

## THIRTY-THIRD DAY

Wednesday, March 17, 2010

The House of Representatives of the Twenty-Fifth Legislature of the State of Hawaii, Regular Session of 2010, convened at 12:10 o'clock p.m., with Vice Speaker Magaoyay presiding.

The invocation was delivered by Pastor Nomura DeSaegher of the Waipahu United Church of Christ, after which the Roll was called showing all Members present with the exception of Representatives Carroll, Manahan, M. Oshiro and Say, who were excused.

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

## GOVERNOR'S MESSAGES

The following messages from the Governor (Gov. Msg. Nos. 208 and 209) were received and announced by the Clerk and were placed on file:

Gov. Msg. No. 208, informing the House that on March 16, 2010, the following bill was signed into law:

S.B. No. 549, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE EXPRESS WARRANTY ENFORCEMENT." (ACT 005)

Gov. Msg. No. 209, informing the House that on March 16, 2010, the following bill was signed into law:

S.B. No. 2017, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE CLAIMS ADJUSTERS." (ACT 006)

## SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 347 and 348) were received and announced by the Clerk:

Sen. Com. No. 347, transmitting H.C.R. No. 18, SD 1, entitled: "HOUSE CONCURRENT RESOLUTION EXPRESSING SUPPORT FOR THE CANCER RESEARCH CENTER OF HAWAII," which was adopted by the Senate on March 16, 2010.

Sen. Com. No. 348, dated March 16, 2010, informing the House that the Senate has disagreed to the amendments proposed by the House to the following Senate Bills:

S.B. No. 466, SD 2, HD 1  
S.B. No. 898, SD 2, HD 1  
S.B. No. 1059, SD 2, HD 3

## MISCELLANEOUS COMMUNICATIONS

The following miscellaneous communications (Misc. Com. Nos. 11 and 12) were received by the Clerk and were placed on file:

Misc. Com. No. 11, dated March 11, 2010, from Kenneth G. Goodenow, County Clerk, County of Hawaii, transmitting a copy of Resolution 281-09 [sic], which was adopted by the Council of the County of Hawaii on January 22, 2010 [sic].

Misc. Com. No. 12, dated March 11, 2010, from Kenneth G. Goodenow, County Clerk, County of Hawaii, revising a previous communication, transmitting a copy of Resolution 298-09 (Draft 2), which was adopted by the Council of the County of Hawaii on March 3, 2010. (See Misc. Com. No. 11)

## INTRODUCTIONS

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

Representative Thielen introduced the Phelps family: Mr. Chad and Mrs. Robin Phelps, Ms. Chanelle Phelps and Mr. Toby Phelps.

Representative Awana introduced homeless advocates from the Waianae Community Outreach: Ms. Kanani Bulawan, Past Executive Director; and Ms. Sophia Placentia, Executive Director. They were accompanied by legislative staff, Ms. Keonaona Lucus.

Representative Takai introduced Pastor Nomura DeSaegher who gave today's invocation, and her nephew Mr. Calvin Taniguchi. They were accompanied by Representative Takai's mother, Mrs. Naomi Takai.

Representative Berg introduced Mr. Ronn Nozoe, Deputy Superintendent of Education.

## ORDER OF THE DAY

## COMMITTEE ASSIGNMENTS

The following measures were referred to committee by the Speaker:

S.C.R.  
Nos.Referred to:

80, Committee on Public Safety, then to the Committee on  
SD1 Finance

88, Committee on Economic Revitalization, Business, & Military  
SD1 Affairs, then to the Committee on Judiciary

## COMMITTEE REASSIGNMENTS

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

S.B.  
Nos.Re-referred to:

1062, Jointly to the Committee on Labor & Public Employment and  
SD1 the Committee on Economic Revitalization, Business, &  
Military Affairs, then to the Committee on Finance

2109, Committee on Finance  
SD2

2144, Committee on Economic Revitalization, Business, & Military  
SD2 Affairs, then to the Committee on Finance

INTRODUCTION OF RESOLUTIONS  
(FLOOR PRESENTATIONS)

The following resolution (H.R. No. 263) was announced by the Clerk and the following action taken:

H.R. No. 263, entitled: "HOUSE RESOLUTION RECOGNIZING AND CONGRATULATING THE LEGISLATIVE REFERENCE BUREAU'S PUBLIC ACCESS ROOM ON ITS TWENTIETH ANNIVERSARY AND COMMENDING ITS CONTINUED SERVICE TO THE PUBLIC," was jointly offered by Representatives Evans and Tokioka.

Representative Evans moved that H.R. No. 263 be adopted, seconded by Representative Tokioka.

Representative Evans congratulated the Public Access Room on their twentieth anniversary, and recognized them as being the first, and

currently the only full service public access resource in the nation, and thanked them for all the help they provide the public.

Representative Tokioka introduced honorees who were seated on the Floor of the House:

Ms. Suzanne Marinelli, Public Access Coordinator;

Ms. Virginia Beck, Assistant Public Access Coordinator;

Mr. Larry Kamakawiwo'ole, Researcher;

Ms. Sherrie Sato, Researcher; and

Mr. Ken Takayama, Director of the Legislative Reference Bureau.

The motion was put to vote by the Chair and carried, and H.R. No. 263 was adopted, with Representatives Manahan, M. Oshiro and Say being excused.

The following resolution (H.R. No. 264) was announced by the Clerk and the following action taken:

H.R. No. 264, entitled: "HOUSE RESOLUTION CONGRATULATING FRANCINE HONDA AS THE 2009 HAWAII HIGH SCHOOL PRINCIPAL OF THE YEAR, TOM KURASHIGE AS THE 2009 HAWAII MIDDLE/ELEMENTARY SCHOOL PRINCIPAL OF THE YEAR, AND EWA BEACH ELEMENTARY SCHOOL, MOMILANI ELEMENTARY SCHOOL, AND ROYAL ELEMENTARY SCHOOL AS THE 2010 HAWAII BLUE RIBBON SCHOOLS," was offered by Representative Takumi.

Representative Takumi moved that H.R. No. 264 be adopted, seconded by Representative Berg.

Representative Takumi commended and honored the outstanding principals and teachers here today, and introduced principals who were seated on the Floor of the House:

Ms. Francine Honda, Principal of Kailua High School and the 2009 Hawaii State High School Principal of the Year; and

Mr. Tom Kurashige, Principal of Aiea Intermediate School and the 2009 Hawaii State Middle School Principal of the Year.

Representative Takumi also recognized Ms. Carmielita Minami, Principal of Waikēle Elementary School and Hawaii's 2009 National Distinguished Principal, who could not be here today.

Representative Berg recognized 2010 Hawaii Blue Ribbon Award Winning Schools and introduced honorees who were seated on the Floor of the House:

Ewa Beach Elementary School, represented by Principal Sherry Lee Kobayashi;

Momilani Elementary School, represented by Principal Doreen Higa; and

Royal Elementary School and Principal Ann Sugibayasi, who could not be here today.

Representative Berg also introduced guests of the Principals who were seated in the Gallery:

Sherry Lee Kobayashi:

Mr. Derrick Kobayashi, husband;

Mr. Kelsey Kobayashi, son;

Ms. Anna Agosto, teacher;

Ms. Susan Nakasone, teacher; and daughter Ms. Jody Nakasone;

Ms. Tracey Matsui, teacher;

Mr. Derek Santos, teacher;

Mr. Kevin Rathbun, School Community Council Parent Representative;

Ms. Charline Blair, School Community Council Teacher Representative;

Ms. Noralyn Mackay, School Community Council Certified Employee Representative;

Mr. Myron Tagovailoa, student

Mr. Samuel Bajar, student;

Mr. Zane Barr-Rauschenburg, student; and

Mr. Jarael Carino, student

Doreen Higa:

Ms. Maile Yasui, 6th grade teacher;

Mr. Todd Tashiro, 6th grade teacher;

Mr. Dave Masaki, PTSA President;

Ms. Kaile Yashi, 4th grade student; and

Mr. Daylen Masaki, 3rd grade student.

Mr. Ronn Nozoe, Acting Deputy Superintendent

Representative Pine thanked the Principals, in particular Principal Kobayashi for her dedication to Ewa Beach Elementary.

The motion was put to vote by the Chair and carried, and H.R. No. 264 was adopted, with Representatives Chang, Manahan and M. Oshiro being excused.

At 12:41 o'clock p.m. the Chair declared a recess subject to the call of the Chair.

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

#### STANDING COMMITTEE REPORTS

Representative Morita, for the Committee on Energy & Environmental Protection presented a report (Stand. Com. Rep. No. 795-10) recommending that S.B. No. 2231, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative B. Oshiro moved that the report of the Committee be adopted, and that S.B. No. 2231, SD 1, HD 1, pass Second Reading and be referred to the Committee on Finance, seconded by Representative Evans.

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

"Mr. Speaker, I need to request a ruling on a potential conflict of interest. One of my wife's clients is Better Place Hawaii that is promoting the use of electric cars in Hawaii. Thank you," and the Chair ruled, "no conflict."

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

"Thank you, Mr. Speaker. I have a reservation on this particular measure. I'm all for electric vehicles and I think we should all be driving them eventually, but I think this is not the right time for us to enact a new tax credit. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2231, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTRIC VEHICLES," passed Second Reading and was referred to the Committee on Finance, with Representatives Awana, Chang, Manahan, Sagum and Souki being excused.

Representative McKelvey, for the Committee on Economic Revitalization, Business, & Military Affairs presented a report (Stand. Com. Rep. No. 796-10) recommending that S.B. No. 2020, 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. 2020, HD 1, pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative Evans.

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

"Mr. Speaker, may I request a ruling of a potential conflict? I'm an officer of a small business that has a sublease in that district or area. Thank you," and the Chair ruled, "no conflict."

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

"May I also request a ruling on a potential conflict? My law firm represents the writ that would be affected by this legislation," and the Chair ruled, "no conflict."

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

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

Representative Takai requested that his remarks on H.B. No. 2284, HD 1, on March 2, 2010 be referenced for this measure, in lieu of submitting written remarks.

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

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

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2020, HD 1, entitled: "A BILL FOR AN ACT RELATING TO REAL PROPERTY," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Carroll, Har, Saiki and Takai voting no, and with Representatives Awana, Chang, Manahan, Sagum and Souki being excused.

Representative McKelvey, for the Committee on Economic Revitalization, Business, & Military Affairs presented a report (Stand. Com. Rep. No. 797-10) recommending that S.B. No. 2843, 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. 2843, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FLAGS," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Awana, Chang, Manahan, Sagum and Souki being excused.

Representative Morita, for the Committee on Energy & Environmental Protection presented a report (Stand. Com. Rep. No. 798-10)

recommending that S.B. No. 1675, SD 2, 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. 1675, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY," passed Second Reading and was referred to the Committee on Finance, with Representatives Awana, Chang, Manahan, Sagum and Souki being excused.

Representative Herkes, for the Committee on Consumer Protection & Commerce presented a report (Stand. Com. Rep. No. 799-10) recommending that S.B. No. 2921, SD 1, 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. 2921, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ESCROW DEPOSITORIES," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Awana, Chang, Manahan, Sagum and Souki being excused.

Representative Herkes, for the Committee on Consumer Protection & Commerce presented a report (Stand. Com. Rep. No. 800-10) recommending that S.B. No. 2165, 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. 2165, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PRIVATE GUARDS," passed Second Reading and was referred to the Committee on Finance, with Representatives Awana, Chang, Manahan, Sagum and Souki being excused.

Representative Herkes, for the Committee on Consumer Protection & Commerce presented a report (Stand. Com. Rep. No. 801-10) recommending that S.B. No. 2220, 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. 2220, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CONSTRUCTION SITES," passed Second Reading and was referred to the Committee on Finance, with Representatives Awana, Chang, Manahan, Sagum and Souki being excused.

Representative Rhoads, for the Committee on Labor & Public Employment presented a report (Stand. Com. Rep. No. 802-10) recommending that S.B. No. 2883, 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. 2833, SD 1, HD 1, pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative Evans.

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

"I just want to note my reservations on this bill. The reservation I have is that this sick leave bill also has some technical problems in that it would apply to employees under collective bargaining agreements. I'm not quite sure if that would interfere with our current laws."

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

"Reservations, Mr. Speaker. I think the bill is unnecessary. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2883, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT PRACTICES," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Awana, Chang, Manahan, Sagum and Souki being excused.

Representative Rhoads, for the Committee on Labor & Public Employment presented a report (Stand. Com. Rep. No. 803-10) recommending that S.B. No. 2884, SD 2, 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. 2884, SD 2, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR COLLECTIVE BARGAINING COST ITEMS," passed Second Reading and was referred to the Committee on Finance, with Representatives Awana, Chang, Manahan, Sagum and Souki being excused.

Representative Tsuji, for the Committee on Agriculture presented two reports:

(Stand. Com. Rep. No. 804-10), recommending that H.R. No. 40, be referred to the Committee on Tourism, Culture, & International Affairs; and

(Stand. Com. Rep. No. 805-10), recommending that H.C.R. No. 89, be referred to the Committee on Tourism, Culture, & International Affairs.

Representative B. Oshiro moved that the reports of the Committee be adopted, and that H.R. No. 40, and H.C.R. No. 89, be referred to the Committee on Tourism, Culture, & International Affairs, seconded by Representative Evans.

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

"Thank you, Mr. Speaker. In strong support. Thank you. I just wanted to read just one paragraph here.

"The cacao industry is poised to heighten the State's economy with a broad range of job opportunity, increased revenue from diversified agriculture production processing, in addition to research and development with the potential to attract federal funds. And further, cacao possesses propitious opportunity to develop a new industry in the growing, cultivating, processing, and shipping of cacao."

"But Mr. Speaker, I just want to give you 10 points. 10 points that I'd like my colleagues to remember about what I call, the 'poodle problem.' The poodle problem is this. Most people think poodles are *frou frou*, a kind of fashion plate dog, but few people have actually taken the time to read the history of the poodle. The poodle was the number one water spaniel hunting dog of all of Europe. The poodle has the second highest IQ, second only to the Border Collie. So the fact is that the poodle isn't what we think it is, is it?"

"Well cacao is a similar thing, but it has a poodle problem. The fact is that cacao can only be grown in Hawaii out of all 50 states. It's a solid. It's a drink. It's medicinal.

"I'll read a little bit about its medicinal qualities. The edible pulp is popular and it actually started as a medicine. It was used as a medicine for healing bruises, in the pharmaceutical and cosmetic industry. But it also has an alkaloid found in cacao seeds called theobromine, which is a stimulant, and also flavonoids for anti-inflammatory immune-latory benefits, and contribution to cardio-vascular and immune systems. So actually, the point made by the Representative from Ewa was not too far off point.

"Number three. The cosmetic industry is one of the most profitable industries in the world. If you look at the data, and of course not many

people may know that all this cream and everything that they're selling in Waikiki comes from the cocoa butter, which is cacao.

"It dovetails with other ag products. Find me a fruit. In Taiwan, they dip *longan*, which is dragon eye. They dip lychee, they dip everything in chocolate and make money off of it.

"It grows well environmentally because it doesn't require the kind of pesticide treatment that other things have. I repeat, it can only be grown in Hawaii out of all 50 states.

"But recently the Haleiwa Farmer's Market sold out, completely. The most successful they had. I know Vice Speaker, you were in attendance and you saw what I saw. But the fact is that the tours sold out in no time. I didn't even get to have a tour. They sold out in hours. The trees sold out. Everything sold out in this bad economy.

"So lastly, I just want to say that recently I was in Kailua. This is I guess, what my passion is for, besides the opportunity for federally funded research, for our children to stay here in Hawaii, and have well-paying jobs because the federal government wants to research more about cacao. Particularly it's medicinal benefits.

"But I think what touched me the most is I was in Kailua at Sweet Paradise a few days ago looking for my Hawaiian grown Waialua cacao, which is so popular. Alan Wong's got it. Roy's has a few. But it's very difficult to get sometimes, this Waialua cacao. And there at Sweet Paradise were about 20 people who in five minutes, spending more money in our economy, Mr. Speaker. Boy, did that bring a smile to my face because this is helping ag, preserve open space, and it's also helping to employ our people. And if we can keep our people home, wouldn't that be great.

"So for that, I just want to say that lastly, I don't know if we can compete on quantity because we don't have a lot of land. We're land poor in that sense, therefore our ag products must compete by quality. The best in the world. That is what the reputation of cacao is. The rarest, as well as the best chocolate in the world. Thank you."

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

Representative Cabanilla rose, stating:

"Mr. Speaker, would my colleague from Liliha yield to a question? In sharing her passion towards cacao in the past, she has given each and every one of us some of that food. What happened to that this year?"

Representative Ching responded, stating:

"It was on Valentine's Day. That was from me, so I actually did. Every year."

The motion was put to vote by the Chair and carried, and the reports of the Committee were adopted and H.R. No. 40, entitled: "HOUSE RESOLUTION RECOGNIZING FEBRUARY AS "HAWAII-GROWN CACAO MONTH"," was referred to the Committee on Tourism, Culture, & International Affairs, with Representatives Awana, Chang, Manahan and Sagum being excused; and

H.C.R. No. 89, entitled: "HOUSE CONCURRENT RESOLUTION RECOGNIZING FEBRUARY AS "HAWAII-GROWN CACAO MONTH"," was referred to the Committee on Tourism, Culture, & International Affairs, with Representatives Awana, Chang, Manahan and Sagum being excused.

Representative Mizuno, for the Committee on Human Services presented a report (Stand. Com. Rep. No. 806-10), recommending that H.R. No. 149, 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 H.R. No. 149, entitled: "HOUSE RESOLUTION REQUESTING THE HOUSE

COMMITTEE ON HUMAN SERVICES TO CONVENE A WORKING GROUP TO FURTHER STUDY RECOMMENDATIONS MADE BY THE SR 10 WORKING GROUP COMMITTEES," was referred to the Committee on Judiciary, with Representatives Awana, Chang, Manahan and Sagum being excused.

Representative Mizuno, for the Committee on Human Services presented a report (Stand. Com. Rep. No. 807-10), recommending that H.C.R. No. 220, 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 H.C.R. No. 220, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE HOUSE COMMITTEE ON HUMAN SERVICES TO CONVENE A WORKING GROUP TO FURTHER STUDY RECOMMENDATIONS MADE BY THE SR 10 WORKING GROUP COMMITTEES," was referred to the Committee on Judiciary, with Representatives Awana, Chang, Manahan and Sagum being excused.

Representative Mizuno, for the Committee on Human Services presented a report (Stand. Com. Rep. No. 808-10), recommending that S.C.R. No. 79, SD 1, 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.C.R. No. 79, SD 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THE PROVISION OF ORIENTATION AND ADDITIONAL TRAINING TO INCREASE THE ABILITY OF STATE AGENCY CASE WORKERS TO ADDRESS THE ISSUES FACED BY GRANDPARENTS RAISING GRANDCHILDREN," was referred to the Committee on Finance, with Representatives Awana, Chang, Manahan and Sagum being excused.

Representative Rhoads, for the Committee on Labor & Public Employment presented a report (Stand. Com. Rep. No. 809-10), recommending that H.R. No. 84, 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 H.R. No. 84, entitled: "HOUSE RESOLUTION URGING THE DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS TO MEET OR EXCEED OCCUPATIONAL SAFETY AND HEALTH ADMINISTRATION POSITION BENCHMARKS FOR WORKPLACE SAFETY AND HEALTH," was referred to the Committee on Finance, with Representatives Awana, Chang, Manahan and Sagum being excused.

Representative Rhoads, for the Committee on Labor & Public Employment presented a report (Stand. Com. Rep. No. 810-10), recommending that H.C.R. No. 145, 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 H.C.R. No. 145, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS TO MEET OR EXCEED OCCUPATIONAL SAFETY AND HEALTH ADMINISTRATION POSITION BENCHMARKS FOR WORKPLACE SAFETY AND HEALTH," was referred to the Committee on Finance, with Representatives Awana, Chang, Manahan and Sagum being excused.

Representative Rhoads, for the Committee on Labor & Public Employment presented a report (Stand. Com. Rep. No. 811-10), recommending that H.C.R. No. 102, be referred to the Committee on Economic Revitalization, Business, & Military Affairs.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.C.R. No. 102, entitled: "HOUSE CONCURRENT RESOLUTION EXPRESSING SUPPORT FOR ENFORCEMENT OF EXISTING OSHA REGULATIONS ON THE USE OF HEXAVALENT CHROMIUM AND URGING OSHA TO DEVELOP SAFER ALTERNATIVES AND BAN HEXAVALENT CHROMIUM," was referred to the Committee on

Economic Revitalization, Business, & Military Affairs, with Representatives Awana, Chang, Manahan and Sagum 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 Awana, Chang, Manahan and Sagum were excused.)

### THIRD READING

#### S.B. No. 2699, SD 1:

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, S.B. No. 2699, SD 1, entitled: "A BILL FOR AN ACT RELATING TO RESTORATION OF CERTAIN FORFEITED PROFESSIONAL AND VOCATIONAL LICENSES," passed Third Reading by a vote of 47 ayes, with Representatives Awana, Chang, Manahan and Sagum being excused.

At 1:05 o'clock p.m., the Chair noted that the following bill passed Third Reading:

S.B. No. 2699, SD 1

### LATE INTRODUCTIONS

The following late introductions were made to the Members of the House:

Representative Ward introduced a friend from Kuliouou, Mr. Chris Baron of the Department of Business, Economic Development, and Tourism.

Representative Finnegan introduced an intern in her office, Ms. Shannon Gray, a University of Hawaii student. She was accompanied by legislative staff, Ms. Ashley McShane.

Representative Ching her legislative aide, Ms. Elise Anderson.

### ANNOUNCEMENTS

Representative McKelvey, for the Committee on Economic Development, Business & Military Affairs, requested a waiver of the 48-hour advanced notice requirement for the purpose of hearing and having decision making on the following measures at 9:00 a.m. in Room 312, and the Chair "so ordered."

SB No. 2144, SD 2, Relating To Economic Development.

Representative Ito, for the Committee on Water, Land, & Ocean Resources, and the Committee on Agriculture requested a waiver of the 48-hour advanced notice requirement for the purpose of decision making on the following measures on Thursday, March 18, 2010, at 11:30 a.m. in Conference Room 325, and the Chair "so ordered."

SB No. 2951, Relating To Agriculture,  
SB No. 2169, Relating To Shark Fin,  
SB No. 2409, Relating to Marine Life Conservation Districts, and  
SB No. 2828, Relating To Education.

Representative Evans: "Mr. Speaker, in celebration of the 20th Anniversary of the Public Access Room, we're having cake and ice cream in Room 423 following session."

Representative Karamatsu for the Committee on Judiciary requested a waiver of the 48-hour advanced notice requirement for the purpose of hearing and having decision making on the following measures on

Thursday, March 18, at 2:45 p.m. in Room 325, and the Chair "so ordered."

SB No. 2897, SD 2, HD 1, Relating To Highway Safety, Ignition Interlock Program

Vice Speaker Magaoay: "The Chair has one announcement for you. On your desks is our House Staff Directory. I'd like to complement the House Chief Clerk's Office, especially Tammy Tengan and the Printshop. Also two people on my staff, Judy Fomin and Karess Purcell.

"I gave them a mission that if they cannot get this done by the end of February, with all the pictures and distributed to everyone by the middle of this month, then we should scrap this idea. But they did it, and this is for your enjoyment and for your use. Thank you."

#### ADJOURNMENT

At 1:09 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 tomorrow, Thursday, March 18, 2010. (Representatives Awana, Chang, Manahan and Sagum were excused.)

#### OTHER COMMUNICATIONS

"March 17, 2010

#### MEMORANDUM

TO: Senator David Y. Ige  
Senator Suzanne Chun Oakland  
Senator Brian T. Taniguchi  
Senator Sam Slom

Representative Ryan I. Yamane  
Representative John M. Mizuno  
Representative Scott Y. Nishimoto  
Representative Maile S.L. Shimabukuro  
Representative Gene Ward

FROM: Colleen Hanabusa \s\  
Senate President

Calvin K.Y. Say \s\  
Speaker of the House

SUBJECT: CONFERENCE PROCEDURES FOR HB 1642 HD1 SD2

Effective immediately, the chairs for the conference committee on HB 1642 HD1 SD2 are hereby authorized to re-open deliberations for the purposes of resolving differences between the House and Senate versions of the measure.

Please be advised that until conference procedures are issued for the 2010 Legislative Session, the 2009 conference procedures (dated April 9, 2009) shall be in effect for the purposes of conferencing on HB 1642 HD1 SD2 only.

cc: All Senate Members      All House Members  
Senate Majority Research      House Majority Research  
Senate Minority Research      House Minority Research  
Senate Chief Clerk      House Chief Clerk  
Senate Sergeant-At-Arms      House Sergeant-At-Arms"