIGNMENTS

The following measures were referred to committee by the Speaker:

<u>H.R.</u> <u>Nos.</u>	<u>Referred to:</u>
163	Committee on Health, then to the Committee on Consumer Protection & Commerce, then to the Committee on Legislative Management
164	Jointly to the Committee on Housing and the Committee on Economic Revitalization, Business, & Military Affairs, then jointly to the Committee on Judiciary and the Committee on Consumer Protection & Commerce
165	Committee on Health, then to the Committee on Economic Revitalization, Business, & Military Affairs

166	Jointly to the Committee on Transportation and the Committee on Economic Revitalization, Business, & Military Affairs, then to the Committee on Finance	190	Committee on Water, Land, & Ocean Resources
167	Committee on Education, then to the Committee on Finance	191	Jointly to the Committee on Health and the Committee on Higher Education
168	Committee on Education, then to the Committee on Finance	192	Jointly to the Committee on Education and the Committee on Labor & Public Employment, then to the Committee on Finance
169	Committee on Tourism, Culture, & International Affairs, then jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary, then to the Committee on Finance	193	Committee on Economic Revitalization, Business, & Military Affairs, then to the Committee on Finance
170	Committee on Tourism, Culture, & International Affairs	194	Committee on Education, then to the Committee on Finance
171	Committee on Water, Land, & Ocean Resources, then to the Committee on Judiciary	195	Committee on Economic Revitalization, Business, & Military Affairs, then to the Committee on Finance
172	Committee on Hawaiian Affairs, then to the Committee on Water, Land, & Ocean Resources, then to the Committee on Finance	196	Committee on Energy & Environmental Protection, then to the Committee on Finance
173	Committee on Hawaiian Affairs, then to the Committee on Water, Land, & Ocean Resources, then to the Committee on Finance	197	Committee on Energy & Environmental Protection, then to the Committee on Consumer Protection & Commerce
174	Committee on Health, then to the Committee on Consumer Protection & Commerce	198	Committee on Judiciary
175	Committee on Water, Land, & Ocean Resources, then to the Committee on Judiciary	199	Committee on Tourism, Culture, & International Affairs, then to the Committee on Judiciary
176	Jointly to the Committee on Health and the Committee on Human Services, then to the Committee on Finance	200	Committee on Economic Revitalization, Business, & Military Affairs, then to the Committee on Judiciary
177	Committee on Water, Land, & Ocean Resources, then to the Committee on Finance	201	Committee on Water, Land, & Ocean Resources, then to the Committee on Finance
178	Jointly to the Committee on Water, Land, & Ocean Resources and the Committee on Energy & Environmental Protection, then to the Committee on Finance	202	Committee on Economic Revitalization, Business, & Military Affairs, then to the Committee on Finance
179	Committee on Water, Land, & Ocean Resources, then to the Committee on Finance	203	Committee on Public Safety, then to the Committee on Legislative Management
180	Committee on Water, Land, & Ocean Resources, then to the Committee on Finance	204	Committee on Judiciary
181	Committee on Hawaiian Affairs, then to the Committee on Water, Land, & Ocean Resources, then to the Committee on Finance	205	Committee on Legislative Management, then to the Committee on Finance
182	Committee on Transportation, then to the Committee on Judiciary	206	Committee on Education, then to the Committee on Finance
183	Committee on Consumer Protection & Commerce	207	Committee on Education, then to the Committee on Finance
184	Committee on Human Services, then to the Committee on Finance	208	Jointly to the Committee on Agriculture and the Committee on Education, then to the Committee on Legislative Management
185	Committee on Transportation, then to the Committee on Judiciary	209	Committee on Energy & Environmental Protection, then to the Committee on Finance
186	Jointly to the Committee on Water, Land, & Ocean Resources and the Committee on Economic Revitalization, Business, & Military Affairs, then to the Committee on Finance	210	Committee on Consumer Protection & Commerce, then to the Committee on Energy & Environmental Protection
187	Committee on Education, then to the Committee on Finance	211	Committee on Consumer Protection & Commerce, then to the Committee on Energy & Environmental Protection
188	Committee on Education, then to the Committee on Finance	212	Committee on Health, then to the Committee on Legislative Management
189	Committee on Housing, then to the Committee on Judiciary	213	Committee on Judiciary, then to the Committee on Legislative Management
		214	Committee on Economic Revitalization, Business, & Military Affairs, then to the Committee on Finance

215	Jointly to the Committee on Economic Revitalization, Business, & Military Affairs and the Committee on Energy & Environmental Protection, then to the Committee on Finance	238	Committee on Tourism, Culture, & International Affairs
216	Committee on Tourism, Culture, & International Affairs, then to the Committee on Finance	239	Committee on Public Safety, then to the Committee on Finance
217	Committee on Legislative Management, then to the Committee on Finance	240	Jointly to the Committee on Human Services and the Committee on Health, then to the Committee on Legislative Management, then to the Committee on Finance
218	Committee on Tourism, Culture, & International Affairs, then to the Committee on Water, Land, & Ocean Resources	241	Committee on Labor & Public Employment, then to the Committee on Judiciary
219	Committee on Agriculture, then to the Committee on Finance	242	Jointly to the Committee on Water, Land, & Ocean Resources and the Committee on Energy & Environmental Protection, then to the Committee on Finance
220	Committee on Transportation, then to the Committee on Finance	243	Committee on Hawaiian Affairs, then to the Committee on Judiciary
221	Jointly to the Committee on Agriculture and the Committee on Transportation, then to the Committee on Finance	244	Committee on Hawaiian Affairs, then to the Committee on Judiciary, then to the Committee on Finance
222	Committee on Water, Land, & Ocean Resources, then to the Committee on Finance	245	Committee on Water, Land, & Ocean Resources, then to the Committee on Economic Revitalization, Business, & Military Affairs
223	Jointly to the Committee on Agriculture and the Committee on Transportation, then to the Committee on Finance	246	Committee on Hawaiian Affairs, then to the Committee on Water, Land, & Ocean Resources
224	Committee on Public Safety, then to the Committee on Finance	247	Jointly to the Committee on Hawaiian Affairs and the Committee on Water, Land, & Ocean Resources, then to the Committee on Judiciary, then to the Committee on Finance
225	Committee on Hawaiian Affairs, then to the Committee on Water, Land, & Ocean Resources, then to the Committee on Finance	248	Committee on Water, Land, & Ocean Resources, then to the Committee on Finance
226	Jointly to the Committee on Higher Education and the Committee on Water, Land, & Ocean Resources, then to the Committee on Legislative Management	249	Jointly to the Committee on Hawaiian Affairs and the Committee on Water, Land, & Ocean Resources, then to the Committee on Finance
227	Committee on Hawaiian Affairs, then to the Committee on Tourism, Culture, & International Affairs	250	Jointly to the Committee on Hawaiian Affairs and the Committee on Water, Land, & Ocean Resources, then to the Committee on Judiciary
228	Jointly to the Committee on Tourism, Culture, & International Affairs and the Committee on Economic Revitalization, Business, & Military Affairs, then to the Committee on Finance	251	Committee on Hawaiian Affairs, then to the Committee on Judiciary
229	Committee on Consumer Protection & Commerce	252	Jointly to the Committee on Agriculture and the Committee on Water, Land, & Ocean Resources, then to the Committee on Finance
230	Jointly to the Committee on Agriculture and the Committee on Water, Land, & Ocean Resources, then to the Committee on Judiciary	253	Committee on Hawaiian Affairs, then to the Committee on Finance
231	Jointly to the Committee on Water, Land, & Ocean Resources and the Committee on Higher Education, then to the Committee on Finance	254	Jointly to the Committee on Hawaiian Affairs and the Committee on Water, Land, & Ocean Resources, then to the Committee on Finance
232	Committee on Transportation, then to the Committee on Finance		
233	Committee on Human Services, then to the Committee on Judiciary	<u>H.C.R.</u>	<u>Referred to:</u>
234	Jointly to the Committee on Human Services and the Committee on Health, then to the Committee on Legislative Management	233	Committee on Health, then to the Committee on Consumer Protection & Commerce, then to the Committee on Legislative Management
235	Committee on Water, Land, & Ocean Resources, then to the Committee on Finance	234	Jointly to the Committee on Housing and the Committee on Economic Revitalization, Business, & Military Affairs, then jointly to the Committee on Judiciary and the Committee on Consumer Protection & Commerce
236	Committee on Agriculture, then to the Committee on Finance		
237	Committee on Tourism, Culture, & International Affairs		

235	Committee on Health, then to the Committee on Economic Revitalization, Business, & Military Affairs	258	Jointly to the Committee on Water, Land, & Ocean Resources and the Committee on Economic Revitalization, Business, & Military Affairs, then to the Committee on Finance
236	Jointly to the Committee on Transportation and the Committee on Economic Revitalization, Business, & Military Affairs, then to the Committee on Finance	259	Committee on Education, then to the Committee on Finance
237	Committee on Finance	260	Committee on Education, then to the Committee on Finance
238	Committee on Education, then to the Committee on Finance	261	Committee on Housing, then to the Committee on Judiciary
239	Jointly to the Committee on Tourism, Culture, & International Affairs and the Committee on Consumer Protection & Commerce, then to the Committee on Legislative Management	262	Committee on Housing, then to the Committee on Finance
240	Committee on Education, then to the Committee on Finance	263	Committee on Water, Land, & Ocean Resources
241	Committee on Tourism, Culture, & International Affairs, then jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary, then to the Committee on Finance	264	Committee on Water, Land, & Ocean Resources, then jointly to the Committee on Legislative Management and the Committee on Finance
242	Committee on Tourism, Culture, & International Affairs	265	Committee on Legislative Management
243	Committee on Water, Land, & Ocean Resources, then to the Committee on Judiciary	266	Jointly to the Committee on Health and the Committee on Higher Education
244	Committee on Hawaiian Affairs, then to the Committee on Water, Land, & Ocean Resources, then to the Committee on Finance	267	Jointly to the Committee on Education and the Committee on Labor & Public Employment, then to the Committee on Finance
245	Committee on Hawaiian Affairs, then to the Committee on Water, Land, & Ocean Resources, then to the Committee on Finance	268	Committee on Economic Revitalization, Business, & Military Affairs, then to the Committee on Finance
246	Committee on Economic Revitalization, Business, & Military Affairs, then to the Committee on Judiciary	269	Committee on Housing, then to the Committee on Judiciary
247	Committee on Water, Land, & Ocean Resources, then to the Committee on Judiciary	270	Committee on Education, then to the Committee on Finance
248	Jointly to the Committee on Health and the Committee on Human Services, then to the Committee on Finance	271	Jointly to the Committee on Health and the Committee on Human Services and the Committee on Public Safety, then to the Committee on Finance
249	Committee on Water, Land, & Ocean Resources, then to the Committee on Finance	272	Committee on Transportation, then to the Committee on Judiciary
250	Jointly to the Committee on Water, Land, & Ocean Resources and the Committee on Energy & Environmental Protection, then to the Committee on Finance	273	Committee on Economic Revitalization, Business, & Military Affairs, then to the Committee on Finance
251	Committee on Water, Land, & Ocean Resources, then to the Committee on Finance	274	Committee on Energy & Environmental Protection, then to the Committee on Finance
252	Committee on Water, Land, & Ocean Resources, then to the Committee on Finance	275	Committee on Energy & Environmental Protection, then to the Committee on Consumer Protection & Commerce
253	Committee on Hawaiian Affairs, then to the Committee on Water, Land, & Ocean Resources, then to the Committee on Finance	276	Committee on Judiciary
254	Committee on Transportation, then to the Committee on Judiciary	277	Committee on Tourism, Culture, & International Affairs, then to the Committee on Judiciary
255	Committee on Consumer Protection & Commerce	278	Committee on Economic Revitalization, Business, & Military Affairs, then to the Committee on Judiciary
256	Committee on Human Services, then to the Committee on Finance	279	Committee on Water, Land, & Ocean Resources, then to the Committee on Finance
257	Committee on Transportation, then to the Committee on Judiciary	280	Committee on Economic Revitalization, Business, & Military Affairs, then to the Committee on Finance
		281	Committee on Public Safety, then to the Committee on Legislative Management
		282	Committee on Judiciary
		283	Committee on Agriculture, then to the Committee on Finance

284	Committee on Tourism, Culture, & International Affairs, then to the Committee on Finance	309	Committee on Public Safety, then to the Committee on Finance
285	Committee on Education, then to the Committee on Finance	310	Committee on Hawaiian Affairs, then to the Committee on Water, Land, & Ocean Resources, then to the Committee on Finance
286	Committee on Education, then to the Committee on Finance		
287	Jointly to the Committee on Agriculture and the Committee on Education, then to the Committee on Legislative Management	311	Jointly to the Committee on Higher Education and the Committee on Water, Land, & Ocean Resources, then to the Committee on Legislative Management
288	Committee on Energy & Environmental Protection, then to the Committee on Finance	312	Committee on Judiciary, then to the Committee on Finance
289	Committee on Agriculture, then to the Committee on Finance	313	Committee on Hawaiian Affairs, then to the Committee on Tourism, Culture, & International Affairs
290	Jointly to the Committee on Education and the Committee on Agriculture, then to the Committee on Finance	314	Committee on Energy & Environmental Protection, then to the Committee on Finance
291	Committee on Consumer Protection & Commerce, then to the Committee on Energy & Environmental Protection	315	Committee on Hawaiian Affairs, then to the Committee on Finance
292	Committee on Water, Land, & Ocean Resources, then to the Committee on Finance	316	Jointly to the Committee on Water, Land, & Ocean Resources and the Committee on Higher Education, then to the Committee on Finance
293	Committee on Consumer Protection & Commerce, then to the Committee on Energy & Environmental Protection	317	Committee on Transportation, then to the Committee on Finance
294	Committee on Health, then to the Committee on Legislative Management	318	Committee on Human Services, then to the Committee on Judiciary
295	Committee on Judiciary, then to the Committee on Legislative Management	319	Jointly to the Committee on Human Services and the Committee on Health, then to the Committee on Legislative Management
296	Committee on Economic Revitalization, Business, & Military Affairs, then to the Committee on Finance	320	Committee on Water, Land, & Ocean Resources, then to the Committee on Finance
297	Committee on Economic Revitalization, Business, & Military Affairs, then to the Committee on Finance	321	Jointly to the Committee on Human Services and the Committee on Health, then to the Committee on Legislative Management, then to the Committee on Finance
298	Jointly to the Committee on Economic Revitalization, Business, & Military Affairs and the Committee on Energy & Environmental Protection, then to the Committee on Finance	322	Committee on Labor & Public Employment, then to the Committee on Judiciary
299	Committee on Transportation, then to the Committee on Judiciary	323	Jointly to the Committee on Water, Land, & Ocean Resources and the Committee on Energy & Environmental Protection, then to the Committee on Finance
300	Committee on Tourism, Culture, & International Affairs, then to the Committee on Finance	324	Committee on Hawaiian Affairs, then to the Committee on Judiciary
301	Committee on Legislative Management, then to the Committee on Finance	325	Committee on Hawaiian Affairs, then to the Committee on Judiciary, then to the Committee on Finance
302	Committee on Tourism, Culture, & International Affairs, then to the Committee on Water, Land, & Ocean Resources	326	Committee on Water, Land, & Ocean Resources, then to the Committee on Economic Revitalization, Business, & Military Affairs
303	Committee on Agriculture, then to the Committee on Finance	327	Committee on Hawaiian Affairs, then to the Committee on Water, Land, & Ocean Resources
304	Committee on Transportation, then to the Committee on Finance	328	Jointly to the Committee on Hawaiian Affairs and the Committee on Water, Land, & Ocean Resources, then to the Committee on Judiciary, then to the Committee on Finance
305	Jointly to the Committee on Agriculture and the Committee on Transportation, then to the Committee on Finance	329	Committee on Water, Land, & Ocean Resources, then to the Committee on Finance
306	Committee on Water, Land, & Ocean Resources, then to the Committee on Finance		
307	Jointly to the Committee on Agriculture and the Committee on Transportation, then to the Committee on Finance		
308	Jointly to the Committee on Agriculture and the Committee on Energy & Environmental Protection, then to the Committee on Legislative Management		

- 330 Jointly to the Committee on Hawaiian Affairs and the Committee on Water, Land, & Ocean Resources, then to the Committee on Finance
- 331 Jointly to the Committee on Hawaiian Affairs and the Committee on Water, Land, & Ocean Resources, then to the Committee on Judiciary
- 332 Committee on Hawaiian Affairs, then to the Committee on Judiciary
- 333 Committee on Education, then to the Committee on Finance
- 334 Jointly to the Committee on Agriculture and the Committee on Water, Land, & Ocean Resources, then to the Committee on Finance
- 335 Committee on Hawaiian Affairs, then to the Committee on Finance
- 336 Jointly to the Committee on Hawaiian Affairs and the Committee on Water, Land, & Ocean Resources, then to the Committee on Finance
- 337 Committee on Energy & Environmental Protection, then to the Committee on Finance
- 338 Committee on Energy & Environmental Protection, then to the Committee on Finance
- 339 Jointly to the Committee on Agriculture and the Committee on Water, Land, & Ocean Resources, then to the Committee on Finance

2883, Committee on Labor & Public Employment, then to the SD1 Committee on Judiciary

STANDING COMMITTEE REPORTS

Representatives Chang and Takumi, for the Committee on Higher Education and the Committee on Education presented a report (Stand. Com. Rep. No. 701-10) recommending that S.B. No. 2903, SD 2, pass Second Reading and be referred to the Committee on Hawaiian Affairs.

Representative B. Oshiro moved that the report of the Committees be adopted, and that S.B. No. 2903, SD 2, pass Second Reading and be referred to the Committee on Hawaiian Affairs, seconded by Representative Evans.

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

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

"Mr. Speaker, in reference to Stand. Com. Rep. No. 701-10, SB 2903, Relating to the Hawaiian Language College, I am in strong support and would like to submit written comments. Thank you."

Representative Tsuji's written remarks are as follows:

"Mr. Speaker I speak in support of SB2903. This legislation would require the Department of Education, the Charter School Administrative Office, and the Hawaiian Language College at the University of Hawaii at Hilo to enter into an agreement regarding the Hawaiian Language College's functions related to *Ke Kula o Nawahiokalani'Opu'u Iki* in East Hawaii Island, as well as other laboratory schools.

"Hawaii is now the national leader in education through a Native tongue. Not only are we known for reviving an endangered language, but for increased academic achievement among students in Hawaiian immersion schools.

"This measure represents a step toward developing administrative practices that will further strengthen the Hawaiian medium of education while continuing a unique standard of excellence in our State's educational system. In this regard, Mr. Speaker, I am in strong support."

The motion was put to vote by the Chair and carried, and the report of the Committees was adopted and S.B. No. 2903, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN LANGUAGE COLLEGE," passed Second Reading and was referred to the Committee on Hawaiian Affairs, with Representatives Berg, Keith-Agaran, Manahan, Takumi and Thielen being excused.

Representative Manahan, for the Committee on Tourism, Culture, & International Affairs presented a report (Stand. Com. Rep. No. 702-10) recommending that S.B. No. 2607, SD 2, 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 B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and S.B. No. 2607, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ACTIVITY DESKS," passed Second Reading and was referred jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary, with Representatives Berg, Keith-Agaran, Manahan, Takumi and Thielen being excused.

Representative Manahan, for the Committee on Tourism, Culture, & International Affairs presented a report (Stand. Com. Rep. No. 703-10)

COMMITTEE REASSIGNMENTS

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

- H.R.**
No. **Re-referred to:**
- 189 Committee on Housing, then to the Committee on Judiciary

- H.C.R.**
No. **Re-referred to:**
- 200 Committee on Legislative Management, then to the Committee on Finance

- S.B.**
Nos. **Re-referred to:**
- 1675, Committee on Energy & Environmental Protection, then to the SD2 Committee on Finance
 - 2378, Committee on Judiciary, then to the Committee on Finance SD2
 - 2432 Committee on Finance
 - 2493, Committee on Finance SD2
 - 2775, Committee on Economic Revitalization, Business, & Military SD1 Affairs, then jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary
 - 2810, Jointly to the Committee on Health and the Committee on SD2 Human Services, then to the Committee on Finance

recommending that S.B. No. 2187, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and S.B. No. 2187, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII TOURISM AUTHORITY," passed Second Reading and was referred to the Committee on Finance, with Representatives Berg, Keith-Agaran, Manahan, Takumi and Thielen being excused.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 704-10) recommending that S.B. No. 2201, SD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and S.B. No. 2201, SD 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES," passed Second Reading and was referred to the Committee on Finance, with Representatives Berg, Keith-Agaran, Manahan, Takumi and Thielen being excused.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 705-10) recommending that S.B. No. 2756, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and S.B. No. 2756, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO COST SHARING IN THE RELOCATION AND UNDERGROUNDING OF UTILITY FACILITIES," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Berg, Keith-Agaran, Manahan, Takumi and Thielen being excused.

Representatives Souki and Hanohano, for the Committee on Transportation and the Committee on Public Safety presented a report (Stand. Com. Rep. No. 706-10) recommending that S.B. No. 2936, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Agriculture.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committees was adopted and S.B. No. 2936, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SHIPPING CONTAINER INSPECTIONS," passed Second Reading and was referred to the Committee on Agriculture, with Representatives Berg, Keith-Agaran, Manahan, Takumi and Thielen being excused.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 707-10) recommending that S.B. No. 2105, SD 2, pass Second Reading and be referred to the Committee on Health.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and S.B. No. 2105, SD 2, entitled: "A BILL FOR AN ACT RELATING TO PARKING FOR DISABLED PERSONS," passed Second Reading and was referred to the Committee on Health, with Representatives Berg, Keith-Agaran, Manahan, Takumi and Thielen being excused.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 708-10) recommending that S.B. No. 2375, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

Representative B. Oshiro moved that the report of the Committee be adopted, and that S.B. No. 2375, SD 1, HD 1, pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative Evans.

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

"Mr. Speaker, thank you. On Stand. Com. Rep. No. 708-10, I am in strong support. I would like to thank the Chair of Transportation for

moving this measure forward. It's very fitting we have some of my constituents from the West side of Maui here today as this issue profoundly affects the access of Honoapiilani Highway and our ability to get in and out of the second most populated visitor area in the island. Thank you, very much."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2375, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAYS," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Berg, Keith-Agaran, Manahan, Takumi and Thielen being excused.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 709-10) recommending that S.B. No. 2863, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and S.B. No. 2863, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE TAX LIEN AND ENCUMBRANCE RECORD," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Berg, Keith-Agaran, Manahan, Takumi and Thielen being excused.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 710-10) recommending that S.B. No. 2942, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Water, Land, & Ocean Resources.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and S.B. No. 2942, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ALOHA TOWER DEVELOPMENT CORPORATION," passed Second Reading and was referred to the Committee on Water, Land, & Ocean Resources, with Representatives Berg, Keith-Agaran, Manahan, Takumi and Thielen being excused.

Representative Morita, for the Committee on Energy & Environmental Protection presented a report (Stand. Com. Rep. No. 711-10) recommending that S.B. No. 2081, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and S.B. No. 2081, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LITTER CONTROL," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Berg, Keith-Agaran, Manahan, Takumi and Thielen being excused.

Representatives Rhoads and McKelvey, for the Committee on Labor & Public Employment and the Committee on Economic Revitalization, Business, & Military Affairs presented a report (Stand. Com. Rep. No. 712-10) recommending that S.B. No. 1062, SD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committees was adopted and S.B. No. 1062, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PROFESSIONAL EMPLOYER ORGANIZATIONS," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Berg, Keith-Agaran, Manahan, Takumi and Thielen being excused.

Representatives Morita, Ito and McKelvey, for the Committee on Energy & Environmental Protection and the Committee on Water, Land, & Ocean Resources and the Committee on Economic Revitalization, Business, & Military Affairs presented a report (Stand. Com. Rep. No. 713-10) recommending that S.B. No. 2818, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committees was adopted and S.B. No. 2818, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL PROTECTION," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Berg, Keith-Agaran, Manahan, Takumi and Thielen being excused.

Representative Hanohano, for the Committee on Public Safety presented a report (Stand. Com. Rep. No. 714-10) recommending that S.B. No. 2533, SD 1, pass Second Reading and be referred to the Committee on Legislative Management.

Representative B. Oshiro moved that the report of the Committee be adopted, and that S.B. No. 2533, SD 1, pass Second Reading and be referred to the Committee on Legislative Management, seconded by Representative Evans.

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 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. 2533, SD 1, entitled: "A BILL FOR AN ACT RELATING TO AN AUDIT OF CONTRACTS OF THE DEPARTMENT OF PUBLIC SAFETY WITH THE CORRECTIONS CORPORATION OF AMERICA AND THE FEDERAL DETENTION CENTER," passed Second Reading and was referred to the Committee on Legislative Management, with Representatives Berg, Keith-Agaran, Manahan, Takumi and Thielen being excused.

Representatives Hanohano and Ito, for the Committee on Public Safety and the Committee on Water, Land, & Ocean Resources presented a report (Stand. Com. Rep. No. 715-10) recommending that S.B. No. 950, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committees was adopted and S.B. No. 950, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTRIC GUNS," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Berg, Keith-Agaran, Manahan, Takumi and Thielen being excused.

Representatives Hanohano and Yamane, for the Committee on Public Safety and the Committee on Health presented a report (Stand. Com. Rep. No. 716-10) recommending that S.B. No. 2213, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

Representative B. Oshiro moved that the report of the Committees be adopted, and that S.B. No. 2213, SD 2, HD 1, pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative Evans.

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

"Yes, Mr. Speaker. In opposition. What this bill would do is it would open Compassionate Centers where medical marijuana would be distributed to people. Unfortunately, this would make some current criminal activities, legal. And this still would conflict with federal law, which would make enforcement of current illegal activities outside these Compassionate Centers very difficult to enforce and complicated for the US Attorney's Office. But I will save the rest of my comments for Third Reading."

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

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

"Mr. Speaker, I rise in opposition. I don't believe the government needs to get in the business of marijuana distribution. It's failed in trying to do any and all other kinds of business. I know some are in the alcohol distribution center business. But to put in the State of Hawaii government in the point of who gets to be a distributor, and who is not, I think it's the wrong direction. It's wrong and not a good policy. Thank you."

Representative Takai rose in opposition to the measure and asked that the remarks of Representatives Pine and Ward be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

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

"Thank you, Mr. Speaker. In opposition. Thank you, Mr. Speaker. I want to read from the testimony of the Department of the Attorney General. Just a few comments here from the Attorney General's testimony.

Jurisdictions that have established marijuana dispensaries have experienced serious negative effects. Jurisdictions that allow marijuana dispensaries have experienced crimes, and significant decrease in quality of life. For many years Amsterdam was touted by the Marijuana Lobby as a utopia where marijuana was sold openly from neighborhood dispensaries, but in 2009 because of the increase in organized crime as well as other social factors the government stepped in and closed them.

In Mendocino County, California, it relaxed its marijuana laws in 2002. By 2008, the community voted the changes out due to the increase in organized crime and other crime after California started allowing marijuana dispensaries, the police in nearly every California jurisdiction that had dispensaries reported an upswing in crime in those areas. There were more murders, robberies, burglaries, aggravated assaults, and theft.

"Thank you, Mr. Speaker."

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

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

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

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

Representative Berg rose and asked that the Clerk record an aye vote with reservations for her, 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."

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

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

"Thank you, Mr. Speaker. I rise in support. I would really like to challenge the notion of us staying focused on the fact that people have concerns about the illegal use of marijuana because this bill is really not about that. The bill is about people who are really ill and mentally sick. There has been a lot of research and studies showing that marijuana can have a really good effect on certain people that are in pain, and possibly for cancer. It is relief.

"I want to remind people that there was the growing of poppy, and it can be turned into morphine that people do use in our hospitals to alleviate pain.

"What the State did many years ago was recognize the medical use of marijuana and how it does have a positive impact on certain conditions. In certain cases there is opportunity to really help certain patients. I think what this bill is saying is that what we have learned over the years since

we passed that law allowing medical marijuana is that the patients, the way that we put it into law, they have been allowed to grow a certain number of plants at their house. They have to qualify with a doctor, and they have to register with the Narcotics Division, the police, and everybody knows who has the medical marijuana.

"But what has happened is because of the nature of the illegal use of marijuana, is that people are actually breaking into these people's homes. These people are feeling threatened. They feel their life is in danger, and they have come to the Legislature and said, 'Please help us. Because we need the medical marijuana to help us, but we feel the way that it's being done now, it has our life threatened.'

"Now this Legislature has been debating this for several years as to how do we really manage this medical marijuana. And out of that we have one of our colleagues here that has really pushed the issue, and worked for developing a task force to try to bring parties together to understand this. So this law that we're looking at today is from many years and lots of discussion by people. The Drug Policy Forum has been an advocate for this. They have been working on that task force trying to solve the problems and the concerns of the law enforcement community.

"If you really look at the bill, I think it's a very interesting idea of establishing these Compassion Centers for the dispensing of medical marijuana. This means the law enforcement community will know exactly where the marijuana is being grown. It will be controlled. They will know who the users are and they will have to be certified. They will have to go through the process.

"We're putting a lot of conditions on this, and we're trying to manage this in a way so that everybody feels there's more control. It recognizes illegal use, versus medical use. And I think that is why we should keep this bill in discussion and move it forward. Thank you, Mr. Speaker."

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 12:26 o'clock p.m.

At this time, the Chair announced:

"Members, the reason I called for the recess is that we have two Floor presentations and the recipients are here. We will continue our discussion on this page and the issue on this bill.

"So at this time, I'd like to go back to the beginning of the Order of the Day and take up our Floor presentations."

Representative Marumoto rose, stating:

"Mr. Speaker. I would like to speak in opposition to this bill as it passes Second Reading. The medical marijuana measure."

Vice Speaker Magaoy: "Representative Marumoto, I'm going to come back to that bill after the Floor presentations. And in fairness to everyone, I'm also asking if anyone else has introductions to make."

LATE INTRODUCTIONS

The following late introduction was made to the Members of the House:

Representative Yamane announced that March is Social Work Month and recognized the many social work students seated in the gallery, in particular, Mr. Kerry Moeai, a social work student at BYU.

INTRODUCTION OF RESOLUTIONS (FLOOR PRESENTATIONS)

The following resolution (H.R. No. 258) was announced by the Clerk and the following action taken:

H.R. No. 258, entitled: "HOUSE RESOLUTION HONORING THE JUNIOR ACHIEVEMENT OF HAWAII 2010 HAWAII BUSINESS HALL OF FAME INDUCTEES," was jointly offered by Representatives Marumoto and McKelvey.

Representative Marumoto moved that H.R. No. 258 be adopted, seconded by Representative McKelvey.

Representative Marumoto introduced Hall of Fame Laureate, Mr. Anthony Guerrero, Jr., retired Vice Chairman and Group Manager for the Retail Banking Group of First Hawaiian Bank who was seated on the Floor of the House.

Representative McKelvey introduced Hall of Fame Laureate, Dr. Tyrie Lee Jenkins, ophthalmologist and Medical Director of the Laser Eye Center who was seated on the Floor of the House.

Representative McKelvey also introduced Hall of Fame Laureate, Mr. Barry K. Taniguchi, President and Chief Executive Officer of KTA Super Stores who was seated on the Floor of the House.

Representative Marumoto then introduced family and friends who were seated on the gallery:

Mrs. Haunani Guerrero, wife of Mr. Anthony Guerrero, Jr.;

Mrs. Sandy Taniguchi, wife of Mr. Barry Taniguchi;

Mr. George Norcross, husband of Dr. Tyrie Lee Jenkins; and their family, daughter Ms. Annie Hiller and husband Mr. Dough Hiller; daughter Ms. Lindsay Norcross; and friends, Ms. Barbara Pleadwell, Ms. Pamela Utu, Ms. Valerie Bareng, Ms. Yolani Lacar, Ms. Stephanie Medowski, and Ms. Dannie Lovato.

Representative Herkes also congratulated Dr. Jenkins and thanked her for his wonderful eye care.

Representative Chang congratulated Mr. Taniguchi, noting his leadership in high school as Student Body President, football player and nerd.

Representative Ward commended the Laureates and thanked them for being role models in the community.

Representatives Yamane and Awana congratulated Mr. Guerrero and thanked him for his many contributions to the people of the Leeward Coast, especially in the area of healthcare.

The motion was put to vote by the Chair and carried, and H.R. No. 258 was adopted, with Representatives Manahan, M. Oshiro, Takumi and Thielen being excused.

The following resolution (H.R. No. 259) was announced by the Clerk and the following action taken:

H.R. No. 259, entitled: "HOUSE RESOLUTION COMMENDING THE EFFORTS AND BRAVERY OF THE SOLDIERS OF THE HAWAII ARMY NATIONAL GUARD AND THE HAWAII ARMY RESERVE AND THE AIRMEN AND AIRWOMEN OF THE HAWAII AIR NATIONAL GUARD ON THEIR RECENT DEPLOYMENT IN SUPPORT OF OPERATION ENDURING FREEDOM AND OPERATION IRAQI FREEDOM," was jointly offered by Representatives Brower and Takai.

Representative Brower moved that H.R. No. 259 be adopted, seconded by Representative Takai.

Representative Brower recognized the soldiers of the Hawaii Army National Guard, the Hawaii Army Reserve, and the airmen and airwomen of the Hawaii Air National Guard and welcomed them home from their recent deployments.

Representative Brower then introduced the honorees seated on the Floor of the House:

Major General Robert Lee, representing the men and women of the Hawaii National Guard;

Colonel Bruce Oliveira and Command Sergeant Major Philip Umali, representing the 20th Infantry Brigade Combat Team; and

Chief Master Sergeant Ray Duropan, representing the Hawaii Air National Guard and the 154th Security Forces Squadron.

Representative Takai then commended the Hawaii National Guard, and thanked them for their dedication to country and the people of Hawaii; and gave personal thanks to the men and women that he had been recently deployed with: LTC Robert Leshner, MAJ Leif Fautanu, and MAJ Junior Faleafine.

Representative Takai also thanked the Body for passing the Hawaii State Legislature's Military Appreciation Package in 2004, and for their continued support of our military servicemembers and their families.

Representative Cabanilla commended the Hawaii National Guard for their service to the community in responding to natural disasters and emergencies; and also recognized fellow Hawaii National Guard service personnel, Major Mark Takai, Col. Lon Paresa (ret.), and Col. Ken Takeyama (ret.) of the Legislative Reference Bureau.

Representative Brower then introduced other honorees seated in the gallery:

Lt. Colonel Michel Peteers representing the 100th Battalion 442nd Infantry Regiment of the US Army Reserve;

Lt. Colonel Rudolph Ligsay representing the 1st Squadron 299th Cavalry Regiment Task Force Koa;

Lt. Colonel Robert Leshner representing the 1st Battalion 487th Field Artillery Regiment Task Force Hiki No;

Lt. Colonel Moses Kaoiwi representing the 29th Brigade Special Troops Battalion;

Lt. Colonel Keith Yoshida representing the 29th Brigade Support Battalion;

Technical Sergeant Darrilynn Lee representing the 201st Combat Communications Group; and finally,

The men and women of the United States Army Reserves, the Hawaii Army National Guard, and the Hawaii Air National Guard.

Representative Ward also thanked the men and women of the Hawaii National Guard and recognized the value of a civilian controlled military.

Representative McKelvey, as the Chair of Committee on Economic Development and Military Affairs, thanked General Lee for work with the Legislature to support our troops at home so they can do their work overseas.

Representative Takai then asked that the names of the service men and women seated in the gallery be included in the Journal.

HHC 29th IBCT

COL Bruce Oliveira;
CSM Philip Umali;
COL Kenneth Hara;
MAJ Leif Fautanu;
MSG Belynn Aquino;
SSG Hazel Donato;
CPT James Fe'a-Fiame;
SFC Jerry Yuen;

SGT Kimo Wong;
SSG Corinthia Lum;
SGT Norison Ibera;
SGT Edgar Mendoza;
SPC David Kamaka;
MSG Jerry Kikiloi;
SFC Brandon Kumalae; and
SGT Louis Race.

100-442 IN

LTC Michael Peeters.

1-299 CAV

LTC Rudolph Ligsay;
SFC Michael Mackinaw;
SFC Ferdinand Penaflo; and
SGT Julian Morales.

1-487 FA

LTC Robert W. Leshner;
MAJ James A. Faleafine;
CPT David R. Hatcher II;
SFC William K. Kapana;
SFC Vladimir I. Hidrovo-Alban;
SFC Gilbert R. Tagaban;
SSG Ray H. Yamane;
SSG Damien R. Ragasa; and
SSG Christopher E.K. Duenas.

29th BSTB

LTC Moses Kaoiwi;
CPT Auredith Tumpap;
SFC Angel Aponte;
SFC Sueann Kauanui;
SFC Theodore Padua;
SFC Donovan Tuisano;
SSG Nicanor Abelardo;
SSG Sharde Marshall;
SSG Suiga Matautia;
SSG Jeffrey Neal;
SSG Franklin Vierra;
SGT Sheryllyn Banday;
SGT Andrew Yim; and
SPC Jeffrey Palomares.

29 BSB

LTC Keith Yoshida;
CSM Virgine Kanoa;
SFC Eugenia Gansit;
SFC Paul-Michael Hayes;
SFC Mathew Mitsui;
SFC Richard Sadiarin;
SFC Johnny Miyagishima;
SSG Rachel Betancourt;
SSG Daivan Bui;
SSG Ludyann Capitle;
SSG Eunjin Chang;
SGT Jackie Andrea Fuertes;
SGT Clayton Mitsui Jr.; and
SGT Rayarchie Rosete.

The motion was put to vote by the Chair and carried, and H.R. No. 259 was adopted, with Representatives Keith-Agaran, Manahan, M. Oshiro, Takumi and Thielen being excused.

At 1:03 o'clock p.m. the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 1:12 o'clock p.m.

STANDING COMMITTEE REPORTS

At this time, the Chair announced:

"Members, first of all I'd like to apologize for interrupting our lively discussion on page 5. At this time we'll go back to page 5 and Stand. Com. Rep. No. 716-10. Is there any further discussion?"

Stand. Com. Rep. No. 716-10 and S.B. No. 2213, SD 2, HD 1:

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

"Yes, Mr. Speaker. In support with reservations. The support is along with what the Representative from Kona was saying. There are medicinal effects of marijuana, be it a placebo or actual effect on our system. I do know from my nursing background that there are a lot of medications that come from herbs and different kinds of plants like digitalis or digoxin which comes from plants. Also methyl dopa for blood pressure comes from plants.

"But forget that, Mr. Speaker. Let's just talk about chocolate. Chocolate has a lot of good things and it's a plant just like marijuana. I'm really surprised that there's not much research into the other effects of marijuana. We do know from hearings from a lot of locals that it has a lot of good effects. So in that sense, I support it.

"I think my reservation comes from the fact that we spend a lot of money trying to track down those people who abuse the drugs. I think of it as a drug. Other people think of it as a source of a high. But I think that we should really entertain this as it goes forward because like I said, there are a lot of medicinal effects to marijuana. Thank you."

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

"Thank you, Mr. Speaker. In opposition, and I'll try to be as brief as possible. I'm open to the fact of using marijuana for medicinal purposes. Doctors tell me if there were some way they could ascertain the strength of it or the dosage, the necessary dosage, but there is a lot we don't know about it. But I'm very apprehensive since marijuana is still illegal on the federal level.

"We have many statutes on the books against marijuana use, and I notice there was a THC Ministry in Hilo that was raided very recently. For what reason, I'm not really sure, but I think somehow they must have broken the law.

"So I don't like the law flaunted in case there is misuse of marijuana. So just to flag out this point, I'm voting no at this point. Thank you."

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

Representative Ching rose to respond, stating:

"Thank you, Mr. Speaker. I'm still in opposition with just a few comments. I appreciate the comment about chocolate. Actually it is, believe it or not. Laughable as it sounds, it is being researched for certain medicinal things.

"But anyhow, that being what it is, back to marijuana. I just wanted to address one of the comments made by my very well-respected Representative from the Big Island regarding the police. And if I could just say that it says here: 'We testify together to express our strong and unified opposition to this bill,' and you have here the Chief of Police: Honolulu Police Department, Hawaii County Police Department, Kauai Police Department, Maui Police Department. It goes on and on, and all the prosecuting attorneys who deal with this on a day-to-day basis, on the front lines of it. Their concern to legalize this serious conduct I guess, that they're concerned about with this drug.

"It says, 'This bill ignores the serious law enforcement and social issues that are certain to arise out of the proliferation of Compassion Centers.' I don't think we have the money to fund additional police to take care of another issue. I don't think we want another issue like this, and it just bears in mind, my husband was an emergency room physician for 10 years and I would hate to see this be a gateway drug to other more serious drugs like crystal meth. Thank you."

Representative Ching's written remarks are as follows:

"Thank you, Mr. Speaker. I rise in opposition to S.B. 2213 SD2 HD1 – Relating to Counties. This measure provides that each county has the power to establish compassion centers for the dispensing of medical marijuana.

"We must not be blind to the concerns of some of our most respected officials, as the Attorney General, all county police chiefs, the Director of Public Safety, and all county Prosecuting Attorneys oppose this measure. According to these officials, 'jurisdictions that have established marijuana dispensaries have experienced serious negative effects, [and]...have experienced increased crime and a significant decrease in the quality of life."

"Furthermore, this bill will not only legalize some degrees of criminal conduct such as establishing money-making marijuana enterprises, it will counteract federal laws regarding the distribution of marijuana. Thank you."

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

"Thank you, Mr. Speaker. I rise in strong support of this bill. Just some brief comments. You know, we keep going back and forth about all these various things, over and over again. But I was struck by the comments made by the Chair of the Health Committee when we passed it out of that Committee to be considered by Judiciary. And he said he just wants this to be treated like any other drug, and that's all this bill does. It treats it like any other drug.

"And the more we start doing that, the more we start taking away all this emotion, all this misinformation, all these ideas about it being a gateway drug and those other types of things. Let's just make it equal. Let's let people who have licenses for it, get it and have access to their medicine in a compassionate way. And so that's what I'm hoping people will support. Thank you."

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

"Mahalo, Ho'omalu 'ōlelo.

"Ke kū nei au i koho 'ae loa e pili ana kēia pila. He pila maikai'i kēia. 'O kēia pila e kokua ana nā po'e ma'i. E alu like kākou e ka ho'opuka ana no kēia pila. Pehea ho'i la nā po'e ma'i e ho'ola ai? He pila pono kēia. Na ka pomaika'i a me ka maluhia 'iā kā kākou ma keia kau wī. E holo mua kākou i na hana pono.

"Aia i hea ke Aloha nō na po'e ma'i ma kēia honua. E alu like kākou i ka lokahi. Mahalo."

Representative Hanohano provided the following translation:

Mr. Speaker, I rise in strong support for this bill. This is a good bill. This bill helps the sick. We need to pass this bill. How will the sickly be healed? This is a righteous bill.

May the blessings and peace be with all of us in this recession. Let us all do the right thing. Where is the Aloha for the sick? Let's work together in the spirit of *lokahi*/balance. Thank you.

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

"Thank you, Mr. Speaker. I rise in support. This bill simply tries to solve a problem created by this legislative Body back, I believe, in 2002 when

we passed the Medical Marijuana Card Law. The problem we created with that law was we have no policy or way of dispensing that particular product. We have many drugs in our land that are controlled substances, and they're managed. That's all this particular bill is trying to do. It is to start that process, Mr. Speaker. Thank you."

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

Representative Finnegan's written remarks are as follows:

"I rise in opposition to this measure. SB 2213 provides that each county has the power to establish compassion centers for the dispensing of medical marijuana to qualifying patients and primary caregivers registered with the department of public safety. The measure also imposes a general excise tax on marijuana sales and a registration fee on compassion centers, to be shared with counties.

"This measure essentially legalizes marijuana, ostensibly to assist those with severe medical issues. However, the second part reveals the more insidious nature of this bill. Mr. Speaker, this controversial issue is only gaining additional traction because the Legislature sees the sale of marijuana as a way to generate revenue for the State and alleviate our budget woes.

"We try hard to emphasize the danger of drugs. Our legalizing one drug because of its money-making potential completely undercuts our message on drugs overall. It is also a well documented fact that in jurisdictions that have legalized marijuana, a dramatic increase in crime has ensued. SB 2213 not only sends the wrong societal message, it will also make Hawaii a less safe place for all of our citizens."

Representative Ward rose to respond, stating:

"Mr. Speaker, just one brief rebuttal. The Representative from Maui, yes we want to treat it like any other drug. But as I recall a meeting with Hina Mauka which handles all the drug cases, the Director reminded me that when marijuana first came to America, it was the marijuana. It was not the gateway. It was the recreational drug and it was an addition to drinking and other things. Kind of a fun thing.

"Now if you look at the marijuana that's out there now, it's 25 to 30 times more powerful, and more potent. What that can do. It is nothing like what it used to be. And what it is now is sometimes frighteningly more powerful than any other of the drugs that stay consistent. This one by hybrid, or interbreeding new species, different countries come in. This is not a constant drug. It's increasingly getting more powerful and right now, according to Hina Mauka, it's 25 to 30 times more than it used to be. Thank you."

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

"Thank you, Mr. Speaker. In support. I'd like to offer a few comments. Although I know this issue is very controversial, I must say that I have known many veterans who have come back from Vietnam and other places who have expressed concerns because the pharmaceutical pain killers do not work for them and have caused other ailments. By their usage and their medical marijuana prescription, it has produced for them a better quality of life in enduring their pain and its management.

"Also, we have elders who have expressed in so many meetings that I've had in my community of how this has improved their quality of life.

"I know there's concerns in regards to the Compassion Center. How can we look at restrictions, and how can we enforce what the possibilities of abuse could be. But like any other drug, there is prescription drug abuse as well. I think the support for this is to offer a way, because the federal government has this as an illegal drug. Where can people who have the prescription which this State provides and gives that right, where can they get this in a legal way so that they're able to have a better quality of life? Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committees was adopted and S.B. No. 2213, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO COUNTIES," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Aquino, Ching, Choy, Finnegan, M. Lee, Marumoto, Pine, Takai, Tokioka and Ward voting no, and with Representatives Berg, Keith-Agaran, Manahan, Takumi and Thielen being excused.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 717-10) recommending that S.B. No. 2449, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and S.B. No. 2449, entitled: "A BILL FOR AN ACT RELATING TO DRIVER LICENSING," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Berg, Keith-Agaran, Manahan, Takumi and Thielen being excused.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 718-10) recommending that S.B. No. 2897, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and S.B. No. 2897, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Berg, Keith-Agaran, Manahan, Takumi and Thielen being excused.

Representative McKelvey, for the Committee on Economic Revitalization, Business, & Military Affairs presented a report (Stand. Com. Rep. No. 719-10) recommending that S.B. No. 2335, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and S.B. No. 2335, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MILITARY AND OVERSEAS CIVILIAN ABSENTEE VOTERS," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Berg, Keith-Agaran, Manahan, Takumi and Thielen being excused.

Representative McKelvey, for the Committee on Economic Revitalization, Business, & Military Affairs presented a report (Stand. Com. Rep. No. 720-10) recommending that S.B. No. 2169, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Water, Land, & Ocean Resources.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and S.B. No. 2169, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SHARK FINS," passed Second Reading and was referred to the Committee on Water, Land, & Ocean Resources, with Representatives Berg, Keith-Agaran, Manahan, Takumi and Thielen being excused.

Representative McKelvey, for the Committee on Economic Revitalization, Business, & Military Affairs presented a report (Stand. Com. Rep. No. 721-10) recommending that S.B. No. 2409, as amended in HD 1, pass Second Reading and be referred to the Committee on Water, Land, & Ocean Resources.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and S.B. No. 2409, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MARINE LIFE CONSERVATION DISTRICTS," passed Second Reading and was referred to the Committee on Water, Land, & Ocean Resources, with Representatives Berg, Keith-Agaran, Manahan, Takumi and Thielen being excused.

Representative Yamane, for the Committee on Health presented a report (Stand. Com. Rep. No. 722-10) recommending that S.B. No. 2885, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Labor & Public Employment.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and S.B. No. 2885, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH SAVINGS ACCOUNTS," passed Second Reading and was referred to the Committee on Labor & Public Employment, with Representatives Berg, Keith-Agaran, Manahan, Takumi and Thielen being excused.

Representative Yamane, for the Committee on Health presented a report (Stand. Com. Rep. No. 723-10) recommending that S.B. No. 2919, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Public Safety.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and S.B. No. 2919, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII STATE HOSPITAL," passed Second Reading and was referred to the Committee on Public Safety, with Representatives Berg, Keith-Agaran, Manahan, Takumi and Thielen being excused.

Representative Yamane, for the Committee on Health presented a report (Stand. Com. Rep. No. 724-10) recommending that S.B. No. 2494, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

Representative B. Oshiro moved that the report of the Committee be adopted, and that S.B. No. 2494, SD 2, HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce, seconded by Representative Evans.

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. 2494, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Berg, Keith-Agaran, Manahan, Takumi and Thielen being excused.

Representative Yamane, for the Committee on Health presented a report (Stand. Com. Rep. No. 725-10) recommending that S.B. No. 2599, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and S.B. No. 2599, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Berg, Keith-Agaran, Manahan, Takumi and Thielen being excused.

Representative Yamane, for the Committee on Health presented a report (Stand. Com. Rep. No. 726-10) recommending that S.B. No. 2600, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and S.B. No. 2600, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTHCARE," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Berg, Keith-Agaran, Manahan, Takumi and Thielen being excused.

Representative Yamane, for the Committee on Health presented a report (Stand. Com. Rep. No. 727-10) recommending that S.B. No. 2529, SD 2, 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 B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and S.B. No. 2529, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTHCARE CLAIMS," passed Second Reading and was referred jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary, with Representatives Berg, Keith-Agaran, Manahan, Takumi and Thielen being excused.

Representative Yamane, for the Committee on Health presented a report (Stand. Com. Rep. No. 728-10) recommending that S.B. No. 2726, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

Representative B. Oshiro moved that the report of the Committee be adopted, and that S.B. No. 2726, SD 2, HD 1, pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative Evans.

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

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2726, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TIME FRAMES TO REGAIN FITNESS TO PROCEED," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Berg, Keith-Agaran, Manahan, Takumi and Thielen being excused.

Representative Cabanilla, for the Committee on Housing presented a report (Stand. Com. Rep. No. 729-10) recommending that S.B. No. 2222, SD 1, as amended in HD 1, pass Second Reading and be referred jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary.

Representative B. Oshiro moved that the report of the Committee be adopted, and that S.B. No. 2222, SD 1, HD 1, pass Second Reading and be referred jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary, seconded by Representative Evans.

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

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2222, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PLANNED COMMUNITY ASSOCIATIONS," passed Second Reading and was referred jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary, with Representatives Berg, Keith-Agaran, Manahan, Takumi and Thielen being excused.

Representatives Takumi and Rhoads, for the Committee on Education and the Committee on Labor & Public Employment presented a report (Stand. Com. Rep. No. 730-10) recommending that S.B. No. 2124, SD 2, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

Representative B. Oshiro moved that the report of the Committee be adopted, and that S.B. No. 2124, SD 2, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce, seconded by Representative Evans.

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

"I just want to note my reservation with a couple of comments. Basically this would use some of the Hurricane Relief Fund to help balance the budget and for other reasons.

"I support this measure since we're running out of options, but I hope that as we are looking into this area to use this, that we make sure that we can work with the federal government to ensure that we will be taken care of should there be a hurricane in the State of Hawaii. I hope that we just definitely tread lightly in this area, and make sure that we can take care of the people of Hawaii should there be a natural disaster."

Representative Ching rose in support of the measure with reservations and asked that the remarks of Representative Pine be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

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

Representative Ward's written remarks are as follows:

"Mr. Speaker, I am presenting written comments in support with reservations of SB 2124, Relating to the Hawaii Hurricane Relief Fund. We need to get our kids back to school on Fridays. But we also need an audit of the DOE to figure out why it costs so much to give our public school students the quality of education that they're getting.

"My reservations stem from the fact that this solution to furloughs would take money out of a fund created by a homeowner tax that's set up specifically for hurricane relief. It's an important fund, since we can't control the weather. For these reasons, Mr. Speaker, I support SB 2124 with reservations."

Representative Finnegan rose in support of the measure with reservations and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Finnegan's written remarks are as follows:

"I rise with reservations on SB 2124. Although this measure is well-intentioned, I do have concerns with several aspects of this bill. First, SB 2124 raids the Hurricane Relief Fund solely for educational purposes, in this case, restoring the days lost to furloughs. Additionally, raiding this fund seems somewhat unfair given the mandate and need for the original fund.

"If a hurricane should happen to hit, Hawaii may be in the same situation it was post Hurricane Iniki. Hawaii's residents were forced to pay into this fund for one express purpose, not to be the quick fix to the crisis de jour of each successive Legislature.

"Lastly, I understand and empathize with the impetus to raid the Hurricane Relief Fund to fix Furlough Fridays; however, it concerns me that this measure does not take into consideration other vital human services. None of these services that also suffer during a recession would be eligible to receive any of the funds."

The motion was put to vote by the Chair and carried, and the report of the Committees was adopted and S.B. No. 2124, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HURRICANE RELIEF FUND," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Berg, Keith-Agaran, Manahan, Takumi and Thielen being excused.

Representative Takumi, for the Committee on Education presented a report (Stand. Com. Rep. No. 731-10) recommending that S.B. No. 2709, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Energy & Environmental Protection.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and S.B. No. 2709, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ENVIRONMENTALLY SENSITIVE PRODUCTS," passed Second

Reading and was referred to the Committee on Energy & Environmental Protection, with Representatives Berg, Keith-Agaran, Manahan, Takumi and Thielen being excused.

Representative Takumi, for the Committee on Education presented a report (Stand. Com. Rep. No. 732-10) recommending that S.B. No. 2828, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Water, Land, & Ocean Resources.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and S.B. No. 2828, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Water, Land, & Ocean Resources, with Representatives Berg, Keith-Agaran, Manahan, Takumi and Thielen being excused.

Representative Takumi, for the Committee on Education presented a report (Stand. Com. Rep. No. 733-10) recommending that S.B. No. 2570, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

Representative B. Oshiro moved that the report of the Committee be adopted, and that S.B. No. 2570, SD 1, HD 1, pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative Evans.

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

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

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

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

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

Representative Bertram rose and asked that the Clerk record a no vote 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."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2570, SD 1, HD 1, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE X, SECTION 2, OF THE HAWAII CONSTITUTION, TO CHANGE THE BOARD OF EDUCATION FROM AN ELECTED BOARD TO AN APPOINTED BOARD," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Bertram, Carroll, Hanohano, McKelvey, Rhoads and Souki voting no, and with Representatives Berg, Keith-Agaran, Manahan, Takumi and Thielen being excused.

Representative Takumi, for the Committee on Education presented a report (Stand. Com. Rep. No. 734-10) recommending that S.B. No. 2571, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

Representative B. Oshiro moved that the report of the Committee be adopted, and that S.B. No. 2571, SD 2, HD 1, pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative Evans.

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

Representative Finnegan's written remarks are as follows:

"I rise in opposition to SB 2571. This measure requires the members of the Board of Education to be nominated and, by and with the advise and consent of the Senate, appointed by the Governor from lists of qualified candidates presented to the Governor by the Board of Education Selection Advisory Council.

"The Department of Education is in desperate need of accountability and I do believe that a Governor is in the best position to ensure results from the Department. However, I disagree with this bill's approach in mandating that candidates for gubernatorial appointment must come from the newly established Board of Education Selection Advisory Council. In seeking to achieve impartiality, the reliance on this Council will achieve the same outcome that we are currently trying to remedy. The Governor could theoretically be forced to choose from board candidates that may disagree with the Governor's vision for the Department of Education. In such a scenario, we would have the exact situation we now have: a dysfunctional board with no clear line of accountability and management responsibility.

"This is why I support the Superintendent of Education reporting directly to the Governor in lieu of a Board of Education "middle man." If we are going to make educational reforms, we should truly reform the system, not tinker with it."

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

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

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

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

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

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2571, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE BOARD OF EDUCATION," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Bertram, Carroll, Finnegan, Hanohano, McKelvey and Souki voting no, and with Representatives Berg, Keith-Agaran, Manahan, Takumi and Thielen being excused.

Representative Mizuno, for the Committee on Human Services presented a report (Stand. Com. Rep. No. 735-10) recommending that S.B. No. 2226, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and S.B. No. 2226, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SENIOR CITIZENS," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Berg, Keith-Agaran, Manahan, Takumi and Thielen being excused.

Representative Mizuno, for the Committee on Human Services presented a report (Stand. Com. Rep. No. 736-10) recommending that S.B. No. 2716, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and S.B. No. 2716, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD PROTECTIVE ACT," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Berg, Keith-Agaran, Manahan, Takumi and Thielen being excused.

Representative Manahan, for the Committee on Tourism, Culture, & International Affairs presented a report (Stand. Com. Rep. No. 737-10) recommending that S.B. No. 2601, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and S.B. No. 2601, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ATHLETIC TRAINERS," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Berg, Keith-Agaran, Manahan, Takumi and Thielen being excused.

SUSPENSION OF RULES

On motion by Representative Evans, seconded by Representative Pine and carried, the rules were suspended for the purpose of considering a certain Senate Bill for Third Reading by consent calendar. (Representatives Berg, Keith-Agaran, Manahan, Takumi and Thielen were excused.)

THIRD READING

S.B. No. 2740:

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, S.B. No. 2740, entitled: "A BILL FOR AN ACT RELATING TO SAINT DAMIEN DE VEUSTER DAY," passed Third Reading by a vote of 46 ayes, with Representatives Berg, Keith-Agaran, Manahan, Takumi and Thielen being excused.

At 1:32 o'clock p.m., the Chair noted that the following bills passed Third Reading:

S.B. No. 2740

ANNOUNCEMENTS

Representative Ward: "Mr. Speaker, today is independence day for Mauritius. Why would we mention that? Because Africa usually gets a bad rap about economic development, but this is one of the richest and most developed countries of Africa. It's off the coast of Africa in the Indian Ocean, just east of Madagascar. Thank you."

Representative Ching: "Thank you, Mr. Speaker. On behalf of the Representative from Waimea and myself, we invite you to the Historic Preservation Awareness Day this coming Monday from 9:00 a.m. until 12:00. Please look out for your favorite historic organization on the Third Floor on the railing. I also wanted to thank the Representative of Aina Haina who's not here right now, for her topic selection this year, for historic preservation. Thank you."

ADJOURNMENT

At 1:34 o'clock p.m. on motion by Representative Evans, seconded by Representative Pine and carried, the House of Representatives adjourned until 12:00 o'clock noon Monday, March 15, 2010. (Representatives Berg, Herkes, Keith-Agaran, Manahan, Takumi and Thielen were excused.)

HOUSE COMMUNICATIONS

House Communication dated March 12, 2010 from Patricia Mau-Shimizu, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has disagreed to the amendments made by the Senate to the following House Bill:

H.B. No. 2427, HD 1, SD 1