

THIRTY-NINTH DAY

Monday, March 29, 2010

The House of Representatives of the Twenty-Fifth Legislature of the State of Hawaii, Regular Session of 2010, convened at 12:07 o'clock p.m., with the Speaker presiding.

The invocation was delivered by Pastor Brian Reynolds of King's Cathedral, after which the Roll was called showing all Members present with the exception of Representatives Berg, Bertram, Herkes, M. Lee, Manahan and Pine, who were excused.

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

GOVERNOR'S MESSAGES

The following message from the Governor (Gov. Msg. No. 218) was received and announced by the Clerk and was placed on file:

Gov. Msg. No. 218, dated March 18, 2010, transmitting the Employees' Retirement System's Comprehensive Annual Financial Report for Fiscal Year Ended June 30, 2008.

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 354 through 356) were received and announced by the Clerk:

Sen. Com. No. 354, transmitting H.C.R. No. 70, entitled: "HOUSE CONCURRENT RESOLUTION RECOGNIZING AND COMMENDING THOSE WHO PROVIDE SUPPORT TO THE FAMILIES OF DEPLOYED MEMBERS OF THE ARMED FORCES," which was adopted by the Senate on March 24, 2010.

Sen. Com. No. 355, transmitting H.B. No. 1992, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE INTERMEDIATE APPELLATE COURT," which passed Third Reading in the Senate on March 24, 2010.

Sen. Com. No. 356, transmitting H.B. No. 2721, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO COURT REPORTERS," which passed Third Reading in the Senate on March 24, 2010.

Representative B. Oshiro moved to disagree to the amendments made by the Senate to the following House Bills, seconded by Representative Evans and carried: (Representatives Berg, Bertram, Herkes, M. Lee, Manahan, M. Oshiro and Pine were excused.)

H.B. No. 1992, HD 1, (SD 1)
H.B. No. 2721, HD 1, (SD 1)

DEPARTMENTAL COMMUNICATIONS

The following departmental communications (Dept. Com. Nos. 65 and 66) were received by the Clerk and were placed on file:

Dept. Com. No. 65, dated March 22, 2010, from Jeffrey T. Kuwada, County Clerk, County of Maui, transmitting Resolution No. 10-19, which was adopted by the Council of the County of Maui, State of Hawaii, on March 19, 2010.

Dept. Com. No. 66, dated March 23, 2010, from Scott T. Nago, Chief Election Officer, Office of Elections, transmitting the Notice of Award to Hart Intercivic, issued on March 16, 2010, in accordance with Sections 56 of Act 162, Session Laws of Hawaii 2009.

INTRODUCTIONS

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

Representative Takumi introduced members of the Hawaii Charter School Network and other representatives from the Hawaii Charter School community.

ORDER OF THE DAY

COMMITTEE REASSIGNMENTS

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

<u>H.R.</u> <u>No.</u>	<u>Re-referred to:</u>
143	Committee on Judiciary

<u>H.C.R.</u> <u>Nos.</u>	<u>Re-referred to:</u>
86	Committee on Finance
213	Committee on Judiciary

<u>S.B.</u> <u>Nos.</u>	<u>Re-referred to:</u>
2578, SD1	Committee on Finance
2885, SD2, HD1	Committee on Health, then to the Committee on Finance

INTRODUCTION OF RESOLUTIONS
(FLOOR PRESENTATIONS)

The following resolution (H.R. No. 272) was announced by the Clerk and the following action taken:

H.R. No. 272, entitled: "HOUSE RESOLUTION HONORING THE WAIALUA HIGH SCHOOL ROBOTICS TEAM #359," was offered by Representative Magaoay.

Representative Magaoay moved that H.R. No. 272 be adopted, seconded by Representative Rhoads.

Representative Magaoay honored the "Hawaiian Kids," Waialua High School Robotics Team #359, for bringing March Madness to the State of Hawaii and to the community of Waialua on the North Shore, and highlighted their recent achievements.

Representative Magaoay then recognized and introduced honorees seated on the Floor of the House:

Mr. Glenn Lee, teacher and robotics team lead coordinator; and

Team Members: Mr. Joshua Heintz, Mr. Tony Kelly, Ms. Kortney Pao, and Ms. Claire Munguia.

Representative Magaoay then introduced mentors and team members seated in the Gallery:

Mentors: Mr. Floyd Matsumoto, Mr. Melvin Matsunaga, Mr. Randy Wood, Ms. Lynette Hirota, Ms. Linda Souza, Joseph Gudoy, Mr. Cody Smith, Mr. Adam Butac, Ms. Brianna Acosta and Mr. Malcolm Menor.

Team Members: Ms. Leia Lendio, Ms. Ashley Ford-Ferguson, Ms. Rebecca Barone, Ms. Jessica Temblor, Mr. Christopher Nakagawa, Ms. Torey Nakamura, Mr. Ryan Pierce, Mr. Chadwick Ulep, Ms. Deja Lunasco, Mr. Jarrin Oishi, Mr. Chavis Santiago, Ms. Jandie Sabo, Mr. Jonathan Oishi, Mr. Armand Cahol, Ms. Kirra Burke, Ms. Ayano Jeffers-Fabro, Ms. Kayla Carroll, Ms. Lani Musselman, Ms. Lindsay Montgomery, Ms. Myra Acaoiili, Ms. Irina Delatorre and Mr. Keefe Weaver.

Representative Magaoay also thanked Ms. Randiann Porras-Tang, Principal of Waialua High and Intermediate, who was seated in the Gallery.

Representatives Ward and Finnegan also congratulated the students on winning the Regional competition this past weekend.

The motion was put to vote by the Chair and carried, and H.R. No. 272 was adopted, with Representatives Bertram, Herkes, M. Lee and Pine being excused.

The following resolution (H.R. No. 271) was announced by the Clerk and the following action taken:

H.R. No. 271, entitled: "HOUSE RESOLUTION COMMENDING THE UNITED FISHING AGENCY FOR ITS DEDICATED SERVICE TO HAWAII'S FISHING INDUSTRY," was offered by Representative Ito.

Representative Ito moved that H.R. No. 271 be adopted, seconded by Representative Har.

Representative Ito paid tribute to the late Mr. Matsujiro Otani, founder of the United Fishing Agency.

Representative Har recognized and introduced honorees of the United Fishing Agency who were seated on the Floor of the House:

Mr. Akira Otani, Chairman;

Mr. Danny Otani, President;

Mr. Floyd Otani, Vice President;

Mr. Dexter Okada, Vice President and Director; and

Mr. Brooks Takenaka, Treasurer and Assistant Manager.

Representative Har then recognized Mr. Frank Goto, Secretary and General Manager of the United Fishing Agency, who could not be here today.

Representative Har also introduced Ms. Mae Otani and the Otani Ohana who were seated in the Gallery.

Mr. Brooks Takenaka then led the House in a mock fish auction.

Representative M. Oshiro introduced supporters who were seated in the Gallery:

From the commercial fishing industry:

Mr. Scott Barows, General Manager, Hawaii Longline Association; and
Mr. Jim Cook, Pacific Ocean Producers.

From Hawaii's seafood industry:

Mr. Bruce Johnson, President, Fresh Island Fish;
Mr. Guy Tamashiro, Tamashiro Market;
Mr. Bob Fram, Garden & Valley Island Seafood;
Mr. Gary Ishimoto, Diamond Head Seafood; and

Mr. Damon Johnson, Honolulu Fish Company.

From the National Oceanic and Atmospheric Administration's (NOAA) Pacific Island Fisheries Science Center:

Mr. Samuel Pooley, Director, Pacific Islands Fisheries Science Center;
Mr. Pierre Kleiber, Fishery Biologist;
Mr. Robert Humphreys, Supervisory Fishery Biologist;
Mr. Ryan Nichols, Fishery Biologist;
Ms. Karen Underkoffler, Research Associate;
Mr. David Hamm, Branch Chief;
Mr. Kurt Kawamoto, Fisheries Monitoring and Analysis Program Manager;
Mr. Russell Ito, Fisheries Biologist;
Mr. William Walsh, JIMAR Researcher;
Mr. Walter Machado, JIMAR Fisheries Aide; and
Mr. Michael Abundo, JIMAR Fisheries Aide.

From the Western Pacific Regional Fishery Management Council:
Ms. Kitty Simonds.

From the fishing clubs:

Members of Altapac, Mr. Roland Galacgac, President; and Ms. Sandi Arakaki, Secretary; and
Mr. Frank Farm, Alii Holokai Diving Club.

Representatives from various fishing agencies, non-profits and organizations:

Mr. Clay Tam, Division of Aquatic Resources – Papio/Ulua Tagging Project;
Mr. Neil Kanemoto, Mr. Billy Chang and Ms. Susan Fernandez, Pacific Island Fisheries Group members and volunteers;
Ms. Stefanie Sakamoto, Mike Sakamoto Memorial Scholarship;
Mr. Roy Morioka, International Game Fish Association and lifelong fishing club advocate;
Mr. Tony Costa, Hawaii Nearshore Fishermen;
Mr. Scotty Furushima, Keiki Kewalo Fishing Conservancy; and
Dr. John Kaneko, Hawaii Seafood Council.

From fishing television shows and magazines:

Mr. Dean Sensui, Hawaii Goes Fishing;
Mr. Ben Wong, Let's Go Fishing; and
Mr. Marc Inouye, Hawaii Skin Diver and Lawaia Magazine.

Representative Yamane expressed deep appreciation for the United Fishing Agency, and gave special recognition to Mr. Jim Cook, and acknowledged his daughter, Ms. Jamie Cook's hard work as a member of his legislative staff.

The motion was put to vote by the Chair and carried, and H.R. No. 271 was adopted, with Representatives Bertram, Herkes, M. Lee, Pine and Tokioka being excused.

LATE INTRODUCTIONS

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

Representative Tsuji introduced 2010 SBA Small Business Award Winners for the State of Hawaii:

Mr. Steven Baldrige, Small Business Person of the Year;
Mr. In Chul Kang, Entrepreneurial Success Award;
Mr. David Erdman, Small Business Exporter Award;
Mr. Kerry Honda, Family Owned Small Business Award;
Ms. Leslie Mullens, Financial Services Champion;
Mr. Derek Kurisu, Minority Small Business Champion;
Mr. Brent Norris, Home-Based Business Champion;
Ms. Cherylle Morrow, Women in Business Champion;
Mr. Rojelio Herrera Jr. and Mr. James C. Lewis, Veteran Small Business Champions; and

Mr. Art Taniguchi, Senior Vice President of Bank of Hawaii and escort of Small Business Award Winners.

Representative Ito introduced his cousin, Mr. Russell Ito, with the federal fisheries.

Representative Finnegan introduces Ms. Pono Gregory, a senior at Moanalua High School and varsity cheerleader.

Representative Ward introduced Ms. Jane Sawyer, SBA director.

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

The House of Representatives reconvened at 12:54 o'clock p.m.

SUSPENSION OF RULES

At this time, the Chair stated:

"Members, at this time, we are on page 2, and if you look on your desk, all of you have been invited to a reception in Room 423 on behalf of our honorees to meet with the United Fishing Agency. So can we fast track all of these bills, concurrent resolutions and resolutions?"

On motion by Representative Evans, seconded by Representative Pine and carried, the rules were suspended for the purpose of considering certain Senate Bills for Third Reading by consent calendar. (Representatives Bertram, Cabanilla, Herkes and M. Lee were excused.)

UNFINISHED BUSINESS

Representative Karamatsu, for the Committee on Judiciary presented a report (Stand. Com. Rep. No. 929-10) recommending that S.B. No. 2910, as amended in HD 1, pass Third Reading.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and S.B. No. 2910, HD 1, entitled: "A BILL FOR AN ACT RELATING TO REAL PROPERTY," passed Third Reading by a vote of 48 ayes, and with Representatives Bertram, Herkes and M. Lee being excused.

At 12:55 o'clock p.m., the Chair noted that the following bill passed Third Reading:

S.B. No. 2910, HD 1

STANDING COMMITTEE REPORTS

Representatives Hanohano and Carroll, for the Committee on Public Safety and the Committee on Hawaiian Affairs presented a report (Stand. Com. Rep. No. 991-10), recommending that H.R. No. 104, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committees was adopted and H.R. No. 104, HD 1, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF PUBLIC SAFETY TO REQUIRE IN ITS CONTRACTS THAT INCARCERATED MEN AND WOMEN BE FREE TO PRACTICE MORE THAN ONE RELIGION," was referred to the Committee on Finance, with Representatives Bertram, Herkes, M. Lee and Mizuno being excused.

Representatives Hanohano and Carroll, for the Committee on Public Safety and the Committee on Hawaiian Affairs presented a report (Stand. Com. Rep. No. 992-10), recommending that H.C.R. No. 168, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committees was adopted and H.C.R.

No. 168, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF PUBLIC SAFETY TO REQUIRE IN ITS CONTRACTS THAT INCARCERATED MEN AND WOMEN BE FREE TO PRACTICE MORE THAN ONE RELIGION," was referred to the Committee on Finance, with Representatives Bertram, Herkes, M. Lee and Mizuno being excused.

Representative Carroll, for the Committee on Hawaiian Affairs presented a report (Stand. Com. Rep. No. 993-10), recommending that H.R. No. 67, be referred to the Committee on Economic Revitalization, Business, & Military Affairs.

Representative B. Oshiro moved that the report of the Committee be adopted, and that H.R. No. 67, be referred to the Committee on Economic Revitalization, Business, & Military Affairs, seconded by Representative Evans.

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

"Mr. Speaker, I rise in strong support of Stand. Com. Rep. No. 993. Mr. Speaker, in strong support. It's really a no-brainer to not have the name of the sewage treatment plant at Fort Kamehameha called after King Kamehameha. This change from Kamehameha to something more culturally acceptable is certainly due.

"My only slight reservation is some of the language used in it and I'd like to acknowledge the Chair of Hawaiian Affairs for saying that it's a little bit awkward to use colonial term, 'divine right of kings' as to how the unity of the islands came about. So I would hope that the EBM Committee would tweak the language and perhaps get away from some of the colonial terminology. Thank you, Mr. Speaker."

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.R. No. 67, entitled: "HOUSE RESOLUTION URGING THE CONGRESS OF THE UNITED STATES AND COMMANDER OF HICKAM AIR FORCE BASE TO CHANGE THE NAME OF THE FORT KAMEHAMEHA WASTEWATER TREATMENT PLANT," was referred to the Committee on Economic Revitalization, Business, & Military Affairs, with Representatives Bertram, Herkes, M. Lee and Mizuno being excused.

Representative Carroll, for the Committee on Hawaiian Affairs presented a report (Stand. Com. Rep. No. 994-10), recommending that H.R. No. 55, as amended in HD 1, be referred to the Committee on Tourism, Culture, & International Affairs.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.R. No. 55, HD 1, entitled: "HOUSE RESOLUTION SUPPORTING H.R. 3680 AND S. 1732 TO AMEND THE PUBLIC HEALTH SERVICE ACT TO PROVIDE FOR HEALTH DATA REGARDING NATIVE HAWAIIANS AND OTHER PACIFIC ISLANDERS," was referred to the Committee on Tourism, Culture, & International Affairs, with Representatives Bertram, Herkes, M. Lee and Mizuno being excused.

Representative Carroll, for the Committee on Hawaiian Affairs presented a report (Stand. Com. Rep. No. 995-10), recommending that H.C.R. No. 104, as amended in HD 1, be referred to the Committee on Tourism, Culture, & International 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. 104, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION SUPPORTING H.R. 3680 AND S. 1732 TO AMEND THE PUBLIC HEALTH SERVICE ACT TO PROVIDE FOR HEALTH DATA REGARDING NATIVE HAWAIIANS AND OTHER PACIFIC ISLANDERS," was referred to the Committee on Tourism, Culture, & International Affairs, with Representatives Bertram, Herkes, M. Lee and Mizuno being excused.

Representatives Chang and Yamane, for the Committee on Higher Education and the Committee on Health presented a report (Stand. Com. Rep. No. 996-10), recommending that H.R. No. 98, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committees was adopted and H.R. No. 98, HD 1, entitled: "HOUSE RESOLUTION REQUESTING THE CENTER FOR NURSING TO EVALUATE THE NEED AND RESOURCES REQUIRED TO ESTABLISH A CONTINUING EDUCATION PROGRAM FOR NURSES," was referred to the Committee on Finance, with Representatives Bertram, Herkes, M. Lee and Mizuno being excused.

Representatives Chang and Yamane, for the Committee on Higher Education and the Committee on Health presented a report (Stand. Com. Rep. No. 997-10), recommending that H.C.R. No. 160, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committees was adopted and H.C.R. No. 160, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE CENTER FOR NURSING TO EVALUATE THE NEED AND RESOURCES REQUIRED TO ESTABLISH A CONTINUING EDUCATION PROGRAM FOR NURSES," was referred to the Committee on Finance, with Representatives Bertram, Herkes, M. Lee and Mizuno being excused.

Representative McKelvey, for the Committee on Economic Revitalization, Business, & Military Affairs presented two reports:

(Stand. Com. Rep. No. 998-10), recommending that H.R. No. 214, be referred to the Committee on Finance; and

(Stand. Com. Rep. No. 999-10), recommending that H.C.R. No. 297, be referred to the Committee on Finance.

Representative B. Oshiro moved that the reports of the Committee be adopted, and that H.R. No. 214, and H.C.R. No. 297, be referred to the Committee on Finance, seconded by Representative Evans.

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

"In strong support of Stand. Com. Rep. Nos. 998 and 999, with written comments. Thank you."

Representative Yamashita's written remarks are as follows:

"Mr. Speaker, I rise in strong support of House Concurrent Resolution 297 and House Resolution 214, which urges Google Inc. to select Hawaii as a test site to conduct the Google Gigabit Broadband Initiative. Google's "Fiber for Communities" experiment proposes to bring 1-gigabit-per-second internet speed to one or more U.S. locations on a trial basis.

"Mr. Speaker, I believe that Hawaii is in a good position to be considered as a Google test site. In 2007, the Legislature established a Broadband Task Force. This Task Force was comprised of members from the private sector, the Legislature, federal, State and county government entities and the technology community.

"The purpose of this Task Force was to:

1. Remove barriers to broadband access, including wider access to public rights-of-way;
2. Identify opportunities for increased broadband deployment and adoption, including very high speed broadband services; and
3. Enable the creation and deployment of new advanced communication technologies in Hawaii.

"The Task Force laid the groundwork for broadband technology statewide and has already addressed many concerns that other states and municipalities have not looked at. Also, as an island state, our geographic location with varied topography and demographics from a dense metropolis to a sparsely populated rural environment speaks for itself.

"Hawaii would be the ideal test site for Google's "Fiber for Communities" experiment. Google will have the full support from all levels of government, the private sector and all of the communities across the State. Thank you."

Representative Ward rose in support of both measures 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 of HR 214 and HCR 297, urging Google to select Hawaii as a test site to conduct the Google Gigabit Broadband Initiative. Hawaii is one of the most remote places on Earth, and the Internet is one of the few ways we're able to quickly and inexpensively connect to the rest of the world. But as important as it is to us, in 2009, Hawaii's download speed was ranked 47th in the country, which itself is ranked 28th in the world.

"A gigabit connection would provide Hawaii with speeds that are 100 times faster than the connections currently available in the United States. Google says it can provide this service at prices comparable to current broadband rates. Faster Internet speeds would contribute to efforts to brand Hawaii as a place for doing business. We can't be taken seriously as an APEC host, for example, if our connections are as slow as our morning traffic. Gigabit broadband would also allow for better distance learning and could attract more high-tech companies. At the very least, Google can increase the quality of our Internet experience, allowing us to stream media to our computers without clogging the tubes. For these reasons, Mr. Speaker, I support HR 214 / HCR 297."

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

"Thank you, Mr. Speaker. In strong support. As they say, time is of the essence. So this is a very timely resolution. May I insert additional written comments into the Journal, and may I have the written remarks of the Representative from Kula entered into the Journal as if they were my own. Thank you," and the Chair "so ordered." (By reference only)

Representative McKelvey's written remarks are as follows:

"Thank you, Mr. Speaker. I rise in strong support of these resolutions. When it comes to resolutions, I usually am reluctant to speak on such matters as more often than not they merely reflect a wish or desire of this Body. But as far as these resolutions go, – HR214 and HCR297 – they are different, as they have the potential to bring to our shores one of the biggest economic infrastructure projects to the State of Hawaii, and sends a strong signal that we in the State of Hawaii are ready, willing and able to assist Google in their endeavor to build a gigabit Internet system in Hawaii should we be chosen. These resolutions send a loud and powerful message that we in Hawaii are putting the effort and resources of the Legislature, as well as the State government behind whatever it takes to bring this exciting powerful project to Hawaii.

"Let's be clear, Mr. Speaker. This is more than just providing high speed state-of-the-art Internet access for our Hawaii residents. If this project were to be located in Hawaii, the results will go far beyond blazing Internet speeds for gaming, entertainment and research, and profoundly change the way services are delivered by government and the private sector to our people. With this gigabit Internet project, we could truly deliver a state-of-the-art Intelligent Traffic System to manage our traffic lights and disperse critical information electronically to cell phones and websites, as well as other media outlets. This project could also pave the way to implement state-of-the-art prisoner tracking and monitoring systems, which would allow for more paroles to be done safely and to free up our overcrowded jail space.

"Furthermore with this Gigabit Internet project, the way that our children are educated would also be profoundly improved and changed. Imagine if you will Mr. Speaker, classrooms that are able to view real-time instruction sessions around the world, as well as streaming video on various subjects by leading authorities in their fields. Think about a classroom at our University where the students are able to engage in real time projects with students at other universities from the United States and around the world simultaneously. This project would also help in the field of agriculture and allowing for smart water metering, as well as electronic bill of lading systems to allow for quicker inspections, more effective with less manpower. And in the field of health and medicine, this project would allow for the quick transfer of real time medical imaging and other information so that doctors can consult with each other and specialists outside of the State.

"In short Mr. Speaker, if these resolutions should lead to the selection of Hawaii as a test bed for the Google gigabit Internet project, then I feel it will be just as powerful and arguably more effective in transforming our economy and our lives for the better than any piece of legislation we have considered this Session. For these reasons and more Mr. Speaker, I stand in strong support of these resolutions. Thank you."

The motion was put to vote by the Chair and carried, and the reports of the Committee were adopted, and H.R. No. 214, entitled: "HOUSE RESOLUTION URGING GOOGLE INC. TO SELECT HAWAII AS A TEST SITE TO CONDUCT THE GOOGLE GIGABIT BROADBAND INITIATIVE," was referred to the Committee on Finance, with Representatives Bertram, Herkes, M. Lee and Mizuno being excused; and

H.C.R. No. 297, entitled: "HOUSE CONCURRENT RESOLUTION URGING GOOGLE INC. TO SELECT HAWAII AS A TEST SITE TO CONDUCT THE GOOGLE GIGABIT BROADBAND INITIATIVE," was referred to the Committee on Finance, with Representatives Bertram, Herkes, M. Lee and Mizuno being excused.

Representative Herkes, for the Committee on Consumer Protection & Commerce presented a report (Stand. Com. Rep. No. 1000-10), recommending that H.C.R. No. 124, 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. 124, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING AN INVESTIGATION OF TEETH WHITENING VENDORS," was referred to the Committee on Finance, with Representatives Bertram, Herkes, M. Lee and Mizuno being excused.

Representative Mizuno, for the Committee on Human Services presented a report (Stand. Com. Rep. No. 1001-10), recommending that H.C.R. No. 165, be referred to the Committee on Legislative Management.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.C.R. No. 165, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING AN AUDIT OF THE EFFICIENCY AND EFFECTIVENESS OF THE CHILD WELFARE SERVICES PROGRAM IN PROCESSING AND INVESTIGATING COMPLAINTS OF CHILD ABUSE AND NEGLECT AND MISUSE OF CHILD SUPPORT," was referred to the Committee on Legislative Management, with Representatives Bertram, Herkes, M. Lee and Mizuno being excused.

Representative Mizuno, for the Committee on Human Services presented a report (Stand. Com. Rep. No. 1002-10), recommending that H.R. No. 184, 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. 184, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN SERVICES TO EXAMINE AND EVALUATE THE VERACITY, EXTENT, AND EFFECT OF CERTAIN ALLEGATIONS OF SHORTCOMINGS OF PROGRAMS FOR ADULTS WITH SPECIAL NEEDS," was referred to the Committee on

Finance, with Representatives Bertram, Herkes, M. Lee and Mizuno being excused.

Representative Mizuno, for the Committee on Human Services presented a report (Stand. Com. Rep. No. 1003-10), recommending that H.C.R. No. 256, 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. 256, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN SERVICES TO EXAMINE AND EVALUATE THE VERACITY, EXTENT, AND EFFECT OF CERTAIN ALLEGATIONS OF SHORTCOMINGS OF PROGRAMS FOR ADULTS WITH SPECIAL NEEDS," was referred to the Committee on Finance, with Representatives Bertram, Herkes, M. Lee and Mizuno being excused.

Representative Mizuno, for the Committee on Human Services presented a report (Stand. Com. Rep. No. 1004-10), recommending that H.R. No. 233, as amended in HD 1, 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. 233, HD 1, entitled: "HOUSE RESOLUTION URGING THE DEPARTMENT OF HUMAN SERVICES AND ALL AGENCIES WITH DEPARTMENT OF HUMAN SERVICES' CONTRACTS TO UPHOLD THEIR NONDISCRIMINATORY POLICY FOR GAY, LESBIAN, BISEXUAL, AND TRANSGENDERED PERSONS," was referred to the Committee on Judiciary, with Representatives Bertram, Herkes, M. Lee and Mizuno being excused.

Representative Mizuno, for the Committee on Human Services presented a report (Stand. Com. Rep. No. 1005-10), recommending that H.C.R. No. 318, as amended in HD 1, 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. 318, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF HUMAN SERVICES AND ALL AGENCIES WITH DEPARTMENT OF HUMAN SERVICES' CONTRACTS TO UPHOLD THEIR NONDISCRIMINATION POLICY FOR GAY, LESBIAN, BISEXUAL, AND TRANSGENDERED PERSONS," was referred to the Committee on Judiciary, with Representatives Bertram, Herkes, M. Lee and Mizuno being excused.

Representatives Mizuno and Yamane, for the Committee on Human Services and the Committee on Health presented a report (Stand. Com. Rep. No. 1006-10), recommending that H.R. No. 96, be referred to the Committee on Finance.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committees was adopted and H.R. No. 96, entitled: "HOUSE RESOLUTION URGING THE DEPARTMENT OF HUMAN SERVICES, IN CONSULTATION WITH THE DEPARTMENT OF HEALTH, TO DEVELOP A PROGRAM TO ENCOURAGE BREASTFEEDING AMONG MOTHERS WHO RECEIVE MEDICAL ASSISTANCE FROM MEDICAID," was referred to the Committee on Finance, with Representatives Bertram, Herkes, M. Lee and Mizuno being excused.

Representatives Mizuno and Yamane, for the Committee on Human Services and the Committee on Health presented a report (Stand. Com. Rep. No. 1007-10), recommending that H.C.R. No. 158, be referred to the Committee on Finance.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committees was adopted and H.C.R. No. 158, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF HUMAN SERVICES, IN CONSULTATION WITH THE DEPARTMENT OF HEALTH, TO DEVELOP A PROGRAM TO ENCOURAGE BREASTFEEDING AMONG

MOTHERS WHO RECEIVE MEDICAL ASSISTANCE FROM MEDICAID," was referred to the Committee on Finance, with Representatives Bertram, Herkes, M. Lee and Mizuno being excused.

Representatives Mizuno and Yamane, for the Committee on Human Services and the Committee on Health presented two reports:

(Stand. Com. Rep. No. 1008-10), recommending that H.R. No. 234, be referred to the Committee on Legislative Management; and

(Stand. Com. Rep. No. 1009-10), recommending that H.C.R. No. 319, be referred to the Committee on Legislative Management.

Representative B. Oshiro moved that the reports of the Committees be adopted, and that H.R. No. 234, and H.C.R. No. 319, be referred to the Committee on Legislative Management, seconded by Representative Evans.

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

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

The motion was put to vote by the Chair and carried, and the reports of the Committees were adopted, and H.R. No. 234, entitled: "HOUSE RESOLUTION REQUESTING A MANAGEMENT AND FINANCIAL AUDIT OF ALL COMMUNITY-BASED PROGRAMS AND SERVICES RECEIVING MEDICAID FUNDING OR SUBSIDIZING INDIVIDUALS ELIGIBLE FOR MEDICAID," was referred to the Committee on Legislative Management, with Representatives Bertram, Herkes, M. Lee and Mizuno being excused; and

H.C.R. No. 319, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A MANAGEMENT AND FINANCIAL AUDIT OF ALL COMMUNITY-BASED PROGRAMS AND SERVICES RECEIVING MEDICAID FUNDING OR SUBSIDIZING INDIVIDUALS ELIGIBLE FOR MEDICAID," was referred to the Committee on Legislative Management, with Representatives Bertram, Herkes, M. Lee and Mizuno being excused.

Representative Carroll, for the Committee on Hawaiian Affairs presented two reports:

(Stand. Com. Rep. No. 1010-10), recommending that H.R. No. 173, be referred to the Committee on Water, Land, & Ocean Resources; and

(Stand. Com. Rep. No. 1011-10), recommending that H.C.R. No. 245, be referred to the Committee on Water, Land, & Ocean Resources.

Representative B. Oshiro moved that the reports of the Committee be adopted, and that H.R. No. 173, and H.C.R. No. 245, be referred to the Committee on Water, Land, & Ocean Resources, seconded by Representative Evans.

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

"Mr. Speaker, I rise with slight reservations. You know the Capitol grounds are important. They're not sacred, but the way that some of us remember when the Vietnam and Korean Memorial was put up, there was really a lot of pushback. I think what this calls for is a plan rather than a consensus. And without a consensus, I don't think this is going to get anywhere. I don't believe that the putting up of a *hale* or a Hawaiian hut is designated as to where it would be. The one with the *kalo*, the taro patch, I know there was a lot of enthusiasm to take away the smelly moat and put taro in there. It doesn't say that. But I think the real important thing is to make sure that when this comes through, that there is a consensus that's built, not just a design that is suggested. Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried, and the reports of the Committee were adopted, and H.R. No. 173, entitled: "HOUSE

RESOLUTION REQUESTING THE OFFICE OF HAWAIIAN AFFAIRS WITH THE ASSISTANCE OF THE BERNICE PAUAAHI BISHOP MUSEUM TO DEVELOP A PLAN TO IMPLEMENT REPLICAS OF HAWAIIAN HALE ON THE STATE CAPITOL LAWN SURROUNDED BY TROPICAL FOLIAGE FOR REST AREAS," was referred to the Committee on Water, Land, & Ocean Resources, with Representatives Bertram, Herkes, M. Lee and Mizuno being excused; and

H.C.R. No. 245, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE OFFICE OF HAWAIIAN AFFAIRS WITH THE ASSISTANCE OF THE BERNICE PAUAAHI BISHOP MUSEUM TO DEVELOP A PLAN TO IMPLEMENT REPLICAS OF HAWAIIAN HALE ON THE STATE CAPITOL LAWN SURROUNDED BY TROPICAL FOLIAGE FOR REST AREAS," was referred to the Committee on Water, Land, & Ocean Resources, with Representatives Bertram, Herkes, M. Lee and Mizuno being excused.

Representatives Chang and Ito, for the Committee on Higher Education and the Committee on Water, Land, & Ocean Resources presented two reports:

(Stand. Com. Rep. No. 1012-10), recommending that H.R. No. 226, as amended in HD 1, be referred to the Committee on Legislative Management; and

(Stand. Com. Rep. No. 1013-10), recommending that H.C.R. No. 311, as amended in HD 1, be referred to the Committee on Legislative Management.

Representative B. Oshiro moved that the reports of the Committees be adopted, and that H.R. No. 226, HD 1, and H.C.R. No. 311, HD 1, be referred to the Committee on Legislative Management, seconded by Representative Evans.

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

The motion was put to vote by the Chair and carried, and the reports of the Committees were adopted, and H.R. No. 226, HD 1, entitled: "HOUSE RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII BOARD OF REGENTS TO SUBMIT TO THE LEGISLATURE A REPORT OF OBSERVATION VIEWING TIME ON THE TELESCOPES ON MAUNA KEA," was referred to the Committee on Legislative Management, with Representatives Bertram, Herkes, M. Lee and Mizuno being excused; and

H.C.R. No. 311, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII BOARD OF REGENTS TO SUBMIT TO THE LEGISLATURE A REPORT OF OBSERVATION VIEWING TIME ON THE TELESCOPES ON MAUNA KEA," was referred to the Committee on Legislative Management, with Representatives Bertram, Herkes, M. Lee and Mizuno being excused.

Representative Takumi, for the Committee on Education presented a report (Stand. Com. Rep. No. 1014-10), recommending that H.R. No. 97, be referred to the Committee on Transportation.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.R. No. 97, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO ASSIST SCHOOLS TO ESTABLISH WALK + BIKE SCHOOL BUS PROGRAMS STATEWIDE," was referred to the Committee on Transportation, with Representatives Bertram, Herkes, M. Lee and Mizuno being excused.

Representative Takumi, for the Committee on Education presented a report (Stand. Com. Rep. No. 1015-10), recommending that H.C.R. No. 159, be referred to the Committee on Transportation.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.C.R.

No. 159, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO ASSIST SCHOOLS TO ESTABLISH WALK + BIKE SCHOOL BUS PROGRAMS STATEWIDE," was referred to the Committee on Transportation, with Representatives Bertram, Herkes, M. Lee and Mizuno being excused.

Representative McKelvey, for the Committee on Economic Revitalization, Business, & Military Affairs presented a report (Stand. Com. Rep. No. 1016-10), recommending that H.C.R. No. 296, 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. 296, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE GOVERNOR TO PROPERLY FUND THE SMALL BUSINESS REGULATORY REVIEW BOARD UNDER THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM TO SUPPORT HAWAII'S SMALL BUSINESSES," was referred to the Committee on Finance, with Representatives Bertram, Herkes, M. Lee and Mizuno being excused.

Representative McKelvey, for the Committee on Economic Revitalization, Business, & Military Affairs presented two reports:

(Stand. Com. Rep. No. 1017-10), recommending that H.R. No. 125, as amended in HD 1, be referred to the Committee on Finance; and

(Stand. Com. Rep. No. 1018-10), recommending that H.C.R. No. 192, as amended in HD 1, be referred to the Committee on Finance.

Representative B. Oshiro moved that the reports of the Committee be adopted, and that H.R. No. 125, HD 1, and H.C.R. No. 192, HD 1, be referred to the Committee on Finance, seconded by Representative Evans.

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

"Thank you. Mr. Speaker, I'm rising with very strong reservations against these resolutions. They are focused at changing the Department of Business, Economic Development, and Tourism into a facilitative agency that serves as a clearinghouse for other entities.

"Mr. Speaker, the Energy Division within the Department of Business and Economic Development has been the real driver on the clean energy program that we have in this State and the focus of this resolution and HCR would gut that intention. I think it's very unwise."

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

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

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

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

The motion was put to vote by the Chair and carried, and the reports of the Committee were adopted, and H.R. No. 125, HD 1, entitled: "HOUSE RESOLUTION ESTABLISHING A TASK FORCE TO STUDY AND ASSESS HOW THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM MAY BE RESTRUCTURED AND ITS MISSION REDIRECTED," was referred to the Committee on Finance, with Representatives Bertram, Herkes, M. Lee and Mizuno being excused; and

H.C.R. No. 192, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION ESTABLISHING A TASK FORCE TO STUDY AND ASSESS HOW THE DEPARTMENT OF BUSINESS, ECONOMIC

DEVELOPMENT, AND TOURISM MAY BE RESTRUCTURED AND ITS MISSION REDIRECTED," was referred to the Committee on Finance, with Representatives Bertram, Herkes, M. Lee and Mizuno being excused.

Representative McKelvey, for the Committee on Economic Revitalization, Business, & Military Affairs presented a report (Stand. Com. Rep. No. 1019-10), recommending that H.R. No. 154, 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 H.R. No. 154, entitled: "HOUSE RESOLUTION REQUESTING THE ASSISTANT SECRETARY OF DEFENSE FOR HEALTH AFFAIRS OF THE UNITED STATES DEPARTMENT OF DEFENSE TO REVISE THE PRIORITIES FOR ACCESS TO HEALTH CARE AT MILITARY HEALTH FACILITIES TO GIVE MEMBERS OF THE NATIONAL GUARD WHO ARE INJURED IN ANY DUTY STATUS THE SAME PRIORITY AS ACTIVE DUTY MILITARY MEMBERS," was referred to the Committee on Health, with Representatives Bertram, Herkes, M. Lee and Mizuno being excused.

Representative McKelvey, for the Committee on Economic Revitalization, Business, & Military Affairs presented a report (Stand. Com. Rep. No. 1020-10), recommending that H.C.R. No. 225, 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 H.C.R. No. 225, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE ASSISTANT SECRETARY OF DEFENSE FOR HEALTH AFFAIRS OF THE UNITED STATES DEPARTMENT OF DEFENSE TO REVISE THE PRIORITIES FOR ACCESS TO HEALTH CARE AT MILITARY HEALTH FACILITIES TO GIVE MEMBERS OF THE NATIONAL GUARD WHO ARE INJURED IN ANY DUTY STATUS THE SAME PRIORITY AS ACTIVE DUTY MILITARY MEMBERS," was referred to the Committee on Health, with Representatives Bertram, Herkes, M. Lee and Mizuno being excused.

Representative McKelvey, for the Committee on Economic Revitalization, Business, & Military Affairs presented two reports:

(Stand. Com. Rep. No. 1021-10), recommending that H.R. No. 200, be referred to the Committee on Judiciary; and

(Stand. Com. Rep. No. 1022-10), recommending that H.C.R. No. 278, be referred to the Committee on Judiciary.

Representative B. Oshiro moved that the reports of the Committee be adopted, and that H.R. No. 200, and H.C.R. No. 278, be referred to the Committee on Judiciary, seconded by Representative Evans.

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

Representative Takai's written remarks are as follows:

"Mr. Speaker, I speak in support of these resolutions. The purpose of these resolutions are to urge the establishment of a temporary Hawaii Veterans Court within the Judiciary to help address prison overcrowding.

"Veterans Court is uniquely positioned to identify veterans who have combat related mental health and substance abuse conditions. The court is designed to connect these veterans to a broad array of treatment and support services while strictly monitoring their rehabilitation progress. Upon completion the graduate will develop into a law abiding citizen.

"Physical injuries are easy to identify and treat, but the injuries of war are not always physical or visible because exposure to combat can often cause damage to the emotional and mental state of returning service members.

"I have witnessed first-hand the devastation to our soldiers and their families when they turn to drugs or abuse various substances. In many instances, their substance abuse is compounded by combat stress related conditions like Post-Traumatic Stress Disorder (PTSD), Traumatic Brain Injury (TBI), depression, etc. Lives that have honorably served our country during the war disintegrate and are shattered when they return home and are not helped. We owe our soldiers better.

"Hawaii's Judiciary has achieved significant success in problem solving and treatment courts that rehabilitate offenders, reduce incarceration costs, and ensure public safety. The Hawaii Veterans Court will be the only Veterans Court in the nation to expand and enhance services to target National Guard and Reserve soldiers. With the Iraq and Afghanistan wars, 30 percent of the troops are National Guard and Reserve soldiers. Once these soldiers return, their experience with reintegration into civilian life is vastly different than active duty soldiers and warrants tailored solutions.

"For these reasons, I support this measure and urge my colleagues to do the same. Thank you."

The motion was put to vote by the Chair and carried, and the reports of the Committee were adopted, and H.R. No. 200, entitled: "HOUSE RESOLUTION REQUESTING THE CHIEF JUSTICE OF THE HAWAII SUPREME COURT TO CONVENE A COMMITTEE TO IDENTIFY AT WHICH POINT VETERANS AND RETURNING RESERVISTS AND NATIONAL GUARD MEMBERS ENTER THE JUSTICE SYSTEM, AND HOW BEST TO ADDRESS THEIR NEEDS, INCLUDING DEVELOPING A VETERANS COURT," was referred to the Committee on Judiciary, with Representatives Bertram, Herkes, M. Lee and Mizuno being excused; and

H.C.R. No. 278, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE CHIEF JUSTICE OF THE HAWAII SUPREME COURT TO CONVENE A COMMITTEE TO IDENTIFY AT WHICH POINT VETERANS AND RETURNING RESERVISTS AND NATIONAL GUARD MEMBERS ENTER THE JUSTICE SYSTEM, AND HOW BEST TO ADDRESS THEIR NEEDS, INCLUDING DEVELOPING A VETERANS COURT," was referred to the Committee on Judiciary, with Representatives Bertram, Herkes, M. Lee and Mizuno being excused.

Representatives Takumi and Chang, for the Committee on Education and the Committee on Higher Education presented a report (Stand. Com. Rep. No. 1023-10), recommending that H.C.R. No. 129, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committees was adopted and H.C.R. No. 129, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE ESTABLISHMENT OF A WORKING GROUP TO DEVELOP A COMPREHENSIVE PLAN TO IMPROVE AWARENESS OF AND STRENGTHEN SUPPORT FOR PERSONS WITH DYSLEXIA," was referred to the Committee on Finance, with Representatives Bertram, Herkes, M. Lee and Mizuno being excused.

Representative Manahan, for the Committee on Tourism, Culture, & International Affairs presented two reports:

(Stand. Com. Rep. No. 1024-10), recommending that H.R. No. 109, be referred to the Committee on Finance; and

(Stand. Com. Rep. No. 1025-10), recommending that H.C.R. No. 174, be referred to the Committee on Finance.

Representative B. Oshiro moved that the reports of the Committee be adopted, and that H.R. No. 109, and H.C.R. No. 174, be referred to the Committee on Finance, seconded by Representative Evans.

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

"Thank you, Mr. Speaker, written comments in support. I'd also like to read from the *Star-Bulletin*, this morning their editorial entitled, "Hawaii a

natural place for Obama library site," and I just wanted to read the last paragraph because I think it's appropriate.

"An invitation in the form of a resolution by the Legislature - even Republicans are aboard on this one - is a logical expression of Hawaii's interest in a Presidential Library in whatever form desired by the first president native to Hawaii."

"In addition, Mr. Speaker, I'd like to request that this editorial from the *Star-Bulletin* today be inserted into the Journal. Thank you, Mr. Speaker."

Representative Takai's written remarks are as follows:

"Mr. Speaker, I speak in support of these resolutions. The purpose of these resolutions are to help provide access for the people of Hawaii to documents, records, and artifacts of the first United States President from Hawaii by urging President Barack Obama to select a location in Hawaii as the site for his presidential library.

"President Obama's election in 2008 sent a powerful message to the World: A 'hapa' kid who was born and raised in Hawaii can become the leader of the Free World.

"This Hawaii-based library will provide the people of Hawaii and the people throughout the World with access to documents and artifacts of the Obama Administration. Hawaii would be the most appropriate site for President Obama's library because he was born here and because Hawaii shares a unique perspective through the lens of the world. We are the "Melting Pot of the World," where the East meets the West.

"There are numerous possibilities for the site of the presidential library, including Punahou Schools, where he completed high school. You also may want to consider building the library at or near the campus of the University of Hawaii at West Oahu, which is in Kapolei.

"We in Hawaii would deeply appreciate the opportunity to advance the study and understanding of President Barack Obama's life and career. For these reasons, I support this measure and urge my colleagues to do the same. Thank you."

Representative Takai also submitted the following editorial:

"Honolulu Star Bulletin
EDITORIAL

Hawaii a natural place for Obama library site
March 29, 2010

Hawaii legislators are poised to urge President Barack Obama to choose the state where he was born and raised as the site of his presidential library. While Hawaii may be an underdog to Chicago for the selection, lawmakers should be satisfied if Obama rejects the traditional library in a way that could embrace both applicants.

The University of Chicago, where Obama taught constitutional law for 12 years, has approached the White House several times since his inauguration about planting his presidential archive and museum in its Hyde Park neighborhood, Bloomberg News reported last October.

Chicago's candidacy could be formidable. In addition to Obama's professorial days at the university, first lady Michelle Obama was a vice president of its medical center, political adviser David Axelrod attended the university and senior adviser Valerie Jarrett was on the school's board of trustees.

But it would be presumptuous to guess what Obama will desire as a presidential library or the equivalent; don't be surprised if he will want something unique.

When asked about such a library, "He didn't know if that would be something he would want to do," close friend Eric Whitaker told Bloomberg.

Whitaker said Obama talked instead about the possibility of a "virtual" library that would avoid paying "homage" to him.

Whitaker said Obama seemed more interested in the kind of advocacy center that Jimmy Carter erected in Atlanta. At one end of the two-story structure is the library and museum, which are open to the public, and at the other end is the Carter Center, a nonprofit foundation that operates two dozen programs on health, human rights and conflict-resolution issues around the world. Among the designers was the Honolulu architectural firm of Lawton, Umemura & Yamamoto.

Presidential libraries have been consuming projects of presidents over the past 70 years in their retirement. That may seem unbecoming of an ex-president who will be in his early or mid-50s when departing the White House, depending on whether he serves a second term.

Chicago would be a fine central location for an Obama "center" focused on domestic issues, while Honolulu would be a logical launching pad for foreign programs, perhaps in concert with the East-West Center at the University of Hawaii's Manoa campus. (Ahem. Unlike the University of Chicago, Mr. President, UH is a public institution.)

Hawaii "could be a home away from home for the first family and their work after the presidency," said Robert Perkinson, a UH American Studies professor who is preparing a presidential library proposal.

At this point, Obama's presidency is young, but already historic: He is the first African-American elected this nation's leader; health care reform has passed; he has received the Nobel Peace Prize. As it is concerning his unfolding legacy, it is still early to reach a conclusion about what an Obama library would be, or what else it might be.

In the meantime, an invitation in the form of a resolution by the Legislature – even Republicans are aboard this one – is a logical expression of Hawaii's interest in a presidential library in whatever form desired by the first president native to Hawaii."

The Honolulu Star-Bulletin

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

"Mr. Speaker, strong support with the words of the previous speaker entered into the Journal as my own," and the Chair "so ordered." (By reference only.)

The motion was put to vote by the Chair and carried, and the reports of the Committee were adopted, and H.R. No. 109, entitled: "HOUSE RESOLUTION URGING PRESIDENT BARACK OBAMA TO SELECT A LOCATION IN HAWAII AS THE SITE FOR HIS PRESIDENTIAL LIBRARY," was referred to the Committee on Finance, with Representatives Bertram, Herkes, M. Lee and Mizuno being excused; and

H.C.R. No. 174, entitled: "HOUSE CONCURRENT RESOLUTION URGING PRESIDENT BARACK OBAMA TO SELECT A LOCATION IN HAWAII AS THE SITE FOR HIS PRESIDENTIAL LIBRARY," was referred to the Committee on Finance, with Representatives Bertram, Herkes, M. Lee and Mizuno being excused.

Representative Manahan, for the Committee on Tourism, Culture, & International Affairs presented a report (Stand. Com. Rep. No. 1026-10), recommending that H.R. No. 102, as amended in HD 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 H.R. No. 102, HD 1, entitled: "HOUSE RESOLUTION REQUESTING THE HAWAII TOURISM AUTHORITY, IN COLLABORATION WITH THE HAWAII BOXING COMMISSION AND OTHER RELATED PARTIES, TO CONTINUE TO PURSUE BRINGING WORLD-CLASS BOXING EVENTS TO HAWAII," was referred to the Committee on Finance, with Representatives Bertram, Herkes, M. Lee and Mizuno being excused.

Representative Manahan, for the Committee on Tourism, Culture, & International Affairs presented a report (Stand. Com. Rep. No. 1027-10), recommending that H.C.R. No. 166, as amended in HD 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 H.C.R. No. 166, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE HAWAII TOURISM AUTHORITY, IN COLLABORATION WITH THE HAWAII BOXING COMMISSION AND OTHER RELATED PARTIES, TO CONTINUE TO PURSUE BRINGING WORLD-CLASS BOXING EVENTS TO HAWAII," was referred to the Committee on Finance, with Representatives Bertram, Herkes, M. Lee and Mizuno being excused.

Representative Morita, for the Committee on Energy & Environmental Protection presented a report (Stand. Com. Rep. No. 1028-10) recommending that H.R. No. 113, be adopted.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.R. No. 113, entitled: "HOUSE RESOLUTION RECOGNIZING OCTOBER AS ENERGY AWARENESS MONTH IN HAWAII," was adopted, with Representatives Bertram, Herkes and M. Lee being excused.

Representative Morita, for the Committee on Energy & Environmental Protection presented a report (Stand. Com. Rep. No. 1029-10) recommending that H.C.R. No. 178, be adopted.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.C.R. No. 178, entitled: "HOUSE CONCURRENT RESOLUTION RECOGNIZING OCTOBER AS ENERGY AWARENESS MONTH IN HAWAII," was adopted, with Representatives Bertram, Herkes and M. Lee being excused.

Representative Chang, for the Committee on Higher Education presented two reports:

(Stand. Com. Rep. No. 1030-10) recommending that H.R. No. 80, be adopted; and

(Stand. Com. Rep. No. 1031-10) recommending that H.C.R. No. 140, be adopted.

Representative B. Oshiro moved that the reports of the Committee be adopted, and that H.R. No. 80, and H.C.R. No. 140, be adopted, seconded by Representative Evans.

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

"In support, Mr. Speaker. Thank you. These two resolutions acknowledge and proclaim 2010 as the Year of Ethnic Studies in Hawaii. As a district that has a number of the consulates in our district, our multi-ethnic heritage in the Liliha-Nuuanu corridor but also as a graduate in ethnic studies at the University of Hawaii, I think that this is really special. It was the first program, I think, in the United States. The Chairman, Mr. Franklin Odo, was an incredible professor and a real asset to Hawaii. Thank you."

The motion was put to vote by the Chair and carried, and the reports of the Committee were adopted, and H.R. No. 80, entitled: "HOUSE RESOLUTION PROCLAIMING 2010 AS THE YEAR OF ETHNIC STUDIES IN HAWAII," was adopted, with Representatives Bertram, Herkes and M. Lee being excused; and

H.C.R. No. 140, entitled: "HOUSE CONCURRENT RESOLUTION PROCLAIMING 2010 AS THE YEAR OF ETHNIC STUDIES IN HAWAII," was adopted, with Representatives Bertram, Herkes and M. Lee being excused.

Representatives Mizuno and Yamane, for the Committee on Human Services and the Committee on Health presented a report (Stand. Com. Rep. No. 1032-10) recommending that H.R. No. 22, be adopted.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committees was adopted and H.R. No. 22, entitled: "HOUSE RESOLUTION SUPPORTING CAREGIVERS AND RECOGNIZING THEIR ROLE IN MAINTAINING THE HEALTH AND WELL-BEING OF HAWAII'S FRAIL AND VULNERABLE POPULATION," was adopted, with Representatives Bertram, Herkes and M. Lee being excused.

Representatives Mizuno and Yamane, for the Committee on Human Services and the Committee on Health presented a report (Stand. Com. Rep. No. 1033-10) recommending that H.C.R. No. 62, be adopted.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committees was adopted and H.C.R. No. 62, entitled: "HOUSE CONCURRENT RESOLUTION SUPPORTING CAREGIVERS AND RECOGNIZING THEIR ROLE IN MAINTAINING THE HEALTH AND WELL-BEING OF HAWAII'S FRAIL AND VULNERABLE POPULATION," was adopted, with Representatives Bertram, Herkes and M. Lee being excused.

Representatives Mizuno and Yamane, for the Committee on Human Services and the Committee on Health presented a report (Stand. Com. Rep. No. 1034-10) recommending that H.R. No. 24, be adopted.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committees was adopted and H.R. No. 24, entitled: "HOUSE RESOLUTION RECOGNIZING MARCH AS "ADULT RESIDENTIAL CARE HOME AND ADULT FOSTER HOME OPERATORS MONTH"," was adopted, with Representatives Bertram, Herkes and M. Lee being excused.

Representatives Mizuno and Yamane, for the Committee on Human Services and the Committee on Health presented a report (Stand. Com. Rep. No. 1035-10) recommending that H.C.R. No. 64, be adopted.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committees was adopted and H.C.R. No. 64, entitled: "HOUSE CONCURRENT RESOLUTION RECOGNIZING MARCH AS "ADULT RESIDENTIAL CARE HOME AND ADULT FOSTER HOME OPERATORS MONTH"," was adopted, with Representatives Bertram, Herkes and M. Lee being excused.

Representative Manahan, for the Committee on Tourism, Culture, & International Affairs presented two reports:

(Stand. Com. Rep. No. 1036-10) recommending that H.R. No. 85, be adopted; and

(Stand. Com. Rep. No. 1037-10) recommending that H.C.R. No. 146, be adopted.

Representative B. Oshiro moved that the reports of the Committee be adopted, and that H.R. No. 85, and H.C.R. No. 146, be adopted, seconded by Representative Evans.

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

"In support with reservations, and I just have one comment. These resolutions urge the City and County of Honolulu to lease the Ewa Villages Mansion and Cemetery to the Ewa Historical Society to protect, preserve, and restore these historical places. I just feel a little uncomfortable that we are urging the City to be involved in a financial transaction with a private entity. I wish the private entity wasn't named so that we wouldn't be passing a measure that personally benefits a private entity. Thank you."

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

"I would like a ruling on a potential conflict, Mr. Speaker. I'm the Director of the Board for the Ewa Historical Society," and the Chair ruled, "no conflict."

Representative Cabanilla continued in support, stating:

"I also want to make a short statement in support, in strong support. Ewa Villages was the first planned community in the history of Hawaii. It's an agricultural community unlike any other community in the United States.

"All the historic entities that have been there are kind of forgotten now, Mr. Speaker. Nobody is taking care of them and they're just languishing in disrepair and are termite eaten.

"Also, to the point about the resolution naming the Historical Society, there was a comma after that. It says, 'or any other interested historical society.' So it's not specific to the Ewa Historical Society. The initiative is coming from them, but the City and County is also being requested to give it to any other entity that would be interested and qualified to take on this responsibility, Mr. Speaker. Thank you."

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

"Thank you, just in strong support. We need to preserve our history, especially the one out in Ewa. Anytime we preserve our history, we're helping our children to be educated. Thank you."

The motion was put to vote by the Chair and carried, and the reports of the Committee were adopted, and H.R. No. 85, entitled: "HOUSE RESOLUTION URGING THE CITY AND COUNTY OF HONOLULU TO LEASE THE EWA VILLAGES MANSION AND CEMETERY TO THE EWA HISTORICAL SOCIETY TO PROTECT, PRESERVE, AND RESTORE THESE HISTORICAL PLACES," was adopted, with Representatives Bertram, Herkes and M. Lee being excused; and

H.C.R. No. 146, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE CITY AND COUNTY OF HONOLULU TO LEASE THE EWA VILLAGES MANSION AND CEMETERY TO THE EWA HISTORICAL SOCIETY TO PROTECT, PRESERVE, AND RESTORE THESE HISTORICAL PLACES," was adopted, with Representatives Bertram, Herkes and M. Lee being excused.

Representative Manahan, for the Committee on Tourism, Culture, & International Affairs presented a report (Stand. Com. Rep. No. 1038-10) recommending that H.R. No. 170, be adopted.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.R. No. 170, entitled: "HOUSE RESOLUTION URGING THE UNITED NATIONS TO GRANT TAIWAN MEANINGFUL PARTICIPATION IN THE INTERNATIONAL CIVIL AVIATION ORGANIZATION," was adopted, with Representatives Bertram, Herkes and M. Lee being excused.

Representative Manahan, for the Committee on Tourism, Culture, & International Affairs presented a report (Stand. Com. Rep. No. 1039-10) recommending that H.C.R. No. 242, be adopted.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.C.R. No. 242, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE UNITED NATIONS TO GRANT TAIWAN MEANINGFUL PARTICIPATION IN THE INTERNATIONAL CIVIL AVIATION ORGANIZATION," was adopted, with Representatives Bertram, Herkes and M. Lee being excused.

Representative Karamatsu, for the Committee on Judiciary presented a report (Stand. Com. Rep. No. 1040-10) recommending that S.B. No. 2045, SD 1, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and S.B. No. 2045, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CRIME," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Bertram, Herkes and M. Lee being excused.

Representative Karamatsu, for the Committee on Judiciary presented a report (Stand. Com. Rep. No. 1041-10) recommending that S.B. No. 2441, SD 2, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 1041-10 on S.B. No. 2441, SD 2, HD 2, was deferred and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of S.B. No. 2441, SD 2, HD 2, were made available to the Members of the House.

Representative Karamatsu, for the Committee on Judiciary presented a report (Stand. Com. Rep. No. 1042-10) recommending that S.B. No. 2449, as amended in HD 1, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 1042-10 on S.B. No. 2449, HD 1, was deferred and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of S.B. No. 2449, HD 1, were made available to the Members of the House.

THIRD READING

S.B. No. 2697, SD 1, HD 1:

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, S.B. No. 2697, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," passed Third Reading by a vote of 48 ayes, with Representatives Bertram, Herkes and M. Lee being excused.

S.B. No. 2340, SD 1, HD 1:

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, S.B. No. 2340, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO KANEOHE BAY REGIONAL COUNCIL," passed Third Reading by a vote of 48 ayes, with Representatives Bertram, Herkes and M. Lee being excused.

S.B. No. 2111, SD 2, HD 1:

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, S.B. No. 2111, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING," passed Third Reading by a vote of 41 ayes to 7 noes, with Representatives Berg, Ching, Coffman, Hanohano, Luke, Morita and Saiki voting no, and with Representatives Bertram, Herkes and M. Lee being excused.

At 1:11 o'clock p.m., the Chair noted that the following bills passed Third Reading:

S.B. No. 2697, SD 1, HD 1
S.B. No. 2340, SD 1, HD 1
S.B. No. 2111, SD 2, HD 1

ANNOUNCEMENTS

Representative Manahan: "Mr. Speaker, I would just like to request that the members of the Tourism, Culture, and International Affairs Committee reconvene in Room 312 for decision making on the resolutions we heard this morning, House Concurrent Resolution 277 and House Resolution 199, as well as House Concurrent Resolution 284. For decision making."

Representative Har: "Thank you, Mr. Speaker, although you already mentioned it, one brief reminder Members, please join us in Room 423 for the United Fishing Agency reception. Lots of good fish. You need to bring your ticket in order to enter. Thank you."

Representative Luke: "Thank you, Mr. Speaker. It is my pleasure to announce a birthday for one of our colleagues, Mark Nakashima. It was last Saturday. Happy Birthday."

ADJOURNMENT

At 1:13 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, Tuesday, March 30, 2010. (Representatives Bertram, Herkes and M. Lee were excused.)

HOUSE COMMUNICATIONS

House Communication dated March 29, 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 Bills:

H.B. No. 1992, HD 1, SD 1
H.B. No. 2721, HD 1, SD 1