

TWENTY-SIXTH DAY

Tuesday, March 5, 1996

The Senate of the Eighteenth Legislature of the State of Hawaii, Regular Session of 1996, convened at 9:02 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by Mr. John Neff, Director of Lay Speaking, United Methodist Church, after which the Roll was called showing all Senators present.

At 9:06 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 9:15 o'clock a.m.

The President announced that he had read and approved the Journal of the Twenty-Fifth Day.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 82 to 128) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 82, transmitting H.B. No. 2446, which passed Third Reading in the House of Representatives on March 1, 1996, was placed on file.

On motion by Senator Ihara, seconded by Senator Liu and carried, H.B. No. 2446, entitled: "A BILL FOR AN ACT RELATING TO TIME SHARES," passed First Reading by title and was referred to the Committee on Consumer Protection, then to the Committee on Judiciary.

Hse. Com. No. 83, transmitting H.B. No. 2539, which passed Third Reading in the House of Representatives on March 1, 1996, was placed on file.

On motion by Senator Ihara, seconded by Senator Liu and carried, H.B. No. 2539, entitled: "A BILL FOR AN ACT RELATING TO THE AUTHORIZATION OF SPECIAL PURPOSE REVENUE BONDS FOR ENERGY DEVELOPMENT," passed First Reading by title and was referred to the Committee on Economic Development, then to the Committee on Ways and Means.

Hse. Com. No. 84, transmitting H.B. No. 2862, which passed Third Reading in the House of Representatives on March 1, 1996, was placed on file.

On motion by Senator Ihara, seconded by Senator Liu and carried, H.B. No. 2862, entitled: "A BILL FOR AN ACT RELATING TO CHILD SUPPORT ORDERS," passed First Reading by title and was referred to the Committee on Judiciary.

Hse. Com. No. 85, transmitting H.B. No. 2863, which passed Third Reading in the House of Representatives on March 1, 1996, was placed on file.

On motion by Senator Ihara, seconded by Senator Liu and carried, H.B. No. 2863, entitled: "A BILL FOR AN ACT RELATING TO LAND COURT REGISTRATION," passed First Reading by title and was referred to the Committee on Judiciary.

Hse. Com. No. 86, transmitting H.B. No. 2883, which passed Third Reading in the House of Representatives on March 1, 1996, was placed on file.

On motion by Senator Ihara, seconded by Senator Liu and carried, H.B. No. 2883, entitled: "A BILL FOR AN ACT RELATING TO ECOTOURISM," passed First

Reading by title and was referred to the Committee on Tourism and Recreation, then to the Committee on Ways and Means.

Hse. Com. No. 87, transmitting H.B. No. 3203, H.D. 1, which passed Third Reading in the House of Representatives on March 1, 1996, was placed on file.

On motion by Senator Ihara, seconded by Senator Liu and carried, H.B. No. 3203, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE CENTER FOR A SUSTAINABLE FUTURE," passed First Reading by title and was referred to the Committee on Economic Development, then to the Committee on Ways and Means.

Hse. Com. No. 88, transmitting H.B. No. 3227, which passed Third Reading in the House of Representatives on March 1, 1996, was placed on file.

On motion by Senator Ihara, seconded by Senator Liu and carried, H.B. No. 3227, entitled: "A BILL FOR AN ACT RELATED TO INSURANCE," passed First Reading by title and was referred to the Committee on Consumer Protection.

Hse. Com. No. 89, transmitting H.B. No. 3293, H.D. 1, which passed Third Reading in the House of Representatives on March 1, 1996, was placed on file.

On motion by Senator Ihara, seconded by Senator Liu and carried, H.B. No. 3293, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," passed First Reading by title and was referred jointly to the Committee on Planning, Land and Water Use Management and the Committee on Agriculture, Labor, and Employment.

Hse. Com. No. 90, transmitting H.B. No. 3307, which passed Third Reading in the House of Representatives on March 1, 1996, was placed on file.

On motion by Senator Ihara, seconded by Senator Liu and carried, H.B. No. 3307, entitled: "A BILL FOR AN ACT RELATING TO MILK CONTROL," passed First Reading by title and was referred to the Committee on Agriculture, Labor, and Employment, then to the Committee on Ways and Means.

Hse. Com. No. 91, transmitting H.B. No. 3332, which passed Third Reading in the House of Representatives on March 1, 1996, was placed on file.

On motion by Senator Ihara, seconded by Senator Liu and carried, H.B. No. 3332, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed First Reading by title and was referred to the Committee on Agriculture, Labor, and Employment.

Hse. Com. No. 92, transmitting H.B. No. 3336, which passed Third Reading in the House of Representatives on March 1, 1996, was placed on file.

On motion by Senator Ihara, seconded by Senator Liu and carried, H.B. No. 3336, entitled: "A BILL FOR AN ACT RELATING TO HONEY BEE EXPORT SHIPMENTS," passed First Reading by title and was referred to the Committee on Agriculture, Labor, and Employment, then to the Committee on Ways and Means.

Hse. Com. No. 93, transmitting H.B. No. 3347, which passed Third Reading in the House of Representatives on March 1, 1996, was placed on file.

On motion by Senator Ihara, seconded by Senator Liu and carried, H.B. No. 3347, entitled: "A BILL FOR AN ACT RELATING TO INTERPRETATION OF STATUTES," passed First Reading by title and was referred to the Committee on Judiciary.

Hse. Com. No. 94, transmitting H.B. No. 3357, H.D. 1, which passed Third Reading in the House of Representatives on March 1, 1996, was placed on file.

On motion by Senator Ihara, seconded by Senator Liu and carried, H.B. No. 3357, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GOVERNMENT RECORDS," passed First Reading by title and was referred to the Committee on Communications and Public Utilities.

Hse. Com. No. 95, transmitting H.B. No. 3380, which passed Third Reading in the House of Representatives on March 1, 1996, was placed on file.

On motion by Senator Ihara, seconded by Senator Liu and carried, H.B. No. 3380, entitled: "A BILL FOR AN ACT RELATING TO THE HOUSING LOAN AND MORTGAGE PROGRAMS," passed First Reading by title and was referred to the Committee on Housing, then to the Committee on Ways and Means.

Hse. Com. No. 96, transmitting H.B. No. 3394, which passed Third Reading in the House of Representatives on March 1, 1996, was placed on file.

On motion by Senator Ihara, seconded by Senator Liu and carried, H.B. No. 3394, entitled: "A BILL FOR AN ACT RELATING TO BUSINESS DEVELOPMENT CORPORATIONS," passed First Reading by title and was referred to the Committee on Consumer Protection.

Hse. Com. No. 97, transmitting H.B. No. 3396, which passed Third Reading in the House of Representatives on March 1, 1996, was placed on file.

On motion by Senator Ihara, seconded by Senator Liu and carried, H.B. No. 3396, entitled: "A BILL FOR AN ACT RELATING TO ESCROW DEPOSITORIES," passed First Reading by title and was referred to the Committee on Consumer Protection.

Hse. Com. No. 98, transmitting H.B. No. 3398, which passed Third Reading in the House of Representatives on March 1, 1996, was placed on file.

On motion by Senator Ihara, seconded by Senator Liu and carried, H.B. No. 3398, entitled: "A BILL FOR AN ACT RELATING TO CHARITABLE SOLICITATIONS," passed First Reading by title and was referred to the Committee on Consumer Protection.

Hse. Com. No. 99, transmitting H.B. No. 3400, which passed Third Reading in the House of Representatives on March 1, 1996, was placed on file.

On motion by Senator Ihara, seconded by Senator Liu and carried, H.B. No. 3400, entitled: "A BILL FOR AN ACT RELATING TO BUSINESS REGISTRATION," passed First Reading by title and was referred to the Committee on Consumer Protection.

Hse. Com. No. 100, transmitting H.B. No. 3404, which passed Third Reading in the House of Representatives on March 1, 1996, was placed on file.

On motion by Senator Ihara, seconded by Senator Liu and carried, H.B. No. 3404, entitled: "A BILL FOR AN ACT RELATING TO MEDICARE SUPPLEMENT

INSURANCE POLICIES," passed First Reading by title and was referred to the Committee on Consumer Protection.

Hse. Com. No. 101, transmitting H.B. No. 3410, which passed Third Reading in the House of Representatives on March 1, 1996, was placed on file.

On motion by Senator Ihara, seconded by Senator Liu and carried, H.B. No. 3410, entitled: "A BILL FOR AN ACT RELATING TO SALES," passed First Reading by title and was referred to the Committee on Consumer Protection.

Hse. Com. No. 102, transmitting H.B. No. 3412, which passed Third Reading in the House of Representatives on March 1, 1996, was placed on file.

On motion by Senator Ihara, seconded by Senator Liu and carried, H.B. No. 3412, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE REPAIRS," passed First Reading by title and was referred to the Committee on Consumer Protection, then to the Committee on Judiciary.

Hse. Com. No. 103, transmitting H.B. No. 3413, which passed Third Reading in the House of Representatives on March 1, 1996, was placed on file.

On motion by Senator Ihara, seconded by Senator Liu and carried, H.B. No. 3413, entitled: "A BILL FOR AN ACT RELATING TO INJUNCTIONS," passed First Reading by title and was referred to the Committee on Consumer Protection.

Hse. Com. No. 104, transmitting H.B. No. 3414, which passed Third Reading in the House of Representatives on March 1, 1996, was placed on file.

On motion by Senator Ihara, seconded by Senator Liu and carried, H.B. No. 3414, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE ADVERTISING," passed First Reading by title and was referred to the Committee on Consumer Protection.

Hse. Com. No. 105, transmitting H.B. No. 3416, which passed Third Reading in the House of Representatives on March 1, 1996, was placed on file.

On motion by Senator Ihara, seconded by Senator Liu and carried, H.B. No. 3416, entitled: "A BILL FOR AN ACT RELATING TO CITATIONS FOR UNLICENSED ACTIVITY," passed First Reading by title and was referred to the Committee on Consumer Protection, then to the Committee on Judiciary.

Hse. Com. No. 106, transmitting H.B. No. 3417, which passed Third Reading in the House of Representatives on March 1, 1996, was placed on file.

On motion by Senator Ihara, seconded by Senator Liu and carried, H.B. No. 3417, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INDUSTRY LICENSING," passed First Reading by title and was referred to the Committee on Consumer Protection.

Hse. Com. No. 107, transmitting H.B. No. 3430, which passed Third Reading in the House of Representatives on March 1, 1996, was placed on file.

On motion by Senator Ihara, seconded by Senator Liu and carried, H.B. No. 3430, entitled: "A BILL FOR AN ACT RELATING TO SOLICITORS," passed First Reading by title and was referred to the Committee on Consumer Protection.

Hse. Com. No. 108, transmitting H.B. No. 3453, which passed Third Reading in the House of Representatives on March 1, 1996, was placed on file.

On motion by Senator Ihara, seconded by Senator Liu and carried, H.B. No. 3453, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED," passed First Reading by title and was referred to the Committee on Hawaiian Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 109, transmitting H.B. No. 3457, which passed Third Reading in the House of Representatives on March 1, 1996, was placed on file.

On motion by Senator Ihara, seconded by Senator Liu and carried, H.B. No. 3457, entitled: "A BILL FOR AN ACT RELATING TO STATE RENT SUPPLEMENTS," passed First Reading by title and was referred to the Committee on Housing, then to the Committee on Ways and Means.

Hse. Com. No. 110, transmitting H.B. No. 3481, H.D. 1, which passed Third Reading in the House of Representatives on March 1, 1996, was placed on file.

On motion by Senator Ihara, seconded by Senator Liu and carried, H.B. No. 3481, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR MARTIN LUTHER KING, JR., HOLIDAY ACTIVITIES BY THE CIVIL RIGHTS COMMISSION," passed First Reading by title and was referred to the Committee on Higher Education, Culture, and Arts, then to the Committee on Ways and Means.

Hse. Com. No. 111, transmitting H.B. No. 3491, which passed Third Reading in the House of Representatives on March 1, 1996, was placed on file.

On motion by Senator Ihara, seconded by Senator Liu and carried, H.B. No. 3491, entitled: "A BILL FOR AN ACT RELATING TO PARKING FOR PERSONS WITH DISABILITIES," passed First Reading by title and was referred to the Committee on Transportation and Government Affairs.

Hse. Com. No. 112, transmitting H.B. No. 3505, H.D. 1, which passed Third Reading in the House of Representatives on March 1, 1996, was placed on file.

On motion by Senator Ihara, seconded by Senator Liu and carried, H.B. No. 3505, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE REPRODUCTIVE RIGHTS PROTECTION COMMITTEE," passed First Reading by title and was referred to the Committee on Health, then to the Committee on Ways and Means.

Hse. Com. No. 113, transmitting H.B. No. 3514, which passed Third Reading in the House of Representatives on March 1, 1996, was placed on file.

On motion by Senator Ihara, seconded by Senator Liu and carried, H.B. No. 3514, entitled: "A BILL FOR AN ACT RELATING TO OCCUPATIONAL SAFETY AND HEALTH FEES," passed First Reading by title and was referred to the Committee on Agriculture, Labor, and Employment, then to the Committee on Ways and Means.

Hse. Com. No. 114, transmitting H.B. No. 3515, which passed Third Reading in the House of Representatives on March 1, 1996, was placed on file.

On motion by Senator Ihara, seconded by Senator Liu and carried, H.B. No. 3515, entitled: "A BILL FOR AN ACT RELATING TO THE OCCUPATIONAL SAFETY

AND HEALTH LAW," passed First Reading by title and was referred to the Committee on Agriculture, Labor, and Employment.

Hse. Com. No. 115, transmitting H.B. No. 3520, which passed Third Reading in the House of Representatives on March 1, 1996, was placed on file.

On motion by Senator Ihara, seconded by Senator Liu and carried, H.B. No. 3520, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR UNEMPLOYMENT BENEFITS TO FORMER STATE EMPLOYEES," passed First Reading by title and was referred jointly to the Committee on Agriculture, Labor, and Employment and the Committee on Ways and Means.

Hse. Com. No. 116, transmitting H.B. No. 3522, H.D. 1, which passed Third Reading in the House of Representatives on March 1, 1996, was placed on file.

On motion by Senator Ihara, seconded by Senator Liu and carried, H.B. No. 3522, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," passed First Reading by title and was referred to the Committee on Planning, Land and Water Use Management.

Hse. Com. No. 117, transmitting H.B. No. 3523, H.D. 1, which passed Third Reading in the House of Representatives on March 1, 1996, was placed on file.

On motion by Senator Ihara, seconded by Senator Liu and carried, H.B. No. 3523, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," passed First Reading by title and was referred to the Committee on Planning, Land and Water Use Management.

Hse. Com. No. 118, transmitting H.B. No. 3525, which passed Third Reading in the House of Representatives on March 1, 1996, was placed on file.

On motion by Senator Ihara, seconded by Senator Liu and carried, H.B. No. 3525, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII FISHERIES COORDINATING COUNCIL," passed First Reading by title and was referred to the Committee on Agriculture, Labor, and Employment, then to the Committee on Ways and Means.

Hse. Com. No. 119, transmitting H.B. No. 3578, H.D. 1, which passed Third Reading in the House of Representatives on March 1, 1996, was placed on file.

On motion by Senator Ihara, seconded by Senator Liu and carried, H.B. No. 3578, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONCESSIONS ON PUBLIC PROPERTY," passed First Reading by title and was referred to the Committee on Transportation and Government Affairs.

Hse. Com. No. 120, transmitting H.B. No. 3581, which passed Third Reading in the House of Representatives on March 1, 1996, was placed on file.

On motion by Senator Ihara, seconded by Senator Liu and carried, H.B. No. 3581, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY," passed First Reading by title and was referred to the Committee on Transportation and Government Affairs, then to the Committee on Judiciary.

Hse. Com. No. 121, transmitting H.B. No. 3592, which passed Third Reading in the House of Representatives on March 1, 1996, was placed on file.

On motion by Senator Ihara, seconded by Senator Liu and carried, H.B. No. 3592, entitled: "A BILL FOR AN ACT RELATING TO THE BOARD OF EDUCATION," passed First Reading by title and was referred to the Committee on Education, then to the Committee on Judiciary.

Hse. Com. No. 122, transmitting H.B. No. 3653, which passed Third Reading in the House of Representatives on March 1, 1996, was placed on file.

On motion by Senator Ihara, seconded by Senator Liu and carried, H.B. No. 3653, entitled: "A BILL FOR AN ACT RELATING TO HARASSMENT," passed First Reading by title and was referred to the Committee on Judiciary.

Hse. Com. No. 123, transmitting H.B. No. 3691, which passed Third Reading in the House of Representatives on March 1, 1996, was placed on file.

On motion by Senator Ihara, seconded by Senator Liu and carried, H.B. No. 3691, entitled: "A BILL FOR AN ACT RELATING TO BONDS," passed First Reading by title and was referred to the Committee on Transportation and Government Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 124, transmitting H.B. No. 3979, which passed Third Reading in the House of Representatives on March 1, 1996, was placed on file.

On motion by Senator Ihara, seconded by Senator Liu and carried, H.B. No. 3979, entitled: "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE," passed First Reading by title and was referred to the Committee on Consumer Protection.

Hse. Com. No. 125, transmitting H.B. No. 4008, H.D. 1, which passed Third Reading in the House of Representatives on March 1, 1996, was placed on file.

On motion by Senator Ihara, seconded by Senator Liu and carried, H.B. No. 4008, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL LOANS," passed First Reading by title and was referred to the Committee on Agriculture, Labor, and Employment, then to the Committee on Ways and Means.

Hse. Com. No. 126, transmitting H.B. No. 4010, H.D. 2, which passed Third Reading in the House of Representatives on March 1, 1996, was placed on file.

On motion by Senator Ihara, seconded by Senator Liu and carried, H.B. No. 4010, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," passed First Reading by title and was referred jointly to the Committee on Agriculture, Labor, and Employment and the Committee on Planning, Land and Water Use Management.

Hse. Com. No. 127, transmitting H.B. No. 4074, H.D. 1, which passed Third Reading in the House of Representatives on March 1, 1996, was placed on file.

On motion by Senator Ihara, seconded by Senator Liu and carried, H.B. No. 4074, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LAND EXCHANGE," passed First Reading by title and was referred to the Committee on Planning, Land and Water Use Management, then to the Committee on Ways and Means.

Hse. Com. No. 128, transmitting H.B. No. 4143, which passed Third Reading in the House of Representatives on March 1, 1996, was placed on file.

On motion by Senator Ihara, seconded by Senator Liu and carried, H.B. No. 4143, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HURRICANE RELIEF FUND," passed First Reading by title and was referred to the Committee on Consumer Protection, then to the Committee on Ways and Means.

SENATE CONCURRENT RESOLUTIONS

The following concurrent resolutions (S.C.R. Nos. 50 to 56) were read by the Clerk and were referred to committees:

Senate Concurrent Resolution

No. 50 "SENATE CONCURRENT RESOLUTION REQUESTING THE OFFICE OF INFORMATION PRACTICES INVESTIGATE, STUDY, AND RECOMMEND WAYS TO REDUCE THE INFORMATION COLLECTION BURDEN ON STATE TAXPAYERS."

Offered by: Senator Fernandes Salling.

Referred to: Committee on Communications and Public Utilities

No. 51 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO STUDY THE FEASIBILITY OF ACQUIRING KEAKEALANIWAHINE RESIDENCE TO COMPLETE THE KEOLONAHIHI STATE CULTURAL SITE."

Offered by: Senators Solomon, Bunda, Holt, Liu, Tanaka.

Referred to: Committee on Higher Education, Culture, and Arts, then to the Committee on Ways and Means

No. 52 "SENATE CONCURRENT RESOLUTION REQUESTING HAWAII'S CONGRESSIONAL DELEGATION TO ASSIST IN ASSURING THAT THE UNITED STATES CONTINUES TO SUPPORT THE UNITED NATIONS BY PAYING ITS SHARE OF CONTRIBUTIONS TO MAINTAIN THE FINANCIAL SOLVENCY OF THE UNITED NATIONS."

Offered by: Senators Solomon, Bunda, Holt, Tanaka.

Referred to: Committee on Transportation and Government Affairs

No. 53 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO CONTRACT OUT MENTAL HEALTH SERVICES IN THE COUNTY OF HAWAII."

Offered by: Senator Levin.

Referred to: Committee on Health, then to the Committee on Ways and Means

No. 54 "SENATE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO CREATE A SPECIAL PROJECTS COORDINATOR AND DEVELOPMENT OFFICER."

Offered by: Senator Levin.

Referred to: Jointly to the Committee on Planning, Land and Water Use Management and the Committee on Agriculture, Labor, and Employment, then to the Committee on Ways and Means

No. 55 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENTS OF HEALTH AND HUMAN SERVICES TO REQUIRE ANY PROVIDER OF HEALTH OR HUMAN SERVICES-RELATED SERVICES UNDER CONTRACT TO THE RESPECTIVE DEPARTMENTS TO FORM A LOCAL COMMUNITY ADVISORY COMMITTEE IN EACH COUNTY IN WHICH THE PROVIDER PROVIDES SERVICES."

Offered by: Senator Levin.

Referred to: Jointly to the Committee on Human Services and the Committee on Health, then to the Committee on Ways and Means

No. 56 "SENATE CONCURRENT RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII TO JUSTIFY ITS ADMINISTRATIVE COSTS."

Offered by: Senator Levin.

Referred to: Committee on Higher Education, Culture, and Arts, then to the Committee on Ways and Means

SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 37 to 43) were read by the Clerk and were referred to committees:

Senate Resolution

No. 37 "SENATE RESOLUTION REQUESTING THE OFFICE OF INFORMATION PRACTICES INVESTIGATE, STUDY, AND RECOMMEND WAYS TO REDUCE THE INFORMATION COLLECTION BURDEN ON STATE TAXPAYERS."

Offered by: Senator Fernandes Salling.

Referred to: Committee on Communications and Public Utilities

No. 38 "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO STUDY THE FEASIBILITY OF ACQUIRING KEAKEALANIWAHINE RESIDENCE TO COMPLETE THE KEOLONAHIHI STATE CULTURAL SITE."

Offered by: Senators Solomon, Bunda, Holt, Liu, Tanaka.

Referred to: Committee on Higher Education, Culture, and Arts, then to the Committee on Ways and Means

No. 39 "SENATE RESOLUTION REQUESTING HAWAII'S CONGRESSIONAL DELEGATION TO ASSIST IN ASSURING THAT THE UNITED STATES CONTINUES TO SUPPORT THE UNITED NATIONS BY PAYING ITS SHARE OF CONTRIBUTIONS TO MAINTAIN THE FINANCIAL SOLVENCY OF THE UNITED NATIONS."

Offered by: Senators Solomon, Bunda, Tanaka.

Referred to: Committee on Transportation and Government Affairs

No. 40 "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO CONTRACT OUT MENTAL HEALTH SERVICES IN THE COUNTY OF HAWAII."

Offered by: Senator Levin.

Referred to: Committee on Health, then to the Committee on Ways and Means

No. 41 "SENATE RESOLUTION URGING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO CREATE A SPECIAL PROJECTS COORDINATOR AND DEVELOPMENT OFFICER."

Offered by: Senator Levin.

Referred to: Jointly to the Committee on Planning, Land and Water Use Management and the Committee on Agriculture, Labor, and Employment, then to the Committee on Ways and Means

No. 42 "SENATE RESOLUTION REQUESTING THE DEPARTMENTS OF HEALTH AND HUMAN SERVICES TO REQUIRE ANY PROVIDER OF HEALTH OR HUMAN SERVICES-RELATED SERVICES UNDER CONTRACT TO THE RESPECTIVE DEPARTMENTS TO FORM A LOCAL COMMUNITY ADVISORY COMMITTEE IN EACH COUNTY IN WHICH THE PROVIDER PROVIDES SERVICES."

Offered by: Senator Levin.

Referred to: Jointly to the Committee on Human Services and the Committee on Health, then to the Committee on Ways and Means

No. 43 "SENATE RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII TO JUSTIFY ITS ADMINISTRATIVE COSTS."

Offered by: Senator Levin.

Referred to: Committee on Higher Education, Culture, and Arts, then to the Committee on Ways and Means

ORDER OF THE DAY

THIRD READING

S.B. No. 2754, S.D. 1:

On motion by Senator Chumbley, seconded by Senator Baker and carried, S.B. No. 2754, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NOTIFICATION OF PUBLIC UTILITY RATE INCREASES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

S.B. No. 2094, S.D. 1:

On motion by Senator Bunda, seconded by Senator Chumbley and carried, S.B. No. 2094, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

S.B. No. 2826, S.D. 1:

On motion by Senator Bunda, seconded by Senator Chumbley and carried, S.B. No. 2826, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

S.B. No. 3160, S.D. 1:

On motion by Senator Fernandes Salling, seconded by Senator Tanaka and carried, S.B. No. 3160, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LIQUOR LICENSES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

S.B. No. 2545, S.D. 1:

On motion by Senator Fernandes Salling, seconded by Senator Tanaka and carried, S.B. No. 2545, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

S.B. No. 2465, S.D. 1:

On motion by Senator Grauly, seconded by Senator McCartney and carried, S.B. No. 2465, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FIREARMS, AMMUNITION, AND DANGEROUS WEAPONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

S.B. No. 2659, S.D. 1:

On motion by Senator Grauly, seconded by Senator McCartney and carried, S.B. No. 2659, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO WILDLIFE AND GAME MANAGEMENT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

S.B. No. 2847, S.D. 1:

On motion by Senator Grauly, seconded by Senator McCartney and carried, S.B. No. 2847, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EXPLOSIVES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

S.B. No. 2885, S.D. 1:

On motion by Senator Grauly, seconded by Senator McCartney and carried, S.B. No. 2885, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII PAROLING AUTHORITY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

S.B. No. 2929, S.D. 1:

On motion by Senator Grauly, seconded by Senator McCartney and carried, S.B. No. 2929, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ENFORCEMENT OF CRIMINAL PROVISIONS UNDER TITLE 14 ADMINISTERED BY THE DEPARTMENT OF TAXATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

S.B. No. 2930, S.D. 1:

On motion by Senator Grauly, seconded by Senator McCartney and carried, S.B. No. 2930, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CIVIL PENALTIES FOR TAX PREPARERS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

S.B. No. 2965, S.D. 1:

On motion by Senator Fernandes Salling, seconded by Senator Tanaka and carried, S.B. No. 2965, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONCESSIONS ON PUBLIC PROPERTY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

S.B. No. 3004, S.D. 1:

On motion by Senator Chumbley, seconded by Senator Kawamoto and carried, S.B. No. 3004, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

S.B. No. 2233:

On motion by Senator Grauly, seconded by Senator McCartney and carried, S.B. No. 2233, entitled: "A BILL FOR AN ACT RELATING TO STATUTORY REVISION: AMENDING, REENACTING, OR REPEALING VARIOUS PROVISIONS OF THE HAWAII REVISED STATUTES AND THE SESSION LAWS OF HAWAII FOR THE PURPOSE OF CORRECTING ERRORS AND REFERENCES, CLARIFYING LANGUAGE, AND DELETING OR REPEALING OBSOLETE OR UNNECESSARY PROVISIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

S.B. No. 2890:

On motion by Senator Grauly, seconded by Senator McCartney and carried, S.B. No. 2890, entitled: "A BILL FOR AN ACT RELATING TO CORRECTIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

S.B. No. 2535, S.D. 1:

On motion by Senator Tam, seconded by Senator Aki and carried, S.B. No. 2535, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INDIVIDUAL WASTEWATER SYSTEMS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

S.B. No. 2329:

On motion by Senator Holt, seconded by Senator Ihara and carried, S.B. No. 2329, entitled: "A BILL FOR AN ACT RELATING TO PROFESSIONAL AND

VOCATIONAL REGULATORY PROGRAMS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

S.B. No. 2459:

On motion by Senator Holt, seconded by Senator Ihara and carried, S.B. No. 2459, entitled: "A BILL FOR AN ACT RELATING TO EMERGENCY AMBULANCE SERVICE PERSONNEL," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

S.B. No. 2502, S.D. 1:

On motion by Senator Holt, seconded by Senator Ihara and carried, S.B. No. 2502, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO REAL ESTATE BROKERS AND SALESPERSONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

S.B. No. 2518, S.D. 1:

On motion by Senator Holt, seconded by Senator Ihara and carried, S.B. No. 2518, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FINANCIAL SERVICES LOAN COMPANIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

S.B. No. 2532, S.D. 1:

On motion by Senator Holt, seconded by Senator Ihara and carried, S.B. No. 2532, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NURSES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

S.B. No. 2538, S.D. 1:

On motion by Senator Holt, seconded by Senator Ihara and carried, S.B. No. 2538, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO UNFAIR AND DECEPTIVE PRACTICES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

S.B. No. 2618, S.D. 1:

On motion by Senator Holt, seconded by Senator Ihara and carried, S.B. No. 2618, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE MOTOR VEHICLE INDUSTRY LICENSING BOARD," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

S.B. No. 2637, S.D. 1:

On motion by Senator Holt, seconded by Senator Ihara and carried, S.B. No. 2637, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE

COMPANIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

S.B. No. 2725:

On motion by Senator Holt, seconded by Senator Ihara and carried, S.B. No. 2725, entitled: "A BILL FOR AN ACT RELATING TO BUSINESS DEVELOPMENT CORPORATIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

S.B. No. 2727:

On motion by Senator Holt, seconded by Senator Ihara and carried, S.B. No. 2727, entitled: "A BILL FOR AN ACT RELATING TO ESCROW DEPOSITORIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

S.B. No. 2728:

On motion by Senator Holt, seconded by Senator Ihara and carried, S.B. No. 2728, entitled: "A BILL FOR AN ACT RELATING TO ESCROW DEPOSITORIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

S.B. No. 2731, S.D. 1:

On motion by Senator Holt, seconded by Senator Ihara and carried, S.B. No. 2731, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BUSINESS REGISTRATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

S.B. No. 2732:

On motion by Senator Holt, seconded by Senator Ihara and carried, S.B. No. 2732, entitled: "A BILL FOR AN ACT RELATING TO THE INSURANCE CODE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

S.B. No. 2737:

On motion by Senator Holt, seconded by Senator Ihara and carried, S.B. No. 2737, entitled: "A BILL FOR AN ACT RELATING TO DEGREE GRANTING INSTITUTIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

S.B. No. 2741:

On motion by Senator Holt, seconded by Senator Ihara and carried, S.B. No. 2741, entitled: "A BILL FOR AN ACT RELATING TO SALES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

S.B. No. 2744:

On motion by Senator Holt, seconded by Senator Ihara and carried, S.B. No. 2744, entitled: "A BILL FOR AN ACT RELATING TO SOLICITORS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

S.B. No. 2745:

On motion by Senator Holt, seconded by Senator Ihara and carried, S.B. No. 2745, entitled: "A BILL FOR AN ACT RELATING TO INJUNCTIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

S.B. No. 2746, S.D. 1:

On motion by Senator Holt, seconded by Senator Ihara and carried, S.B. No. 2746, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE ADVERTISING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

S.B. No. 2750, S.D. 1:

On motion by Senator Holt, seconded by Senator Ihara and carried, S.B. No. 2750, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PHARMACISTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

S.B. No. 3266, S.D. 1:

On motion by Senator Holt, seconded by Senator Ihara and carried, S.B. No. 3266, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO REAL PROPERTY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2012 (S.B. No. 2340, S.D. 2):

On motion by Senator Grauly, seconded by Senator McCartney and carried, Stand. Com. Rep. No. 2012 was adopted and S.B. No. 2340, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HUNTING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

S.B. No. 2341:

On motion by Senator Ige, seconded by Senator Fernandes Salling and carried, S.B. No. 2341, entitled: "A BILL FOR AN ACT RELATING TO THE COMMUNITY COLLEGES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

S.B. No. 3068, S.D. 1:

On motion by Senator Chumbley, seconded by Senator Baker and carried, S.B. No. 3068, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TELECOMMUNICATION SERVICE OFFENSES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2018 (S.B. No. 2220, S.D. 1):

On motion by Senator Fernandes Salling, seconded by Senator Tanaka and carried, Stand. Com. Rep. No. 2018 was adopted and S.B. No. 2220, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BURIAL PLOTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

S.B. No. 2685:

On motion by Senator Fernandes Salling, seconded by Senator Tanaka and carried, S.B. No. 2685, entitled: "A BILL FOR AN ACT RELATING TO DEPOSIT OF PUBLICATIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

S.B. No. 3054:

On motion by Senator Fernandes Salling, seconded by Senator Tanaka and carried, S.B. No. 3054, entitled: "A BILL FOR AN ACT RELATING TO THE TRAFFIC CODE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

S.B. No. 2522, S.D. 1:

On motion by Senator Levin, seconded by Senator Ikeda and carried, S.B. No. 2522, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COMMUNITY HOSPITALS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

S.B. No. 2786, S.D. 1:

On motion by Senator Tam, seconded by Senator Levin and carried, S.B. No. 2786, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO OUTDATED ENVIRONMENTAL HEALTH STATUTES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

S.B. No. 2489:

On motion by Senator Fernandes Salling, seconded by Senator Tanaka and carried, S.B. No. 2489, entitled: "A BILL FOR AN ACT RELATING TO MOPEDS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

S.B. No. 3214, S.D. 1:

On motion by Senator Kanno, seconded by Senator Iwase and carried, S.B. No. 3214, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

S.B. No. 2005, S.D. 1:

On motion by Senator Grauly, seconded by Senator McCartney and carried, S.B. No. 2005, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HARASSMENT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

S.B. No. 2189, S.D. 1:

On motion by Senator Grauly, seconded by Senator McCartney and carried, S.B. No. 2189, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ARSON," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

S.B. No. 2248, S.D. 1:

On motion by Senator Grauly, seconded by Senator McCartney and carried, S.B. No. 2248, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FAMILY VIOLENCE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

S.B. No. 2249, S.D. 1:

On motion by Senator Grauly, seconded by Senator McCartney and carried, S.B. No. 2249, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DOMESTIC ABUSE PROTECTIVE ORDERS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

S.B. No. 2381, S.D. 1:

On motion by Senator Grauly, seconded by Senator McCartney and carried, S.B. No. 2381, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MISSING CHILDREN," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

S.B. No. 2471, S.D. 1:

On motion by Senator Grauly, seconded by Senator McCartney and carried, S.B. No. 2471, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TIME LIMITATIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

S.B. No. 2536, S.D. 1:

On motion by Senator Grauly, seconded by Senator McCartney and carried, S.B. No. 2536, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO CRUELTY TO ANIMALS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

S.B. No. 2655, S.D. 1:

On motion by Senator Grauly, seconded by Senator McCartney and carried, S.B. No. 2655, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ANIMALS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

S.B. No. 2124:

On motion by Senator Grauly, seconded by Senator McCartney and carried, S.B. No. 2124, entitled: "A BILL FOR AN ACT RELATING TO DISPOSITION OF DEFENDANTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

S.B. No. 2187:

On motion by Senator Grauly, seconded by Senator McCartney and carried, S.B. No. 2187, entitled: "A BILL FOR AN ACT RELATING TO SENTENCING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

S.B. No. 2250:

On motion by Senator Grauly, seconded by Senator McCartney and carried, S.B. No. 2250, entitled: "A BILL FOR AN ACT RELATING TO THE PROMOTION OF PROSTITUTION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

S.B. No. 2694:

On motion by Senator Grauly, seconded by Senator McCartney and carried, S.B. No. 2694, entitled: "A BILL FOR AN ACT RELATING TO INTERPRETATION OF STATUTES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2039 (S.B. No. 2743):

On motion by Senator Grauly, seconded by Senator McCartney and carried, Stand. Com. Rep. No. 2039 was adopted and S.B. No. 2743, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE REPAIRS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

S.B. No. 2986:

On motion by Senator Grauly, seconded by Senator McCartney and carried, S.B. No. 2986, entitled: "A BILL FOR AN ACT RELATING TO HARASSMENT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

S.B. No. 2389, S.D. 1:

On motion by Senator Grauly, seconded by Senator McCartney and carried, S.B. No. 2389, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FIREARMS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

S.B. No. 2251, S.D. 1:

On motion by Senator Grauly, seconded by Senator McCartney and carried, S.B. No. 2251, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL PROCEDURE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2044 (S.B. No. 2869, S.D. 1):

On motion by Senator Grauly, seconded by Senator McCartney and carried, Stand. Com. Rep. No. 2044 was adopted and S.B. No. 2869, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC AGENCY MEETINGS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

S.B. No. 2295, S.D. 1:

On motion by Senator Grauly, seconded by Senator McCartney and carried, S.B. No. 2295, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PENAL CODE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

S.B. No. 3170, S.D. 1:

On motion by Senator Kanno, seconded by Senator Iwase and carried, S.B. No. 3170, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO WAIMANALO," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2049 (S.B. No. 2405, S.D. 1):

On motion by Senator Chumbley, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2049 was adopted and S.B. No. 2405, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NET ENERGY METERING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

S.B. No. 3041, S.D. 1:

On motion by Senator Holt, seconded by Senator Ikeda and carried, S.B. No. 3041, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LEGAL NOTICES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

S.B. No. 2263, S.D. 1:

On motion by Senator Grauly, seconded by Senator McCartney and carried, S.B. No. 2263, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FOREIGN MONEY JUDGMENTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

S.B. No. 2479:

On motion by Senator Grauly, seconded by Senator McCartney and carried, S.B. No. 2479, entitled: "A BILL FOR AN ACT RELATING TO SEXUAL OFFENSES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2053 (S.B. No. 2548, S.D. 1):

On motion by Senator Grauly, seconded by Senator McCartney and carried, Stand. Com. Rep. No. 2053 was adopted and S.B. No. 2548, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LANDOWNERS' LIABILITY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2055 (S.B. No. 2773, S.D. 1):

On motion by Senator Grauly, seconded by Senator McCartney and carried, Stand. Com. Rep. No. 2055 was adopted and S.B. No. 2773, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DRUG PRODUCT SELECTION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

S.B. No. 2878, S.D. 1:

On motion by Senator Grauly, seconded by Senator McCartney and carried, S.B. No. 2878, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE CONSTITUTIONAL AMENDMENTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2059 (S.B. No. 2992):

On motion by Senator Grauly, seconded by Senator McCartney and carried, Stand. Com. Rep. No. 2059 was adopted and S.B. No. 2992, entitled: "A BILL FOR AN ACT RELATING TO STADIUMS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2061 (S.B. No. 3115, S.D. 1):

On motion by Senator Grauly, seconded by Senator McCartney and carried, Stand. Com. Rep. No. 2061 was adopted and S.B. No. 3115, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PERSONS QUALIFIED TO TAKE SPECIMENS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2062 (S.B. No. 3134, S.D. 1):

On motion by Senator Graulty, seconded by Senator McCartney and carried, Stand. Com. Rep. No. 2062 was adopted and S.B. No. 3134, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THEFT OF UTILITY SERVICES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

S.B. No. 2128:

On motion by Senator Holt, seconded by Senator Ihara and carried, S.B. No. 2128, entitled: "A BILL FOR AN ACT RELATING TO BUSINESS DEVELOPMENT CORPORATIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

S.B. No. 2439, S.D. 1:

On motion by Senator Holt, seconded by Senator Ihara and carried, S.B. No. 2439, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE RETURN OF MERCHANDISE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

S.B. No. 2491:

On motion by Senator Holt, seconded by Senator Ihara and carried, S.B. No. 2491, entitled: "A BILL FOR AN ACT RELATED TO INSURANCE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

S.B. No. 2503, S.D. 1:

On motion by Senator Holt, seconded by Senator Ihara and carried, S.B. No. 2503, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE RENTALS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

S.B. No. 2729, S.D. 1:

On motion by Senator Holt, seconded by Senator Ihara and carried, S.B. No. 2729, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHARITABLE SOLICITATIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

S.B. No. 2740, S.D. 1:

On motion by Senator Holt, seconded by Senator Ihara and carried, S.B. No. 2740, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONSUMER PROTECTION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

S.B. No. 3205:

On motion by Senator Holt, seconded by Senator Ihara and carried, S.B. No. 3205, entitled: "A BILL FOR AN ACT RELATING TO OFFICE MACHINE AND OIL PRODUCTS DEALERSHIPS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

S.B. No. 3259:

On motion by Senator Holt, seconded by Senator Ihara and carried, S.B. No. 3259, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

S.B. No. 2333, S.D. 1:

On motion by Senator Fernandes Salling, seconded by Senator Ikeda and carried, S.B. No. 2333, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PURCHASES OF SERVICES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2076 (S.B. No. 2490, S.D. 2):

On motion by Senator Fernandes Salling, seconded by Senator Tanaka and carried, Stand. Com. Rep. No. 2076 was adopted and S.B. No. 2490, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO FIREWORKS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

S.B. No. 2998, S.D. 1:

On motion by Senator Tam, seconded by Senator Aki and carried, S.B. No. 2998, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL PROTECTION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2078 (S.B. No. 659, S.D. 3):

On motion by Senator Graulty, seconded by Senator McCartney and carried, Stand. Com. Rep. No. 2078 was adopted and S.B. No. 659, S.D. 3, entitled: "A BILL FOR AN ACT RELATING TO THE ENVIRONMENT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2079 (S.B. No. 2007, S.D. 1):

On motion by Senator Graulty, seconded by Senator McCartney and carried, Stand. Com. Rep. No. 2079 was adopted and S.B. No. 2007, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTORSPORTS INSURANCE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

S.B. No. 2262, S.D. 1:

On motion by Senator Graftly, seconded by Senator McCartney and carried, S.B. No. 2262, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATUS OFFENDERS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2082 (S.B. No. 2470):

On motion by Senator Graftly, seconded by Senator McCartney and carried, Stand. Com. Rep. No. 2082 was adopted and S.B. No. 2470, entitled: "A BILL FOR AN ACT RELATING TO INVESTIGATION OF FIRES, IMMUNITY FOR INFORMATION RECEIVED FROM INSURERS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2083 (S.B. No. 2500):

On motion by Senator Graftly, seconded by Senator McCartney and carried, Stand. Com. Rep. No. 2083 was adopted and S.B. No. 2500, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

S.B. No. 2547, S.D. 1:

On motion by Senator Graftly, seconded by Senator McCartney and carried, S.B. No. 2547, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PENAL CODE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2085 (S.B. No. 2614):

On motion by Senator Graftly, seconded by Senator McCartney and carried, Stand. Com. Rep. No. 2085 was adopted and S.B. No. 2614, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF HAWAIIAN HOME LANDS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

S.B. No. 3131, S.D. 1:

On motion by Senator Graftly, seconded by Senator McCartney and carried, S.B. No. 3131, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO JUDGMENTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2089 (S.B. No. 3165, S.D. 2):

On motion by Senator Graftly, seconded by Senator McCartney and carried, Stand. Com. Rep. No. 2089 was adopted and S.B. No. 3165, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH CARE DATA DISCOVERY," having been read throughout, passed

Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

S.B. No. 3171:

On motion by Senator Graftly, seconded by Senator McCartney and carried, S.B. No. 3171, entitled: "A BILL FOR AN ACT RELATING TO COURT REPORTERS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

S.B. No. 3128, S.D. 1:

On motion by Senator Fernandes Salling, seconded by Senator Tanaka and carried, S.B. No. 3128, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

S.B. No. 3263, S.D. 1:

On motion by Senator Fernandes Salling, seconded by Senator Ikeda and carried, S.B. No. 3263, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

S.B. No. 2147, S.D. 1:

On motion by Senator Chumbley, seconded by Senator Graftly, and carried, S.B. No. 2147, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

S.B. No. 2328, S.D. 1:

On motion by Senator Chumbley, seconded by Senator Kawamoto and carried, S.B. No. 2328, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EDUCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

S.B. No. 3021, S.D. 1:

On motion by Senator Chumbley, seconded by Senator Ikeda and carried, S.B. No. 3021, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

S.B. No. 3267, S.D. 1:

On motion by Senator Chumbley, seconded by Senator Kawamoto and carried, S.B. No. 3267, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STUDENT ACTIVITIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

S.B. No. 2365, S.D. 1:

On motion by Senator Fernandes Salling, seconded by Senator Tanaka and carried, S.B. No. 2365, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ANTIQUE MOTOR VEHICLES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

S.B. No. 3231, S.D. 1:

On motion by Senator Fernandes Salling, seconded by Senator Ikeda and carried, S.B. No. 3231, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE TAXATION OF REAL PROPERTY BY THE COUNTIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

S.B. No. 2624, S.D. 1:

Senator Grauly moved that S.B. No. 2624, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator McCartney.

Senator Tam requested a ruling from the Chair as follows:

"Mr. President, I wish to announce that I may have a possible conflict of interest. I sell life insurance."

The Chair ruled that Senator Tam was not in conflict.

The motion was then put by the Chair and carried, S.B. No. 2624, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONTRACTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2103 (S.B. No. 2738):

On motion by Senator Grauly, seconded by Senator McCartney and carried, Stand. Com. Rep. No. 2103 was adopted and S.B. No. 2738, entitled: "A BILL FOR AN ACT RELATING TO UNFAIR AND DECEPTIVE PRACTICES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2104 (S.B. No. 2748):

On motion by Senator Grauly, seconded by Senator McCartney and carried, Stand. Com. Rep. No. 2104 was adopted and S.B. No. 2748, entitled: "A BILL FOR AN ACT RELATING TO CITATIONS FOR UNLICENSED ACTIVITY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

S.B. No. 2980:

On motion by Senator Grauly, seconded by Senator McCartney and carried, S.B. No. 2980, entitled: "A BILL FOR AN ACT RELATING TO JURORS," having been

read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2107 (S.B. No. 2872):

On motion by Senator Grauly, seconded by Senator McCartney and carried, Stand. Com. Rep. No. 2107 was adopted and S.B. No. 2872, entitled: "A BILL FOR AN ACT RELATING TO THE BOARD OF EDUCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

S.B. No. 2232, S.D. 1:

On motion by Senator Grauly, seconded by Senator Ikeda and carried, S.B. No. 2232, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO JURY TRIALS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

S.B. No. 2247:

On motion by Senator Grauly, seconded by Senator McCartney and carried, S.B. No. 2247, entitled: "A BILL FOR AN ACT RELATING TO MANSLAUGHTER," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

S.B. No. 2993, S.D. 1:

On motion by Senator Grauly, seconded by Senator McCartney and carried, S.B. No. 2993, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO UNIFORM PROBATE CODE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2112 (S.B. No. 1805, S.D. 2):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2112 was adopted and S.B. No. 1805, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2113 (S.B. No. 2059, S.D. 1):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2113 was adopted and S.B. No. 2059, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYEES' RETIREMENT SYSTEM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2114 (S.B. No. 2060, S.D. 1):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2114 was adopted and S.B. No. 2060, S.D. 1, entitled: "A BILL

FOR AN ACT RELATING TO POLICE CHAPLAINS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2115 (S.B. No. 2090, S.D. 2):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2115 was adopted and S.B. No. 2090, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PESTICIDES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2116 (S.B. No. 2152, S.D. 1):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2116 was adopted and S.B. No. 2152, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYEE BENEFIT PLANS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2117 (S.B. No. 2278, S.D. 2):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2117 was adopted and S.B. No. 2278, S.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR AGRICULTURAL RESEARCH AND DEVELOPMENT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2118 (S.B. No. 2485):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2118 was adopted and S.B. No. 2485, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2119 (S.B. No. 2486, S.D. 1):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2119 was adopted and S.B. No. 2486, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2120 (S.B. No. 2682, S.D. 1):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2120 was adopted and S.B. No. 2682, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PLANT AND NON-DOMESTIC ANIMAL QUARANTINE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2121 (S.B. No. 2683):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2121 was adopted and S.B. No. 2683, entitled: "A BILL FOR AN ACT RELATING TO HONEY BEE EXPORT SHIPMENTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2122 (S.B. No. 2800, S.D. 2):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2122 was adopted and S.B. No. 2800, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EXEMPTION FROM THE CIVIL SERVICE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2123 (S.B. No. 2811, S.D. 1):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2123 was adopted and S.B. No. 2811, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO A DEFERRED COMPENSATION RETIREMENT PLAN FOR PART-TIME, TEMPORARY, AND SEASONAL/CASUAL EMPLOYEES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2124 (S.B. No. 2836, S.D. 2):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2124 was adopted and S.B. No. 2836, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2125 (S.B. No. 2848, S.D. 2):

On motion by Senator Holt, seconded by Senator Ihara and carried, Stand. Com. Rep. No. 2125 was adopted and S.B. No. 2848, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO OCCUPATIONAL SAFETY AND HEALTH FEES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2126 (S.B. No. 2850, S.D. 1):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2126 was adopted and S.B. No. 2850, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO VOLUNTARY WITHHOLDING OF FEDERAL AND STATE INCOME TAXES FROM UNEMPLOYMENT COMPENSATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2127 (S.B. No. 2941, S.D. 2):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2127 was adopted and S.B. No. 2941, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO A COMMERCIAL FISHERIES SPECIAL FUND," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2129 (S.B. No. 3063, S.D. 1):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2129 was adopted and S.B. No. 3063, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYEES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2130 (S.B. No. 3110, S.D. 2):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2130 was adopted and S.B. No. 3110, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2131 (S.B. No. 3154, S.D. 2):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2131 was adopted and S.B. No. 3154, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE STATE POLICY CONCERNING THE UTILIZATION OF VOLUNTEER SERVICES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2132 (S.B. No. 2022, S.D. 1):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2132 was adopted and S.B. No. 2022, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE HAWAIIAN LANGUAGE IMMERSION PROGRAM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2133 (S.B. No. 2087, S.D. 1):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2133 was adopted and S.B. No. 2087, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SCHOOLS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2134 (S.B. No. 2145, S.D. 1):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2134 was adopted and S.B. No. 2145, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2137 (S.B. No. 2210, S.D. 1):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2137 was adopted and S.B. No. 2210, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII STATE PUBLIC LIBRARY SYSTEM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2138 (S.B. No. 2211, S.D. 2):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2138 was adopted and S.B. No. 2211, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SCHOOL CONSTRUCTION PROJECTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2139 (S.B. No. 2222, S.D. 2):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2139 was adopted and S.B. No. 2222, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ADULT AND COMMUNITY EDUCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2140 (S.B. No. 2543, S.D. 1):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2140 was adopted and S.B. No. 2543, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SCHOOL-TO-WORK TRANSITION PROGRAM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2141 (S.B. No. 2765, S.D. 2):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2141 was adopted and S.B. No. 2765, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2142 (S.B. No. 2770, S.D. 2):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2142 was adopted and S.B. No. 2770, S.D. 2, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR THE OPERATING EXPENSES OF THE DEPARTMENT OF EDUCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2143 (S.B. No. 3020, S.D. 2):

On motion by Senator Ikeda, seconded by Senator Baker and carried. Stand. Com. Rep. No. 2143 was adopted and S.B. No. 3020, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SCHOOL PERSONNEL," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2144 (S.B. No. 3217, S.D. 2):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2144 was adopted and S.B. No. 3217, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE STATE EDUCATIONAL FACILITIES IMPROVEMENT SPECIAL FUND," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2145 (S.B. No. 2388, S.D. 2):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2145 was adopted and S.B. No. 2388, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HUMAN SERVICES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2146 (S.B. No. 2558, S.D. 2):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2146 was adopted and S.B. No. 2558, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO DOMESTIC AND SEXUAL VIOLENCE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2147 (S.B. No. 2712, S.D. 1):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2147 was adopted and S.B. No. 2712, S.D. 1, entitled: "A BILL FOR AN ACT MAKING EMERGENCY APPROPRIATIONS FOR CHILD FOSTER CARE PAYMENTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2148 (S.B. No. 2713, S.D. 2):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2148 was adopted and S.B. No. 2713, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ASSISTANCE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2149 (S.B. No. 2717):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2149 was adopted and S.B. No. 2717, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF HUMAN

SERVICES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2150 (S.B. No. 2719, S.D. 1):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2150 was adopted and S.B. No. 2719, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY FEDERAL FUND APPROPRIATION INCREASE FOR HEALTH CARE PAYMENTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2151 (S.B. No. 2797, S.D. 2):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2151 was adopted and S.B. No. 2797, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO WOMEN, INFANT AND CHILDREN SERVICES (WIC)," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2152 (S.B. No. 2856, S.D. 1):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2152 was adopted and S.B. No. 2856, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF CHILDREN AND YOUTH," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2153 (S.B. No. 2859, S.D. 2):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2153 was adopted and S.B. No. 2859, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE EXECUTIVE OFFICE ON AGING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2154 (S.B. No. 3218, S.D. 2):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2154 was adopted and S.B. No. 3218, S.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR MATCHING FEDERAL MEDICAID FUNDS FOR THE DEVELOPMENTALLY DISABLED FOR HOME AND COMMUNITY BASED SERVICES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2155 (S.B. No. 2139, S.D. 2):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2155 was adopted and S.B. No. 2139, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2156 (S.B. No. 2215, S.D. 1):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2156 was adopted and S.B. No. 2215, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE PLANNING COUNCIL ON DEVELOPMENTAL DISABILITIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2157 (S.B. No. 2441, S.D. 1):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2157 was adopted and S.B. No. 2441, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH CARE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2158 (S.B. No. 2662, S.D. 1):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2158 was adopted and S.B. No. 2662, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEVELOPMENTALLY DISABLED," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2159 (S.B. No. 2781, S.D. 2):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2159 was adopted and S.B. No. 2781, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EMERGENCY MEDICAL SERVICES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2160 (S.B. No. 2789, S.D. 2):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2160 was adopted and S.B. No. 2789, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO OBSOLETE OR UNENFORCEABLE HEALTH STATUTES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2161 (S.B. No. 2792, S.D. 1):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2161 was adopted and S.B. No. 2792, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE REPRODUCTIVE RIGHTS PROTECTION COMMITTEE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2162 (S.B. No. 2795, S.D. 2):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2162 was adopted and S.B. No. 2795, S.D. 2, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR THE DEPARTMENT OF HEALTH, CHILD AND ADOLESCENT MENTAL HEALTH DIVISION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2163 (S.B. No. 3198, S.D. 1):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2163 was adopted and S.B. No. 3198, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HANA MEDICAL CENTER," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2164 (S.B. No. 662, S.D. 3):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2164 was adopted and S.B. No. 662, S.D. 3, entitled: "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2165 (S.B. No. 667, S.D. 2):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2165 was adopted and S.B. No. 667, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO OCEAN RESOURCES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2166 (S.B. No. 2238, S.D. 2):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2166 was adopted and S.B. No. 2238, S.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE OCEAN FLOATING ALL-NATURAL CLEAN ENERGY POWER STATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2168 (S.B. No. 2408, S.D. 1):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2168 was adopted and S.B. No. 2408, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR PACON INTERNATIONAL," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2169 (S.B. No. 2708, S.D. 1):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2169 was adopted and S.B. No. 2708, S.D. 1, entitled: "A BILL

FOR AN ACT MAKING AN APPROPRIATION FOR THE HAWAII FILM FACILITY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2170 (S.B. No. 3108, S.D. 2):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2170 was adopted and S.B. No. 3108, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE CLEAN HAWAII CENTER," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2171 (S.B. No. 3240, S.D. 2):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2171 was adopted and S.B. No. 3240, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO STATE ENTERPRISE ZONES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2172 (S.B. No. 3262, S.D. 2):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2172 was adopted and S.B. No. 3262, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CAPITAL LOAN PROGRAM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2173 (S.B. No. 2074, S.D. 2):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2173 was adopted and S.B. No. 2074, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2174 (S.B. No. 2088, S.D. 2):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2174 was adopted and S.B. No. 2088, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC MONEY AND CONTRACTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2176 (S.B. No. 2157, S.D. 1):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2176 was adopted and S.B. No. 2157, S.D. 1, entitled: "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR A NEW POLICE DEPARTMENT HEADQUARTERS/CIVIL DEFENSE EMERGENCY OPERATING CENTER FOR THE COUNTY OF KAUAI," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2177 (S.B. No. 2434):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2177 was adopted and S.B. No. 2434, entitled: "A BILL FOR AN ACT RELATING TO REGISTRATION OF NEW MOTOR VEHICLES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2178 (S.B. No. 2583, S.D. 1):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2178 was adopted and S.B. No. 2583, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO REGULATORY OVERSIGHT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2180 (S.B. No. 2894, S.D. 2):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2180 was adopted and S.B. No. 2894, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION OF HAZARDOUS MATERIALS, HAZARDOUS WASTE, INFECTIOUS SUBSTANCES, AND MEDICAL WASTE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2181 (S.B. No. 2913):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2181 was adopted and S.B. No. 2913, entitled: "A BILL FOR AN ACT RELATING TO THE TAX LIABILITY OF CONTRACTORS CONTRACTING WITH THE STATE OR COUNTIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2182 (S.B. No. 2999, S.D. 2):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2182 was adopted and S.B. No. 2999, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAYS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2184 (S.B. No. 2437, S.D. 1):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2184 was adopted and S.B. No. 2437, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2186 (S.B. No. 2723, S.D. 2):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2186 was adopted and S.B. No. 2723, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO LIMITED LIABILITY COMPANIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2187 (S.B. No. 2726, S.D. 1):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2187 was adopted and S.B. No. 2726, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FINANCIAL INSTITUTIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2188 (S.B. No. 2730, S.D. 1):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2188 was adopted and S.B. No. 2730, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BUSINESS REGISTRATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2189 (S.B. No. 2733, S.D. 1):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2189 was adopted and S.B. No. 2733, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE PREMIUM TAXES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2190 (S.B. No. 2755, S.D. 1):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2190 was adopted and S.B. No. 2755, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE WARRANTIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2191 (S.B. No. 2756, S.D. 1):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2191 was adopted and S.B. No. 2756, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LIQUIDATION OF INSURERS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2192 (S.B. No. 2758, S.D. 1):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2192 was adopted and S.B. No. 2758, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," having been

read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2193 (S.B. No. 2912):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2193 was adopted and S.B. No. 2912, entitled: "A BILL FOR AN ACT RELATING TO CONTRACTORS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2195 (S.B. No. 3052):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2195 was adopted and S.B. No. 3052, entitled: "A BILL FOR AN ACT RELATING TO THE REGULATION AND LICENSING OF PROFESSIONS AND VOCATIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2196 (S.B. No. 3158, S.D. 1):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2196 was adopted and S.B. No. 3158, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE INSURANCE CODE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2197 (S.B. No. 3188):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2197 was adopted and S.B. No. 3188, entitled: "A BILL FOR AN ACT RELATING TO TAXES ON TIME SHARE REAL PROPERTY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2198 (S.B. No. 3269, S.D. 1):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2198 was adopted and S.B. No. 3269, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HURRICANE RELIEF FUND," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2199 (S.B. No. 2083, S.D. 1):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2199 was adopted and S.B. No. 2083, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2202 (S.B. No. 2322, S.D. 2):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2202 was adopted and S.B. No. 2322, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO FIREARMS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2203 (S.B. No. 2330, S.D. 1):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2203 was adopted and S.B. No. 2330, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE AUDITOR," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2204 (S.B. No. 2331, S.D. 1):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2204 was adopted and S.B. No. 2331, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FORFEITURE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2205 (S.B. No. 2494, S.D. 2):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2205 was adopted and S.B. No. 2494, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2206 (S.B. No. 2695, S.D. 1):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2206 was adopted and S.B. No. 2695, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR MEDICAID INVESTIGATIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2207 (S.B. No. 2699, S.D. 1):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2207 was adopted and S.B. No. 2699, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ESTABLISHMENT OF PATERNITY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2208 (S.B. No. 2709, S.D. 1):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2208 was adopted and S.B. No. 2709, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DISTRICTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2209 (S.B. No. 2821, S.D. 2):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2209 was adopted and S.B. No. 2821, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM UNCLAIMED PROPERTY ACT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2210 (S.B. No. 2875, S.D. 1):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2210 was adopted and S.B. No. 2875, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ABSENTEE VOTING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2211 (S.B. No. 2881, S.D. 1):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2211 was adopted and S.B. No. 2881, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR COMPENSATION OF CRIMINAL INJURIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2212 (S.B. No. 2882, S.D. 1):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2212 was adopted and S.B. No. 2882, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL INJURIES COMPENSATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2213 (S.B. No. 2883, S.D. 1):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2213 was adopted and S.B. No. 2883, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL INJURIES COMPENSATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2214 (S.B. No. 2884, S.D. 1):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2214 was adopted and S.B. No. 2884, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2215 (S.B. No. 2886, S.D. 1):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2215 was adopted and S.B. No. 2886, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GARNISHMENT OF INMATE MONEYS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2216 (S.B. No. 2887):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2216 was adopted and S.B. No. 2887, entitled: "A BILL FOR AN ACT RELATING TO CORRECTIONAL INDUSTRIES ADVISORY COMMITTEE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2217 (S.B. No. 2891, S.D. 2):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2217 was adopted and S.B. No. 2891, S.D. 2, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR PROGRAMS TO REDUCE PRISON AND JAIL OVERCROWDING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2218 (S.B. No. 2893, S.D. 1):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2218 was adopted and S.B. No. 2893, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR PUBLIC SAFETY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2219 (S.B. No. 2925):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2219 was adopted and S.B. No. 2925, entitled: "A BILL FOR AN ACT RELATING TO OPPORTUNITIES FOR THE COLLECTION OF TAXES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2220 (S.B. No. 2979, S.D. 2):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2220 was adopted and S.B. No. 2979, S.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE IMPLEMENTATION OF THE VIDEO ARRAIGNMENT AND CONFERENCING PROJECT FOR THE DISTRICT COURTS OF THE SECOND, THIRD, AND FIFTH CIRCUITS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2221 (S.B. No. 2981, S.D. 2):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2221 was adopted and S.B. No. 2981, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY HISTORY CENTER," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2222 (S.B. No. 2987, S.D. 1):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2222 was adopted and S.B. No. 2987, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRIAL JURORS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2223 (S.B. No. 2988, S.D. 1):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2223 was adopted and S.B. No. 2988, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COLLECTION OF FINES AND COSTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2224 (S.B. No. 3035):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2224 was adopted and S.B. No. 3035, entitled: "A BILL FOR AN ACT RELATING TO THE CIVIL RIGHTS COMMISSION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2225 (S.B. No. 3042, S.D. 2):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2225 was adopted and S.B. No. 3042, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CHILD PROTECTIVE SERVICES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2226 (S.B. No. 3057, S.D. 1):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2226 was adopted and S.B. No. 3057, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE KAHOLAWE ISLAND RESERVE COMMISSION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2227 (S.B. No. 640, S.D. 2):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2227 was adopted and S.B. No. 640, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO COMMUNICATIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2228 (S.B. No. 641, S.D. 2):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2228 was adopted and S.B. No. 641, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO COMMUNICATIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2229 (S.B. No. 2401, S.D. 2):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2229 was adopted and S.B. No. 2401, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO INFORMATION TECHNOLOGY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2231 (S.B. No. 3202, S.D. 2):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2231 was adopted and S.B. No. 3202, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATIONAL TECHNOLOGY INFRASTRUCTURE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2232 (S.B. No. 3268, S.D. 2):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2232 was adopted and S.B. No. 3268, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ACCESS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2233 (S.B. No. 2056, S.D. 1):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2233 was adopted and S.B. No. 2056, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO WASTE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2234 (S.B. No. 2227, S.D. 1):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2234 was adopted and S.B. No. 2227, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AIR POLLUTION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2235 (S.B. No. 2777, S.D. 2):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2235 was adopted and S.B. No. 2777, S.D. 2, entitled: "A BILL

FOR AN ACT RELATING TO WATER POLLUTION CONTROL," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2236 (S.B. No. 3184, S.D. 2):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2236 was adopted and S.B. No. 3184, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO KAWAI NUI MARSH," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2237 (S.B. No. 3249, S.D. 2):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2237 was adopted and S.B. No. 3249, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE ENVIRONMENT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2238 (S.B. No. 2421, S.D. 1):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2238 was adopted and S.B. No. 2421, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2239 (S.B. No. 2067, S.D. 1):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2239 was adopted and S.B. No. 2067, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHER EDUCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2240 (S.B. No. 2338, S.D. 2):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2240 was adopted and S.B. No. 2338, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2241 (S.B. No. 2900, S.D. 2):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2241 was adopted and S.B. No. 2900, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2242 (S.B. No. 2902):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2242 was adopted and S.B. No. 2902, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2243 (S.B. No. 2626, S.D. 1):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2243 was adopted and S.B. No. 2626, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2244 (S.B. No. 2715, S.D. 1):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2244 was adopted and S.B. No. 2715, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE RENT SUPPLEMENTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2245 (S.B. No. 2819, S.D. 2):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2245 was adopted and S.B. No. 2819, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO STATE FINANCES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2246 (S.B. No. 2866, S.D. 2):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2246 was adopted and S.B. No. 2866, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE TRANSFER OF LAND TO THE DEPARTMENT OF HAWAIIAN HOME LANDS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2247 (S.B. No. 3011, S.D. 2):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2247 was adopted and S.B. No. 3011, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE DEVELOPMENT OF SCHOOLS IN THE VILLAGES OF KAPOLEI," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2248 (S.B. No. 2011, S.D. 1):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2248 was adopted and S.B. No. 2011, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE COMMISSION ON WATER RESOURCE MANAGEMENT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2249 (S.B. No. 2150, S.D. 2):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2249 was adopted and S.B. No. 2150, S.D. 2, entitled: "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR THE ANAHOLA WATER SYSTEM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2250 (S.B. No. 2458, S.D. 2):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2250 was adopted and S.B. No. 2458, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MARINE PATROL," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2251 (S.B. No. 2656, S.D. 2):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2251 was adopted and S.B. No. 2656, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF LAND AND NATURAL RESOURCES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2252 (S.B. No. 3066):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2252 was adopted and S.B. No. 3066, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

Stand. Com. Rep. No. 2255 (S.B. No. 3166):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2255 was adopted and S.B. No. 3166, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR SPORTS PROMOTION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

S.B. No. 2098, S.D. 1:

On motion by Senator Ikeda, seconded by Senator Baker and carried, S.B. No. 2098, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE FINANCES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

S.B. No. 2160:

On motion by Senator Ikeda, seconded by Senator Baker and carried, S.B. No. 2160, entitled: "A BILL

FOR AN ACT RELATING TO THE STATE BUDGET," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

S.B. No. 2268:

On motion by Senator Ikeda, seconded by Senator Baker and carried, S.B. No. 2268, entitled: "A BILL FOR AN ACT RELATING TO STATE BONDS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

S.B. No. 2271, S.D. 1:

On motion by Senator Ikeda, seconded by Senator Baker and carried, S.B. No. 2271, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO APPROPRIATIONS AND CONTRACTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

S.B. No. 2769, S.D. 1:

On motion by Senator Ikeda, seconded by Senator Baker and carried, S.B. No. 2769, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SUPPLEMENTARY APPROPRIATIONS FOR THE FISCAL YEAR ENDING JUNE 30, 1996," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

S.B. No. 2822:

On motion by Senator Ikeda, seconded by Senator Baker and carried, S.B. No. 2822, entitled: "A BILL FOR AN ACT RELATING TO STATE INVESTMENTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

S.B. No. 3091, S.D. 1:

On motion by Senator Ikeda, seconded by Senator Baker and carried, S.B. No. 3091, S.D. 1, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE VII, SECTION 11, OF THE CONSTITUTION OF THE STATE OF HAWAII," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

S.B. No. 2061, S.D. 1:

On motion by Senator Iwase, seconded by Senator Kanno and carried, S.B. No. 2061, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

At 9:18 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 9:21 o'clock a.m.

S.B. No. 2003, S.D. 1:

Senator Iwase moved that S.B. No. 2003, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Bunda.

Senator Liu rose to speak against the measure as follows:

"Mr. President, at the risk of eliciting response from the chairman of the esteemed key subject matter of this committee, I rise to speak in opposition to this measure.

"Mr. President, this bill comes before us with the intention of assisting and promoting family child care operations within the state. I posit to you, Mr. President, that instead, we will be further creating a climate of cynicism regarding the question of how far will government go in the area of infringing upon private property rights and privacy.

"Instead of promoting child care, I think we will be promoting, through this bill, greater confusion as to how certain forms of real estate which are owned by private property owners should be managed. Instead of promoting child care, we are going to be promoting certain kinds of discrimination with regard to how we treat similar kinds of dwelling units based on this bill. Instead of promoting child care, I believe we will only drive up the cost of housing.

"This bill goes beyond, and at the same time less than, what it has been promoted to accomplish. It has been described as a bill that will open up single-family dwellings to family child care operations. It will, but only to a degree. It will also leave out thousands, thousands of single-family dwellings which are owned as condominium property regimes.

"There is a misconception out there in the public and the media that condominium property regimes equate to buildings, high rises, or townhouse units. But that's not the case. Condominium property regime is merely a form of ownership and it can take the form of a single-family dwelling, of a shack, of a farmhouse, as well as multi-family structures, so that those thousands of single-family dwellings, which are in fact owned as condominium property regimes today in the State of Hawaii, will be exempted from this mandate. And similar types of structures which are on subdivision lots will not. There's going to be a problem of enforcement. There's going to be a concern as to what qualifies and what does not. And we're going to be back here next year trying to answer those questions, and the year after that to clarify those issues and probably the year after that.

"Furthermore, this bill makes no distinction between the requirement of the mandate encapsulated here between multi-family dwelling structures which are rentals, which are used purely as rentals, versus those which are for home purchases and owner occupants. And it makes no distinction between the ownership. That means the state, through HHA which operates and owns many multi-family structures which are used solely for rentals, will be required to allow family child care operations in their buildings regardless of what the current law or current rental agreements state. There is no exemption ... no exemption. And we have no idea of what that will do to the cost of insurance, both to individuals who might own those kinds of buildings as well as the state.

"In fact, we may be incenting current owners of multi-family structures which hold their property as rentals to convert their property to for-purchase ownership, which will only exacerbate the rental housing squeeze which still

exists in many parts of the island, and will only drive up the cost of housing, ultimately.

"The whole question of liability insurance and the cost thereof has been left open and again that will add up to the cost of housing.

"Mr. President, well-intentioned or not, this is a flawed bill and I would hope that after today it goes no further.

"Thank you, Mr. President."

The motion was then put by the Chair and carried, S.B. No. 2003, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FAMILY CHILD CARE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Liu). Excused, 1 (Fukunaga).

S.B. No. 3151, S.D. 1:

Senator Aki moved that S.B. No. 3151, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Matsunaga.

Senator Bunda rose in support of the measure and stated:

"Mr. President, I rise to speak in support of this bill.

"Mr. President, as we approach the beginning of a new millennium, this bill brings before you an historic opportunity to help create a new Hawaii; a vision of Hawaii as the Asian-Pacific offshore domicile of choice for financial services and intellectual property; taking full advantage of our strategic location at the gateway between the east and west.

"This is a new vision, a historic opportunity to create a Hawaiian Nation Trading Region, a win-win proposition for the State and the Hawaiian sovereignty movement. This opportunity would broaden Hawaii's role in the global market place, particularly the Asian-Pacific market; provide a vehicle for the Hawaiian sovereignty groups to potentially resolve their land claims; and serve as a foundation for creating an attractive economic development area to benefit the nation of Hawaii, the Hawaiian people and the State.

"Bermuda and the Cayman Islands have exploited their location between the United States and Europe. The Cayman Islands has experienced phenomenal growth due to their flexible, tax-free offshore financial services environment. There is over \$1 billion invested in Cayman-sited mutual funds.

"Similarly, in Bermuda, international business now generates more foreign exchange earnings than tourism. There are over 8,000 international companies registered in Bermuda, over 40 percent have been added within the last five years. Over 62 percent of the 3500 captive insurance companies worldwide reside in Bermuda. In terms of the insurance industry as a whole, Bermuda is now the largest reinsurance and general insurance domicile after London and New York. Bermuda is also the largest domicile in the world for mutual funds. These experiences illustrate that the opportunity for a properly structured and supported Hawaiian Nation Trading Region could be very attractive to the State of Hawaii and Hawaiian sovereignty groups.

"The Asian-Pacific market is twice the size of Europe and the United States. The economies in the region are growing at three times the pace of the rest of the world. Hawaii's strategic location at the gateway between the

east and west has long been hailed as an enormous opportunity to exploit the tremendous growth in the Asian-Pacific region. Sadly many today reflect upon this as a missed opportunity. The Hawaiian Nation Trading Region, as described in this bill, reopens this window of opportunity; presuming we will find a way to work together to take advantage of it.

"Farmers used to complain about oil in their fields; that same oil now fuels our industrial economy (that oil was a gold mine). Some in Hawaii have complained about the Hawaiian Sovereignty movement; I submit to you that we need to stop viewing this effort as a threat and instead look at it as an opportunity. I challenge our Legislature to move forward with this bill and tell our Governor that we are sitting on a gold mine and don't even recognize it.

"The time has come. The time has come to help create a new future for Hawaii. The time is right. The time is right to set aside our differences and find a way to make this vision reality. If the Berlin Wall can come down and East and West Germany can set aside their differences, then surely the State of Hawaii and the Native Hawaiian sovereignty leaders can find a way to create a new Hawaiian Nation that will help bring economic prosperity to all of Hawaii.

"This bill requests that a delegation of governmental officials meet with Hawaiian sovereignty leaders as co-equals to explore the potential a Hawaiian Nation Trading Region would offer the State of Hawaii and the native Hawaiian people. Mr. President, recently various sovereignty groups have met with me and are interested in pursuing this measure. Numerous issues must still be resolved to make this effort successful. However, fundamentally, the Hawaiian Nation Trading Region needs the freedom a new nation offers in constructing attractive business and taxation laws and the stability of the United States to be successful. If actively and cooperatively pursued, I believe this opportunity could be a win-win proposition for all parties.

"I submit to you that passing this bill will be a giant step forward in encouraging the appropriate parties to pursue this opportunity. In and of itself, the bill commits nobody to anything; however, the outcome and vision the Hawaiian Nation Trading Region offers is too good to overlook.

"We are at the dawn of a new era ... the time has come ... the time is right ... the next millennium awaits us. We can either make history or be history. Let's work to shape our own future, before someone else does it for us."

Senator Solomon rose in support of the measure as follows:

"Mr. President, I'll be supporting this bill with reservations.

"Mr. President, I want to thank my colleague for his remarks and thank him for the vision that he has for the Hawaiian Nation. I think the vision is an excellent one and I'm sure this could happen for us in the future.

"The problem, Mr. President, is that we have the present administration, the Cayetano administration, blocking the funding for the plebiscite. As you know, Mr. President, it's impossible to implement and facilitate a bill such as this if the Hawaiian people do not have an opportunity to vote and determine who these leaders would be. The problem I have, Mr. President, is that we're dealing with all of these various groups and most of their leadership is self-appointed by a membership within

their own lahui, within their own groupings. And I feel that if the Hawaiian people are to move forward, we must be able to establish some kind of democratic forum in which those that are conservative, liberal, whether left, right, or however it might be, will have an opportunity to come together and be able to decide for themselves as to what they envision the new Hawaiian Nation will be. This opportunity has been taken away by the present administration who is short-sighted in understanding what the problem is.

"Mr. President, you were here when the committee worked very, very hard, and very, very diligently, both in the House and Senate, to come up with a very reasonable package that would allow the Hawaiian people to convene, whether it be in a convention, a puwahu, a forum, or whatever they so decided on how they would like to conduct their business to provide themselves an opportunity to elect the leadership that would be able to make these decisions.

"So with that, Mr. President, I just would like to remind my colleagues that although I feel this is an excellent bill, I think it's premature. I think that it can come to fruition only after the present administration releases the funding so the Hawaiian people can carry on with their business.

"Also as a note, Mr. President, there is nothing prohibiting the Department of Hawaiian Home Lands from implementing this program if they so desire. It is in the statutes that the Federal Government has no business or no jurisdiction over the Department of Hawaiian Home Lands. Our pilikia, Mr. President, is quite simple -- we have a state administration, the Cayetano administration, whose attorney general is intervening in matters that belong to the Department of Hawaiian Home Lands. So I would suggest to the introducer of this bill, as well as to the Hawaiian Affairs Committee, that once this bill goes through the process, they should perhaps look at other alternatives. Perhaps they could look at empowering the Department of Hawaiian Home Lands to pursue this because it's an excellent economic opportunity for the Hawaiian people.

"Thank you very much."

The motion was then put by the Chair and carried, S.B. No. 3151, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO A HAWAIIAN NATION TRADING REGION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

At 9:36 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 9:38 o'clock a.m.

S.B. No. 2446, S.D. 1:

Senator Chumbley moved that S.B. No. 2446, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Kawamoto.

Senator Chumbley rose to speak in support of the measure as follows:

"Mr. President, due to the vision and hard work of my forerunners, Senators Ige and McCartney, we have a clear direction for our public education system. Nationwide, the traditional approach in education was to create policies that put a priority on maintaining the current education system. The emerging trend is to put a priority on supporting improved student learning. The support

for improved student learning, in Hawaii, has been to create a policy environment that promotes decentralized management with shared decision making at all levels. We know that 'one size' does not fit all. We know that 'sameness' is not 'fairness.' School/Community-Based Management allows for every school to custom-make their educational program to fit the unique needs of their community.

"We no longer want to regulate, dictate and direct to the schools. We want to encourage, support, and collaborate with the schools. The challenge has been that we find that what we want for the schools is different than what the Department of Education wants. We are often told by the Department of Education that their intent is for the best interest of the schools but we only need to look at the situation with the increased appropriation for repair and maintenance that is not reaching the schools. In the past, we were always blamed for not funding education but we don't deserve sole blame. It is evident that we, as legislators, need to protect the schools.

"Senate Bill 2446 furthers the direction of promoting support and local autonomy for the schools. We have taken the current policies and placed them into a state education policy framework. Specifically, this measure organizes the education statutes to group together policies affecting students, personnel, system structure, financial structure, and facilities.

"This framework creates coherence in the education code and can serve as a guide to future legislators who are responsible for developing education policy. Also by grouping the statutes within this framework, fragmentation amongst policies became evident. This is the beginning of eliminating policies that are outdated or not aligned with the direction to provide support and autonomy to the schools.

"Education governance has become a focus of many states. We are one of five states to be revamping our education code. And we are the only state to have created a framework that coherently organizes the education code and is principle-driven.

"Mr. President, I hope that I can count on you and my colleagues to support this important measure. Thank you."

The motion was then put by the Chair and carried, S.B. No. 2446, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE RECODIFICATION OF THE EDUCATION STATUTES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 3234, S.D. 1:

By unanimous consent, S.B. No. 3234, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRAFFIC VIOLATIONS," was recommitted to the Committee on Judiciary.

Stand. Com. Rep. No. 1977 (S.B. No. 2487, S.D. 1):

On motion by Senator Gaulty, seconded by Senator McCartney and carried, Stand. Com. Rep. No. 1977 was adopted and S.B. No. 2487, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE OMBUDSMAN," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2199, S.D. 1:

On motion by Senator Tam, seconded by Senator Aki and carried, S.B. No. 2199, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ENVIRONMENT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Ikeda).

S.B. No. 2456:

Senator Holt moved that S.B. No. 2456, having been read throughout, pass Third Reading, seconded by Senator Ihara.

Senator Matsuura rose in opposition to the measure and said:

"Mr. President, I rise to speak against this measure.

"One of my concerns is that this bill will now allow the advanced practice registered nurses to practice and treat mental health, alcohol patients and also those that are affected with drug abuse. My concern is that we have passed legislation to give the advanced practice registered nurses the power to prescribe drugs. My concern is that these nurses do not have the privilege of admitting patients into the hospital. Who will care for these patients when they go into the hospital.

"I think that in the present situation where the advanced practice registered nurses treat these mental health, alcohol and drug people as a team with at least one physician supervising, I think is a better procedure and I think it will contain medical costs.

"So in that respect, Mr. President, I'll be voting 'no' on this measure. Thank you."

Senator Holt responded as follows:

"Mr. President, in response to the previous speaker's remarks, the issue of the advanced practice registered nurses prescribing controlled substances, particularly methadone, has been raised by physicians. To clarify for the members here, the advanced practice registered nurse formulary adopted by the Board of Medical Examiners in September of 1995 does not include controlled substances.

"Thank you."

Senator Baker rose and stated:

"Mr. President, I have some prepared remarks in support of this measure I'd like to have inserted into the Journal."

The Chair having so ordered, Senator Baker's remarks read as follows:

"Mr. President, I rise to speak in support of S.B. 2456 relating to insurance benefits.

"The purpose of this bill is to allow insurance coverage for the treatment of alcohol and drug abuse under HRS 431M by advanced practice registered nurses in the State.

"Under current law, third party billing only covers alcohol and drug abuse services provided by licensed physicians or psychologists. However, there is a lack of qualified individuals to provide these services in many of the rural areas on the neighbor islands -- areas most in need of alcohol and drug abuse rehabilitation. The unfortunate result is that many people must delay or forego treatment simply because they cannot schedule

appointments with health care professionals covered under current insurance law.

"Through this bill, Mr. President, advanced practice registered nurse would be added to the list of qualified health care providers that can be covered under insurance benefits for alcohol and drug abuse treatment. These nurses, who meet the highest standards of medical instruction as set forth in HRS 321-193, will be able to fill the void in many rural areas throughout the State and ensure that treatment is readily available and reimbursable by their insurance carrier.

"I sincerely believe, Mr. President, that S.B. 2465 is consistent with our continued commitment to providing the citizens of our State with the best possible access to quality health care services.

"I urge all of my colleagues to vote in favor of this very important measure.

"Thank you, Mr. President."

The motion was then put by the Chair and carried, S.B. No. 2456, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE BENEFITS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Matsuura).

S.B. No. 2521, S.D. 1:

On motion by Senator Holt, seconded by Senator Ihara and carried, S.B. No. 2521, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FINANCIAL SERVICES LOAN COMPANIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2735:

On motion by Senator Holt, seconded by Senator Ihara and carried, S.B. No. 2735, entitled: "A BILL FOR AN ACT RELATING TO MEDICARE SUPPLEMENT INSURANCE POLICIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2739, S.D. 1:

Senator Holt moved that S.B. No. 2739, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Ihara.

Senator Anderson rose in support of the measure and stated:

"Mr. President, I'm going to be voting for this, but I do have some reservations.

"The gift certificates are going to be extended for two years and there are restaurants and grocery stores now that are giving out certificates and they're on more or less a price increase that is determined by the marketplace, and their cost is a lot different than a fixed cost for clothing stores, etc., so for that reason, I do have some reservations and I'll try to work on them.

"Thank you very much."

The motion was then put by the Chair and carried, S.B. No. 2739, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GIFT CERTIFICATES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2749, S.D. 1:

On motion by Senator Holt, seconded by Senator Ihara and carried, S.B. No. 2749, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INDUSTRY LICENSING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2751, S.D. 1:

On motion by Senator Holt, seconded by Senator Ihara and carried, S.B. No. 2751, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LICENSING QUALIFICATIONS TO PRACTICE MEDICINE AND SURGERY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2962, S.D. 1:

On motion by Senator Holt, seconded by Senator Ihara and carried, S.B. No. 2962, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GOVERNMENT REGULATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 3098, S.D. 1:

On motion by Senator Holt, seconded by Senator Ihara and carried, S.B. No. 3098, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO OSTEOPATHIC MEDICINE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2013 (S.B. No. 2772, S.D. 2):

On motion by Senator Gaulty, seconded by Senator McCartney and carried, Stand. Com. Rep. No. 2013 was adopted and S.B. No. 2772, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE DISTRIBUTION OF CIGARETTES IN PACKAGES CONTAINING LESS THAN TWENTY CIGARETTES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2014 (S.B. No. 2985, S.D. 2):

Senator Gaulty moved that Stand. Com. Rep. No. 2014 be adopted and S.B. No. 2985, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator McCartney.

Senator Fernandes Salling rose to inquire if the chair of the Judiciary Committee would yield to a question. The Chair posed the question and Senator Gaulty answered:

"Yes I will, Mr. President."

Senator Fernandes Salling inquired:

"I believe, Senator, this bill makes what ADLRO stated were housekeeping corrections. However, as was mentioned, TGA did delete Saturdays from the computation of time on page 3 and it reflected the intent of the committee when we originally worked on the bill. This was brought to your committee's attention and will the committee be going into conference and also looking at deleting Saturday, which as I understand it amended the bill to add back in Saturdays?"

Senator Gaulty responded:

"The response, Senator, is that we are checking on the Rules of Court to determine whether the Rules of Court is consistent throughout the Judiciary. At this point, we are not able to respond to you, but we will be taking a look at that in conference."

Senator Fernandes Salling then stated:

"I might just point out, Senator, that this is admin revocation and so as I understand it the Rules of Court should not apply in administrative matters, especially with respect to this specific piece of legislation. I can see Rules of Court applying to all other kinds of courts and systems in the Judiciary but I have a question whether or not it should apply or the committee should use it as a way to decide whether or not to add back in Saturday, which I might mention again was deleted by the original committee, TGA, when we heard the bill."

Senator Gaulty responded:

"We'll be happy to take a look at it in conference, but it's our understanding that the Administrative Revocations Office is not open on Saturdays as it is not open on Sundays and holidays. We will have to take a look at that."

Senator Fernandes Salling interjected:

"But for the computation of time, Senator, I believe that was what the committee, when we initially worked on Admin Rev, was concerned about for the computation of the time with respect to loss of license."

Senator Gaulty responded

"We'll take a look at that, Senator."

Senator Fernandes Salling then said:

"Okay, thank you."

The motion was then put by the Chair and carried, Stand. Com. Rep. No. 2014 was adopted and S.B. No. 2985, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE ADMINISTRATIVE REVOCATION OF DRIVER'S LICENSE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2015 (S.B. No. 3079, S.D. 1):

On motion by Senator Matsunaga, seconded by Senator Levin and carried, Stand. Com. Rep. No. 2015 was adopted and S.B. No. 3079, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYEE STOCK OWNERSHIP PROGRAMS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 3083, S.D. 1:

Senator Tam moved that S.B. No. 3083, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Aki.

Senator Tam rose and stated:

"Mr. President and fellow colleagues, in the committee report there is an error in the last paragraph. Instead of 500 tons it should be 100 tons. Thank you."

The motion was then put by the Chair and carried, S.B. No. 3083, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AIR POLLUTION CONTROL," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Fernandes Salling, Ige).

Stand. Com. Rep. No. 2034 (S.B. No. 3248, S.D. 2):

On motion by Senator Iwase, seconded by Senator Ige and carried, Stand. Com. Rep. No. 2034 was adopted and S.B. No. 3248, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO OCEAN RECREATION MANAGEMENT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2040 (S.B. No. 2898):

By unanimous consent, Stand. Com. Rep. No. 2040 and S.B. No. 2898, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY," were recommitted to the Committee on Judiciary.

Stand. Com. Rep. No. 2045 (S.B. No. 608, S.D. 2):

Senator Iwase moved that Stand. Com. Rep. No. 2045 be adopted and S.B. No. 608, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Ikeda.

Senator Matsuura rose in opposition to the measure and said:

"Mr. President, I will be voting 'no' on this measure.

"I don't like to send over to the House a bill that is defective. This bill appears to be a good bill. There is a land exchange between Campbell Estate land and the state. I don't know why Campbell Estate is giving in to the state because when the appraisal on their land is higher, the state doesn't have to pay Campbell Estate any money. However, if it is in the reverse, if the state land is appraised higher, Campbell Estate has to pay the state the difference.

"Now, the objection that I have is in Section 4, 'This Act shall take effect in the year 2525 and shall be repealed on June 30, 1997.' Now if there is something wrong with the bill, I want to know what it is because looking at the bill it looks like it's a good bill. Why not make it a good bill and send it over to the House instead of putting these defects which I have always objected to in my 16 years here in the Legislature. When I send a bill over, I want it to be clean and perfect, unless there is a reason for the defect.

"Unless somebody can explain to me why this defect, I will be voting 'no.' Thank you."

Senator Ikeda responded as follows:

"Mr. President, I rise to speak in favor of this bill.

"Despite what the previous speaker said, it's a well known fact that when we want bills to go directly to conference we leave things blank or we put mistakes in them to assure that they won't pass. In this instance, it may be a good bill -- we're not sure.

"This bill would provide for land exchange between the state's 183 acres and a similar number of acreage owned by Campbell Estate. On the surface it appears to be all right, but there's a lot of information and a lot of questions that couldn't be answered by the parties. That being the case, it's only prudent for us to take this action. Rather than hold the bill and stop the land exchange, we are moving it forward for further discussion, but we anticipate having answers to these questions because I don't believe, Mr. President, that any one of us wants to buy a pig in a poke.

"Thank you."

Senator Matsuura then rose to inquire if the chair of the Ways and Means Committee would yield to a question. The President posed the question, and Senator Ikeda having answered in the affirmative, Senator Matsuura inquired:

"You mentioned that there are many reasons. Can you give me just one reason? I want to vote 'aye' on this bill. Just one reason, that's all I need. I will change my vote."

Senator Ikeda responded:

"Mr. President, I'm not out to buy votes. I think people need to vote their conscience. And in this case, the Senator from the Big Island is free to do so. As far as I am concerned, one of the questions I asked at the hearing was, Has a geological study been done on the lands that we are accepting in exchange? The answer was 'no.' We have no idea what lies beneath the land. We don't know its commercial value. We don't know whether or not buildings can be put on them easily. We have no idea and I don't believe that we should accept blindly. I want answers to my questions and I think this is the only prudent way to proceed.

"Thank you."

Senator Iwase then rose and said:

"Thank you, Mr. President. Hi, Senator Matsuura, I'm here to answer your question and get your vote."

The Chair interjected:

"Senator Iwase, are you speaking in favor of the bill?"

Senator Iwase responded:

"Oh yes, very much so or else I wouldn't have risen.

"In response to your question, at the hearing there was a question raised about where exactly the land that would be exchanged to the state, or given to the state, should be. There are issues of flood control, for example. There is a tax map key that is cited in the bill. This tax map key encompasses the area that is designated to be given to the state. However, as we heard at the hearing, the possibility does exist because of the cited tax map key,

that a land could be within the tax map key that is not presently designated for the exchange, could instead be given to the state, which may give us a better configuration -- nearer to the highway, a better control over flood control projects. And I think that should be discussed further with Campbell Estate and the state administration. And that's one example that I would like to pose to the Senator from the Big Island.

"And with respect to the year 2525, that was chosen because that is a title of a song and it's a good song. Thank you."

Senator Matsuura then rose and stated:

"Mr. President, you've got my 'aye' vote on this bill. At least the Senator from Mililani gave me one good reason, because if the state doesn't know what land is being exchanged, that's a good reason. However, just one comment -- as far as I am concerned, I'd rather build the university on flat land than on top of a hill -- just ask Kamehameha High School all the problems associated with building a campus on a hill. Thank you."

The motion was then put by the Chair and carried, Stand. Com. Rep. No. 2045 was adopted and S.B. No. 608, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 3118, S.D. 1:

On motion by Senator Kanno, seconded by Senator Taniguchi and carried, S.B. No. 3118, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO APPROPRIATE BARGAINING UNITS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 5 (Fukunaga, Ige, Levin, Liu, Matsuura).

Stand. Com. Rep. No. 2054 (S.B. No. 2718):

On motion by Senator Grauly, seconded by Senator McCartney and carried, Stand. Com. Rep. No. 2054 was adopted and S.B. No. 2718, entitled: "A BILL FOR AN ACT RELATING TO FOSTER PARENTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

At 9:58 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 9:59 o'clock a.m.

S.B. No. 2871, S.D. 1:

By unanimous consent, S.B. No. 2871, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CANDIDATE NOMINATION PAPERS," was recommitted to the Committee on Judiciary.

Stand. Com. Rep. No. 2058 (S.B. No. 2897, S.D. 1):

On motion by Senator Grauly, seconded by Senator McCartney and carried, Stand. Com. Rep. No. 2058 was adopted and S.B. No. 2897, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ADJUDICATION OF VEHICULAR TRAFFIC VIOLATIONS AT PUBLIC

AIRPORTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2125, S.D. 1:

Senator Holt moved that S.B. No. 2125, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Ihara.

Senator Fernandes Salling rose and asked:

"Would the chairman of CON yield to some questions?"

The President posed the question to the chair and Senator Holt having answered in the affirmative, Senator Fernandes Salling inquired:

"Mr. Chairman, we've seen this bill before, by the way, which has usually come to TGA. Anyway, this bill has been amended to say that if you are enrolled in an approved course, approved by the DOT (and they have basically one person who approves those courses ... the DOT, State DOT), or if you are enrolled in any branch of the Armed Services of the United States, then you will be allowed, if you pass these courses after enrollment, to purchase or to obtain liability insurance. Does this mean, Mr. Chairman, that for those, and there are quite a few especially on the neighbor islands, that can't afford the fee (which runs as high as \$175 and more) for the DOT course, does this mean that these people will not be able to purchase liability insurance because they were not enrolled in that course or with the military course?"

Senator Holt answered:

"In answer to your question, DOT approves motor safety foundation accredited courses throughout the state. And all we are doing here is allowing for the military sponsored courses, which are motor safety foundation accredited as well, to be used by those motorcycle people. It does not preclude anyone from continuing to take those courses that are provided currently and approved by the DOT."

Senator Fernandes Salling continued:

"As I read it in the bill itself, if you want liability coverage for your motorcycle, besides obtaining a valid motorcycle or motor scooter license, you will have to obtain a learner's permit and be enrolled in or pass a motorcycle education course approved by the DOT which means, that one person, that MSF approved course. So as I read it, Mr. Chairman, and I want to bring this to your attention because if this is in fact what we are doing, we are very much penalizing those motorcycle owners who want to purchase insurance but now by law we are mandating that in addition to a license, they have to be enrolled in a DOT approved course and, you do add in, a course that is offered by any branch of the Armed Services of the United States. But I wonder how many of those are offered on the neighbor islands. I know we have problems offering and I am wondering and questioning how many of the DOT courses by MSF do we offer on the neighbor islands and, in addition to that, how many of the courses offered by the Armed Services do we have available?"

Senator Holt responded:

"The purpose of the bill, as we drafted it, was to broaden the opportunities for people to get insurance. And in the current law everything has to be approved by the Department of Transportation. You are correct. We are broadening the law to allow those courses that are

provided by the military in any branch of the Armed Services to meet the requirements for insurance. And those courses are relatively inexpensive and practically free in most cases. This bill was to address that problem because the DOT was running everything through the department. Now you can go out and take a course provided by any branch of the Armed Services that is certified to meet those requirements.

"Thank you."

Senator Fernandes Salling then stated:

"Thank you. Mr. President, I rise to speak against the bill. Thank you, Senator, for answering those questions.

"We've seen this bill the last two years and basically what it's doing is it will impose a hardship on those people who drive motorcycles or would like to, in that it does state in the bill itself (and it's just a one page bill for members who want to read it) that in order to obtain liability insurance coverage, they must have 'enrolled in or passed a motorcycle education course approved by the DOT. That is basically one person who runs these courses and most of them are run here in Honolulu and the frequency and the number of courses available are not all that great, and the charges are awfully high. And yes, it does try and help some people by, as the Senator said, allowing those who want insurance to take a course that's offered by the Armed Services of the United States, but again one has no idea how many of these courses are offered on all of the islands. And to mandate that they be enrolled in a course approved by the DOT, basically this one person at a certain fee (which is going to be higher) and not know how many other courses are available out there through the military and on each island, and how many courses that can accommodate the numbers of people requesting, they now have to pass these motorcycle education courses. And that's fine, but do we have enough in the military, which we are assuming will be at a lower cost, to take care of the numbers of people that want to be sure that they can obtain liability insurance?"

"This person who has been in charge of the DOT program has been in the Legislature for many years, coming back to us, wanting to see this bill passed. It was a way to increase the fees that people have to pay and by mandating that they be enrolled and that they pass, perhaps limits the number of people that are driving. And the fear that I have is that because of the cost and because we have no idea right now how many courses are available to the military, you may have people out there that are just forced, as they are with automobile insurance, to say 'I don't have the money to take the course to get enrolled and I'll have to just find a way to get liability insurance.' But now that I'm talking about it, there would be no way for them to do it unless they show proof that they took this course. Therefore, the fear is that they would be driving without insurance.

"I don't think that is the policy we want to encourage here. We already have that problem, for various reasons, with automobile insurance. We surely don't need to encourage people to drive without insurance who own motorcycles, not when we have a system that works. And now we have one person, essentially, who's coming in and saying, but if they want liability insurance, they have to take my course or maybe another course by the military and they have to pass the course.

"For those reasons, I urge my fellow Senators to please think about this and to vote 'no' on this bill. And I do know that Senator Holt will be taking it up in conference having heard our concerns. I don't think he owns a motorcycle, but I know that he is concerned about motorcyclists. Thank you."

Senator Holt then inquired:

"Mr. President, will the previous speaker yield to a question?"

The Chair posed the question and Senator Fernandes Salling answered:

"I don't drive a motorcycle, but, yes."

Senator Holt inquired:

"Is it your feeling that the one person in the Department of Transportation is the motivating force behind this amendment? Is that how I understand it?"

Senator Fernandes Salling answered:

"In the past, that is what I had seen when the bill had come before our committee because there is basically just one key person that will certify others and has been in the business for quite a long time."

Senator Holt further inquired:

"That's your concern?"

Senator Fernandes Salling responded:

"Well, it's the fact that the bill is now saying, if you want liability insurance, you've got to be enrolled in this course unless you can get one through the military. I have no idea how many are available out there to take care of their requests (the military, that is). But you have to be enrolled in this course and then the question was always there and we did (through taking testimony) get information that, yes, the fees were going to go up substantially for the DOT approved course."

Senator Holt then stated:

"This bill doesn't do anything but allow for the military approved motorcycle foundation courses to be used to qualify for insurance. And for your information, the DOT person you talk about came in and opposed this bill. Thank you."

Senator Fernandes Salling responded:

"Just a quick rebuttal, Mr. President. In the bill, as I read it, the underlined portion, I believe, is new material and the underlined portion does state ... You're correct, Senator, 'enrolled in or passed' the course ... no, no, 'enrolled in' it does state, 'enrolled in or passed a motorcycle education course approved by the department of transportation or,' and a new section underlined 'any branch of the armed services.' So it does, it does require that they be enrolled in. That's the new portion of the bill -- 'enrolled in' this motorcycle education course approved by the DOT. We're talking about one person, and I'm not sure if the person who came in and opposed it from the DOT was the DOT division, Mr. Hoffstead or Halstead, or the person that is actually offering the courses, who is not a DOT employee."

The motion was then put by the Chair and carried, S.B. No. 2125, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTORCYCLE INSURANCE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Fernandes Salling, Solomon).

Stand. Com. Rep. No. 2065 (S.B. No. 2280, S.D. 2):

On motion by Senator Holt, seconded by Senator Ihara and carried, Stand. Com. Rep. No. 2065 was adopted and S.B. No. 2280, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CIGARETTE SALES BY MOBILE FOOD VENDORS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2724, S.D. 1:

Senator Holt moved that S.B. No. 2724, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Ihara.

Senator Liu requested a ruling from the Chair as follows:

"Mr. President, I would just like to declare a potential conflict. I am employed by a bank."

The Chair ruled that Senator Liu was not in conflict.

The motion was then put by the Chair and carried, S.B. No. 2724, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE CODE OF FINANCIAL INSTITUTIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 3159, S.D. 1:

Senator Holt moved that S.B. No. 3159, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Ihara.

Senator Liu rose to request a ruling from the Chair on a possible conflict of interest and the Chair ruled that Senator Liu was not in conflict.

Senator Solomon rose in support of the measure and stated:

"Mr. President, I just want to register that I will be voting for this bill with reservations. It's no secret about all of my concerns. This bill has been around the Legislature for many years. I think that the chairman of the Committee has done an excellent job in terms of putting up the proper fire walls, etc., but I just get kanalua on allowing institutions to be able to sell insurance, especially insurance dealing with home insurance and property insurance when you have to go to those institutions for mortgages or loans.

"Thank you very much, Mr. President."

Senator Tam then requested a ruling from the Chair as follows:

"Mr. President, I would like to register a possible conflict of interest. I sell insurance."

The Chair ruled that Senator Tam was not in conflict.

The motion was then put by the Chair and carried, S.B. No. 3159, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE, ANNUITIES AND SECURITIES ACTIVITIES OF BANKS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Tam).

Stand. Com. Rep. No. 2080 (S.B. No. 2101, S.D. 2):

On motion by Senator Grauly, seconded by Senator McCartney and carried, Stand. Com. Rep. No. 2080 was adopted and S.B. No. 2101, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CHILD SUPPORT ENFORCEMENT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2086 (S.B. No. 2984):

On motion by Senator Grauly, seconded by Senator McCartney and carried, Stand. Com. Rep. No. 2086 was adopted and S.B. No. 2984, entitled: "A BILL FOR AN ACT RELATING TO THE LANDLORD-TENANT CODE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Fernandes Salling, Liu).

Stand. Com. Rep. No. 2087 (S.B. No. 3058, S.D. 2):

On motion by Senator Grauly, seconded by Senator McCartney and carried, Stand. Com. Rep. No. 2087 was adopted and S.B. No. 3058, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH CARE DECISIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Liu).

Stand. Com. Rep. No. 2091 (S.B. No. 2068, S.D. 2):

On motion by Senator Bunda, seconded by Senator Ikeda and carried, Stand. Com. Rep. No. 2091 was adopted and S.B. No. 2068, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2380, S.D. 1:

Senator Chumbley moved that S.B. No. 2380, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Grauly.

Senator Kanno rose to speak against the measure and stated:

"Mr. President, I rise to speak in opposition to this bill.

"The story has been told a number of times in the movies (Dangerous Minds, Stand and Deliver) of students who have been given up on by the system and in comes a teacher who is able to make a difference in these students' lives. My fear with this bill is that we're giving up on these students. According to this bill, with agreement from the principal, parent and student, children over the age of 16 will no longer be required to attend public schools.

"I think our schools have changed in recent years. Students learn in different ways. I think we now acknowledge that each student is unique and special, and our schools are having a hard time keeping school interesting, meeting the needs of each and every student. My dream is that one day our schools will meet the needs of each and every student; will support each and every student in helping them to reach the goals that they pursue. I think long gone is the time when a teacher gets

up in front of the classroom and teaches all students in the same way. The demands on teachers are great. Teachers no longer are just educators, rather, they have become parents, disciplinarians, social workers, nurses. They have to fill many roles and our schools are no longer the disciplined classrooms that they once were.

"Our mandatory age of 18 right now is the glue that keeps our system in place. By changing the age and lowering the age from 18 to 16 is going to throw off the balance that is currently there. My fear is that more and more students will be enticed to elect to leave school.

"When I was growing up and going through the public school system in Waipahu, my parents were always there for me supporting me -- my father an electrician, my mother a secretary. Both of them had traditional jobs and they both returned home at about five o'clock, so they were home for me every night, supporting me through school, supporting me as I grew up. And I think, as well, my teachers played a major role in my life. They were very supportive of me throughout the whole process.

"Today, parents are hardly there for our young people. And that is why we now have the A+ program. In my community of Ewa Beach many students return home and their parents are working all hours of the day and night. Many have to hold a number of part-time jobs. So many of our students don't have parents at home with them in the household supporting them.

"I think this bill may be worthy to be considered with other measures to create alternative programs. However, this bill does not include alternative programs in it. All it says is that students upon reaching the age of 16 will no longer have to attend school. I don't believe that there are jobs out in our communities for 16-year-olds to go out and get. They would be competing with the welfare recipients that we are requiring to go to work right now. Remedial programs in our community colleges are being reduced. Community colleges do not accept students who are not high school graduates, or who do not have a diploma equivalent. They do accept students on an early admit basis or basically honor students -- students who want to take calculus classes that are not available to them in their high schools.

"I think our education system was set up to provide equal opportunity for all. My fear is that we are, by this bill, saying that students who are difficult, students who are troublesome, students who are unruly, don't deserve our time and commitment any longer. As I said earlier, a change like this needs to come with other programs -- alternatives for these youths. The Department of Education has opposed this bill -- addressing the concern, saying that unsupervised children should not be released without a program of direction into the community at large. The Police Department is opposed to this bill as well.

"I urge my colleagues to vote 'no' on this measure. Thank you."

Senator Kawamoto also rose in opposition to the measure and said:

"Mr. President, I rise to correct a perception on my position on this bill. Before I do so, I'd like to thank the Judiciary chair and the Education chair for their hard effort and their major efforts on this bill.

"Mr. President, I rise to speak in opposition to S.B. No. 2380, S.D. 1.

"Mr. President, simply put, my reason for opposing S.B. No. 2380, S.D. 1, is that it does not provide for an alternative education program for the 16 year olds that we release from compulsory education.

"My opposition to the bill in turn has been construed by many, including the press, as though I outright oppose dropping the compulsory age from 18 to 16.

"Not so. As a member of the Leeward School Advisory Council for 4 to 5 years, I've urged the lowering of the school age from 18 to 16. The clear proof is S.B. No. 3073, which I introduced this year, and which provides for alternative schools or classes for the alienated or at-risk students. And, I was willing to amend said bill of mine to allow the DOE to beef up its adult education program and to utilize our DOE's existing and already functioning community schools, with this storefront program, to provide options that are both practical and meaningful for the alienated youth.

"Hopefully, my no vote today will lead to a final bill that takes care of the alienated youth in another educational environment that will be a permanent win-win situation for all instead of a band-aid approach of solving what I agree is a very serious problem. We are not a throw-away society, Mr. President. We are a society that believes in the opportunity for a second chance.

"Thank you, Mr. President."

Senator Iwase rose in support of the measure as follows:

"Mr. President, I will be voting yes on this bill with reservations.

"For a lot of the reasons discussed by the Senator from Waipahu, I do hope that as we move forward with this bill and as it is discussed throughout the remainder of this session that we look towards whatever department it might be providing alternative educational programs or alternative programs for children and students who are unable, at this time, to live in a normal educational environment. He alluded to the Store Front School -- it's a good program; I hope we have other programs like that. But these students need to be helped, so I will be voting with reservations.

"Thank you, Mr. President."

Senator Taniguchi also rose in support of the measure and stated:

"Mr. President, I too rise to speak in support of this bill with reservations.

"My dad was a counselor at Kaimuki High School for many years and we discussed this issue a number of times. I believe the issues that Senator Kanno has raised are very important, and hopefully as this bill progresses, we can address some of those issues.

"Thank you."

Senator Matsuura rose to speak in favor of the measure and said:

"Mr. President, I rise in support of this bill.

"Since I'm the oldest member of this body, I still remember during the war years, right after Pearl Harbor, we were given an option whether to go to school or pick string beans. All the boys volunteered to pick beans. We would have worked for free just to get out of class. I do not berate the importance of education. We all want the

kids to attend school. There are many programs that are geared for students that are slow learners. Like the mango, some mature early and ripen early and there are some that are late bloomers, they ripen very late. Those of you who eat mangoes know that the late mangoes are usually sweeter.

"There is hope and opportunity for students to continue their education at any time. Look at people like David Murdock, who owns Castle and Cook, and Dr. Stanford Ovshinsky. They all were 8th grade dropouts, every one of them. Now, I'm not saying that because they succeeded that we should go down to age 16. The problem the Department of Education faces, and I am speaking because I have talked to the various principals and looked at the testimony of various principals, is that there are a very small group of students who really don't want to go to school. They're coming to school and disturbing the rest of the students who really want to learn. I remember, going back to my youth, there was one boy, my classmate, who really wanted to be a fisherman and he never wanted to come to school so he always came late. He's a rich man today.

"Now, what I'm saying is that there are some students who just don't want to go to school, and the parents know it, the student knows it, the teacher knows it, the principal knows it. It is these kinds of students that this bill is addressing. There are many alternative school programs. Everybody wants to help these kids go to school. I'm one of the products. I didn't know how to read or write until the fifth grade. I didn't want to get bounced out but they were going to flunk me one grade. What I'm saying is that this bill is addressing a very small group of students, and remember that the people who are at the line -- the teachers, the principals, the parents, and the students -- all have to agree and approve the proposal. No parents are going to want their kids to come out of school unless it is best for their child. They all want them to be in school. And believe me, the Department of Education has programs to take care of these alienated kids.

"This bill is only to allow the students who really don't want to go to school and with the approval of the principal, the parent and the student, the student will be allowed to withdraw from the school. The school doors are never shut. When the time is right, they can always come back to school and get their high school diploma.

"Thank you."

Senator McCartney, rising in support of the measure, then said:

"Mr. President, I rise to speak in support of this bill.

"There have been a lot of good remarks on the floor and I think the bottom line is that everybody in the Senate cares about the children of Hawaii and that we're discussing what is the best way to educate those students and to give them the best opportunity in the future.

"I'd just like to commend the two chairs of the Judiciary and the Education Committees for hearing hours of testimony, hearing from principals and students and from the department personnel. This is not an easy decision. I think the bottom line is we can spend a lot of money and create alternative programs, but what's so important is that the student must assume responsibility to participate in order to benefit from these programs. And there are five points that I'd like to cover that came out very clearly in the hearings.

(1) It's not the DOE's responsibility only. It's the students' responsibility and the parents'

responsibility to take that personal responsibility to learn. The government and DOE can't be all things to all people.

- (2) This bill addresses just 2 percent of the students who cause disruption in the schools, who don't fit in. And it's to make sure that the learning environment for the other 98 percent is a good learning environment.
- (3) Mr. President, you can't force learning. The school must be a place where you want to be, not a place you're forced to be. This bill helps to create that and it helps to create a positive learning environment.
- (4) Mr. President, we're not giving up on those who don't fit in. However, the first step to learn must be taken by those students. They must take the first step to learn. And then we step in to help them.
- (5) Mr. President, the bill is a tool. This doesn't say a student can just go in and say 'I don't want to be in school.' It is a tool that principals and parents can use to call in the parent and to discuss with the parent the situation that is taking place. And only upon agreement by the parent and the principal will the student be allowed to leave school. And so it enforces and supports parental responsibility.

"This bill is a change from current policy where the system was responsible for everything. It shifts that to say, parents and students, you are equally responsible for the education of that child.

"Thank you."

Senator Tam also rose in support of the bill as follows:

"Mr. President, I speak in favor of the bill.

"Mr. President, my only words essentially are that this bill is a positive note in terms of a bill which allows alternative programs for 16 and above outside of the traditional schools, through other community programs.

"Let me give you a personal note from my experience. My grandfather, whom I didn't know, passed away the same year I was born in 1953, had quit school and lo and behold he became the owner of Wong's auto shop which exists today. It's going through a second generation right now. My grandfather, in fact, was sent to Boys' Home because he was a so-called bad boy. But he built an occupation whereby he was the first one within the Liliha area, Stillman Lane, to have hot water within the neighborhood.

"Thank you."

Senator Solomon rose to speak against the measure and stated:

"Mr. President, I'm speaking against this bill.

"Mr. President, again, I am appreciative of the remarks of my colleagues.

"Mr. President, I think this is a regressive piece of legislation. It's a sad state of affairs in our country when 33 states require children to attend school until the age of 16 years; eight states and the District of Columbia require children to attend school until the age of 17; and only nine states, including the State of Hawaii, require our students to attend school until the age of 18. Mr. President, if I had my way, I'd make them stay until they

are 22 or 23 so that they, in fact, can compete in a global age.

"Mr. President, I feel that this bill works against our Democratic Party principles; a party that has a proud heritage of helping and encouraging those that are economically disadvantaged; a party that has a proud heritage of helping those who cannot provide opportunity to provide those opportunities, Mr. President.

"I can speak from experience as a Hawaiian educator, that maybe most of the 2 percent of the kids who are problems, are of Hawaiian ancestry. And in most instances, many of them would do better if they were just put in a different school environment. This bill would take away that prerogative. On the Big Island we worked out a situation where sometimes kids that didn't work well at Honokaa School were transferred to Waiakea and miraculously they were able to turn themselves around because of the new environment. All of these kinds of situations, Mr. President, are real in the real world. And we, by passing a bill such as this, would be turning our backs on these kids, these young adults. I feel, Mr. President, that this is regressive legislation and I think that our state will regret it once it's passed.

"Thank you, Mr. President."

Senator Chumbley then rose in support of the measure and stated:

"Mr. President, I speak in strong support for the measure.

"Mr. President, I want to acknowledge the comments of my colleagues as eloquent and compassionate and I want them to understand that this is not creating a throw-away of our children in this state, Mr. President. In fact, there are many, many programs that are currently available for those children who do not perform in a traditional school and belong in an alternative program.

"Nationwide the average is 16-1/2 years. I think our nation is full of wisdom on this issue. This state, by going to a compulsory age of 16, is not thinking anything less of our children. How do we deal with and how do we force those individuals who are unwilling to participate in our public school system? How do we deal with the disinterested parents who cannot even compel their children to stay in school? How do we as legislators provide the programs for those children who do not function in that environment?

"Well I can assure you, and I've heard the word alternative programs come up many times today, that there are multiple programs, not only within the Department of Education, but within the Human Services, Office of Youth Services; within the Family Courts of the Judiciary; within the DOE alone, the CSAP program, the Comprehensive School Alienation Program, which includes programs like Store Front, like Olomana School; other private programs like the National Guard Youth Challenge, the Employment Training Opportunity Centers with the University of Hawaii Community College divisions, and the Adult and Community Education programs, Mr. President.

"In the 1973-75 biennium, we appropriated only \$800,000 to those programs. Last year in the biennium budget the Legislature appropriated over \$11 million for those programs. There are programs available, colleagues. Senate Bill No. 2222 also creates an opportunity for those who do not want to be involved in the traditional classroom setting to go into the adult and community education program as an alternative and

moves \$3,000 per student. So we are providing even greater resources to the alternative programs.

"The most important thing about the bill is that the students themselves cannot make that decision. A previous speaker acknowledged that it takes the principal, it takes the parent and the student to agree in writing. There's nothing which would preclude the student from coming back to our public school system after being out for a period of time and realizing what the real world is like. Further, it takes 17 months before the bill goes into effect, Mr. President. That is more than ample time for planning.

"I think my colleagues need to hear the voices of those in the field -- the teachers, the principals, those who are having problems with this area. And I'm going to end my comments with a few words from a piece of testimony that was very moving, Mr. President. This is from a principal at a high school in our public school system:

"We spend countless hours tracking students who fail to attend classes, often encountering parents who tell us that they cannot control their children's behavior. Our counselors spend great amounts of time preparing petitions for Family Courts for these students. Months later, if we succeed in obtaining a hearing, the truant student may be ordered to return to school. Often they do not have much regard for this order and we must go through the process of taking them back to the courts again and again. Each time we go to court, the counselor and sometimes additional staff members must sit in the waiting room of the Family Court for hours. There are almost no effective consequences imposed upon chronic truants or their parents. The students who are in school needing the support of their counselors suffer the greatest consequences as they are denied services while staff members are making what are often futile pursuits after students who do not want to be in school. Those of us on the front lines with troubled students and families have been greatly frustrated by the barriers of our legal system which seem to make a mockery of the existing compulsory school attendance law and effectively enable chronic truants to remain out of school."

"I urge my colleagues to support this measure. Thank you, Mr. President."

Senator Anderson also rose in support of the measure and stated:

"Mr. President, I'd like to speak in favor of the bill. I wasn't planning on standing but the Senator from Hilo did mention the Democratic Party and education.

"I went to school many years ago when it was not under the Democratic Party, but however, we did have a book rental fee and we did provide books for all students which we don't have today. We also had discipline in our classes which we don't have today. If we damaged our books, we paid for them. We don't do that today.

"The problems that we have today in school are that the children are very undisciplined; they do not attend; they disrupt; they stay on campus and make sure that others are sometimes terrorized. And I think that it's about time that we looked at the overall and gave the principals and the teachers some kind of method to get rid of those that really do not want to go to school. And this bill does not say they cannot come back. They can go back to school if they so desire.

"And believe it or not, I was not the best of students when I went to school. But when we went to school, if you were going to be disciplined, they normally did it at a

time when you were going to have a holiday, or it was going to be Christmas vacation. And that's the time when they would call your parents and say, this person happens to be disruptive; he is not doing well; and you were punished during those holidays. We don't do that today. And both of my parents worked as many of you do today. So I am for this bill and I think that the chairman has made many changes and he listened and I do appreciate it very much.

"Thank you very much, Mr. President."

Senator Fernandes Salling then rose and said:

"Mr. President, what I've been hearing today from fellow colleagues is the problem as was highlighted by the previous speaker. And I guess the answer is: All right, teachers can't handle them; why? -- I don't know. There are discipline problems -- yes. Sometimes, I've been in a school and I've seen that. I think you ...

The Chair interjected:

"Senator, are you speaking for or against this bill?"

Senator Fernandes Salling responded:

"Against the bill. (Chair: "Please proceed.") And I can say that I would have to point a finger at the teacher for not disciplining the class and the students. And is the answer to just get rid of the students because they are so disruptive? Perhaps you can do what they did to me one year when I was disruptive in high school chemistry class. They put my chair outside the door and made me sit there. That worked. I thought twice about being disruptive again. But I do have these remarks that I will proceed to state.

"Let me begin by apologizing publicly to any of my colleagues who may have felt in Majority caucus yesterday that I was trying to question anyone's commitment to public education for our young people. Far be it for me to do so. In my defense, I was shocked that this august body, with its traditions, with the kind of ground breaking actions it is ready to take in other areas, would consider sending this kind of message out to our young people who are on the borderline today. My staff got on the phone with Dr. Aizawa yesterday afternoon, and we were surprised to find that he estimates that there are no more than five or six students in each of our secondary schools around the state who would be allowed to drop out based on this new legislation. Now, I think we have to ask ourselves, why are we making such a fundamental policy change if the number of 'problem students' is so small? And are we in danger of shooting ourselves in the foot here? Won't this action be exploited by those who would love to paint all elected officials as a selfish elite who send their children to exclusive schools, and would rather pay themselves high pensions than find ways to keep our social safety net intact? Can't we come up with some new approaches for these young people for whom our society made a basic commitment very early on following Statehood? Young kids like this are calling out to us. They're saying, 'Help, I don't have parents who can give me the motivation to succeed in life.' They're crying out, 'Help, my school doesn't have programs and opportunities which are meaningful and promising to me.' They're begging, 'Please help me find direction and value in my life. Help me, I need a place to fit in this place called Hawaii. This place which you Senators call the envy of the world.'

"Finally, fellow colleagues and friends, I want to put my money where my mouth is and promise to buy for anyone who votes against this bill, a copy of Hedrick Smith's best-selling, Rethinking America. The section on

public education was very exciting to read, and I'm thankful the book was recommended to me and I found time to go through it during the interim last year. Chapter 6 is particularly exciting. What they did was to redefine the 3-R's in American high school education: (1) to rethink the basic focus of education; (2) raise the expectations for all students, even in problem areas like Harlem; (3) restructure the school in terms of size, standards and priorities. Central to this rethinking are ideas such as empowering teachers to run the school; close relationships among teachers, among students and families; and respect for the fundamental humanity and rights of students.

"I promise each of my colleagues, if you will amend this bill to set up a commission or a task force to look at the problems which brought about this bill, (and I don't minimize the problems which our public schools are facing with discipline and parental apathy) I promise I will serve on that task force and devote my time and energy to finding the kinds of answers which the schools need to help these problem students. They're crying out to us, ladies and gentlemen. I can't believe that we are so poor in resources and strength of will that it is really necessary for us to answer them in this way. Thank you."

Senator Kanno, again rising in opposition to the measure, then said:

"Mr. President, I have additional comments in opposition to the bill that I would like to speak on.

"The chair of the Education Committee said that the bill doesn't take effect for 17 months and in that period we will be working on programs. I guess my fear is that there is no money to create new programs. There is no opportunity that is going to be coming to us in the next 17 months.

"I also want to address concerns about parents' and students' responsibilities. I think from the students' point of view, yes, maybe our principal is giving up hope on us; and yes, maybe our parents are being fed up and giving up hope on the child as well; and maybe yes, the child has given up hope on him or herself. What I ask this body to do is for us to be the one last hope and not give up on the child involved.

"The Senator from Hilo mentioned that this affects a very small group and in some situations, maybe only one student in a class. And I would strongly disagree. I'm aware of one high school with a student population of 1800 students where 800 students were in trouble for truancy with at least five unexcused absences. I do part-time work with the Boys and Girls Club in Ewa Beach and participate with the Honolulu Police Department in a program that they run called Akamai, which handles teen runaways, and after a teen has returned home they are required to come with their parents to a 4-hour Saturday program. When I work with the students, the question that I pose to them to get a read on how they feel about our public school system is, What percentage of the students do you feel go to school only because they have to? And the read that we get from these students is in the range of 90 to 99 percent. And granted, this is a select group of students, but I would encourage all of the members here to pose that question to the high school students in their districts and ask those students what percentage of our high school students in the State of Hawaii are attending school only because they have to, and you'd be surprised at the kind of response that you'd get.

"Our schools are not keeping our students interested. Students are there because they are required to be there.

We are not talking about 2 percent of the students that are going to be affected by this bill. Alternative programs that are in place are not sufficient to meet the needs, and yet they are the only hope for these students that by participating in alternative programs that may involve their parents' involvement or agreement represents a ray of hope that for one student out there, they may see the light and realize the importance of a high school diploma and stick it out and figure out a way to get either a high school diploma or an equivalent.

"As I said earlier, the balance in our high schools is very delicate. By implementing a measure like this we're going to be throwing off that balance and creating an enticement for students to say, 'I don't want to be here, and all I need to do is get my principal and my parent to agree and I'm free.' And what do we have for them? This bill does not provide for additional funding. This bill does not provide for additional programs. All this bill does is set free 16 to 18 year olds out on the streets with nothing to do.

"Thank you."

Senator Matsuura rose again and said:

"Whenever my name is mentioned on the floor, you can expect a response.

"When this bill came up for hearing, it initiated a program. The principals of Farrington and Kahuku came to testify and one of the things that came out of this bill was a pilot project. I felt that the Department of Human Services was operating on its own without any coordination with the Department of Education. Many of these students that we are talking about are usually recipients of some welfare program. It's time that we find a way to at least encourage these students to do better. There might be some programs within the Human Services Department and the Department of Education that would encourage them; give them hope.

"It is true that many of these kids that are coming from welfare families have no self-image. Lot of their problems have to do with the home environment. We have now initiated a program at Farrington where a social worker from DHS, is actually going to stay at the school, work at the school and be part of the educational system. None of us, believe me, want to abandon these students. The social worker that is going to be stationed at Farrington High School is not going to punish the kids. On the contrary, we're trying to bring the parents in at the school because these kids have troubles and a lot of the problems stem from the home. So we're saying, bring the parents to the school and with the help of the teachers and the principal, find a way to reward them -- reward them for coming to school. I taught at the Community College; I had kids from Molokai and I used to tell these kids from Molokai, 'I'll give you a B, an automatic B, and you don't have to take any exam, just come and sit in my class. Just sit in my class and it's an automatic B.' Some of these kids have done very well, later in life.

"You have to find something or do something to instill inspiration and enthusiasm to learn. That's what's missing. Most of these things go back to the family. I know many of you read to your grandchildren, your young children. That's where it begins -- some positive direction at home. But for some, it's better for them to stay out of school and then they'll mature, whether they find a job pumping gas or whatever it may be. They'll eventually learn that education is the union card for job opportunity. Some of these kids, after they go into the Army or something, they will turn for the better. Look into the crowd here on the Senate floor. I know who the

bad students were, and I'm one of them. McCartney is laughing; he's another.

"Mr. President, I'm in favor of this bill. Thank you."

The motion was then put by the Chair and carried, S.B. No. 2380, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COMPULSORY SCHOOL ATTENDANCE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 5 (Fernandes Salling, Kanno, Kawamoto, Levin, Solomon).

At 10:55 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:05 o'clock a.m.

Stand. Com. Rep. No. 2101 (S.B. No. 686, S.D. 2):

Senator Grauly moved that Stand. Com. Rep. No. 2101 be adopted and S.B. No. 686, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator McCartney.

Senator Solomon rose in opposition to the measure and stated:

"Mr. President, I rise to speak against this bill.

"Mr. President, it has been proposed that the appointment of the Attorney General of Hawaii be controlled, at least in part, by the Judicial Selection Commission. I must ask whether any of those proposing this radical mission have read or considered the basic provisions of our constitution. If they did, did they care what strictures that document places on us as lawmakers? Article V has to do specifically with the executive branch and establishes that the attorney general shall be nominated by and with the advice and consent of the Senate, appointed by the governor. It does not say appointed by the governor from a list of nominees selected by the Judicial Selection Commission. In fact, as a matter of constitutional law, it could not.

"The Judicial Selection Commission is provided for not in Article V but in Article VI, having to do with the Judiciary for the express purpose of either nominating or appointing judges. It is a part of the judiciary branch. It is not a part of the executive branch. What has happened, Mr. President, to the separation of powers in Hawaii. We cannot properly have the judiciary telling the executive branch who its chief law enforcement officer is to be, that same officer who will be called upon to represent the executive in matters before the judicial branch.

"Mr. President, I know time is short and the workload is heavy during our legislative session, but surely we cannot pass this fatuous proposal. Thank you, Mr. President."

Senator Liu also rose in opposition to the measure and stated:

"Mr. President, I rise to speak against this measure.

"First, Mr. President, let me say that I agree wholeheartedly with the comments of the previous speaker. I think she is absolutely right that we do have a fundamental flaw with this bill in regard to the separation of powers and conflicts of interest.

"Furthermore, Mr. President, and I think it would be supported by the comments of the prior speaker also that the history of the Judicial Selection Commission, at least in the year and a half that I have been in the State Senate, has been less than responsive to requests by the committees of this august body for information. They have refused in the past (I can recall last year) to attend hearings of the Executive and Judicial Appointments Committee just to provide us information. For some reason, they disdained coming down here to discuss those kinds of issues, which brings me to a key point why I have real problems even if we did not have a separation of powers issue, and that is, one of accountability. Who knows who is on the Judicial Selection Commission except a few of us here and even fewer out there in the public. Are they elected? No. Are they appointed? Yes, by some interesting formula out there in some statute in the HRS. But if they make a mistake, if they submit bad names, mediocre names, etc., for the attorney general, who's going to call them on it. Are they going to be dismissed? Are they going to be accountable? I don't think so, Mr. President.

"I would be in favor of this bill even if it did provide a real choice to the voter. But I do not believe that this bill provides a real choice to the voters. It takes a system which we think needs fixing and presents the voters with, I think, a worse choice. So rather than moving in that direction, I think we should have stayed on track. And if we were going to provide a choice in the form of a proposed constitutional amendment asking the voters if they want an elected attorney general, I personally think that they would have approved. But again that would be for the forces to debate that issue within the community.

"Forty-three states do have an elected attorney general. We don't, but let the voters decide. I'm not going to say that here it necessarily would have been the best or something which would be an improvement, but that would be a clear choice.

"And because of that, Mr. President, I hope we defeat this measure rather than have another symbol, or potential symbol, of a broken promise to the voters of the state by having this before them this November.

"Thank you very much, Mr. President."

Senator Iwase, rising in opposition, then stated:

"Mr. President, I would also like to rise to speak in opposition to the bill.

"Mr. President, the present system of appointing the attorney general at least provides, as was pointed out by the Senator from the Big Island, at least some balance in the selection of the attorney general. And I believe also that the Senate is involved if there is a removal of the attorney general which will not be true under the present bill.

"If there is a need to discuss the issue of the independence of the attorney general, then the proposals that have called for or have been based on that have dealt basically with the call for an elected attorney general. This proposal provides neither for balance in the selection of the attorney general and input with the attorney general nor does it, I believe, enhance the independence of the attorney general. I'm looking at the committee report and I really see no justification or no compelling need for making this change. If we were going to make a change, I believe we should have gone forward with an elected attorney general amendment.

"Thank you."

Senator Gaulty rose in support of the measure as follows:

"Mr. President, I rise to speak in favor of this bill.

"Mr. President, your Committee on Judiciary had some interim hearings on this issue, and we did in fact start out with the proposition that an elected attorney general would serve the public interest best. However, as we heard more (we heard from previous attorney generals, Wayne Minami, Ron Amamiya, previous Attorney General Robert Marks, as well as the current attorney general), it became very clear to us that by having an elected attorney general we would raise the level of political disputatiousness in the community without the corresponding improvement in the quality and the competency of the individual who has been elected to serve. It was for this reason that the committee looked long and hard at the concept of having the Judicial Selection Commission provide a list to the governor for his selection.

"The interest that needs to be served is independent, competent attorneys and encouraging more independent, competent attorneys to volunteer for public service by putting their names in for possible selection as attorney general.

"Mr. President, at the present time the attorney general is viewed as a member of the cabinet, a member of the executive branch, and many of the Senators have felt, particularly in the recent past, that the opinions of the attorney general are slanted in a way that best serves the executive branch. And I think that this is one way, by making this particular individual much more independent of the executive branch, not making this person a member of the cabinet, that we can perhaps have more independent opinions from that particular office.

"And for these reasons, Mr. President, I urge my colleagues to vote 'aye.'"

Senator Fernandes Salling rose to inquire if the chair of the Judiciary Committee would yield to a question. The President posed the question and Senator Gaulty having answered in the affirmative, Senator Fernandes Salling inquired:

"What is the purpose and intent of the formation of the Judicial Selection Commission?"

Senator Gaulty responded:

"The Judicial Selection Commission was merely picked because they have the

Senator Fernandes Salling interjected:

"No, no, no, not under your bill, but I mean why do we have a Judicial Selection Commission?"

Senator Gaulty answered:

"The purpose of the commission is to prepare a list of nominees to the governor and to the chief justice for the selection of judges."

Senator Fernandes Salling responded: "Of judges."

Senator Gaulty responded:

"Yes. In this particular instance we are borrowing the commission for the purpose of sifting through those

Senator Fernandes Salling interjected: "Borrowing?"

Senator Gaulty answered: "Yes."

Senator Fernandes Salling continued:

"And you don't think that may violate the Constitution, with respect to the purpose for which we formed the the Judicial Selection Commission, that it be used -- borrowed, in your words -- to now select or come up with names for the selection of the attorney general?"

Senator Gaulty answered:

"No, I do not. The reason why is the suggestion itself was made by the Legislative Reference Bureau when we held the interim hearings on the issue of how we can best come up with an attorney general that is independent, as I said. And that was the suggestion that came from the Legislative Reference Bureau. As I mentioned, Senator ...

Senator Fernandes Salling interjected:

"Was there more than one suggestion from LRB of how to handle this problem?"

Senator Gaulty responded:

"This was suggested as the preferred method of selecting an attorney general if we were interested in an attorney general that was more independent."

Senator Fernandes Salling continued:

"Fine. Were there any others? Could you tell us about the other suggestions by LRB?"

Senator Gaulty answered:

"No, that was the primary suggestion by the LRB."

Senator Fernandes Salling further inquired:

"Okay, but ... will it require, then, a constitutional amendment to change the purpose for which the Judicial Selection Commission was formed?"

Senator Gaulty answered:

"The bill provides for a constitutional amendment to amend the way in which the attorney general is selected."

Senator Fernandes Salling continued:

"Short of doing that and getting involved with the Judicial Selection Commission coming up with a list, can't we maybe form another commission then, just to simply deal with names for selecting or putting before the governor, attorneys who might be qualified for AG, rather than getting into this sticky"

Senator Gaulty interjected:

"That's entirely possible, Senator. We looked at the judicial council; we looked at other commissions and we felt that the Judicial Selection Commission was perhaps the best way. But we are certainly open to other ways of selecting the attorney general other than the Judicial Selection Commission."

Senator Fernandes Salling continued:

"What I was suggesting was not one that's already existing that deals basically, essentially, primarily with judges, but organizing a new commission. The problem was trying to get names before the governor in an objective manner."

Senator Gaulty interjected:

"We can continue to work on that concept."

Senator Fernandes Salling inquired:

"Is that something that you will maybe consider, hopefully, in conference?"

Senator Gaulty answered: "Sure, yes."

The motion was then put by the Chair and carried, Stand. Com. Rep. No. 2101 was adopted and S.B. No. 686, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE ATTORNEY GENERAL," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 18. Noes, 7 (Anderson, Bunda, Fernandes Salling, Ikeda, Iwase, Liu, Solomon).

S.B. No. 2888, S.D. 1:

On motion by Senator Gaulty, seconded by Senator McCartney and carried, S.B. No. 2888, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE RELEASE OF PRETRIAL INMATES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Anderson, Liu).

Stand. Com. Rep. No. 2110 (S.B. No. 2546, S.D. 2):

Senator Gaulty moved that Stand. Com. Rep. No. 2110 be adopted and S.B. No. 2546, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator McCartney.

Senator Levin rose in support of the measure and stated:

"Mr. President, I rise to speak in favor of this bill, with reservation.

"I very strongly believe that we should be cutting back on the use of tobacco and that we should be trying our very best to get tobacco out of the hands of minors. However, I cannot support a mandatory fine of \$2,500 for a first offense. I think that is too harsh and hopefully this bill will be further amended as it works its way through the system. Thank you."

Senator Anderson also rose in favor of the measure and said:

"Mr. President, I also have reservations and for the same reasons. I think that we should stop selling cigarettes to minors, however, a \$2,500 fine ... I was also going to stand on the mobile food vendors. It's the same type of a fine, \$2,500 for a first offense and you have to be at least 18 years of age or over.

"I have raised a grandson who recently reached the age of 18 and who does not smoke, but he's been shaving since he was 16. And if you have a young person over 200 pounds, shaving, looking like they are out of high school and working, and they happen to go down to buy a pack of cigarettes and unintentionally somebody sells it to them because they do not have an ID on them, they will be fined \$2,500 for a first offense. And I believe that's pretty harsh for a first offender. So for that reason I will be voting with reservations."

The motion was then put by the Chair and carried, Stand. Com. Rep. No. 2110 was adopted and S.B. No. 2546, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CIGARETTE SALES TO MINORS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2128 (S.B. No. 3012, S.D. 2):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2128 was adopted and S.B. No. 3012, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC EMPLOYEES HEALTH FUND," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Liu).

Stand. Com. Rep. No. 2135 (S.B. No. 2208, S.D. 1):

Senator Ikeda moved that Stand. Com. Rep. No. 2135 be adopted and S.B. No. 2208, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Baker.

Senator Liu rose in opposition to the measure as follows:

"Mr. President, I will be voting against this bill not because I'm opposed to measures that attempt to make more expedient the expenditures from the special school construction fund, but because I'd like to send a strong message to both the administration and the DOE that if they want to come in advocating the creation of new positions, they should really have a very strong case before them.

"There are five new positions which came under the original bill. I think more direction and needed direction was provided by the Ways and Means chair which was a positive move. But we found, during the hearings on this bill, both entities arguing as to which should have jurisdiction over these five individuals. They both had different views as to what these project managers would do. And until we have a clear picture of these positions, those who are advocates have to be better prepared.

"Thank you, Mr. President."

The motion was then put by the Chair and carried, Stand. Com. Rep. No. 2135 was adopted and S.B. No. 2208, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SCHOOL CONSTRUCTION PROJECTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Anderson, Liu).

Stand. Com. Rep. No. 2136 (S.B. No. 2209, S.D. 2):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2136 was adopted and S.B. No. 2209, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII STATE PUBLIC LIBRARY SYSTEM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2167 (S.B. No. 2402, S.D. 1):

Senator Ikeda moved that Stand. Com. Rep. No. 2167 be adopted and S.B. No. 2402, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Baker.

Senator Matsuura rose to speak in support of the measure and said:

"Mr. President, I rise to speak in favor of this bill.

"This bill provides certain enterprises with tax exempt bonds to hospitals, power generators, etc., with this special purpose revenue bonds. This is a win-win bill. Every state has a certain quota and getting a bill like this passed helps the people who are involved in energy generation. The people who buy these bonds don't pay federal or state taxes on the interest that they earn.

"One of the reasons why I am standing is that Hawaiian Electric also had a special purpose revenue bond for them, but that bill never made it. Hawaiian Electric, as far as I can recall, has always used it. We have given this kind of special purpose revenue bonds to many companies; many of them have never used them. Hawaiian Electric is one company that I know that has always used it to benefit all of the electrical rate payers.

"People like to invest in these kinds of bonds because they don't have to pay taxes on their interest.

"The savings that Hawaiian Electric gets because of the low cost of their bonds is passed on to the ratepayers. So it is really a win-win situation. If hospitals or power generators come in for these special purpose revenue bonds, we should help them, because this is one way to help these companies to lower their cost of providing their services. I am asking for your support on this measure, but also I hope that there will be a means to help Hawaiian Electric with their special purpose revenue bonds.

"Thank you."

The motion was then put by the Chair and carried, Stand. Com. Rep. No. 2167 was adopted and S.B. No. 2402, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE AUTHORIZATION OF SPECIAL PURPOSE REVENUE BONDS FOR ENERGY DEVELOPMENT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2175 (S.B. No. 2108, S.D. 1):

Senator Ikeda moved that Stand. Com. Rep. No. 2175 be adopted and S.B. No. 2108, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Baker.

Senator Ikeda rose to speak in favor of the measure as follows:

"Mr. President, I rise to speak in favor of S.B. No. 2108, S.D. 1, Relating to Rules. This is yet one more effort to regain a degree of oversight over the executive branch. Too often we have worked hard to create laws only to have them undermined in their execution. The use of administrative rules has often twisted, and in some instances contravened, legislative intent. With this bill, a review and approval process can be implemented whereby the legislature can ensure that the laws it passes on behalf of the people are followed as intended. Thank you."

The motion was then put by the Chair and carried, Stand. Com. Rep. No. 2175 was adopted and S.B. No. 2108, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RULES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Liu).

Stand. Com. Rep. No. 2179 (S.B. No. 2824, S.D. 1):

Senator Ikeda moved that Stand. Com. Rep. No. 2179 be adopted and S.B. No. 2824, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Baker.

Senator Matsuura rose to speak against the measure as follows:

"Mr. President, I rise in opposition to this bill.

"The reason why I am going to speak against this bill is because all the other states who have adopted the model procurement code, all have not included public finance and bond underwriting, public finance and bond investment banking into the definition of professional services which exempt them from the bidding process. There are reasons behind that.

"When I was chairing the Senate Investigating Committee, we were looking into bond financing, etc., and I know why the other states who have adopted the model procurement code did not include in the definition of professional services any of these categories. I think that the procurement code would survive the test of time. However, changing the definition of professional services will create problems in the future because I have already seen the beginning of it.

"Thank you."

The motion was then put by the Chair and carried, Stand. Com. Rep. No. 2179 was adopted and S.B. No. 2824, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROCUREMENT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Matsuura).

Stand. Com. Rep. No. 2183 (S.B. No. 3232, S.D. 2):

By unanimous consent, action on Stand. Com. Rep. No. 2183 and S.B. No. 3232, S.D. 2, was deferred to the end of the calendar.

Stand. Com. Rep. No. 2185 (S.B. No. 2611):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2185 was adopted and S.B. No. 2611, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Ige, Matsuura).

Stand. Com. Rep. No. 2194 (S.B. No. 2917):

By unanimous consent, Stand. Com. Rep. No. 2194 and S.B. No. 2917, entitled: "A BILL FOR AN ACT RELATING TO TAX CREDITS TO FACILITATE REGULATORY OVERSIGHT BY THE INSURANCE COMMISSIONER," were recommitted to the Committee on Ways and Means.

Stand. Com. Rep. No. 2200 (S.B. No. 2261, S.D. 2):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2200 was adopted and S.B. No. 2261, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MINORS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Liu).

Stand. Com. Rep. No. 2201 (S.B. No. 2264, S.D. 2):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2201 was adopted and S.B. No. 2264, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SERVICES FOR THE INDIGENT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2230 (S.B. No. 3107, S.D. 2):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2230 was adopted and S.B. No. 3107, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO GOVERNMENT INFORMATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Matsunaga).

Stand. Com. Rep. No. 2253 (S.B. No. 3092, S.D. 1):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2253 was adopted and S.B. No. 3092, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE CREATION OF A COMMISSION ON HAWAII IN THE TWENTY-FIRST CENTURY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Liu).

Stand. Com. Rep. No. 2254 (S.B. No. 2384, S.D. 2):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2254 was adopted and S.B. No. 2384, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HORSE RACING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 16. Noes, 9 (Graulty, Ige, Iwase, Kanno, Levin, Liu, Matsunaga, Matsuura, McCartney).

Stand. Com. Rep. No. 2256 (S.B. No. 3194, S.D. 2):

Senator Ikeda moved that Stand. Com. Rep. No. 2256 be adopted and S.B. No. 3194, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Baker.

Senator Matsuura rose in opposition to the measure and stated:

"Mr. President, I hate to be rising and voting 'no' on a lot of these bills but there is a reason why I'm going to vote 'no' on this measure.

"The tourist industry is the engine that drives our economy at the present time. If you are in business and you are making money, you don't withhold money from your business, you put money in. And that's one of the

reasons why I'm voting 'no'. I think the tourist industry is one of the industries that needs the infusion of capital so that they can attract more tourists to Hawaii. I think that depriving the tourist industry of some of this assistance will ultimately hurt our state economy. So with that, Mr. President, I will be voting 'no' on this measure."

The motion was then put by the Chair and carried, Stand. Com. Rep. No. 2256 was adopted and S.B. No. 3194, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HAWAII VISITORS BUREAU," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Matsuura).

Stand. Com. Rep. No. 2257 (S.B. No. 3200, S.D. 2):

On motion by Senator Ikeda, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2257 was adopted and S.B. No. 3200, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII CONVENTION CENTER," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2223, S.D. 1:

On motion by Senator Ikeda, seconded by Senator Baker and carried, S.B. No. 2223, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AN EMERGENCY AND BUDGET STABILIZATION FUND," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Liu).

S.B. No. 2270, S.D. 1:

Senator Ikeda moved that S.B. No. 2270, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Baker.

Senator Ikeda rose in support of the measure and stated:

"Mr. President, I rise to speak in favor of S.B. No. 2770, S.D. 1, Relating to State Funds. The purpose of this bill is to bring back more fiscal accountability to the State by creating a mechanism by which special funds can undergo a rigorous review for appropriateness and relevance.

"Mr. President, the primary intent of the bill is not to repeal funds, but rather to scrutinize them. While the more familiar funds, such as the Education Facilities and the Stadium Funds undergo regular review as part of the budget process, the remainder of the budget is strewn with a host of smaller funds. These funds while relatively small in their individual balances, represent a substantial sum in the aggregate.

"I introduced S.B. No. 2270 so that these moneys might more effectively be monitored. First, this measure would expand the criteria by which the Legislative Auditor evaluates special funds, and require that a recommendation be submitted as to whether the fund should be repealed. This review would be required of all special funds every five years.

"Second, this measure identifies special funds to be repealed upon a predetermined time frame. For funds slated for repeal, the Auditor would be required to submit

a report to the legislature in the year of the proposed repeal. All moneys lapsed by these repeals would revert to the general fund.

"Mr. President, as special funds account for fully half of the State's operating moneys, this review is long overdue. I ask for your support and the support of my colleagues as we try to reestablish fiscal responsibility over our State's finances."

The motion was then put by the Chair and carried, S.B. No. 2270, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE FUNDS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2552, S.D. 1:

Senator Ikeda moved that S.B. No. 2552, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Baker.

Senator Matsunaga rose in opposition to the measure and stated:

"Mr. President, I rise in opposition to this bill.

"Mr. President, my remarks are specifically directed to the provisions regarding the abolishment of the Department of Business, Economic Development and Tourism. First, let me state that I commend the Ways and Means Committee for its creative and bold initiatives to attempt to craft a budget that is fiscally responsible. I do recognize that horizontal cuts in the budget eventually must give way to vertical cuts.

"Nonetheless, I must oppose this measure for three simple reasons: (1) It will hurt our economy; (2) It will not save much money; and (3) It has not received the full benefit of public scrutiny.

"This bill will hurt our economy in several ways. First, what is DBEDT's mission and what has it done? And that's a fair question. DBEDT works to support business, create jobs, and improve Hawaii's standard of living through diversifying the economy, expanding existing business, and attracting new economic activity. What has it done for Hawaii lately?

"It has attained, for Hawaii, designation as the only statewide regional center authority by the Immigration and Naturalization Service. This has already brought in approximately \$20 million of foreign investment into our state.

"It initiated and helped establish the film industry in Hawaii, a \$45 million industry. DBEDT's film office processes 700 film permits annually.

"It initiated and nurtured the aquaculture development program, which has subsequently transferred to DLNR. (Our aquaculture industry is a \$29 million industry.)

"It helped establish the Pacific Telecommunications Conference, which is headquartered in Hawaii and has contributed greatly to our rapidly growing telecommunications industry, which is a \$1 billion industry.

"It has been a leader in our renewable energy development, which is so crucial to minimizing our dependence on imported oil. In fact, DBEDT's Energy Division will save UH Hilo \$500,000 a year through its energy retrofits.

"These are just some of the industries DBEDT has helped foster. DBEDT has also helped some specific Hawaii companies. It has helped PRC Environmental Management obtain a \$10 million contract in the Philippines. It has helped 20 mostly small businesses sell \$800,000 of goods on QVC in a two-hour time period. Its loan programs have helped such diverse interests as disaster relief on the Island of Kauai, high tech venture capital firms and fishing vessels. Its Business Action Center has been a tremendous help to new and small businesses in guiding them through what many call Hawaii's bureaucratic maze. This program has serviced more than 100,000 people and businesses in the last five years.

"Certainly, I'm not asserting that DBEDT has not made mistakes. It has; but, it clearly has had many successes. To dismantle it and to scatter its factions sends the wrong message -- that economic development is not a priority. In addition, monies forthcoming from federal sources in the areas of energy conservation, recycling and market development, and technology-related research could be terminated in the approximate amount of \$10-15 million. This loss of federal funds, this negative message and this dismantling of DBEDT will certainly not restore Hawaii's economic momentum.

"Dismantling DBEDT and scattering its functions will not result in significant cost savings because most of its functions and positions would just be transferred to other agencies. And, Mr. President, to date, no such estimate of cost savings has been provided.

"Finally, this bill would have benefited greatly from the scrutiny of a public hearing in the subject matter committee. If such a hearing were held, I don't think that the mistake would have been made of moving the capital loan, state enterprise zone, community based economic development, and other programs to the Department of Commerce and Consumer Affairs. We would have heard testimony to the effect that the DCCA is a regulatory agency with little time or inclination to study, propose and implement changes to help businesses compete in the changing domestic and world economies.

"I also do not think that the mistake would have been made of moving the high technology functions to the University of Hawaii. We would have realized that UH is an educational and research institution, not primarily focused on economic development applications.

"Mr. President, I do not think that an issue so important as the abolishment of DBEDT should be undertaken without an adequate study of these issues raised. For these reasons, I ask my colleagues to vote 'no.'

"Thank you."

Senator Matsuura also rose to speak against the measure as follows:

"Mr. President, I also rise in opposition to this bill. Would you put the remarks of the previous speaker as mine also. I have a very long speech and I don't want to repeat some of the things that the previous speaker has already mentioned so I want to just put my speech into the Journal. However, there are a few points that I want to make.

"The previous speaker left out OTEC and of course, without DBEDT, OTEC would not have become a reality. If one looked into the future of the world, OTEC is going to make a major contribution in energy generation and food production. It's just ahead of its time.

"The other state agencies, unfortunately, are slanted more toward regulatory. DEBT is one department that at least has the mission of initiating economic development. I used to chair this committee and I know exactly what they have accomplished and that is all in my speech here.

"But the thing that is perhaps making me rise to oppose this bill is the way this bill came about. You cannot make such a major overhaul as eliminating an entire department (DBEDT) by passing a bill (I think it was a short form bill but I may be mistaken here) without the proper referral to the subject matter committee, and this bill mainly affects Economic Development! This bill never came to the Committee on Economic Development. Had this bill come, at least we would have had the input of a lot of people to show the pluses and the minuses. Believe me, I know the minuses, like the previous speaker mentioned. But the pluses outweigh the minuses by a long, long margin. And for that reason, Mr. President, because I don't think this bill had the proper referral to the subject matter committee, I oppose this bill, plus the other items that the previous speaker has mentioned.

"Thank you, Mr. President."

The Chair having so ordered, Senator Matsuura's insert reads as follows:

"DBEDT is primarily a central staff agency established to assist the statewide responsibilities of the Governor and the Legislature. Its tasks include periodic assessment of Hawaii's natural resources (e.g. land, ocean and climatic assets), external influences (e.g. current U.S. and Asian economic conditions and U.S. legislation and executive actions affecting the State), human resources (e.g. demography and level of competence to compete in current and foreseeable economic environment). It also includes central staff assistance in planning, development and promotion of the total resources of the State for the maximum benefit by and for its general population.

"It is important to point out that DBEDT is not engaged primarily in regulatory functions. Experience has indicated that agencies which must spend a lot of time and energy of its staff in regulating the actions of people and organizations (e.g. DLNR, DCCA and PUC) have little time or inclination to study, propose and implement changes which help position Hawaii to better compete in the changing domestic and world economies.

"It is also important to point out that DBEDT is not primarily structured to serve as an advocacy agency for certain special programs or interest groups (e.g. HHL, DLIR, DOA). Experience has indicated that such agencies have constituent pressures which tend to give less weight to undertaking things which benefit a larger community but which incur some disadvantage to the constituency.

"Over the years the DBEDT and its predecessor organization, the Department of Planning and Economic Development (DPED), have staffed the agency with people who are highly competent to serve as central staff to the Governor and the Legislature. The critical mass of people in the Department who have this degree of competence and inclination is important to offset any effort on the part of pressure groups to employ the forces of government to do their bidding.

"Some of the contributions of the DPED and DBEDT during the past two decades are as follows:

1. Initiated and helped establish the Film Industry promotion and permitting coordination program.

2. Produced a study of the Windward Oahu region with the framework of a comprehensive State plan which resulted in the preservation of the Waiohole-Waikane farm community, also alleviating a potential violent confrontation involving the use of limited resources in the region.
3. Initiated and nurtured the aquaculture development program which was subsequently transferred to DLNR.
4. Initiated and staffed the first conference of American Governors of Hawaii, Samoa, Marianas and the Trust Territories, resulting in the establishment and headquartering in Honolulu of the Pacific Islands Development Corporation (PIDC).
5. Adapted for and promoted in Hawaii the various national programs for energy assessment and conservation.
6. Assumed leadership in the State for planning, development and promotion of alternate energy programs and projects as noted below:
 - a. Established a demonstration geothermal plant in Pohoiki, Puna, Hawaii, largely with federal funds, leading to construction of a commercial geothermal plant which serves to keep funds within the State which otherwise would be used to purchase oil from out-of-state sources.
 - b. Initiated and coordinated a three-way partnership involving State, Lockheed and Dillingham Corporation for the construction and demonstration of the first successful real-world close circuit system of the Ocean Thermal Energy Conversion (OTEC).
 - c. Coordinated the establishment of the Natural Energy Laboratory of Hawaii (NELH) in Kona, Hawaii, which houses the continuing OTEC research program and various Ocean based aquacultural projects.
 - d. Explored, demonstrated and promoted various indigenous sources for energy production such as biomass, solar heaters, windmills, etc.
7. Initiated, promoted and coordinated the Aloha Tower Project as a means of securing a higher return for the valuable State property located in and near piers 8, 9 and 10.
8. Participated with private and quasi-public telecommunication interest groups and specialists in establishing the Pacific Telecommunications Conference (PTC) which is headquartered in Hawaii and has been an increasingly important contributing organization in the telecommunications industry.
9. Undertook coordination and support of the Kakaako redevelopment project (through the Hawaii Community Development Authority) which was initiated by the Legislature in line with its perception that the effort to restore the district by the City and County of Honolulu was tardy and inadequate.
10. Produced the 'High Technology Strategic Plan,' the 'Hawaii High Technology Development Plan' and initiated the State government's 'Economic Planning Information System' to assist Hawaii to enter, and benefit from being actively involved in, certain aspects of technologic based activities in the nation and the world community.
11. Championed the legislative enactment and follow-up of the comprehensive State Plan and getting the diverse interest groups and the public to discuss and agree on certain directions which the State should be heading through the process of developing functional plans on e.g. Natural Resources, Energy, Education, Tourism, Health, Welfare, Transportation, etc. The process which encourages reasoned discussion among diverse interest groups based on facts bearing on the functional areas of vital importance to the people of the State is likely to yield better long term results for the general public than emotion based demonstrations and pressures imposed on the decision makers.

"It may also be appropriate to advise that the direction and emphasis taken by the previous administration to have the DBEDT achieve short term results (for election purpose) at the expense of solid, long-term benefit to the people of Hawaii, should not be given undue weight in evaluating the efficacy of DBEDT. There are many very able and dedicated individuals in the organization who will provide innovative, well reasoned solutions to Statewide problems and concerns. They are also capable of rendering exemplary follow-up services to implement the decisions of the Legislature and the Executive."

Senator Ikeda rose in support of the measure and stated:

"Mr. President, I rise to speak in favor of Senate Bill 2552.

"We are facing a time of unprecedented fiscal austerity. While there have been times in the past where money has been 'tight,' the situation that faces us today does not represent a lull. This is something that is unfortunately reoccurring and we cannot act on the assumption that time will bring us full circle to the tremendous growth of the late 1980s. Our problems are not cyclical, but rather structural. We have to do more than adjust, we have to reconfigure.

"The simple fact is that government cannot sustain itself. Over the past 10 years, government has grown and services have piled one atop the other, and we are left with a bureaucracy that is unwieldy and often inattentive. While this growth was mostly the product of good intention, it has led to a government that is increasingly out of touch with fiscal reality. Mr. President, our wake up call is here.

"The administration has chastised our bills as ill-thought and reflexive, but I would like to take a moment to look at how our fiscal situation has been managed to date. I would counter that we have seen a government managed by crisis, where reflex has reigned.

"In addressing the shortfalls we face, the administration, despite its protestations to the contrary, has adopted a policy of percentage, across-the-board, reductions. After developing a set of rather nebulous criteria, departments have been assessed budget reduction targets to meet.

"This route is troubling for two reasons. First, the practice encourages diminishing all services evenly rather than facilitating serious prioritization. Rather than doing a few things well, we are faced with a bureaucracy that must provide a host of services on a shoestring. A more disturbing result of this policy is the delegation of budgetary authority to the departments. Departments have been handed a tremendous amount of power that should rest with the administration. What has resulted is the revealing of mini-fiefdoms where 'outsiders' such as

purchase-of-service providers have borne the brunt of the budget ax.

"What we have is a ship of state which is floundering with no clear direction and no semblance of a guide with which to right itself. Percentage reductions have belied our Democratic heritage as our safety net of services have been eroded, and all the while, the empires of the budget remain stalwart. Clearly we cannot continue this way.

"The question now becomes what are our goals. First, we must cut government vertically, making the tough choices between what we must provide and what we should provide. Second, we must let the private sector do what it does best. We must not delude ourselves into thinking that government knows what is best for business. Finally, we must retain our commitment to the society which we serve. Hawaii's long tradition of caring should not be remembered fondly, but rather enjoined and taken up proudly.

"Both Senate Bills 2552 and 3232 promote prudent and necessary reform. While DBEDT does provide a number of valuable services to business, the rationale for maintaining an entire department becomes increasingly out of synch in these times. What we have proposed is the creation of an Office of Economic Development within the Office of the Governor to oversee State efforts towards these ends and to administer our arguments with HVB. It is our hope that through such an arrangement we can respond to rather than direct the private sector.

"The Department of Human Resources is another department which even the Governor has admitted is not in line with a streamlined government. Because the bulk of its functions fall within general administration, we feel that the Department of Accounting and General Services can absorb its functions with minimal impact on the operations of government.

"Finally, both measures move, rather than eliminate, the Office of State Planning. The Governor has proposed eliminating OSP, and when you do this, the first thing to go is effective planning. Your Committee on Ways and Means knows the value of long range planning, and knows that some provision must be made to help government adapt to these rapidly changing times.

"Mr. President, these bills do the right thing at the right time. In tandem with the budget they reduce the size of government, maintain services where appropriate, and allow us to preserve services in those areas of greatest need. I urge you and all the members of the Senate to embrace this measure. During the hearing, the Governor's Administrative Assistant asked if we were ready to bite the bullet. Mr. President, the bullet is here and our teeth are clenched.

"In response to the remarks made by the previous speakers, I would like to point out that where DBEDT is concerned, a conservative estimate of savings in general fund monies would be \$4.5 million, and this is very conservative because additional savings would come after further review. These are not easy times. These are hard decisions to make and no matter where we determine that we need to abolish something or do away with something, there will always be a constituency that will come forward to say 'yes, you need to cut government, but not here because it will affect me.' We've tried to be objective in the way that we've approached this very hard and difficult task, Mr. President, and I can only say that this is a necessity, it must be done, and I ask for your support."

The motion was then put by the Chair and carried, S.B. No. 2552, S.D. 1, entitled: "A BILL FOR AN ACT

RELATING TO STATE DEPARTMENTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 3 (Ige, Matsunaga, Matsuura).

S.B. No. 3135, S.D. 1:

On motion by Senator Ikeda, seconded by Senator Baker and carried, S.B. No. 3135, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BUDGET REDUCTIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Liu).

S.B. No. 3113, S.D. 1:

Senator Gaulty moved that S.B. No. 3113, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator McCartney.

Senator Gaulty rose in support of the measure and stated:

"Mr. President, I rise to speak in support of this bill.

"Mr. President, your Committee on Judiciary heard extensive testimony on the issue of same-sex marriages. There was conflicting testimony on whether Baehr vs. Miike is a civil rights case.

"Constitutional law scholars tell us that 'civil rights' are those rights that individuals have in relationship to their government. For more than 50 years, the United States Supreme Court has recognized that marriage is a basic civil right. It said so as far back as 1942 in a case called Skinner vs. Oklahoma. It said so again 20 years ago in Zablocki vs. Redhail, a case involving a statute passed by the Wisconsin Legislature. There was no doubt in the minds of the members of the Judiciary Committee, and there should be no doubt in any Senator's mind, that the issue before us is one of civil rights.

"My fellow Senators, ours is a culturally diverse and pluralistic society. It is a society that is in fact -- the envy of the world. It is our strength -- it is who we are. Our collective experience has sensitized us to civil rights and its great importance in our lives. Despite the equal protection clause in the U.S. Constitution, some of Hawaii's citizens were unfortunately taken against their will to internment camps at the beginning of World War II, while others were displaced from their homes or discharged from military service solely on the basis of their ancestry.

"Our state has had a rich history in the field of civil rights. We were the first state in the nation to pass the equal rights amendment for women in our country. Our anti-discrimination laws are enforced by one of the most vigorous mechanisms of any state in the nation through our Civil Rights Commission. We became one of the leading states in the nation when in 1991 we passed a law prohibiting discrimination in employment on the basis of sexual orientation.

"Our rich history, our tradition for tolerance of other's rights and our collective sensitivity to civil rights has been severely challenged and tested by the Hawaii Supreme Court in Baehr vs. Miike. Perhaps if I and four other Senators were on the Supreme Court, we would have decided that case differently. But that is neither here nor there.

"What is here is that the Supreme Court as the interpreter of our State Constitution has interpreted the equal protection clause to mean that unless the State can provide a 'compelling state interest' to justify the discrimination in our laws against persons of the same gender in the trial which will begin this July, they will find in favor of the Baehr plaintiffs.

"Two constitutional law professors have told us that they can find no 'compelling state interest' and that losing the case is a virtual certainty. I am convinced that this is so.

"I believe that this bill will satisfy the equal protection clause of our Constitution and moot out Baehr vs. Miike. It is the way out of the legal minefield we now find ourselves in.

"The bill is not perfect, Mr. President. As we heard yesterday in our caucus, the amendment to Chapter 368 is susceptible to differing interpretations. But the intent is that the registered domestic partner of the parent of a child not gain any parental rights to the child except through adoption and that he or she not be entitled to the legal rights, duties and responsibilities of the natural father or mother, unless those legal rights, duties and responsibilities have been terminated by a court or surrendered by the natural father or mother.

"To quote from the findings section of the bill, Section 1:

'The legislature finds that the law on marriage is restricted to those personal relationships between couples of the opposite gender. While the legislature believes that a marriage can exist only between a man and a woman, that such a marriage is the most beneficial to the social and family structure, and that the institution of marriage is traditionally thought of as a special relationship which exists between members of the opposite gender, the legislature believes that other forms of personal relationships exist and can be recognized in a way which does not infringe on those long-standing and traditional concepts of marriage.'

"Your Judiciary Committee members have been made fully aware that many of our churches and religious groups have condemned same-gender relationships. There is specific language in the bill allowing any church or religious group not to solemnize a domestic partnership if that relationship is not recognized by its ideology or religious beliefs. Likewise, the constitutional principle of the separation of church and state prevents religious ideology and beliefs from being enforced through our state institutions, such as the Department of Health.

"Mr. President, I hope the members of the Senate will share in the Committee's view that passing this bill would be consistent with our standing as the diverse, tolerant and pluralistic society we are. I urge the members to vote 'aye.'"

Senator Matsuura rose in opposition to the measure and said:

"Mr. President, I rise in opposition to this bill.

"Before I make my statement, I am one member of the Judiciary Committee that has opposed this bill, but I have to admit that I am very, very proud to be a member of the Judiciary Committee. Any person who takes this measure when 70 percent of the people are against it must really believe in themselves and believe in what they're doing. And I'm telling you and the rest of this body and the public that I'm very proud of the chairman and all the members of this committee.

"Let me tell you a story which happened in 1953. I was going to Camp Gordon in Augusta, Georgia. This was my first time trip to the South. There was another person from Hawaii, a Hawaiian, on the train. He looked very dark. We got off the train and went to catch a taxi to the bus station. The problem that we faced was that the taxi that came had a black driver and the black driver really had a problem. I could pass as a white or colored, but my Hawaiian friend, he was really dark. The taxi driver said that if he took a white passenger, he would lose his license. The taxi driver went to get a conductor to come out to determine whether we were colored or white. When the conductor came out, he asked my friend what kind of blood he had and my friend said he had white man's blood. He was asked to explain. My friend made a comment that the conductor didn't appreciate. He said, "My ancestors ate Captain Cook." The conductor got a little upset and said that we were white so we had to wait for a taxi with a white driver. We got delayed because of that and we missed our bus connection.

"In the Greyhound bus going to camp, I naturally didn't sit way in the back where all the blacks sat, I sat nearer to the front, and of course nobody wanted to sit next to me. The only person who came to sit next to me was a big guy. He used to play tackle at some big university in the South. We became friends. As we passed the cotton fields he said, 'That's the crop that ruined the South.' He told me that the Blacks should be treated on an equal basis, etc. I asked him one simple question. He was a history teacher at a high school. I asked him, "What you just told me, do you teach it in your class?" He said, 'No way.' He said that if he taught that the Blacks were all equal, he would lose his job. I made a comment saying that I had no respect for anybody who believes what is right and doesn't teach it. He never spoke to me for the rest of the trip.

"Let me give you some background on this issue because I sat in on every hearing relating to same-sex marriage.

"This issue came up in the United States Supreme Court and the justices ruled that this was not a civil rights issue. In the State of Minnesota, 24 years ago, this challenge was also brought up -- same-sex marriage as a civil rights issue -- and the Minnesota Supreme Court denied that this was a civil rights issue. It was again brought up in the State of Washington (the State of Washington has the same kind of constitution as we do) and again the same-sex marriage as a civil right was defeated.

"They have now come to Hawaii. The State of Hawaii is the most progressive when it comes to civil rights issues. You cannot discriminate for jobs or housing, even if the person is a lesbian. That's against the law in Hawaii.

"When the State Constitution was written, it is true that this issue was brought up. At that time it was not to mean that the same sex could get married. What the previous speaker mentioned is true. The persons who really put us into a corner was some of the justices of the State Supreme Court. You can't blame them because the Judicial Selection Committee selected these people; the governor appointed them and we as a body confirmed them, and I'm one of them that voted 'aye.' Three justices made a decision that really puts us in a bind because, as the previous speaker said, if we as the Legislature don't do anything, the State is going to lose because the State must show compelling reasons why same-sex marriage should not be granted. The State's chance of winning this case is zero. Why? The lawyers

are saying because of the standard. The compelling reason is the highest standard and because of this high standard, the State doesn't stand a chance. Why didn't they put a lower standard? They're saying because it involves sex discrimination it has to be at the highest standard. If we don't do anything, same-sex marriage will be legal in Hawaii.

"One of the solutions is a constitutional amendment. The reason why I am in favor of a constitutional amendment is because we can settle this issue for the rest of the United States. Right now all the other states are passing laws not to recognize Hawaii's laws. If we had a constitutional amendment pass, theoretically the gay rights can take that issue to the United States Supreme Court on the basis that the State of Hawaii is denying or taking away their rights. They have every right to go to the United States Supreme Court to challenge our vote on the amendment. Let the Supreme Court of the United States settle this issue once and for all.

"It is true, we are in a box. We have to make a decision one way or the other. The chairman is saying that the passage of this bill will lessen the chance of their winning in the State Supreme Court. I don't agree with that. I think that whatever we do, we are going to have problems. We pass domestic partnership, we're going to have problems. The only solution, as far as I am concerned, is to settle this by letting the people speak. Let the Constitution be voted on, up or down, and if the same-sex people lose in the vote, let them appeal to the United States Supreme Court. If the State loses, then same-sex marriage will become legal in Hawaii because we cannot take our case to the United States Supreme Court. When you give rights to people, it's hard for the State to bring the case up to the United States Supreme Court.

"I oppose this bill, but believe me, I have the greatest respect for my colleagues who sit on the Judiciary Committee. This cannot be an election issue. Believe me, it takes guts, it takes courage to vote against the wishes of 73 percent of the people of Hawaii. You have my respect.

"Thank you."

Senator Anderson rose in opposition to the measure and stated:

"Mr. President, I am going to vote against this bill and I will list my reasons for doing so, but first, I would like to comment on the tenor of some of the testimony.

"As a part-Hawaiian, I have been offended by the repeated statements of proponents of this measure concerning 'traditional Hawaiian tolerance.' Mr. President, my staff did some research for me and we have a whole chapter on Hawaiian matrimony. It was done by the Kingdom of Hawaii and it was first written into law in 1840. It's a few pages and it tells you who you can marry and who you cannot marry; it is very explicit on matrimony. There was no such thing as 'Hawaiian tolerance' when it came to matrimony.

"On this particular bill, Mr. President, there are over 300 sections of the HRS that can be affected. Some may be insignificant, but many should concern us: i.e., Public Employees Health Fund, Public Employee Pension and Retirement System, Public Lands, Tax Laws, Social Services and Housing, Criminal Injuries Compensation, Veterans' Rights and Benefits, Workers' Compensation, Extended Health Insurance, Life Insurance, Uniform Probate, Rules of Evidence, Hawaiian Homes, just to mention a few. In this time of severe budgetary

restraints, I think that we should look at some of those things.

"A further concern is whether or not the State is pursuing the strongest possible case in support of our present law. Has the State considered existing case law such as the 1979 Supreme Court decision in *State vs. Rivera*, which is annotated in reference to Article I, Section 5, of the State Constitution? In that opinion the court held, 'The fundamental legal principle underlying the era ... is that the law must deal with particular attributes of individuals ... a classification based on a physical characteristic unique to one sex is not an impermissible under - or over - inclusive classification because the differentiation is based on the unique presence of a physical characteristic in one sex and not based on an averaging of a trait which exists in both sexes'

"Mr. President, has the State utilized the question of 'legislative intent'? Nothing in the proceedings of the 1978 Con-Con indicates any intention that this amendment applied to the question of marriage. To the contrary -- when the question was put to include 'sexual orientation' in the amendment, it was rejected on the basis that it would create an additional protected class.

"My final objection to this bill is based on the separation of powers and the increasing surrender of legislative power and responsibility to the judiciary and the executive on both the state and federal level.

"Let us demonstrate by defeating this bill that this is still a government for the people. Thank you very much and I hope my colleagues vote 'no.'"

Senator Iwase also rose in opposition to the measure as follows:

"Mr. President, I rise to speak in opposition to this bill.

"The question of same-sex marriage has been with us for three long years. There has been much testimony and much emotional debate and I'm sure the members of the Judiciary Committee understand that full well; they had to go through again, emotional debate.

"Let me start by reiterating what I said on the floor of the Senate in 1993 -- that this Legislature has labored to address economic discrimination against individuals because of their sexual orientation. We enacted measures prohibiting discrimination which barred homosexuals from economic benefits which they deserved. We prohibited, for example, discrimination in housing and employment.

"At no time, however, did we believe that the people of this State, speaking through their constitution, required same-sex marriage or domestic partnerships in order to address economic discrimination.

"We are here today with this bill on domestic partnerships not because the people of this State require it or desire it, but because we seek to avoid the adverse consequences of an erroneous ruling rendered by two justices of the Hawaii Supreme Court. They misread our Constitution, and with their decision, they legislated social policy in derogation of the constitutional principle of separation of powers. And in so doing, this court has set off a firestorm of controversy.

"The real constitutional question is not whether we must address economic discrimination against homosexuals, for we had already committed ourselves to doing so.

"The real and singular constitutional issue posed by Bachr vs. Miike is why the Hawaii Supreme Court trampled upon the doctrine of separation of powers. And our task, as a legislative body, is to rectify this unwarranted intrusion by the court into the legislative arena. A domestic partnership bill drafted to avoid an errant court action will not do so. A Constitutional Amendment, in effect overruling the court, will.

"While I agree that the court plays an important role in interpreting our constitution, the ultimate decision-maker is the people of this State. The constitution is, after all, the people's document. But while the average person out there may not know all of the fancy words in this document or what each article of the Constitution says, they know what their Constitution means -- and they have spoken. In one recent poll, 71 percent opposed same-sex marriage.

"Even if our Constitution allowed our Court to make policy, the Court should have the public hearing process that the Legislature must follow in deliberating on policy questions. If it did, the Court would probably have some ability to establish social policy. But the Court does not and because of that, it is unable to, and should therefore refrain from making policy. Sadly, two justices acted otherwise.

"It is unfortunate that these two justices failed to heed the caution of the great United States Supreme Court Justice Hugo Black who said:

'The responsibility of this Court...is to construe and enforce the Constitution and laws of the land as they are and not to legislate social policy on the basis of our own personal inclinations.'

"Mr. President, for 43 years, Article I, Section 5, of the Hawaii Constitution was never interpreted to require same-sex marriage because the people of this State never intended such a construction.

"Today we are faced with the Court's strained and erroneous reading of the Constitution, and we should give the people of this State, by way of a Constitutional Amendment, the opportunity and the right to reiterate to our Supreme Court what the law of the land is of the State of Hawaii -- that traditional marriage is legal.

"This bill falls far short of providing our people any opportunity to express their collective wisdom. And for that reason, Mr. President, I will be voting 'NO.'"

Senator Solomon rose in opposition to the measure and stated:

"Mr. President, I rise to speak against this bill.

"Mr. President, this bill has taken us right through the looking glass to join Alice in Wonderland as Humpty Dumpty said to Alice, 'Words mean just what I choose them to mean neither more nor less.' Mr. President, this is a bill relating to marriage no matter how they label it. In fact, the bill itself, in Section 2, states that domestic partnership is a form of marriage. This is -- dare I say it -- not only a marriage bill but a marriage bill effectively amending our marriage statute to authorize same-sex marriage in Hawaii.

"Article III, Section 14, of our State Constitution sets out that each law shall embrace but one subject which shall be expressed in its title. The subject of this bill is marriage, it is not expressed in its title and the bill is unconstitutional, therefore. The effect of this bill is to repeal the substance of Chapter 517, our marriage statute. If this bill were to be enacted, any two unrelated person

over 18 years of age, regardless of sex, may enter into a marital relationship without the burden of taking a health exam, obtaining a license or having the union solemnized. Two people -- whether male and female, male and male, female and female -- may merely sign a contract and file it with the Director of Health and voila(!) they're married. Mr. President, have we finally lost our minds? We have truly difficult issues in Hawaii which we are not addressing yet and we, through deception and sleight of hand, make this attempt to radically amend our marriage statute by trying to sneak through this mislabeled bill. What are we doing about job creation? What are we doing about the growing gap between the very rich and the very poor in our State? What are we doing to ensure corporations' responsibility to their employees, the State and its environment? -- nothing. We've spent the better part of the last three sessions wasting our time on issues that do not solve our basic problems.

"I'm personally satisfied that the Hawaii Supreme Court was wrong in holding that the denial of the issuance of a marriage license to persons of the same sex may violate the Equal Protection Clause of our State Constitution. It is clear to me that we do in fact have a 'compelling state interest' in limiting marriages in Hawaii to two persons of the opposite sex. It is important to me that marriages contracted by persons in Hawaii and performed here be fully recognized throughout the United States. A majority of the other states have indicated an intent to declare marriages entered into in Hawaii or elsewhere between persons of the same sex to be invalid within those state's borders. I am today introducing a resolution to that effect setting out that the State has a compelling state interest that marriages performed in Hawaii be recognized in all the states and that the State Supreme Court and the Attorney General be so notified by this Legislature. If our Supreme Court is befuddled, is it the problem of this Legislature? Let the U.S. Supreme Court decide whether the courts in Hawaii can amend our marriage statutes by judicial rulings. But let us get down to the business that we are here for -- let's do something to improve the economic lot of our constituents -- ease their real anxieties and get people back to work at jobs paying decent wages and let's quit trying to fool people with semantics.

"Thank you, Mr. President."

Senator Tam rose to speak in support of the measure and stated:

"Mr. President, I stand to speak in favor of S.B. No. 3113, S.D. 1.

"Mr. President, it's very clear to me and to all of us and especially to the audience that we, the Legislature and the Senate, are not in favor of same-sex marriage. Let me make this very clear to those who are here today that we are trying to find legislation so that the courts will not legalize same-sex marriage. I ask that the words of Senator Grauly be recorded as my own.

"This bill, unfortunately, has become a very emotional issue and misunderstanding. The waves must be calm to really objectively evaluate the bill. This bill is not, not a bill to make same-sex marriage legal. This is a domestic partnership bill. The requirement of a valid, a valid domestic partnership written contract is that it be and I quote from the bill: 'Neither be married nor a member of a domestic partnership.' This bill allows people to have economic and tax benefits.

"It is unfortunate that we are being held hostage by the court system. This bill may not be perfect at this time. We need to keep this bill alive so that we have more time to iron out the details.

"Thank you. By the way, we have until the end of April, so please keep that in mind. Thank you."

Senator Levin also rose to support the measure as follows:

"Mr. President, I rise to speak in favor of the bill.

"I share some of the concerns raised by my colleagues, especially with respect to the legal reasoning in the case of Baehr vs Lewin. But to say that the Supreme Court trampled on the separation of powers, I don't think is correct. It would be the same as saying that the U.S. Supreme Court trampled on the separation of powers when it said in Brown vs. Board of Education that segregated schools were unconstitutional. Or, when that same court said it was unconstitutional to prohibit marriages between two people of different races. Those cases are not ancient history. One or both of them occurred during the lifetime of most of us.

"But at any rate, as the Judiciary chair has said, and I think his statement was an excellent one, it is a moot point. We have the opinion. We either deal with it or we bury our heads in the sand. This bill is not a matrimony bill. In fact, it may head off what most people fear, which is same-sex marriages.

"Although it should not be relevant, polls were mentioned, so let me comment on them. The polls indicate that the public opposes same-sex marriage. The public does not oppose giving rights to people who are homosexual. And that is what this bill does.

"I would suggest again, if you oppose same-sex marriage, as I believe the Judiciary chair does, I would suggest that we follow the course that he has laid out and support this bill. Thank you."

Senator Anderson then stated:

"Mr. President, may I request a Roll Call vote?"

At 12:24 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:25 o'clock p.m.

Senator Holt, rising to speak against the measure, then stated:

"Mr. President, I rise to speak in opposition to this bill.

"Mr. President, every member of this body knows why this bill is before us today and I would like to have the articulate remarks of the good Senator from Mililani, relating to the Hawaii Supreme Court's position on gay and lesbian marriages, inserted into the Journal as my own.

"Mr. President, with all due respect to the chair and members of the Judiciary Committee for their work on this bill, I cannot agree with certain provisions of this bill which will, if passed, provide the Supreme Court with no choice but to force the State of Hawaii and all of its residents to honor gay and lesbian marriages.

"Mr. President, this is a bad bill. Instead of passing legislation that will prevent the courts from forcing Hawaii to honor gay and lesbian marriages, we are passing legislation that will make it absolutely certain the State will fail in its attempt to stop the court from ruling this summer that Hawaii has no compelling interest to deny gay and lesbian couples a marriage license.

"Mr. President, this bill will not make the lawsuits 'moot' as the so-called experts have testified. Remember, that burden of proof falls to the State in August when it argues in Circuit Court why it shouldn't allow homosexual marriages. This bill makes two major changes to existing law that will increase that burden.

"On page 12, line 19, Section 368-1, relating to the Civil Rights Commission, is amended so that domestic partnerships (which is defined in the bill as the relationship that persons of the same gender may have with one another, like gays or lesbians) are now included in the definition of marital status. As such, domestic partnerships are of or pertaining to marriage. Mr. President, by providing marital status to domestic partnerships, this body is providing the court with all the ammunition it needs to permit gay and lesbian marriages.

"Secondly, on page 13, Section 5, existing law is amended to provide marital status to domestic partnerships in the area of divorce. Not only do we include domestic partnerships in Title 31, 'Family,' and in Chapter 580, relating to annulment, divorce, and separation, this bill puts domestic partnerships on equal footing with marriage as it relates to Family Court jurisdiction in matters of divorce.

"Mr. President, this is not just a bill establishing a domestic partnership law. This bill amends existing law in significant fashion. If passed, we are providing the courts with a compelling interest to sanction gay and lesbian marriages.

"I urge all my colleagues to read the bill before you, in particular the amendments on pages 12 and 13, and ask yourself why we need to amend the definition of marital status or the provisions relating to divorce. These provisions are not subject to interpretation. Rather, these provisions send a clear message to the courts that the Legislature intends to give domestic partnerships marital status, or in other words, the Legislature intends to honor gay and lesbian marriages.

"I urge all my colleagues to vote in opposition to this bill. Thank you."

Senator Ikeda rose to speak against the bill and said:

"Mr. President, I rise to speak in opposition to S.B. No. 3113, S.D. 1, Relating to Domestic Partnerships, and I do so with all due respect to the chair and members of the Judiciary Committee.

"What this bill does is far from what we had envisioned when the concept was first put forward. It was my understanding, at least, that the concept of domestic partnership would be more concerned with the rights of property rather than of marriage. It was my hope that we could create a mechanism where individuals could arrange to share their duly earned benefits with the designee of their choice. While this arrangement could apply to same-sex relationships, the intent was inclusive of family members and other non-traditional family arrangements such as the Ha'nai family. The emphasis was to be more contractual than emotional.

"What we have before us, however, is marriage with another name. This is not contractual, but rather sanctioning, and rather than prevent same-sex marriages, will make them possible. Therefore Mr. President, I will vote against this bill, and in doing so, may I also request that the remarks of my colleagues from Mililani, West Hawaii, and Kalihi be incorporated into the Journal as my own. Thank you."

The Chair so ordered.

The motion was then put by the Chair and carried, S.B. No. 3113, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DOMESTIC PARTNERSHIPS," having been read throughout, and Roll Call vote having been requested, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 14. Noes, 11 (Aki, Anderson, Bunda, Holt, Ikeda, Iwase, Kawamoto, Liu, Matsuura, Solomon, Tanaka).

MATTER DEFERRED FROM EARLIER ON THE CALENDAR

Stand. Com. Rep. No. 2183 (S.B. No. 3232, S.D. 2):

Senator Ikeda moved that Stand. Com. Rep. No. 2183 be adopted and S.B. No. 3232, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Baker.

Senator Ikeda rose in support of the measure as follows:

"Mr. President, today marks a significant turning point for Hawaii government. Though we address many measures today, ranging from the tame to the controversial, two measures stand out in that they depart sharply with recent practice.

"While debates have raged on a number of issues, one issue is the axis upon which this session must turn. Our State has serious budgetary issues to resolve. Though the Governor has been sincere in his efforts to reduce spending, his efforts have often been aimed at reduction in the aggregate. Some consolidation has occurred, but this has realized little in the way of true cost savings. The fact of the matter is that we must face the budget as a structural problem, and not whittle away our resources to the point of ineffectiveness.

"The time has come to make substantive vertical cuts to the State's budget. There is a dire need to determine the role of government and to prioritize the services government provides within these new parameters. With this bill, we have done just that.

"Mr. President, many will argue on behalf of DBEDT, but the fact remains that most of what the department does is best left to the private sector. Here lies the true catalyst to economic development. The role of government should be to create climate and not markets. We have neither the expertise nor the resources to do this effectively.

"As for the Department of Human Resources Development, I admire the work of staff there as they wrangle with an employment system that is antiquated and cumbersome. Their functions, however, do not warrant a separate department in these tight times. By transferring the functions of DHRD to the Department of Accounting and General Services, we can strip away some of the bureaucracy, and put personnel functions closer to those dealing with payroll and fiscal administration.

"Mr. President, this bill represents true downsizing, and systemic reductions aimed at realizing continuing savings. The people have asked for planned reduction to the size of government, and this reorganization is a first major step to that end. I urge your support in the passage of Senate Bill 3232."

Senator Matsunaga rose in opposition and stated:

"Mr. President, for the reasons earlier enunciated on Senate Bill 2552, I am opposed to this measure also. Thank you."

The motion was then put by the Chair and carried, Stand. Com. Rep. No. 2183 was adopted and S.B. No. 3232, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO STATE GOVERNMENT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 3 (Ige, Matsunaga, Matsuura).

Senator Matsuura rose on a point of personal privilege as follows:

"Mr. President, may I speak on a point of personal privilege?

"Thank you, Mr. President. One bill that I had hoped to vote on today did not make it to the floor. This bill was held in the Senate Transportation Committee. This bill has to do with implied consent for people who are suspected of driving under the influence of drugs. Right now people who are driving erratically can be stopped by a police officer, brought to the police station and asked to take the breath-o-lizer test to show the alcohol content in their body. Some of these people who are brought in and tested register almost zero in terms of the alcohol content in their body. These people who are driving erratically with zero alcohol readings are usually on drugs. But there's no way in which the police can test these people for illegal drugs in their body. We all know that illegal drugs are totally out of control. A lot of people are being killed by people who are on drugs.

"If we want these people who are on drugs off the road, then we must have an implied consent law just like alcohol has -- implied consent in which testing for drugs can also be done. Testing for illegal drugs is very simple, just a urine sample will do, no blood, just a urine sample. They can test for all of the illegal drugs that will impair a driver. We desperately need this kind of legislation. I had hoped that it would be one of the bills that we voted on today, but it wasn't. However, there is time left in the session and I hope that before this session is over that such a bill will make it to this floor so at least I can vote 'aye' on that bill. There are too many accidents today ... too many people who are on drugs causing those accidents. And those that are on drugs should not be driving on our highways. They're just as bad, if not worst, as the guys who are drunk drivers.

"Thank you."

The President then made the following observation:

"The Chair would like to thank all the Senators for their hard work in bringing all the bills to the floor for Third Reading. We had a very lively debate today and we appreciate all your participation."

ADJOURNMENT

At 12:37 o'clock p.m., on motion by Senator Ihara, seconded by Senator Liu and carried, the Senate adjourned until 11:30 o'clock a.m., Thursday, March 7, 1996.