

EIGHTEENTH DAY

Tuesday, February 15, 2011

The House of Representatives of the Twenty-Sixth Legislature of the State of Hawaii, Regular Session of 2011, convened at 12:15 o'clock p.m., with Vice Speaker Manahan presiding, after which the Roll was called showing all Members present.

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

GOVERNOR'S MESSAGES

The following messages from the Governor (Gov. Msg. Nos. 130 through 136) were received and announced by the Clerk and were placed on file:

Gov. Msg. No. 130, dated January 24, 2011, transmitting the TANF Program Report, prepared by the Department of Human Services, Benefit, Employment, and Support Services Division, pursuant to Act 162, Part 7, Section 159, SLH 2009.

Gov. Msg. No. 131, dated January 24, 2011, transmitting the TANF Financial Plan Report, prepared by the Department of Human Services, Benefit, Employment, and Support Services Division, pursuant to Act 162, Part 7, Section 156, SLH 2009.

Gov. Msg. No. 132, dated January 24, 2011, transmitting the Housing First Report, prepared by the Department of Human Services, Benefit, Employment, and Support Services Division, pursuant to Act 212, SLH 2010.

Gov. Msg. No. 133, dated January 24, 2011, transmitting the Assistance Allowance Report, prepared by the Department of Human Services, Benefit, Employment, and Support Services Division, pursuant to Section 346-54, HRS.

Gov. Msg. No. 134, dated January 24, 2011, transmitting the Medicaid Health Care Insurance Plan Contracts Report, prepared by the Department of Human Services, Med-QUEST Division, pursuant to Section 103F-107, HRS.

Gov. Msg. No. 135, dated January 24, 2011, transmitting the Immunosuppressant Medication Report, prepared by the Department of Human Services, Med-QUEST Division, pursuant to Act 92, Section 3, SLH 2007.

Gov. Msg. No. 136, dated January 24, 2011, transmitting the TANF Report, prepared by the Department of Human Services, Benefit, Employment, and Support Services Division, pursuant to Act 162, Part 7, Section 158, SLH 2009, and Section 346-51.5, HRS.

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 15 through 20) were received and announced by the Clerk:

Sen. Com. No. 15, transmitting S.B. No. 19, entitled: "A BILL FOR AN ACT RELATING TO THE STATE TREASURY," which passed Third Reading in the Senate on February 14, 2011.

Sen. Com. No. 16, transmitting S.B. No. 20, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE BUDGET," which passed Third Reading in the Senate on February 14, 2011.

Sen. Com. No. 17, transmitting S.B. No. 163, SD 1, entitled: "A BILL FOR AN ACT RELATING TO STATE BONDS," which passed Third Reading in the Senate on February 14, 2011.

Sen. Com. No. 18, transmitting S.B. No. 1260, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC FINANCE," which passed Third Reading in the Senate on February 14, 2011.

Sen. Com. No. 19, transmitting S.B. No. 1271, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC NOTICES FOR THE EXPENDITURE CEILING AND THE AWARDED OF GRANTS," which passed Third Reading in the Senate on February 14, 2011.

Sen. Com. No. 20, transmitting S.B. No. 1318, SD 1, entitled: "A BILL FOR AN ACT RELATING TO USE TAX," which passed Third Reading in the Senate on February 14, 2011.

On motion by Representative Evans, seconded by Representative Pine and carried, the following Senate Bills passed First Reading by title and further action was deferred: (Representative Nishimoto was excused.)

S.B. No. 19
S.B. No. 20, SD 1
S.B. No. 163, SD 1
S.B. No. 1260, SD 1
S.B. No. 1271
S.B. No. 1318, SD 1

DEPARTMENTAL COMMUNICATIONS

The following departmental communication (Dept. Com. Nos. 53) was received by the Clerk and was placed on file:

Dept. Com. No. 53, February 1, 2011, from Kalbert K. Young, Interim Director of Finance, Department of Budget and Finance, transmitting the Summary Program Reports for the FB 2011-2013 Executive Budget for the Departments of Human Services and Land and Natural Resources; BJ details for the FB 2011-2013 Executive Budget for these departments; current lease payments for the Departments of Accounting and General Services and Hawaiian Home Lands; and BJ details for all departments for Act 180, SLH 2010.

ORDER OF THE DAY

REPORTS OF STANDING COMMITTEES

Representative Keith-Agaran, for the Committee on Judiciary presented a report (Stand. Com. Rep. No. 251) recommending that H.B. No. 549, 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 H.B. No. 549, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC AGENCY MEETINGS," passed Second Reading and was referred to the Committee on Finance.

Representative Keith-Agaran, for the Committee on Judiciary presented a report (Stand. Com. Rep. No. 252) recommending that H.B. No. 257, 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 H.B. No. 257, HD 1, pass Second Reading and be referred to the Committee on Finance, seconded by Representative Evans.

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

"Mr. Speaker, I rise with reservations on this measure. This is a campaign spending measure of which some of the provisions are good, some of it is probably not so good, particularly regarding some of the

retiring legislators who want to give money to others and buy tickets. It says you can buy a total of \$100 of a ticket, whereas before it was just the normal limits. I think that's a bit restrictive, particularly when you look at the 2010 elections.

"According to one side of the aisle, there was \$14 million spent; versus our side of the aisle, \$4 million. So 14 to 4 is quite a difference. As well as for State House races, for everybody in this House, it was \$2.1 for the Majority, and \$900,000 for the Minority. Having said that, when there's more retiring Members on the Majority I would think this would be a self-defeating measure. So, Mr. Speaker, with reservations. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 257, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING," passed Second Reading and was referred to the Committee on Finance.

Representative Keith-Agaran, for the Committee on Judiciary presented a report (Stand. Com. Rep. No. 253) recommending that H.B. No. 1070, 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 H.B. No. 1070, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CONDITIONAL RELEASE TIMEFRAMES," passed Second Reading and was referred to the Committee on Finance.

Representative Cabanilla, for the Committee on Housing presented a report (Stand. Com. Rep. No. 254) recommending that H.B. No. 1303, 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 H.B. No. 1303, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC HOUSING," passed Second Reading and was referred to the Committee on Finance.

Representative Cabanilla, for the Committee on Housing presented a report (Stand. Com. Rep. No. 255) recommending that H.B. No. 754, 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 H.B. No. 754, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC HOUSING," passed Second Reading and was referred to the Committee on Finance.

Representative Cabanilla, for the Committee on Housing presented a report (Stand. Com. Rep. No. 256) recommending that H.B. No. 898, 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 H.B. No. 898, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING POLICY," passed Second Reading and was referred to the Committee on Finance.

Representative Cabanilla, for the Committee on Housing presented a report (Stand. Com. Rep. No. 257) recommending that H.B. No. 46, 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 H.B. No. 46, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC HOUSING," passed Second Reading and was referred to the Committee on Judiciary.

Representatives Brower and McKelvey, for the Committee on Tourism and the Committee on Economic Revitalization & Business presented a report (Stand. Com. Rep. No. 258) recommending that H.B. No. 1285, 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 Committees be adopted, and that H.B. No. 1285, HD 1, pass Second Reading and be referred to the Committee on Finance, seconded by Representative Evans.

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

"Yes, Mr. Speaker, I wish to speak with some reservations on this measure. The reservation is that the intent of this bill here is that any excess money in the TAT be transferred to DBEDT, the tourism department. You cannot plan for your staff allocations and budget on something that may happen. They may have an excess of funds. They may not have an excess of funds.

"So what I'm trying to say is that this is a poor way to budget for a department, on a 'come,' that something may happen. So with this I have some reservations, and I hope that the Finance Committee will look at that. Thank you, very much."

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

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

The motion was put to vote by the Chair and carried, and the report of the Committees was adopted and H.B. No. 1285, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE TRANSIENT ACCOMMODATIONS TAX," passed Second Reading and was referred to the Committee on Finance.

Representative Rhoads, for the Committee on Labor & Public Employment presented a report (Stand. Com. Rep. No. 259) recommending that H.B. No. 167, 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 H.B. No. 167, pass Second Reading and be referred to the Committee on Finance, seconded by Representative Evans.

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

"Yes, Mr. Speaker, I rise in opposition to this measure. Essentially what this bill will do is create 13 separate EUTF-type funds. It will pit collective bargaining units against each other based on what their insurance costs are. So I think we have to really look at this and look at how this is going to create more havoc and nightmare in the collective bargaining process. Thank you."

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

"Mr. Speaker, I also join in with Governor Abercrombie with serious reservations. No, he would probably go no on this, but it's where we've got to get the Board organized and not have a deadlock between employer and employees. And then to create, cloning, 13 times. Already the problem is not good policy and not the right direction. So I think this really needs to be vetted, understood, streamlined, and let good governance take over what otherwise is a flailing system right now for our employee's health. Thank you."

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

"Thank you, Mr. Speaker. I rise with reservations. Thank you. I think one of the things left out in discussion, but was noted thankfully in the

Committee Report is the potential impact to public sector employees and the potential for actual higher costs. And it's for those reasons that I rise with reservations because I'm not sure how this fundamental change to the governance structure of the EUTF is ultimately going to benefit public sector employees and their cost for health care. Thank you."

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

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

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

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

"Mr. Speaker, I am voting no on this measure on Second Reading just to point out that, yes, workers have rights and we make sure that those are observed. But this bill takes away a fundamental management right, and management has rights also. Thank you."

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

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

"Mr. Speaker, in support. I think it is a complicated issue, I'm not arguing with that. But I do think that there are actually potential savings to be had from having each bargaining unit bargain for the amount of money that the State or the counties would pay for the health care for various bargaining unit employees. What it would require is tough bargaining, but it doesn't necessarily mean that we'd spend more money. I think the record of the EUTF hasn't been all that great in terms of saving money.

"So it's a complicated issue. I'm not saying that this bill is perfect, because it's not. But I do think that it's an issue that we need to look at further, and that's the main reason that I recommended passing this out of the Labor Committee, which we did. Mahalo."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 167, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND," passed Second Reading and was referred to the Committee on Finance, with Representatives Fontaine and Marumoto voting no.

Representative Rhoads, for the Committee on Labor & Public Employment presented a report (Stand. Com. Rep. No. 260) recommending that H.B. No. 779, 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 H.B. No. 779, entitled: "A BILL FOR AN ACT RELATING TO FRINGE BENEFIT CONTRIBUTIONS," passed Second Reading and was referred to the Committee on Finance.

Representative Rhoads, for the Committee on Labor & Public Employment presented a report (Stand. Com. Rep. No. 261) recommending that H.B. No. 1268, 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 H.B. No. 1268, entitled: "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE," passed Second Reading and was referred to the Committee on Finance.

Representatives Rhoads and McKelvey, for the Committee on Labor & Public Employment and the Committee on Economic Revitalization & Business presented a report (Stand. Com. Rep. No. 262) recommending

that H.B. No. 1076, 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 Committees was adopted and H.B. No. 1076, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY LAW," passed Second Reading and was referred to the Committee on Finance.

Representative Takumi, for the Committee on Education presented a report (Stand. Com. Rep. No. 263) recommending that H.B. No. 4, 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 H.B. No. 4, HD 1, pass Second Reading and be referred to the Committee on Finance, seconded by Representative Evans.

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

"Mr. Speaker, may I have a ruling on a potential conflict. I sit on the National Board as an ex officio member," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 4, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE INTERSTATE COMPACT ON EDUCATIONAL OPPORTUNITY FOR MILITARY CHILDREN," passed Second Reading and was referred to the Committee on Finance.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 264) recommending that H.B. No. 18, 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 H.B. No. 18, pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative Evans.

Representative Morikawa 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, stating:

"Thank you, Mr. Speaker. I'm in favor of this particular measure. I thank the Transportation Committee for hearing it. I would like to have my remarks in favor submitted into the Journal. Thank you."

Representative Marumoto's written remarks are as follows:

"The Dangers of All-Terrain Vehicles By Representative Barbara Marumoto

Do you know there are three sizes of all-terrain vehicles: large, medium and small? The smallest designed for children as young as six years old!

According to the National Conference on State Legislatures, 16 million Americans ride ATVs (all terrain vehicles). With rapidly increasing sales and popularity of off-road vehicles and increased usage come even greater dangers to drivers and riders. Of special concern is the ever-present risk of injury to minors.

The Hawaii Legislature is considering HB18 which defines ATVs, and provides, "no minor [under 18 years of age] shall operate, ride, or be otherwise propelled on an all-terrain vehicle." The bill was heard by the House Transportation Committee and will move to the House Judiciary Committee for further hearing. But don't get me wrong. I think ATVs are a fun, recreational opportunity for residents, and tourists, alike, and they are helpful vehicles on farms and ranches.

However, the American Academy of Pediatrics has sounded an alarm about ATV dangers, particularly among children under 16 years of age. Other national and local medical organizations have also raised concerns about children's safety. Hawaii still doesn't have any laws regarding the use and safety of operating, riding, or being propelled on all-terrain vehicles.

Every year, tens of thousands of kids are severely injured or killed in ATV accidents, some are infants! This year's campaign for the national Concerned Families for ATV Safety is targeted to parents of adolescent ATV operators. Because the adult ATVs are heavy (up to 800 pounds), roll over easily, and really aren't meant to carry passengers: children and young adolescents shouldn't be on them. They lack the experience, training and judgment to handle the vehicles. The American Academy of Pediatrics has adopted formal policies recommending that children under 16 not drive ATVs. They also maintain that automobile driver's license or some additional certification on ATV use should be required, as the skill and judgment needed to operate an automobile is similar to handling and ATV.

The Hawaii record is shameful. Recently, a 16-year-old girl was killed while driving an ATV on the Big Island. Her 11-year-old sister escaped with minor injuries. Another passenger, a four-year-old sister, was in critical condition and flown to Queens Hospital. In January this year, a man was killed when he drove off a bridge and was pinned under the ATV in a stream. More Hawaii statistics: From 1991 to 2009, there were 16 fatalities related to ATV use. There was only one death prior to 2001, but at least one death each year since. Four of the victims were 17 years or younger, including two drivers, one passenger and one of unknown status.

Non-fatal injuries to ATV riders have also been increasing. According to the Queen's Trauma Registry, non-fatal injuries went from 2-5 injuries per year from 1998 to 2002 to 11-18 injuries per year from 2003-2008. About one-third (31%) of the patients were under the age of 18, and most (75%) of these minor-aged patients were not wearing a helmet at the time of the crash.

EMS personnel attended to 152 injured ATV riders from September 2006 through August 2008, including 39 (26%) who were under 18 years of age. Only 41% of the riders were wearing a helmet at the time of injury, and this proportion was lower (32%) among the minor-aged riders.

Nationally, from 1999 to 2001, there were 698 reported fatalities to youth ages 1-19 years from off-road vehicle crashes, says the CPSC. Off-road vehicles include ATVs, snowmobiles, and hovercraft. Central nervous system injuries accounted for 80 percent of fatalities in ATV-related crashes. Helmets may reduce risk of death by 42%.

Forty-one states allow use of ATVs on Public Lands, and of these Hawaii, Mississippi, Montana, Wyoming are the only states and the District of Columbia that do not have any form of Safety Laws pertaining to ATVs.

ATV accidents have the highest risk of hospitalization of 33 sports and activities in which children routinely participate, according to the CPSC (Consumer Protection Safety Commission). The risk of serious injury associated with driving ATVs is 61% greater than the next highest risk sport: football. Voluntary standards agreed to by the industry have not worked. Smaller, "youth" marketed off-road vehicles continue to be targeted to adolescents. The problems of operating them will only grow, as more young people ride them.

ATV ridership is growing in the State of Hawaii. Technically, people are not allowed to drive ATV's on roads as there is no ATV license, the vehicles are not registered and do not have safety checks, and no one pays weight fees on them, all of which are required to operate a vehicle on public roads. But they are everywhere--off-road, on public and private lands.

Regulating ATV use in Hawaii to safeguard minors will reduce risks and dangerous, injuries and deaths. I urge the State, Counties and individuals to support the movement to protect our children."

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 18, entitled: "A BILL FOR AN ACT RELATING TO ALL-TERRAIN VEHICLES," passed Second Reading and was referred to the Committee on Judiciary.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 265) recommending that H.B. No. 30, 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 H.B. No. 30, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES," passed Second Reading and was referred to the Committee on Judiciary.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 266) recommending that H.B. No. 392, pass Second Reading and be referred jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 392, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," passed Second Reading and was referred jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 267) recommending that H.B. No. 393, 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 H.B. No. 393, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CRIME," passed Second Reading and was referred to the Committee on Judiciary.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 268) recommending that H.B. No. 775, 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 H.B. No. 775, entitled: "A BILL FOR AN ACT RELATING TO THE PHOTO ENFORCEMENT REVOLVING FUND," passed Second Reading and was referred to the Committee on Finance.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 269) recommending that H.B. No. 1516, 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 H.B. No. 1516, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," passed Second Reading and was referred to the Committee on Finance.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 270) recommending that H.B. No. 1531, 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 H.B. No. 1531, HD 1, pass Second Reading and be referred to the Committee on Finance, seconded by Representative Evans.

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

"Thank you, Mr. Speaker. I am voting no on this measure. Just briefly, I think that raising taxes is not the right thing to do in this economy. Thank you."

Representative Wooley rose and asked that the Clerk record a no vote 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 Pine rose to speak in support of the measure with reservations, stating:

"I just wanted to note my reservations with a couple of comments. This bill, while well intended to help our Highway Fund, does raise the fuel tax for the next six years. And as the Representative from Ewa Beach, where we have one of the longest commutes in this State, or at least on this Island, this is really going to hurt my community very hard."

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

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

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

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1531, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAYS," passed Second Reading and was referred to the Committee on Finance, with Representatives Ching, Thielen, Ward and Wooley voting no.

Representatives Tsuji and Awana, for the Committee on Agriculture and the Committee on International Affairs presented a report (Stand. Com. Rep. No. 271) recommending that H.B. No. 947, 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 Committees was adopted and H.B. No. 947, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Second Reading and was referred to the Committee on Finance.

Representatives Tsuji and Chang, for the Committee on Agriculture and the Committee on Water, Land, & Ocean Resources presented a report (Stand. Com. Rep. No. 272) recommending that H.B. No. 1230, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committees was adopted and H.B. No. 1230, HD 1, entitled: "A BILL FOR AN ACT RELATING TO BUILDING PERMITS," passed Second Reading and was referred to the Committee on Judiciary.

Representatives Tsuji and Chang, for the Committee on Agriculture and the Committee on Water, Land, & Ocean Resources presented a report (Stand. Com. Rep. No. 273) recommending that H.B. No. 1571, 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 Committees be adopted, and that H.B. No. 1571, HD 1, pass Second Reading and be referred to the Committee on Finance, seconded by Representative Evans.

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

The motion was put to vote by the Chair and carried, and the report of the Committees was adopted and H.B. No. 1571, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Second Reading and was referred to the Committee on Finance.

Representative Tsuji, for the Committee on Agriculture presented a report (Stand. Com. Rep. No. 274) recommending that H.B. No. 1276, 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 H.B. No. 1276, HD 1, pass Second Reading and be referred to the Committee on Finance, seconded by Representative Evans.

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

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1276, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LIVESTOCK," passed Second Reading and was referred to the Committee on Finance.

Representative Morita, for the Committee on Energy & Environmental Protection presented a report (Stand. Com. Rep. No. 275) recommending that H.B. No. 1346, as amended in HD 1, pass Second Reading and be referred to the Committee on Economic Revitalization & Business.

Representative B. Oshiro moved that the report of the Committee be adopted, and that H.B. No. 1346, HD 1, pass Second Reading and be referred to the Committee on Economic Revitalization & Business, seconded by Representative Evans.

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

"Mr. Speaker, I rise with serious reservations. Mr. Speaker, this is the bill that says you can't have a TV bigger than a certain size. It may be good, but one of the dangers of being a legislator is that we usher in the 'nanny state,' where government will tell you everything you should do, eat, sleep, etc. If we say that your TV can only be a certain size, what about your air conditioner? What about people who have floodlights? What about those who have automatic sprinklers?"

"We talk about slippery slopes; where does this really end? There're some places in the US that limit your consumption of particular foods, or number of places that can be located in particular areas for particular food.

"I think America, when we began we were free. We were of our own rugged individualism. Clearly we cannot go back to that, but clearly we cannot cover ourselves with a version of European socialism where the state knows best. Not only to take the majority of your tax money, but to tell you what's good for you, what's good for your kids, what's good for everything that you have to make decisions about.

"This bill is the creeping 'nanny state' bill and I don't think it's a good policy, particularly because of the direction that it's heading us in. Thank you."

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

"Thank you, Mr. Speaker, I rise in support of this measure. I believe the previous speaker is misreading the bill. The bill states that if a television is above a certain size, it has to be an ENERGY STAR approved television. And primarily this is in the consumer's interest to make sure it's the most energy efficient type of model on the market. So I think he should read the section regarding television efficiency standards. Thank you."

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

"Yes, Mr. Speaker. In support, and I would like the words of the previous speaker as my own. Also, I do think this is worthy to continue the discussion because this really is an energy efficiency bill. We're trying to become sustainable, self-sustaining, and we want to get off fossil fuel. This really, I think, has good intentions, and that is ENERGY STAR televisions. Thank you."

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

"I just wanted to note my reservations. Still, we are making people buy certain things in a certain way. This State building, we're not energy efficient. Maybe instead of focusing so much on people's individual lives, we should first make our building the most energy efficient place in the State of Hawaii. And then when were done with that, maybe if people are so inclined to do so, focus on people's individual lives if that is what they choose to do."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1346, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ENERGY EFFICIENCY," passed Second Reading and was referred to the Committee on Economic Revitalization & Business.

Representative Morita, for the Committee on Energy & Environmental Protection presented a report (Stand. Com. Rep. No. 276) recommending that H.B. No. 786, 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 H.B. No. 786, HD 1, pass Second Reading and be referred to the Committee on Finance, seconded by Representative Evans.

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

"Thank you, Mr. Speaker. I'm voting no on this measure. I'd like to just mention the City and County of Honolulu has stated that increasing the rate negatively affects all residents of the State as this is a pass-through cost, whether solid waste is disposed of by a private company or by a government entity. The City and County notes, this would require increasing rates and or taxes to support the higher rate. So just so people are aware, that's the consequences from this bill. Thank you."

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

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

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

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

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

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

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

"Thank you, Mr. Speaker. I rise in support. We're trying to find the nexus between the fees and the costs of doing business to the service that we provide in government. And really what this bill is doing is looking at the solid waste management, and making sure that that program and the maintenance of that program is actually paid for by the use of the program.

"So I think this again has really good intentions because it's really now, whatever is used, whoever uses it, it will be paid for by these fees. So I'm in support."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 786, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SOLID WASTE," passed Second Reading and was referred to the Committee on Finance, with Representatives Ching, Fontaine, Marumoto, Riviere, Thielen and Ward voting no.

Representative Morita, for the Committee on Energy & Environmental Protection presented a report (Stand. Com. Rep. No. 277) recommending that H.B. No. 1068, 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 H.B. No. 1068, HD 1, pass Second Reading and be referred to the Committee on Finance, seconded by Representative Evans.

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

"Mr. Speaker, reluctantly, I'm in opposition. I just want to say that it's reluctant because I think the Chair and the Vice-Chair of this Committee have done really terrific work, especially the Chair over all these years and more recently the Vice-Chair. I don't know. I've never done it. But I'm reminded of the apocryphal story about if you supposedly drop a frog in a boiling pot of water, he'll jump out. But if you put him in a pot of cool water, and then warm up the water, he won't jump out and he'll die. Well that seems to me like the kind of the situation we're in with global warming.

"It's not the kind of issue that grabs you on one day. It comes on very slowly. And the more we put off trying to solve the problem it seems like the worse off we are. Thank you."

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

"Thank you, Speaker. I am a no vote also, because of the delay. I don't agree with that delay. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1068, HD 1, entitled: "A BILL FOR AN ACT RELATING TO GREENHOUSE GAS EMISSION RULES," passed Second Reading and was referred to the Committee on Finance, with Representatives Rhoads and Thielen voting no.

Representative Aquino, for the Committee on Public Safety & Military Affairs presented a report (Stand. Com. Rep. No. 278) recommending that H.B. No. 1012, 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.B. No. 1012, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF THE ATTORNEY GENERAL," was referred to the Committee on Finance.

Representative Aquino, for the Committee on Public Safety & Military Affairs presented a report (Stand. Com. Rep. No. 279) recommending that H.B. No. 668, 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 H.B. No. 668, HD 1, entitled: "A BILL FOR AN ACT RELATING TO

VETERANS," passed Second Reading and was referred to the Committee on Finance.

Representative Aquino, for the Committee on Public Safety & Military Affairs presented a report (Stand. Com. Rep. No. 280) recommending that H.B. No. 551, 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 H.B. No. 551, HD 1, pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative Evans.

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

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

"Thank you, Mr. Speaker, please register a no vote, and just a quick comment. This bill would extend and authorize county liquor investigators to use electric guns or tasers. When we have the Honolulu Police Department and the American Civil Liberties Union both in opposition to this bill, I think this is something that we should take heed of. Thank you, Mr. Speaker."

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

"Yes, I'm also voting in opposition to this measure. When you look at the continuum of force, what police departments look at, this particular weapon falls under an intermediate force weapon, just below deadly force. So if you look at that continuum, the authorization to use that level of force has to be pretty high. It has to almost be life-threatening.

"So if the situation has already elevated itself to that level, the likelihood that it would then go forward to justify lethal force has that potential, and we're not giving them that option. We're only giving them the electric gun. So in that particular situation the liquor inspector should just leave the establishment and call the police for assistance rather than trying to take matters into his own hands.

"There's also the potential that the weapon could be taken away by another bar patron if a scuffle broke out, and then could be used against other bar patrons, etc., or used against the inspector as well. Thank you."

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

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

"Thank you, Mr. Speaker, in strong support. This bill came from the liquor commissioners, from the Neighbor Islands especially. And in situations on Kauai what has happened is these inspectors have to go out into the field where kids are having rave parties. They've been in situations where they've gotten beer bottles thrown at them. Cuts. Serious wounds. I know at one point the liquor commissions were asking for the use of guns when I was on the County Council. We thought that was a little too far. But they do need protection in these rural areas, and that's what this bill tries to address. So I just want to share that with the Members and ask for their support. Thank you, Mr. Speaker."

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

"With reservations, Mr. Speaker. Mr. Speaker, I'm not sure what training county liquor authority investigators have, and it would seem to me that that should be mandated in any legislation that goes forward. That before they can use these, that they go through thorough training. Thank you."

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

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

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

Representative Mizuno's written remarks are as follows:

"The purpose of this Act is to change the current law on who can possess an electric gun to include county liquor authority investigators. I read the testimony of investigators and believe that the use of an electric gun, by properly trained law enforcement investigators will serve as an added protection when facing deadly force in their line of work. Therefore, I believe this measure has merit and support the intent of the bill."

Representative M. Lee rose to speak in support of the measure with reservations, stating:

"I stand with reservations. I think in the hands of an improperly trained person that this could result in a very untoward outcome, something like death. Thank you."

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

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

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

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

"Mr. Speaker, in support. I often hear Members in this Chamber talk about the right to bear arms and how that adds to the safety of people in society. Here we have a measure where we're going to have officials in some capacity with the City and County, having electric guns for their protection. And I just find it ironic how that argument plays out. Thank you."

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

"Thank you, Mr. Speaker. I stand in strong support and ask that the comments made by the Representative from Waikiki as well as the introducer of the bill, the Representative from Kauai, be entered into the Journal as if they were my own."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 551, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTRIC GUNS," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Belatti and Fontaine voting no.

Representative Aquino, for the Committee on Public Safety & Military Affairs presented a report (Stand. Com. Rep. No. 281) recommending that H.B. No. 603, 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 H.B. No. 603, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," passed Second Reading and was referred to the Committee on Finance.

Representative Aquino, for the Committee on Public Safety & Military Affairs presented a report (Stand. Com. Rep. No. 282) recommending that H.B. No. 314, 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 H.B. No. 314, HD 1, pass Second Reading and be referred to the Committee on Finance, seconded by Representative Evans.

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

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

"Mr. Speaker, with reservations. Two points. One is that this is not the time to grow government. Number two, it's the time for fiscal responsibility, and I think this is not in that venue. Thank you."

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 314, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DISASTER PREPAREDNESS," passed Second Reading and was referred to the Committee on Finance.

Representative Aquino, for the Committee on Public Safety & Military Affairs presented a report (Stand. Com. Rep. No. 283) recommending that H.B. No. 1502, 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 H.B. No. 1502, HD 1, pass Second Reading and be referred to the Committee on Finance, seconded by Representative Evans.

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1502, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE JUNIOR RESERVE OFFICERS' TRAINING CORPS," passed Second Reading and was referred to the Committee on Finance.

Representative Aquino, for the Committee on Public Safety & Military Affairs presented a report (Stand. Com. Rep. No. 284) recommending that H.B. No. 277, 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 H.B. No. 277, HD 1, pass Second Reading and be referred to the Committee on Finance, seconded by Representative Evans.

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

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 277, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MILITARY AFFAIRS," passed Second Reading and was referred to the Committee on Finance.

Representative Aquino, for the Committee on Public Safety & Military Affairs presented a report (Stand. Com. Rep. No. 285) recommending that H.B. No. 1632, 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 H.B. No. 1632, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CEMETERIES," passed Second Reading and was referred to the Committee on Finance.

Representatives Mizuno and Yamane, for the Committee on Human Services and the Committee on Health presented a report (Stand. Com.

Rep. No. 286) recommending that H.B. No. 596, 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 Committees was adopted and H.B. No. 596, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Second Reading and was referred to the Committee on Finance.

Representative Mizuno, for the Committee on Human Services presented a report (Stand. Com. Rep. No. 287) recommending that H.B. No. 739, 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 H.B. No. 739, HD 1, pass Second Reading and be referred to the Committee on Finance, seconded by Representative Evans.

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 739, HD 1, entitled: "A BILL FOR AN ACT RELATING TO COMMUNITY CARE FOSTER FAMILY HOMES," passed Second Reading and was referred to the Committee on Finance.

Representative Mizuno, for the Committee on Human Services presented a report (Stand. Com. Rep. No. 288) recommending that H.B. No. 1262, 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 H.B. No. 1262, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL OFFENSES," passed Second Reading and was referred to the Committee on Judiciary.

Representative Mizuno, for the Committee on Human Services presented a report (Stand. Com. Rep. No. 289) recommending that H.B. No. 704, 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 H.B. No. 704, HD 1, pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative Evans.

At 12:42 o'clock p.m. Representative Thielen requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:44 o'clock p.m.

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

"I just have some reservations. I think there are some good intentions in making a misdemeanor out of bullying. But there were some complications in this bill and hopefully, the next Committee can clarify the language. Basically it makes bullying at home a misdemeanor offense. I think there are some Committee members that were a little concerned about sibling bullying. It could cross that line a little bit and it needs to be defined a little bit more."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 704, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FAMILY RELATIONS," passed Second Reading and was referred to the Committee on Judiciary.

Representative Yamane, for the Committee on Health presented a report (Stand. Com. Rep. No. 290) recommending that H.B. No. 761, 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 H.B. No. 761, entitled: "A BILL FOR AN ACT RELATING TO INTELLECTUAL DISABILITIES," passed Second Reading and was referred to the Committee on Finance.

Representative Yamane, for the Committee on Health presented a report (Stand. Com. Rep. No. 291) recommending that H.B. No. 411, 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 H.B. No. 411, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HOME HEALTH AGENCIES," passed Second Reading and was referred to the Committee on Finance.

Representatives Yamane and Mizuno, for the Committee on Health and the Committee on Human Services presented a report (Stand. Com. Rep. No. 292) recommending that H.B. No. 905, 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 Committees was adopted and H.B. No. 905, entitled: "A BILL FOR AN ACT RELATING TO DELIVERY OF GOVERNMENT SERVICES," passed Second Reading and was referred to the Committee on Finance.

Representative McKelvey, for the Committee on Economic Revitalization & Business presented a report (Stand. Com. Rep. No. 293) recommending that H.B. No. 1162, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 1162, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CONTRACTORS," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce.

Representative Chang, for the Committee on Water, Land, & Ocean Resources presented a report (Stand. Com. Rep. No. 294) recommending that H.B. No. 952, be referred to the Committee on Finance.

Representative B. Oshiro moved that the report of the Committee be adopted, and that H.B. No. 952, be referred to the Committee on Finance, seconded by Representative Evans.

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

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 952, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SCHOOL LANDS," was referred to the Committee on Finance.

Representative Brower, for the Committee on Tourism presented a report (Stand. Com. Rep. No. 295) recommending that H.B. No. 976, 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 H.B. No. 976, HD 1, entitled: "A BILL FOR AN ACT RELATING TO

TAXATION," passed Second Reading and was referred to the Committee on Finance.

Representative Takumi, for the Committee on Education presented a report (Stand. Com. Rep. No. 296) recommending that H.B. No. 159, 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 H.B. No. 159, pass Second Reading and be referred to the Committee on Finance, seconded by Representative Evans.

Representative B. Oshiro rose to disclose a potential conflict of interest, stating:

"May I have a ruling on a potential conflict, Mr. Speaker? In my private practice I represent a couple of charter schools," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 159, entitled: "A BILL FOR AN ACT RELATING TO CHARTER SCHOOLS," passed Second Reading and was referred to the Committee on Finance.

Representative Takumi, for the Committee on Education presented a report (Stand. Com. Rep. No. 297) recommending that H.B. No. 945, 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 H.B. No. 945, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Finance.

Representative Rhoads, for the Committee on Labor & Public Employment presented a report (Stand. Com. Rep. No. 298) recommending that H.B. No. 1035, 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 H.B. No. 1035, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYEES' RETIREMENT SYSTEM BENEFIT ENHANCEMENT MORATORIUM," passed Second Reading and was referred to the Committee on Finance.

Representative Keith-Agaran, for the Committee on Judiciary presented a report (Stand. Com. Rep. No. 299) recommending that H.B. No. 1005, 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.B. No. 1005, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD SUPPORT ENFORCEMENT," was referred to the Committee on Finance.

Representative Keith-Agaran, for the Committee on Judiciary presented a report (Stand. Com. Rep. No. 300) recommending that H.B. No. 1189, 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 H.B. No. 1189, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIAL SELECTION COMMISSION," passed Second Reading and was referred to the Committee on Finance.

ANNOUNCEMENTS

Representative Cabanilla: "Mr. Speaker, I just would like to remind the members of the Filipino Caucus that we have a 'meet and greet' for the Consul General of the Philippines in Room 437, at 2:30 this afternoon. So Members, if you can come and say hello to him, I would appreciate it. Thank you, Mr. Speaker."

COMMITTEE ASSIGNMENTS

The following measures were referred to committee by the Speaker:

<u>S.B.</u> <u>Nos.</u>	<u>Referred to:</u>
19	Committee on Finance
20, SD1	Committee on Finance
163, SD1	Committee on Finance
1260, SD1	Committee on Finance
1271	Committee on Finance
1318, SD1	Committee on Finance

COMMITTEE REASSIGNMENTS

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

<u>H.B.</u> <u>Nos.</u>	<u>Re-referred to:</u>
1	Committee on Public Safety & Military Affairs, then to the Committee on Finance
196	Committee on Judiciary, then to the Committee on Finance

ADJOURNMENT

At 12:48 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, Wednesday, February 16, 2011. (Representative M. Oshiro was excused.)