

## TWENTY-EIGHTH DAY

**Thursday, March 8, 2001**

The Senate of the Twenty-First Legislature of the State of Hawaii, Regular Session of 2001, convened at 12:29 o'clock p.m. with the President in the Chair.

The Divine Blessing was invoked by Pastor Chuck Klingman, The Father's House Church, after which the Roll was called showing all Senators present.

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

## HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 129 to 347) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 129, transmitting H.B. No. 11, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 11, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed First Reading by title and was referred to the Committee on Education, then to the Committee on Ways and Means.

Hse. Com. No. 130, transmitting H.B. No. 16, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 16, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO REAL ESTATE BROKERS AND SALESPERSONS," passed First Reading by title and was referred to the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Commerce, Consumer Protection and Housing.

Hse. Com. No. 131, transmitting H.B. No. 17, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 17, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TIME SHARE PROJECTS," passed First Reading by title and was referred to the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Commerce, Consumer Protection and Housing.

Hse. Com. No. 132, transmitting H.B. No. 20, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 20, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SALES AGENTS OF TIME SHARE UNITS," passed First Reading by title and was referred to the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Commerce, Consumer Protection and Housing.

Hse. Com. No. 133, transmitting H.B. No. 22, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 22, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TIME SHARING PLANS," passed First Reading by title and was referred to the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Commerce, Consumer Protection and Housing.

Hse. Com. No. 134, transmitting H.B. No. 23, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 23, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO DECEPTIVE TRADE PRACTICES FOR TIME SHARE PLANS," passed First Reading by title and was referred jointly to the Committee on Tourism and Intergovernmental Affairs and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Judiciary.

Hse. Com. No. 135, transmitting H.B. No. 47, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 47, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PRESCRIPTION DRUGS," passed First Reading by title and was referred to the Committee on Health and Human Services, then to the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means.

Hse. Com. No. 136, transmitting H.B. No. 71, H.D. 3, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 71, H.D. 3, entitled: "A BILL FOR AN ACT RELATING TO CORRECTIONS," passed First Reading by title and was referred jointly to the Committee on Health and Human Services and the Committee on Judiciary, then to the Committee on Ways and Means.

Hse. Com. No. 137, transmitting H.B. No. 73, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 73, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed First Reading by title and was referred jointly to the Committee on Hawaiian Affairs and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means.

Hse. Com. No. 138, transmitting H.B. No. 77, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 77, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE WOMEN IN MILITARY SERVICE FOR AMERICA MEMORIAL," passed First Reading by title and was referred to the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means.

Hse. Com. No. 139, transmitting H.B. No. 87, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 87, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO FAMILY SUPPORT CENTERS," passed First Reading by title and was referred to the Committee on Health and Human Services, then to the Committee on Ways and Means.

Hse. Com. No. 140, transmitting H.B. No. 118, H.D. 3, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 118, H.D. 3, entitled: "A BILL FOR AN ACT RELATING TO FAMILY CHILD CARE," passed First Reading by title and was referred jointly to the Committee on Health and Human Services and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means.

Hse. Com. No. 141, transmitting H.B. No. 123, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 123, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SPEEDING," passed First Reading by title and was referred to the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Judiciary.

Hse. Com. No. 142, transmitting H.B. No. 135, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 135, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CHILD PASSENGER SAFETY," passed First Reading by title and was referred to the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Judiciary.

Hse. Com. No. 143, transmitting H.B. No. 139, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 139, entitled: "A BILL FOR AN ACT RELATING TO LEGISLATIVE ALLOWANCE," passed First Reading by title and was referred to the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means.

Hse. Com. No. 144, transmitting H.B. No. 143, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 143, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE LEGISLATURE," passed First Reading by title and was referred to the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means.

Hse. Com. No. 145, transmitting H.B. No. 161, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 161, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL HISTORY RECORD CHECKS," passed First Reading by title and was referred jointly to the Committee on Labor and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Judiciary.

Hse. Com. No. 146, transmitting H.B. No. 163, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 163, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FOOD TAX CREDIT," passed First Reading by title and was referred to the Committee on Ways and Means.

Hse. Com. No. 147, transmitting H.B. No. 165, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 165, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INCOME TAX CREDITS," passed First Reading by title and was referred to the Committee on Ways and Means.

Hse. Com. No. 148, transmitting H.B. No. 166, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 166, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE MINIMUM WAGE," passed First Reading by title and was referred to the Committee on Labor, then to the Committee on Ways and Means.

Hse. Com. No. 149, transmitting H.B. No. 169, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 169, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ELECTIONS," passed First Reading by title and was referred jointly to the Committee on Transportation, Military Affairs, and Government Operations, the Committee on Tourism and Intergovernmental Affairs and the Committee on Judiciary, then to the Committee on Ways and Means.

Hse. Com. No. 150, transmitting H.B. No. 170, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 170, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTIONS," passed First Reading by title and was referred jointly to the Committee on Tourism and Intergovernmental Affairs and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Judiciary.

Hse. Com. No. 151, transmitting H.B. No. 171, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 171, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC

EMPLOYMENT,” passed First Reading by title and was referred to the Committee on Labor, then to the Committee on Ways and Means.

Hse. Com. No. 152, transmitting H.B. No. 173, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 173, H.D. 2, entitled: “A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY RESOURCES,” passed First Reading by title and was referred to the Committee on Water, Land, Energy, and Environment, then to the Committee on Commerce, Consumer Protection and Housing.

Hse. Com. No. 153, transmitting H.B. No. 175, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 175, H.D. 2, entitled: “A BILL FOR AN ACT RELATING TO TAXATION,” passed First Reading by title and was referred to the Committee on Economic Development and Technology, then to the Committee on Ways and Means.

Hse. Com. No. 154, transmitting H.B. No. 176, H.D. 3, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 176, H.D. 3, entitled: “A BILL FOR AN ACT RELATING TO PUBLIC SAFETY,” passed First Reading by title and was referred jointly to the Committee on Health and Human Services and the Committee on Judiciary, then to the Committee on Ways and Means.

Hse. Com. No. 155, transmitting H.B. No. 177, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 177, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO PRIVATELY-OPERATED CORRECTIONAL FACILITIES,” passed First Reading by title and was referred jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Labor, then to the Committee on Judiciary, then to the Committee on Ways and Means.

Hse. Com. No. 156, transmitting H.B. No. 187, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 187, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO RECONSTRUCTED VEHICLES,” passed First Reading by title and was referred to the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Judiciary.

Hse. Com. No. 157, transmitting H.B. No. 202, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 202, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO HEALTH INSURANCE,” passed First Reading by title and was referred to the Committee on Health and Human Services, then jointly to

the Committee on Commerce, Consumer Protection and Housing and the Committee on Judiciary.

Hse. Com. No. 158, transmitting H.B. No. 204, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 204, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO PLANNED COMMUNITY ASSOCIATIONS,” passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Housing.

Hse. Com. No. 159, transmitting H.B. No. 212, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 212, H.D. 2, entitled: “A BILL FOR AN ACT RELATING TO THE STATE WATER CODE,” passed First Reading by title and was referred to the Committee on Agriculture, then to the Committee on Ways and Means.

Hse. Com. No. 160, transmitting H.B. No. 213, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 213, H.D. 2, entitled: “A BILL FOR AN ACT RELATING TO AGRICULTURE,” passed First Reading by title and was referred to the Committee on Agriculture, then to the Committee on Ways and Means.

Hse. Com. No. 161, transmitting H.B. No. 223, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 223, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO OPTOMETRY,” passed First Reading by title and was referred to the Committee on Health and Human Services, then to the Committee on Commerce, Consumer Protection and Housing.

Hse. Com. No. 162, transmitting H.B. No. 236, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 236, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO SEXUAL ASSAULT,” passed First Reading by title and was referred to the Committee on Health and Human Services, then to the Committee on Judiciary.

Hse. Com. No. 163, transmitting H.B. No. 237, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 237, H.D. 2, entitled: “A BILL FOR AN ACT RELATING TO MANDATED HEALTH COVERAGE REVIEW,” passed First Reading by title and was referred jointly to the Committee on Health and Human Services and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means.

Hse. Com. No. 164, transmitting H.B. No. 249, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 249, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HUMAN SERVICES," passed First Reading by title and was referred to the Committee on Health and Human Services, then to the Committee on Ways and Means.

Hse. Com. No. 165, transmitting H.B. No. 269, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 269, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TOURISM," passed First Reading by title and was referred to the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 166, transmitting H.B. No. 271, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 271, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE RENTAL INDUSTRY," passed First Reading by title and was referred to the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Commerce, Consumer Protection and Housing.

Hse. Com. No. 167, transmitting H.B. No. 282, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 282, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE STATE COUNCIL ON DEVELOPMENTAL DISABILITIES," passed First Reading by title and was referred to the Committee on Health and Human Services, then to the Committee on Ways and Means.

Hse. Com. No. 168, transmitting H.B. No. 296, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 296, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MEDICAID," passed First Reading by title and was referred to the Committee on Health and Human Services, then to the Committee on Ways and Means.

Hse. Com. No. 169, transmitting H.B. No. 299, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 299, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE CHILD SUPPORT ENFORCEMENT AGENCY," passed First Reading by title and was referred to the Committee on Health and Human Services, then to the Committee on Judiciary.

Hse. Com. No. 170, transmitting H.B. No. 301, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 301, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC DISPLAY," passed First Reading by title and was referred jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Judiciary, then to the Committee on Ways and Means.

Hse. Com. No. 171, transmitting H.B. No. 321, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 321, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES," passed First Reading by title and was referred to the Committee on Health and Human Services, then to the Committee on Judiciary.

Hse. Com. No. 172, transmitting H.B. No. 357, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 357, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PENSIONERS' SPECIAL COMPENSATION," passed First Reading by title and was referred to the Committee on Labor, then to the Committee on Ways and Means.

Hse. Com. No. 173, transmitting H.B. No. 365, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 365, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL COMMODITY DAMAGE," passed First Reading by title and was referred to the Committee on Agriculture, then to the Committee on Judiciary.

Hse. Com. No. 174, transmitting H.B. No. 369, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 369, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO RECYCLING," passed First Reading by title and was referred to the Committee on Water, Land, Energy, and Environment, then to the Committee on Ways and Means.

Hse. Com. No. 175, transmitting H.B. No. 384, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 384, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PENAL CODE," passed First Reading by title and was referred to the Committee on Education, then to the Committee on Judiciary.

Hse. Com. No. 176, transmitting H.B. No. 390, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 390, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HATE CRIMES," passed

First Reading by title and was referred to the Committee on Judiciary.

Hse. Com. No. 177, transmitting H.B. No. 407, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 407, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX," passed First Reading by title and was referred to the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means.

Hse. Com. No. 178, transmitting H.B. No. 411, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 411, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PRESCRIPTION DRUGS," passed First Reading by title and was referred to the Committee on Health and Human Services, then to the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Judiciary.

Hse. Com. No. 179, transmitting H.B. No. 415, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 415, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HARBORS," passed First Reading by title and was referred to the Committee on Transportation, Military Affairs, and Government Operations.

Hse. Com. No. 180, transmitting H.B. No. 424, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 424, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE INCOME TAX," passed First Reading by title and was referred to the Committee on Ways and Means.

Hse. Com. No. 181, transmitting H.B. No. 432, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 432, H.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE MILLENNIUM WORKFORCE DEVELOPMENT PROGRAM," passed First Reading by title and was referred jointly to the Committee on Labor and the Committee on Economic Development and Technology, then to the Committee on Ways and Means.

Hse. Com. No. 182, transmitting H.B. No. 451, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 451, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LIABILITY," passed First Reading by title and was referred to the Committee on Judiciary.

Hse. Com. No. 183, transmitting H.B. No. 469, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 469, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SCHOOL PERSONNEL," passed First Reading by title and was referred jointly to the Committee on Education and the Committee on Labor, then to the Committee on Ways and Means.

Hse. Com. No. 184, transmitting H.B. No. 472, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 472, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SCHOOLS," passed First Reading by title and was referred to the Committee on Education, then to the Committee on Ways and Means.

Hse. Com. No. 185, transmitting H.B. No. 502, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 502, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PROFESSIONAL EMPLOYMENT ORGANIZATIONS," passed First Reading by title and was referred to the Committee on Labor, then to the Committee on Ways and Means.

Hse. Com. No. 186, transmitting H.B. No. 503, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 503, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO STATE LEASES," passed First Reading by title and was referred jointly to the Committee on Agriculture and the Committee on Water, Land, Energy, and Environment, then to the Committee on Ways and Means.

Hse. Com. No. 187, transmitting H.B. No. 506, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 506, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR THE STATE IRRIGATION PROGRAM," passed First Reading by title and was referred to the Committee on Agriculture, then to the Committee on Ways and Means.

Hse. Com. No. 188, transmitting H.B. No. 509, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 509, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MEASUREMENT STANDARDS," passed First Reading by title and was referred to the Committee on Agriculture, then to the Committee on Commerce, Consumer Protection and Housing.

Hse. Com. No. 189, transmitting H.B. No. 511, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 511, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO REMEDIES OF PART VII, CHAPTER 103D, HAWAII REVISED STATUTES," passed First Reading by title and was referred to the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means.

Hse. Com. No. 190, transmitting H.B. No. 512, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 512, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ANCILLARY FACILITIES FOR THE STATE ART MUSEUM IN THE NO. 1 CAPITOL DISTRICT BUILDING," passed First Reading by title and was referred to the Committee on Education, then to the Committee on Ways and Means.

Hse. Com. No. 191, transmitting H.B. No. 516, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 516, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TOBACCO," passed First Reading by title and was referred jointly to the Committee on Health and Human Services and the Committee on Judiciary, then to the Committee on Ways and Means.

Hse. Com. No. 192, transmitting H.B. No. 518, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 518, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TOBACCO," passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Judiciary.

Hse. Com. No. 193, transmitting H.B. No. 532, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 532, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE PREVENTION OF THE FILING OF FRIVOLOUS FINANCING STATEMENTS," passed First Reading by title and was referred to the Committee on Water, Land, Energy, and Environment, then to the Committee on Commerce, Consumer Protection and Housing.

Hse. Com. No. 194, transmitting H.B. No. 533, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 533, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ANTITRUST," passed First Reading by title and was referred to the Committee on Judiciary, then to the Committee on Ways and Means.

Hse. Com. No. 195, transmitting H.B. No. 534, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 534, entitled: "A BILL FOR

AN ACT RELATING TO FUNCTIONAL PLANS," passed First Reading by title and was referred to the Committee on Water, Land, Energy, and Environment, then to the Committee on Ways and Means.

Hse. Com. No. 196, transmitting H.B. No. 538, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 538, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO COASTAL ZONE MANAGEMENT," passed First Reading by title and was referred to the Committee on Water, Land, Energy, and Environment, then to the Committee on Judiciary.

Hse. Com. No. 197, transmitting H.B. No. 542, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 542, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE FEE SIMPLE RESIDENTIAL REVOLVING FUND," passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means.

Hse. Com. No. 198, transmitting H.B. No. 544, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 544, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HOUSING AND COMMUNITY DEVELOPMENT CORPORATION OF HAWAII," passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means.

Hse. Com. No. 199, transmitting H.B. No. 551, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 551, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TECHNOLOGY," passed First Reading by title and was referred to the Committee on Economic Development and Technology, then to the Committee on Ways and Means.

Hse. Com. No. 200, transmitting H.B. No. 554, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 554, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY," passed First Reading by title and was referred jointly to the Committee on Water, Land, Energy, and Environment and the Committee on Economic Development and Technology, then to the Committee on Ways and Means.

Hse. Com. No. 201, transmitting H.B. No. 557, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 557, H.D. 2, entitled: "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF

GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR THE BERNICE PAUAAHI BISHOP MUSEUM, OAHU," passed First Reading by title and was referred to the Committee on Education, then to the Committee on Ways and Means.

Hse. Com. No. 202, transmitting H.B. No. 562, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 562, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," passed First Reading by title and was referred jointly to the Committee on Labor and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means.

Hse. Com. No. 203, transmitting H.B. No. 564, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 564, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," passed First Reading by title and was referred to the Committee on Labor, then to the Committee on Ways and Means.

Hse. Com. No. 204, transmitting H.B. No. 565, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 565, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," passed First Reading by title and was referred to the Committee on Labor, then to the Committee on Ways and Means.

Hse. Com. No. 205, transmitting H.B. No. 567, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 567, entitled: "A BILL FOR AN ACT RELATING TO UNCLAIMED PROPERTY," passed First Reading by title and was referred to the Committee on Ways and Means.

Hse. Com. No. 206, transmitting H.B. No. 568, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 568, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYEE HEALTH BENEFITS," passed First Reading by title and was referred to the Committee on Labor, then to the Committee on Ways and Means.

Hse. Com. No. 207, transmitting H.B. No. 569, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 569, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR HEALTH FUND PREMIUMS," passed First Reading by title and was referred to the Committee

on Health and Human Services, then to the Committee on Ways and Means.

Hse. Com. No. 208, transmitting H.B. No. 571, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 571, entitled: "A BILL FOR AN ACT RELATING TO THE SHORT-TERM INVESTMENT OF STATE MONEYS," passed First Reading by title and was referred to the Committee on Ways and Means.

Hse. Com. No. 209, transmitting H.B. No. 572, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 572, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC EMPLOYEES HEALTH FUND," passed First Reading by title and was referred to the Committee on Labor, then to the Committee on Ways and Means.

Hse. Com. No. 210, transmitting H.B. No. 573, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 573, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE REPEAL OF OUTSTANDING AUTHORIZED BUT UNISSUED SPECIAL PURPOSE REVENUE BONDS," passed First Reading by title and was referred to the Committee on Ways and Means.

Hse. Com. No. 211, transmitting H.B. No. 574, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 574, entitled: "A BILL FOR AN ACT RELATING TO THE AUTHORIZATION OF SPECIAL PURPOSE REVENUE BONDS," passed First Reading by title and was referred to the Committee on Ways and Means.

Hse. Com. No. 212, transmitting H.B. No. 575, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 575, H.D. 2, entitled: "A BILL FOR AN ACT PROPOSING AMENDMENTS TO ARTICLE VII OF THE HAWAII CONSTITUTION REGARDING AN EMERGENCY AND BUDGET RESERVE FUND," passed First Reading by title and was referred to the Committee on Judiciary, then to the Committee on Ways and Means.

Hse. Com. No. 213, transmitting H.B. No. 576, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 576, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," passed First Reading by title and was referred to the Committee on Labor, then to the Committee on Ways and Means.

Hse. Com. No. 214, transmitting H.B. No. 584, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 584, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ESCROW DEPOSITORIES," passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means.

Hse. Com. No. 215, transmitting H.B. No. 585, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 585, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO REAL ESTATE BROKERS," passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Housing.

Hse. Com. No. 216, transmitting H.B. No. 589, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 589, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ARCHITECTS," passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Housing.

Hse. Com. No. 217, transmitting H.B. No. 590, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 590, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Housing.

Hse. Com. No. 218, transmitting H.B. No. 592, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 592, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PRODUCER LICENSING," passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Judiciary.

Hse. Com. No. 219, transmitting H.B. No. 593, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 593, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Housing.

Hse. Com. No. 220, transmitting H.B. No. 594, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 594, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CONTINUING EDUCATION COURSES AND COURSE PROVIDERS FOR

INSURANCE LICENSEES," passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means.

Hse. Com. No. 221, transmitting H.B. No. 595, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 595, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Housing.

Hse. Com. No. 222, transmitting H.B. No. 596, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 596, H.D. 2, 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 Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means.

Hse. Com. No. 223, transmitting H.B. No. 597, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 597, entitled: "A BILL FOR AN ACT RELATING TO TRAVEL SERVICES," passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Judiciary.

Hse. Com. No. 224, transmitting H.B. No. 601, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 601, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRADEMARKS," passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Judiciary.

Hse. Com. No. 225, transmitting H.B. No. 602, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 602, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM SECURITIES ACT," passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Judiciary.

Hse. Com. No. 226, transmitting H.B. No. 603, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 603, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO LIMITED LIABILITY PARTNERSHIPS," passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means.

Hse. Com. No. 227, transmitting H.B. No. 608, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 608, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR EDUCATION," passed First Reading by title and was referred to the Committee on Education, then to the Committee on Ways and Means.

Hse. Com. No. 228, transmitting H.B. No. 614, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 614, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII STATE PUBLIC LIBRARY SYSTEM," passed First Reading by title and was referred to the Committee on Education, then to the Committee on Ways and Means.

Hse. Com. No. 229, transmitting H.B. No. 620, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 620, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO GOVERNMENT," passed First Reading by title and was referred jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Labor, then to the Committee on Ways and Means.

Hse. Com. No. 230, transmitting H.B. No. 626, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 626, H.D. 1, 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 Judiciary.

Hse. Com. No. 231, transmitting H.B. No. 627, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 627, H.D. 1, 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 Judiciary.

Hse. Com. No. 232, transmitting H.B. No. 629, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 629, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AUTHORITY OF FOSTER PARENTS TO PROVIDE CONSENTS FOR THE FOSTER CHILD'S EDUCATIONAL AND RECREATIONAL NEEDS," passed First Reading by title and was referred to the Committee on Health and Human Services, then to the Committee on Judiciary.

Hse. Com. No. 233, transmitting H.B. No. 630, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 630, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INFORMATION ON THE NATURAL PARENTS OF THE ADOPTED MINOR CHILD," passed First Reading by title and was referred to the Committee on Health and Human Services, then to the Committee on Judiciary.

Hse. Com. No. 234, transmitting H.B. No. 632, H.D. 3, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 632, H.D. 3, entitled: "A BILL FOR AN ACT RELATING TO HUMAN SERVICES," passed First Reading by title and was referred to the Committee on Health and Human Services, then to the Committee on Ways and Means.

Hse. Com. No. 235, transmitting H.B. No. 633, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 633, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FUNERAL ASSISTANCE PAYMENTS," passed First Reading by title and was referred to the Committee on Health and Human Services, then to the Committee on Ways and Means.

Hse. Com. No. 236, transmitting H.B. No. 636, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 636, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO REIMBURSEMENT FOR NONINSTITUTIONAL PROVIDERS OF MEDICAL CARE FOR SERVICES," passed First Reading by title and was referred to the Committee on Health and Human Services, then to the Committee on Ways and Means.

Hse. Com. No. 237, transmitting H.B. No. 638, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 638, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ASSISTANCE," passed First Reading by title and was referred to the Committee on Health and Human Services, then to the Committee on Ways and Means.

Hse. Com. No. 238, transmitting H.B. No. 643, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 643, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE MERIT APPEALS BOARD," passed First Reading by title and was referred to the Committee on Labor, then to the Committee on Ways and Means.

Hse. Com. No. 239, transmitting H.B. No. 644, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 644, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PRESCRIPTION DRUGS," passed First Reading by title and was referred to the Committee on Health and Human Services, then to the Committee on Commerce, Consumer Protection and Housing.

Hse. Com. No. 240, transmitting H.B. No. 646, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 646, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE SALE OF STERILE SYRINGES FOR THE PREVENTION OF DISEASE," passed First Reading by title and was referred to the Committee on Health and Human Services, then to the Committee on Judiciary.

Hse. Com. No. 241, transmitting H.B. No. 647, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 647, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE DISABILITY AND COMMUNICATION ACCESS BOARD," passed First Reading by title and was referred to the Committee on Health and Human Services, then to the Committee on Ways and Means.

Hse. Com. No. 242, transmitting H.B. No. 650, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 650, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ADVANCE DIRECTIVES FOR PSYCHIATRIC CARE," passed First Reading by title and was referred to the Committee on Health and Human Services, then to the Committee on Judiciary.

Hse. Com. No. 243, transmitting H.B. No. 654, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 654, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SAFE DRINKING WATER," passed First Reading by title and was referred to the Committee on Health and Human Services, then to the Committee on Commerce, Consumer Protection and Housing.

Hse. Com. No. 244, transmitting H.B. No. 659, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 659, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO UNDERGROUND STORAGE TANKS," passed First Reading by title and was referred jointly to the Committee on Economic Development and Technology and the Committee on Water, Land, Energy, and Environment, then to the Committee on Ways and Means.

Hse. Com. No. 245, transmitting H.B. No. 662, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 662, H.D. 2, entitled: "A

BILL FOR AN ACT RELATING TO CRIMINAL PENALTIES," passed First Reading by title and was referred to the Committee on Water, Land, Energy, and Environment, then to the Committee on Judiciary.

Hse. Com. No. 246, transmitting H.B. No. 663, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 663, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATEWIDE NEWBORN HEARING SCREENING PROGRAM," passed First Reading by title and was referred to the Committee on Health and Human Services, then to the Committee on Ways and Means.

Hse. Com. No. 247, transmitting H.B. No. 666, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 666, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INDIVIDUAL WASTEWATER SYSTEMS," passed First Reading by title and was referred jointly to the Committee on Water, Land, Energy, and Environment and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 248, transmitting H.B. No. 683, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 683, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO STATE PARKS PENALTIES," passed First Reading by title and was referred to the Committee on Economic Development and Technology, then to the Committee on Judiciary.

Hse. Com. No. 249, transmitting H.B. No. 685, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 685, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DISPOSITION OF VESSELS BY THE DEPARTMENT OF LAND AND NATURAL RESOURCES," passed First Reading by title and was referred jointly to the Committee on Water, Land, Energy, and Environment and the Committee on Economic Development and Technology, then to the Committee on Ways and Means.

Hse. Com. No. 250, transmitting H.B. No. 687, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 687, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC NOTICE REQUIREMENTS FOR PUBLIC LAND DISPOSITIONS," passed First Reading by title and was referred to the Committee on Water, Land, Energy, and Environment, then to the Committee on Transportation, Military Affairs, and Government Operations.

Hse. Com. No. 251, transmitting H.B. No. 689, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 689, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE FOREST STEWARDSHIP PROGRAM," passed First Reading by title and was referred to the Committee on Water, Land, Energy, and Environment, then to the Committee on Ways and Means.

Hse. Com. No. 252, transmitting H.B. No. 690, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 690, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PENALTIES FOR NATURAL RESOURCES," passed First Reading by title and was referred to the Committee on Water, Land, Energy, and Environment, then to the Committee on Judiciary.

Hse. Com. No. 253, transmitting H.B. No. 691, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 691, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PENALTIES FOR THE STATEWIDE TRAIL AND ACCESS PROGRAM," passed First Reading by title and was referred to the Committee on Water, Land, Energy, and Environment, then to the Committee on Judiciary.

Hse. Com. No. 254, transmitting H.B. No. 695, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 695, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DISPLACED LESSEES," passed First Reading by title and was referred jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Water, Land, Energy, and Environment, then to the Committee on Ways and Means.

Hse. Com. No. 255, transmitting H.B. No. 696, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 696, entitled: "A BILL FOR AN ACT RELATING TO REPORTS," passed First Reading by title and was referred to the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means.

Hse. Com. No. 256, transmitting H.B. No. 702, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 702, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CORRECTIONAL HEALTH CARE," passed First Reading by title and was referred jointly to the Committee on Health and Human Services and the Committee on Judiciary, then to the Committee on Ways and Means.

Hse. Com. No. 257, transmitting H.B. No. 703, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 703, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES," passed First Reading by title and was referred to the Committee on Health and Human Services, then to the Committee on Judiciary.

Hse. Com. No. 258, transmitting H.B. No. 715, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 715, entitled: "A BILL FOR AN ACT RELATING TO THE INTEGRATED TAX INFORMATION MANAGEMENT SYSTEMS ACQUISITION BY THE DEPARTMENT OF TAXATION," passed First Reading by title and was referred to the Committee on Ways and Means.

Hse. Com. No. 259, transmitting H.B. No. 718, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 718, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX ON NONPROFIT ORGANIZATIONS," passed First Reading by title and was referred to the Committee on Ways and Means.

Hse. Com. No. 260, transmitting H.B. No. 719, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 719, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HIGH TECHNOLOGY," passed First Reading by title and was referred to the Committee on Economic Development and Technology, then to the Committee on Ways and Means.

Hse. Com. No. 261, transmitting H.B. No. 723, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 723, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC SERVICE COMPANY TAX," passed First Reading by title and was referred to the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 262, transmitting H.B. No. 725, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 725, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATEWIDE TRANSPORTATION PLANNING," passed First Reading by title and was referred jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Tourism and Intergovernmental Affairs.

Hse. Com. No. 263, transmitting H.B. No. 730, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 730, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF

HAWAII," passed First Reading by title and was referred to the Committee on Education, then to the Committee on Ways and Means.

Hse. Com. No. 264, transmitting H.B. No. 731, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 731, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," passed First Reading by title and was referred to the Committee on Education, then to the Committee on Ways and Means.

Hse. Com. No. 265, transmitting H.B. No. 733, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 733, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," passed First Reading by title and was referred jointly to the Committee on Education and the Committee on Judiciary, then to the Committee on Ways and Means.

Hse. Com. No. 266, transmitting H.B. No. 739, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 739, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ELECTRICAL COOPERATIVES," passed First Reading by title and was referred to the Committee on Water, Land, Energy, and Environment, then to the Committee on Commerce, Consumer Protection and Housing.

Hse. Com. No. 267, transmitting H.B. No. 741, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 741, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CIVIL LIABILITY," passed First Reading by title and was referred to the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Judiciary.

Hse. Com. No. 268, transmitting H.B. No. 761, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 761, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO UNACCREDITED DEGREE GRANTING INSTITUTIONS," passed First Reading by title and was referred to the Committee on Education, then to the Committee on Commerce, Consumer Protection and Housing.

Hse. Com. No. 269, transmitting H.B. No. 774, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 774, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO COURTS," passed First Reading by title and was referred to the Committee on Judiciary, then to the Committee on Ways and Means.

Hse. Com. No. 270, transmitting H.B. No. 786, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 786, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR DONATED DENTAL SERVICES," passed First Reading by title and was referred to the Committee on Health and Human Services, then to the Committee on Ways and Means.

Hse. Com. No. 271, transmitting H.B. No. 790, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 790, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH CARE WORKER INJURY PREVENTION," passed First Reading by title and was referred jointly to the Committee on Health and Human Services and the Committee on Labor, then to the Committee on Ways and Means.

Hse. Com. No. 272, transmitting H.B. No. 815, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 815, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO GASOLINE DEALERS," passed First Reading by title and was referred jointly to the Committee on Water, Land, Energy, and Environment and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Commerce, Consumer Protection and Housing.

Hse. Com. No. 273, transmitting H.B. No. 830, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 830, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO DRIVER LICENSING," passed First Reading by title and was referred to the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Judiciary.

Hse. Com. No. 274, transmitting H.B. No. 831, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 831, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INTERISLAND VEHICLE TRANSFERS," passed First Reading by title and was referred to the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Commerce, Consumer Protection and Housing.

Hse. Com. No. 275, transmitting H.B. No. 840, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 840, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," passed First Reading by title and was referred jointly to the Committee on Education and the Committee on Health and Human Services, then to the Committee on Ways and Means.

Hse. Com. No. 276, transmitting H.B. No. 850, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 850, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SICK LEAVE," passed First Reading by title and was referred to the Committee on Labor, then to the Committee on Ways and Means.

Hse. Com. No. 277, transmitting H.B. No. 852, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 852, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT," passed First Reading by title and was referred to the Committee on Labor, then to the Committee on Ways and Means.

Hse. Com. No. 278, transmitting H.B. No. 857, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 857, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TECHNOLOGY," passed First Reading by title and was referred to the Committee on Economic Development and Technology, then to the Committee on Ways and Means.

Hse. Com. No. 279, transmitting H.B. No. 860, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 860, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," passed First Reading by title and was referred jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Labor, then to the Committee on Ways and Means.

Hse. Com. No. 280, transmitting H.B. No. 861, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 861, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE OPERATIONS AND MAINTENANCE OF CERTAIN AGRICULTURE-RELATED INFRASTRUCTURE ON KAUAI," passed First Reading by title and was referred to the Committee on Agriculture, then to the Committee on Ways and Means.

Hse. Com. No. 281, transmitting H.B. No. 862, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 862, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE ESTABLISHMENT OF SOCIAL WORKER POSITIONS," passed First Reading by title and was referred to the Committee on Judiciary, then to the Committee on Ways and Means.

Hse. Com. No. 282, transmitting H.B. No. 863, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 863, entitled: "A BILL FOR AN ACT RELATING TO A COMPREHENSIVE MASTER PLAN FOR KOKEE AND WAIMEA CANYON STATE PARKS," passed First Reading by title and was referred to the Committee on Economic Development and Technology, then to the Committee on Ways and Means.

Hse. Com. No. 283, transmitting H.B. No. 868, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 868, H.D. 1, 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 Transportation, Military Affairs, and Government Operations.

Hse. Com. No. 284, transmitting H.B. No. 869, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 869, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL LOANS," passed First Reading by title and was referred to the Committee on Agriculture, then to the Committee on Ways and Means.

Hse. Com. No. 285, transmitting H.B. No. 870, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 870, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," passed First Reading by title and was referred jointly to the Committee on Water, Land, Energy, and Environment and the Committee on Agriculture, then to the Committee on Ways and Means.

Hse. Com. No. 286, transmitting H.B. No. 896, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 896, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE REVISED UNIFORM COMMERCIAL CODE ARTICLE 9 – SECURED TRANSACTIONS," passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Housing.

Hse. Com. No. 287, transmitting H.B. No. 917, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 917, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CLINICAL SOCIAL WORKERS," passed First Reading by title and was referred to the Committee on Health and Human Services, then to the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Judiciary.

Hse. Com. No. 288, transmitting H.B. No. 925, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 925, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LOANS," passed First Reading by title and was referred to the Committee on Agriculture, then to the Committee on Ways and Means.

Hse. Com. No. 289, transmitting H.B. No. 937, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 937, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROFESSIONAL SERVICE CONTRACTS," passed First Reading by title and was referred to the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means.

Hse. Com. No. 290, transmitting H.B. No. 945, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 945, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SOCIAL WORK," passed First Reading by title and was referred to the Committee on Health and Human Services, then to the Committee on Commerce, Consumer Protection and Housing.

Hse. Com. No. 291, transmitting H.B. No. 954, H.D. 3, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 954, H.D. 3, entitled: "A BILL FOR AN ACT RELATING TO REGULATORY PROCESSES," passed First Reading by title and was referred jointly to the Committee on Transportation, Military Affairs, and Government Operations, the Committee on Water, Land, Energy, and Environment and the Committee on Economic Development and Technology, then to the Committee on Commerce, Consumer Protection and Housing.

Hse. Com. No. 292, transmitting H.B. No. 998, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 998, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO LAND COURT," passed First Reading by title and was referred to the Committee on Water, Land, Energy, and Environment, then to the Committee on Judiciary.

Hse. Com. No. 293, transmitting H.B. No. 1016, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1016, entitled: "A BILL FOR AN ACT RELATING TO THE MEMBERS OF 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. 294, transmitting H.B. No. 1026, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1026, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO KIKALA-KEOKEA," 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. 295, transmitting H.B. No. 1041, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1041, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TEACHER COMPENSATION," passed First Reading by title and was referred jointly to the Committee on Education and the Committee on Labor, then to the Committee on Ways and Means.

Hse. Com. No. 296, transmitting H.B. No. 1044, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1044, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE SALARY STRUCTURE OF EDUCATIONAL OFFICERS IN THE DEPARTMENT OF EDUCATION," passed First Reading by title and was referred to the Committee on Education, then to the Committee on Ways and Means.

Hse. Com. No. 297, transmitting H.B. No. 1048, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1048, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE STATE LIBRARIAN," passed First Reading by title and was referred to the Committee on Education, then to the Committee on Ways and Means.

Hse. Com. No. 298, transmitting H.B. No. 1056, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1056, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYEES," passed First Reading by title and was referred to the Committee on Labor, then to the Committee on Ways and Means.

Hse. Com. No. 299, transmitting H.B. No. 1058, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1058, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC EMPLOYEES HEALTH FUND," passed First Reading by title and was referred to the Committee on Labor, then to the Committee on Ways and Means.

Hse. Com. No. 300, transmitting H.B. No. 1074, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1074, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO DROUGHT

MITIGATING FACILITIES,” passed First Reading by title and was referred to the Committee on Agriculture, then to the Committee on Ways and Means.

Hse. Com. No. 301, transmitting H.B. No. 1076, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1076, H.D. 2, entitled: “A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF PUBLIC SAFETY,” passed First Reading by title and was referred jointly to the Committee on Health and Human Services and the Committee on Judiciary, then to the Committee on Ways and Means.

Hse. Com. No. 302, transmitting H.B. No. 1089, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1089, H.D. 2, entitled: “A BILL FOR AN ACT RELATING TO AGRICULTURE,” passed First Reading by title and was referred to the Committee on Agriculture, then to the Committee on Ways and Means.

Hse. Com. No. 303, transmitting H.B. No. 1111, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1111, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS FOR AN INTERGENERATIONAL CARE CENTER AT EWA VILLAGES,” passed First Reading by title and was referred to the Committee on Health and Human Services, then to the Committee on Ways and Means.

Hse. Com. No. 304, transmitting H.B. No. 1113, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1113, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE EMPLOYEES’ RETIREMENT SYSTEM,” passed First Reading by title and was referred jointly to the Committee on Labor and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means.

Hse. Com. No. 305, transmitting H.B. No. 1115, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1115, entitled: “A BILL FOR AN ACT RELATING TO THE ADMISSIBILITY OF PAID BILLS IN COURT,” passed First Reading by title and was referred to the Committee on Judiciary.

Hse. Com. No. 306, transmitting H.B. No. 1118, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1118, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO HUNTING,” passed First Reading by title and was referred to the Committee on Economic Development and Technology, then to the Committee on Water, Land, Energy, and Environment.

Hse. Com. No. 307, transmitting H.B. No. 1130, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1130, H.D. 2, entitled: “A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY,” passed First Reading by title and was referred to the Committee on Labor, then to the Committee on Ways and Means.

Hse. Com. No. 308, transmitting H.B. No. 1131, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1131, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO REAL PROPERTY APPRAISALS,” passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means.

Hse. Com. No. 309, transmitting H.B. No. 1134, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1134, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO COLLECTION AGENCIES,” passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Housing.

Hse. Com. No. 310, transmitting H.B. No. 1156, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1156, H.D. 2, 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 Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means.

Hse. Com. No. 311, transmitting H.B. No. 1173, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1173, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO LODGING OR TENEMENT HOUSES, HOTELS, AND BOARDINGHOUSES,” passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Housing.

Hse. Com. No. 312, transmitting H.B. No. 1216, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1216, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE KOREAN CENTENNIAL CELEBRATION COMMISSION,” passed First Reading by title and was referred to the Committee on Education, then to the Committee on Ways and Means.

Hse. Com. No. 313, transmitting H.B. No. 1221, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1221, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CYBERSQUATTING," passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Judiciary.

Hse. Com. No. 314, transmitting H.B. No. 1231, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1231, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Housing.

Hse. Com. No. 315, transmitting H.B. No. 1245, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1245, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE BUDGET," passed First Reading by title and was referred to the Committee on Ways and Means.

Hse. Com. No. 316, transmitting H.B. No. 1256, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1256, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SOLID WASTE MANAGEMENT," passed First Reading by title and was referred to the Committee on Water, Land, Energy, and Environment, then to the Committee on Ways and Means.

Hse. Com. No. 317, transmitting H.B. No. 1273, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1273, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," passed First Reading by title and was referred to the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means.

Hse. Com. No. 318, transmitting H.B. No. 1282, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1282, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ENERGY CONSERVATION TAX CREDITS," passed First Reading by title and was referred to the Committee on Water, Land, Energy, and Environment, then to the Committee on Ways and Means.

Hse. Com. No. 319, transmitting H.B. No. 1287, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1287, H.D. 1, entitled: "A

BILL FOR AN ACT RELATING TO AGRICULTURE," passed First Reading by title and was referred jointly to the Committee on Agriculture and the Committee on Education, then to the Committee on Ways and Means.

Hse. Com. No. 320, transmitting H.B. No. 1288, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1288, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST NOT-FOR-PROFIT CORPORATIONS THAT PROVIDE HEALTH CARE FACILITIES," passed First Reading by title and was referred to the Committee on Health and Human Services, then to the Committee on Ways and Means.

Hse. Com. No. 321, transmitting H.B. No. 1310, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1310, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS FOR HI-TECH HAWAII, INC.," passed First Reading by title and was referred to the Committee on Economic Development and Technology, then to the Committee on Ways and Means.

Hse. Com. No. 322, transmitting H.B. No. 1318, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1318, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC EMPLOYEES HEALTH FUND," passed First Reading by title and was referred to the Committee on Labor, then to the Committee on Ways and Means.

Hse. Com. No. 323, transmitting H.B. No. 1335, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1335, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC UTILITIES," passed First Reading by title and was referred to the Committee on Economic Development and Technology, then to the Committee on Commerce, Consumer Protection and Housing.

Hse. Com. No. 324, transmitting H.B. No. 1339, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1339, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO WATER SUPPLY BOARDS," passed First Reading by title and was referred to the Committee on Water, Land, Energy, and Environment, then to the Committee on Ways and Means.

Hse. Com. No. 325, transmitting H.B. No. 1351, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1351, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GOVERNMENT,"

passed First Reading by title and was referred to the Committee on Judiciary, then to the Committee on Ways and Means.

Hse. Com. No. 326, transmitting H.B. No. 1361, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1361, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO A HAWAIIAN AFFAIRS TASK FORCE," passed First Reading by title and was referred to the Committee on Hawaiian Affairs, then to the Committee on Judiciary.

Hse. Com. No. 327, transmitting H.B. No. 1385, H.D. 3, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1385, H.D. 3, entitled: "A BILL FOR AN ACT RELATING TO NET ENERGY METERING," passed First Reading by title and was referred jointly to the Committee on Water, Land, Energy, and Environment and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means.

Hse. Com. No. 328, transmitting H.B. No. 1391, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1391, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ARTS," passed First Reading by title and was referred to the Committee on Education, then to the Committee on Ways and Means.

Hse. Com. No. 329, transmitting H.B. No. 1400, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1400, entitled: "A BILL FOR AN ACT RELATING TO STATE BONDS," passed First Reading by title and was referred to the Committee on Ways and Means.

Hse. Com. No. 330, transmitting H.B. No. 1473, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1473, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES," passed First Reading by title and was referred to the Committee on Transportation, Military Affairs, and Government Operations.

Hse. Com. No. 331, transmitting H.B. No. 1526, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1526, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DOGS," passed First Reading by title and was referred to the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Judiciary.

Hse. Com. No. 332, transmitting H.B. No. 1552, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1552, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TIME SHARING," passed First Reading by title and was referred to the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Commerce, Consumer Protection and Housing.

Hse. Com. No. 333, transmitting H.B. No. 1555, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1555, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ADOLESCENCE SCHOOL-BASED SUBSTANCE ABUSE TREATMENT," passed First Reading by title and was referred jointly to the Committee on Education and the Committee on Health and Human Services, then to the Committee on Ways and Means.

Hse. Com. No. 334, transmitting H.B. No. 1561, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1561, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed First Reading by title and was referred jointly to the Committee on Education and the Committee on Labor, then to the Committee on Ways and Means.

Hse. Com. No. 335, transmitting H.B. No. 1586, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1586, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO UNEMPLOYMENT," passed First Reading by title and was referred to the Committee on Labor, then to the Committee on Ways and Means.

Hse. Com. No. 336, transmitting H.B. No. 1589, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1589, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSIENT ACCOMMODATIONS TAX," passed First Reading by title and was referred to the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 337, transmitting H.B. No. 1595, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1595, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYEES," passed First Reading by title and was referred to the Committee on Labor, then to the Committee on Ways and Means.

Hse. Com. No. 338, transmitting H.B. No. 1640, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1640, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," passed First Reading by title and was referred to the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means.

Hse. Com. No. 339, transmitting H.B. No. 1662, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1662, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HIGH TECHNOLOGY DEVELOPMENT CORPORATION," passed First Reading by title and was referred to the Committee on Economic Development and Technology, then to the Committee on Ways and Means.

Hse. Com. No. 340, transmitting H.B. No. 1666, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1666, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE REPAIR AND MAINTENANCE OF SCHOOLS," passed First Reading by title and was referred to the Committee on Education, then to the Committee on Ways and Means.

Hse. Com. No. 341, transmitting H.B. No. 1667, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1667, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO STUDENT LOANS FOR TEACHERS," passed First Reading by title and was referred to the Committee on Education, then to the Committee on Ways and Means.

Hse. Com. No. 342, transmitting H.B. No. 1669, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1669, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NATIONAL BOARD CERTIFICATION FOR DEPARTMENT OF EDUCATION TEACHERS," passed First Reading by title and was referred to the Committee on Education, then to the Committee on Ways and Means.

Hse. Com. No. 343, transmitting H.B. No. 1670, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1670, H.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE ESTABLISHMENT AND CONTINUATION OF PROFESSIONAL DEVELOPMENT SCHOOLS," passed First Reading by title and was referred to the Committee on Education, then to the Committee on Ways and Means.

Hse. Com. No. 344, transmitting H.B. No. 1671, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1671, H.D. 2, entitled: "A

BILL FOR AN ACT RELATING TO EDUCATION," passed First Reading by title and was referred to the Committee on Education, then to the Committee on Ways and Means.

Hse. Com. No. 345, transmitting H.B. No. 1678, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1678, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed First Reading by title and was referred jointly to the Committee on Education and the Committee on Health and Human Services, then to the Committee on Ways and Means.

Hse. Com. No. 346, transmitting H.B. No. 1679, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1679, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DILLINGHAM AIRFIELD," passed First Reading by title and was referred to the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means.

Hse. Com. No. 347, transmitting H.B. No. 1685, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2001, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, H.B. No. 1685, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed First Reading by title and was referred to the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means.

#### JUDICIARY COMMUNICATION

Jud. Com. No. 2, submitting for consideration and consent, the nomination of TRUDY K. SENDA to the Office of Judge, District Court of the Fifth Circuit, in accordance with the provisions of Article VI, Section 3, of the Hawaii State Constitution, for a term of six years, was read by the Clerk and was referred to the Committee on Judiciary.

#### SENATE CONCURRENT RESOLUTIONS

The following concurrent resolutions (S.C.R. Nos. 27 to 42) were read by the Clerk and were deferred:

##### Senate Concurrent Resolution

No. 27 "SENATE CONCURRENT RESOLUTION REQUESTING A REPORT ON A COMPREHENSIVE SAFETY PROGRAM FOR ROADS AND HIGHWAYS."

Offered by: Senators Tam, Chun Oakland, Nakata, Kokubun, Kanno, Ihara, Slom.

No. 28 "SENATE CONCURRENT RESOLUTION REQUESTING THE FORMATION OF A JOINT LEGISLATIVE HIGH TECHNOLOGY TASK FORCE TO DEVELOP CLEAR GOALS AND AN IMPLEMENTATION PLAN TO IMPROVE HAWAII'S HIGH TECHNOLOGY INDUSTRY."

Offered by: Senators Tam, Buen, Kawamoto, Chun Oakland, Kanno, Nakata, Kokubun, Ihara, Slom.

No. 29 "SENATE CONCURRENT RESOLUTION REQUESTING THE FORMATION OF AN ECONOMIC TASK FORCE TO DEVELOP CLEAR GOALS AND AN IMPLEMENTATION PLAN TO IMPROVE HAWAII'S ECONOMIC DIVERSITY."

Offered by: Senators Tam, Buen, Kawamoto, Chun Oakland, Kanno, Kokubun, Ihara, Slom.

No. 30 "SENATE CONCURRENT RESOLUTION REQUESTING THE HALTING OF THE KALAWAHINE 180 RESERVOIR PROJECT."

Offered by: Senators Tam, Buen, Kanno, Ihara, Slom.

No. 31 "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A MANAGEMENT AND FINANCIAL AUDIT OF THE HAWAII TOURISM AUTHORITY."

Offered by: Senators Kim, English, Tam, Ige, Buen, Sakamoto, Slom, Taniguchi, Ihara, Nakata, Chun, Bunda, Menor, Kokubun, Hemmings, Matsuura, Hanabusa, Matsunaga, Hogue, Kanno.

No. 32 "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY REGARDING THE EFFICACY AND EFFICIENCY OF EEG BIOFEEDBACK IN THE TREATMENT OF ATTENTION DEFICIT HYPERACTIVITY DISORDERS, SUBSTANCE ABUSE, AND CRIMINAL RECIDIVISM."

Offered by: Senator Matsuura.

No. 33 "SENATE CONCURRENT RESOLUTION REQUESTING THE CONGRESS OF THE UNITED STATES TO PROPOSE AN AMENDMENT TO THE UNITED STATES CONSTITUTION ON THE SUBJECT OF JUDICIAL TAXATION."

Offered by: Senator Matsuura.

No. 34 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN SERVICES TO KEEP THE WAIMANO HOME CRISIS SHELTER OPEN AND OPERATING UNTIL AN ADEQUATE PUBLIC OR PRIVATE FACILITY IS ABLE TO OFFER THE SAME SERVICES."

Offered by: Senators Tam, Kim, Slom, Matsuura, Buen, Kawamoto, Kokubun.

No. 35 "SENATE CONCURRENT RESOLUTION URGING THE UNITED STATES GOVERNMENT TO PROVIDE FULL FEDERAL FUNDING FOR MANDATED PROGRAMS AND SERVICES."

Offered by: Senators Tam, Sakamoto, Ige, Kim, Slom, Matsuura, Buen, Kawamoto, Kokubun.

No. 36 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEVELOPMENT OF A COMPREHENSIVE MASTER PLAN FOR STATE PARKS."

Offered by: Senators Tam, Sakamoto, Ige, Kim, Slom, Matsuura, Buen, Kawamoto, Kokubun.

No. 37 "SENATE CONCURRENT RESOLUTION REQUESTING A REPORT ON THE HIGH PRICES OF

GASOLINE IN THE STATE AND ITS EFFECT ON THE STATE'S ECONOMY."

Offered by: Senators Tam, Kawamoto, Buen, Matsuura, Slom.

No. 38 "SENATE CONCURRENT RESOLUTION REQUESTING A TASK FORCE BE FORMED TO FORMULATE A COMPREHENSIVE COMPUTER EDUCATION PROGRAM IN PUBLIC SCHOOLS."

Offered by: Senators Tam, Kawamoto, Buen, Matsuura.

No. 39 "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO INVESTIGATE THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY'S ROLE IN STIMULATING HAWAII'S ECONOMY."

Offered by: Senators Tam, Slom.

No. 40 "SENATE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO REASSESS THE ADMINISTRATIVE PRIORITIES IN HIS EXECUTIVE BUDGET."

Offered by: Senators Tam, Slom.

No. 41 "SENATE CONCURRENT RESOLUTION REQUESTING THAT PHARMACEUTICAL COMPANIES DOING BUSINESS IN HAWAII DEVELOP A MORE CONSUMER FRIENDLY UNIFIED SYSTEM FOR FREE PRESCRIPTION DRUGS."

Offered by: Senators Chun Oakland, Kanno, Buen, English, Chumbley, Ihara, Fukunaga, Matsunaga, Kokubun, Chun, Inouye, Nakata, Sakamoto.

No. 42 "SENATE CONCURRENT RESOLUTION STRONGLY URGING THE PRESIDENT AND THE CONGRESS OF THE UNITED STATES OF AMERICA TO LEAD THE NATION AND IMMEDIATELY ADDRESS THE PROBLEM OF HIGH COST OF PRESCRIPTION DRUGS FOR ALL AMERICANS."

Offered by: Senators Chun Oakland, Kanno, Inouye, Matsunaga, Kokubun, Chumbley, Taniguchi, Kim, Nakata, Ige, Fukunaga, Matsuura, Sakamoto, Hanabusa, Kawamoto.

#### SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 22 to 33) were read by the Clerk and were deferred:

#### Senate Resolution

No. 22 "SENATE RESOLUTION REQUESTING A REPORT ON A COMPREHENSIVE SAFETY PROGRAM FOR ROADS AND HIGHWAYS."

Offered by: Senator Tam.

No. 23 "SENATE RESOLUTION REQUESTING THE HALTING OF THE KALAWAHINE 180 RESERVOIR PROJECT."

Offered by: Senators Tam, Buen, Chun Oakland, Kanno, Ihara, Slom.

No. 24 "SENATE RESOLUTION REQUESTING RESEARCH INTO A BUS VOUCHER SYSTEM FOR STATE AND CITY EMPLOYEES."

Offered by: Senator Tam, by request.

No. 25 "SENATE RESOLUTION REQUESTING A STUDY REGARDING THE EFFICACY AND EFFICIENCY OF EEG BIOFEEDBACK IN THE TREATMENT OF ATTENTION DEFICIT HYPERACTIVITY DISORDERS, SUBSTANCE ABUSE, AND CRIMINAL RECIDIVISM."

Offered by: Senator Matsuura.

No. 26 "SENATE RESOLUTION REQUESTING THE CONGRESS OF THE UNITED STATES TO PROPOSE AN AMENDMENT TO THE UNITED STATES CONSTITUTION ON THE SUBJECT OF JUDICIAL TAXATION."

Offered by: Senator Matsuura.

No. 27 "SENATE RESOLUTION URGING THE UNITED STATES GOVERNMENT TO PROVIDE FULL FEDERAL FUNDING FOR MANDATED PROGRAMS AND SERVICES."

Offered by: Senators Tam, Kim, Slom, Matsuura, Buen, Kawamoto, Kokubun, Sakamoto, Ige.

No. 28 "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN SERVICES TO KEEP THE WAIMANO HOME CRISIS SHELTER OPEN AND OPERATING UNTIL AN ADEQUATE PUBLIC OR PRIVATE FACILITY IS ABLE TO OFFER THE SAME SERVICES."

Offered by: Senators Tam, Kim, Slom, Matsuura, Buen, Kawamoto, Kokubun.

No. 29 "SENATE RESOLUTION REQUESTING A REPORT ON THE HIGH PRICES OF GASOLINE IN THE STATE AND ITS EFFECT ON THE STATE'S ECONOMY."

Offered by: Senators Tam, Kawamoto, Buen, Matsuura, Slom.

No. 30 "SENATE RESOLUTION REQUESTING A TASK FORCE BE FORMED TO FORMULATE A COMPREHENSIVE COMPUTER EDUCATION PROGRAM IN PUBLIC SCHOOLS."

Offered by: Senators Tam, Kawamoto, Buen, Matsuura, Slom.

No. 31 "SENATE RESOLUTION REQUESTING THE GOVERNOR TO REASSESS THE ADMINISTRATIVE PRIORITIES IN HIS EXECUTIVE BUDGET."

Offered by: Senators Tam, Slom.

No. 32 "SENATE RESOLUTION REQUESTING THAT PHARMACEUTICAL COMPANIES DOING BUSINESS IN HAWAII DEVELOP A MORE CONSUMER FRIENDLY UNIFIED SYSTEM FOR FREE PRESCRIPTION DRUGS."

Offered by: Senators Chun Oakland, Kanno, Buen, English, Chumbley, Ihara, Fukunaga, Inouye, Nakata, Matsuura, Kokubun, Sakamoto, Chun.

No. 33 "SENATE RESOLUTION STRONGLY

URGING THE PRESIDENT AND THE CONGRESS OF THE UNITED STATES OF AMERICA TO LEAD THE NATION AND IMMEDIATELY ADDRESS THE PROBLEM OF HIGH COST OF PRESCRIPTION DRUGS FOR ALL AMERICANS."

Offered by: Senators Chun Oakland, Kanno, Inouye, Matsuura, Kokubun, Chumbley, Taniguchi, Kim, Nakata, Fukunaga, Hanabusa, Kawamoto, Ige, Matsuura, Sakamoto.

**STANDING COMMITTEE REPORTS**

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1016) recommending that H.B. No. 201, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Judiciary.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 201, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PRIVACY OF HEALTH CARE INFORMATION ACT," passed Second Reading and was referred jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Judiciary.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1017) recommending that S.C.R. No. 10 be referred to the Committee on Commerce, Consumer Protection and Housing.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.C.R. No. 10, entitled: "SENATE CONCURRENT RESOLUTION URGING THE IDENTIFICATION OF INAPPROPRIATE AND PORNOGRAPHIC MATERIAL ON THE INTERNET," was referred to the Committee on Commerce, Consumer Protection and Housing.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1018) recommending that S.R. No. 7 be referred to the Committee on Commerce, Consumer Protection and Housing.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.R. No. 7, entitled: "SENATE RESOLUTION URGING THE IDENTIFICATION OF INAPPROPRIATE AND PORNOGRAPHIC MATERIAL ON THE INTERNET," was referred to the Committee on Commerce, Consumer Protection and Housing.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1019) recommending that S.C.R. No. 7, as amended in S.D. 1, be adopted.

By unanimous consent Stand. Com. Rep. No. 1019 and S.C.R. No. 7, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEVELOPMENT OF A PLAN TO IMPROVE ORAL HEALTH FOR CHILDREN IN THE STATE," was deferred until Friday, March 9, 2001.

Senator Matsuura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1020) recommending that S.R. No. 4, as amended in S.D. 1, be adopted.

By unanimous consent Stand. Com. Rep. No. 1020 and S.R. No. 4, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE DEVELOPMENT OF A PLAN TO IMPROVE ORAL HEALTH FOR CHILDREN IN THE STATE," was deferred until Friday, March 9, 2001.

### ORDER OF THE DAY

#### ADVISE AND CONSENT

Stand. Com. Rep. No. 1014 (Gov. Msg. No. 119):

Senator Kawamoto moved that Stand. Com. Rep. No. 1014 be received and placed on file, seconded by Senator Fukunaga and carried.

Senator Kawamoto then moved that the Senate advise and consent to the nomination of CHARLES M. KATSUYOSHI as Administrator, State Procurement Office, term to expire June 30, 2002, seconded by Senator Fukunaga.

Senator Kawamoto rose to speak in favor of the nominee as follows:

"Mr. President, I rise to speak in favor of the nominee.

"Mr. President, your Committee on Transportation, Military Affairs, and Government Operations, to which was referred Gov. Msg. No. 119, submit for study and consideration the nomination of Charles M. Katsuyoshi, gubernatorial nominee as Administrator of the State Procurement Office, for a term to expire June 30, 2002.

"Upon review of the resume and other background information submitted by the nominee, your Committee finds that Charles M. Katsuyoshi was born and raised in Hawaii. After graduating from the University of Hawaii, Mr. Katsuyoshi received a commission in the Army through the ROTC program. While in the Army, Mr. Katsuyoshi pursued a specialty in the field of logistics, which included responsibilities in procurement. Mr. Katsuyoshi then earned a Master of Science degree from the Florida Institute of Technology in business, with emphasis in procurement. Since 1994, Mr. Katsuyoshi has served as the Procurement Administrator for the City and County of Honolulu.

"Your Committee received testimony in support of the nominee from the Comptroller, the Assistant Administrator, and many others who had contact with the nominee.

"Your Committee members believe that Mr. Katsuyoshi is well equipped to handle the position of Administrator of the State Procurement Office. During the hearing regarding his nomination, Mr. Katsuyoshi outlined his four primary goals for the State Procurement Office:

- (1) To streamline government procurement through the use of information technology;
- (2) To increase cooperative procurement initiatives among the state, counties, and other governmental agencies;
- (3) To work to improve procurement laws and rules; and
- (4) To improve the procurement process through the training of procurement professionals and administrative support staff personnel.

"Your Committee finds that with his education, experience, and vision for the State Procurement Office, Mr. Katsuyoshi would make a very effective Administrator.

"As affirmed by the record of votes of the members of your Committee on Transportation, Military Affairs, and Government Operations that is attached to this report, has found the nominee to be qualified for the position to which nominated and recommends that the Senate advise and consent to the nomination."

Senator Hemmings rose in support of the nominee and said:

"Mr. President, I rise to speak in favor of the nomination.

"I had the opportunity to visit with Mr. Katsuyoshi in my office one day and was truly enlightened about his background. . . his background as a local boy who moved to the Mainland and achieved a high degree of success in the United States military. We know that the military is a meritocracy – where you achieve success not by who you know, but more by what you do and how well you do it. For this reason, I think he is eminently qualified to be the procurement officer for this State.

"I hope that in his decision-making in the future, he'll do what's best for the State not based upon who is doing it or who knows who, but on what is best for the taxpayers. Therefore, I speak highly of him and endorse his nomination.

"Thank you, Mr. President."

Senator Tam rose to speak in favor of the nominee and said:

"Mr. President, I wish to speak in favor of the nominee.

"This nominee has four characteristics I would like to expand upon. They are as follows:

1. He is knowledgeable of our procurement laws;
2. He is productive;
3. He is efficient; and
4. He is fair.

"Thank you."

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

At this time, Senator Kawamoto introduced Mr. Katsuyoshi, who was seated in the gallery with colleagues and well wishers.

Stand. Com. Rep. No. 1015 (Gov. Msg. No. 158):

Senator Matsuura moved that Stand. Com. Rep. No. 1015 be received and placed on file, seconded by Senator Buen and carried.

Senator Matsuura then moved that the Senate advise and consent to the nominations of KRISTINE M. FOSTER, BERT Y. MATSUOKA, WENDELL T. MURAKAWA and BARBARA A. YAMASHITA to the Hawai'i Advisory Commission on Drug Abuse and Controlled Substances, terms to expire June 30, 2004, seconded by Senator Buen.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

At 12:41 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:43 o'clock p.m.

### THIRD READING

S.B. No. 1575, S.D. 2:

Senator Kawamoto moved that S.B. No. 1575, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Fukunaga.

Senator Hemmings rose to speak against the measure as follows:

"Mr. President, I rise to speak against this legislation. I want to make it brief.

"This shifts the burden of safety from the pedestrian to the driver of the car and the balance of power on the highway. I'll guarantee you in every accident, the car will always win. There are going to be pedestrians that are going to be in the right, but unfortunately, they're going to be dead right.

"I urge my colleagues to vote 'no' against this legislation. Thank you."

Senator Kawamoto rose to respond in favor of the measure and said:

"Mr. President, I beg to differ with the prior speaker. I speak in favor of the bill.

"This bill puts the responsibility on the pedestrian. I just want to let you know that this bill is an idea that the Canadians had, and it really puts the responsibility also on the pedestrian. Right now, all the bills that are coming over from the House, and in the past, have always been that the responsibility is solely on the driver. This bill attempts to put some responsibility on the pedestrian and driver.

"As you know, 85 percent of the people that are hit by cars are in the walkways, so I urge you all to vote 'aye' on this bill."

Senator Hogue rose to speak in opposition to the measure and stated:

"Mr. President, I rise in opposition to this bill.

"I think the public looks to common sense legislation. With all due respect to the wonderful people from Canada, I'm not sure that this bill is making much common sense. If you were to look on page 4, for example, a pedestrian will have to 'Look for a break in the traffic that will permit vehicles time to stop safely and permit crossing by the pedestrian.' Point number two - 'Point either hand at a 45 degree angle towards the ground at the point of crossing.' What happens if they have kids in their hands? What happens if they're pushing a cart? What happens if they point their hands at 30 degrees or 32 degrees, or they can't point it at 45 degrees?

"I think this is a rather ridiculous point here, so let's put together the idea of some common sense legislation and vote 'no' on this one.

"Thank you."

Senators Ihara, Kim, English, Ige, Matsunaga and Chun Oakland then requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, S.B. No. 1575, S.D. 2, 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, 21. Noes, 4 (Chumbley, Hemmings, Hogue, Slom).

S.B. No. 1013, S.D. 3:

Senator Taniguchi moved that S.B. No. 1013, S.D. 3, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Slom rose to speak against the measure as follows:

"Mr. President, I rise to speak in opposition to the bill.

"This bill has to do with the Hawaii Community Development Authority and its expansion of its tax-exempt public facilities revenue bonds. The original draft was for \$35 million. The next draft went up to \$150 million. Now, of course, it's got a zero dollar amount, but I think the trend is clear - we're going to be voting to increase tremendously the scope and the power of the HCDA.

"There have been so many questions by people within the various communities affected by HCDA development and small businesses that I don't want to give it a carte blanche at this time. I want to see what the projects are for. I think we want to have a reasonable progression of dollar amounts, so I'll be voting 'no.'

"Thank you."

Senator Hemmings then requested his vote be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, S.B. No. 1013, S.D. 3, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Hogue, Slom).

S.B. No. 1033, S.D. 3:

Senator Taniguchi moved that S.B. No. 1033, S.D. 3, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Hemmings rose to speak in favor of the measure and said:

"In the interest of not having this Session progress too quickly, I want to do something that may astound you, Mr. President. I rise to speak in favor of this bill.

"I oftentimes . . . in fact I hope I will be noted for, if anything, and be remembered for, in my tenure here in the Legislature, voting 'no' against wanton spending on the part of government. Mr. President, I would like to say that this is a good expenditure. Bishop Museum is a repository for the cultures of the Pacific. Government should do this, and do well. I'm very proud to support this initiative.

"Thank you, Mr. President."

Senator Slom rose in support of the measure with reservations and stated:

"Mr. President, I rise to speak in support of the measure with reservations.

“When you talk about the Bishop Museum, everybody says that they like the Bishop Museum, and I like the Bishop Museum too. What I don’t like are some of the plans announced for Kakaako and the means of financing, and the fact that we don’t really have a handle on how it’s going to be done. This particular bill started out with an expenditure of \$2 million in general obligation bonds – not revenue bonds, not special purpose bonds, but general obligation bonds – which means the taxpayers would pay for them.

“At this point, again this bill reflects a zero dollar amount, but I will hold my reservations until we have the exact dollar amounts and we can have more discussion as to what is going to go in Kakaako as a whole.

“Thank you.”

The motion was put by the Chair and carried, S.B. No. 1033, S.D. 3, entitled: “A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR THE BERNICE PAUAAHI BISHOP MUSEUM, OAHU,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 791, S.D. 2:

Senator Taniguchi moved that S.B. No. 791, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Taniguchi rose to speak in favor of the measure as follows:

“Mr. President, I rise to speak in favor of S.B. No. 791.

“Mr. President, this bill will do two things – provide for a food tax credit and eliminate the income tax reduction which was part of Governor Cayetano’s ERTF proposal three years ago. I will speak more about the latter provision.

“When we organized the Senate last year, I was humbled by the trust shown in me by many of my colleagues. In the past, I have proposed general excise tax increases to improve our educational system. I felt very strongly that this year we should be bold and do what we really needed to do. There is never a good time for a tax increase. When times are bad, some say do not raise taxes because it will hurt the economy. When times are good, those same people say do not raise taxes because we don’t need the money.

“I was asked not to seek a general excise tax increase unless I could get a majority of both the House and Senate to support it. I was not able to do that. So I have not pursued that course, Mr. President, even though I believe that I could produce a tax package that would greatly benefit the citizens of this State and significantly improve our educational system.

“This bill is not a tax increase. It is not disguised as one. It is simply looking ahead and deciding that we probably cannot afford to implement tax reductions at this time.

“When I first assumed the duties of the Ways and Means Chairmanship, I was very encouraged by the fact that our economy had been improving. But I was soon confronted with mandated increases to fund Felix related costs and increases to fixed costs like debt service, retirement system contributions,

and health fund premiums. These were described as must-fund items. The increases run in the hundreds of millions of dollars.

“The Governor also proposed many initiatives of his own and encouraged his departments to seek restoration of many of the good programs that have been cut in the recent past because of our weak economic situation. These requests also run in the hundreds of millions of dollars. While it may be easy to say ‘let’s just cut the Governor’s stuff,’ many of these requests are reasonable, much needed, and some will save us money in the long term. I cannot, in good conscience, reject these items entirely.

“I was also asked to fund pay increases for our public employees. At the present time, increases for the United Public Workers, Hawaii Government Employees Association, and hospital employees will cost roughly \$176 million over the biennium. These items have either been settled or have been awarded in arbitration. I believe these are obligations we need to fulfill. These are promises that need to be kept.

“Additionally, if the UH faculty get all that they have asked for, it would amount to an additional \$100 million for the biennium. If teachers get all that they are asking for, we estimate it will cost \$290 million over the biennium. Let me say that again – \$290 million. I do not believe that that figure is too far off from being a meaningful pay increase for our teachers. We have already passed other bills that could make that amount even higher.

“I would also remind all of you that the Governor’s budget, submitted to us in December, did not factor in any funding for pay raises. There’s nothing in his budget to fund collective bargaining. Let me repeat that – the Governor has not funded anything . . . nothing . . . zero . . . for any raises. This includes teachers, principals, and school staff.

“While I remain an optimistic person, these are the reasons why I ask for your support of this measure – S.B. No. 791. This is why I must reluctantly ask you to eliminate our Governor’s income tax reductions at this time, even though he has threatened to veto this measure, and even though the revenue from this bill would not quite balance our budget plan as we understand it today.

“While my staff, our Ways and Means Committee members, and I will certainly continue to try to balance our budget, we need to send a strong message to the House and to the Governor that the Senate is serious about funding teacher pay increases and that we are willing to make sacrifices like eliminating the Governor’s income tax reduction scheme to fix our schools in a meaningful way by acknowledging the sacrifice and commitment of our teachers, principals, and school staff.

“Thank you, Mr. President.”

Senator Ihara rose in opposition to the measure and stated:

“Mr. President, I rise in opposition to S.B. No. 791.

“Mr. President, I oppose eliminating the tax cuts scheduled for the 2000 and 2001 taxable years. Here are my five reasons for voting against this bill:

“Reason number one: taxpayers were not provided the opportunity to give input on the tax cut repeal section of this bill because this section was inserted with neither public notice nor a public hearing. Mr. President, the tax cut repeal impacts taxpayers so much that I believe the lack of public notice is reason alone, in this case, to vote against this bill.

“Reason number two: this bill, in effect, raises the income tax rates for Hawaii taxpayers. We say it repeals the tax cuts adopted in 1998, but the fact of the matter is that income tax rates are already set for this year and future years. The higher income tax rates made in this bill is my number two reason for voting against it – don’t raise income taxes.

“Reason number three: if this bill becomes law this July, the Legislature will be mandating a retroactive tax increase. We’d be saying to taxpayers, ‘Thank you for paying your income taxes for the first half of this year, but now that it’s past – and after the fact – you owe state government even more, because we’re raising the price of Hawaii citizenship for the first six months of this year – a reverse sale.’ That is my reason number three.

“Reason number four: The Governor promises to veto this bill, which will not allow passage of what most legislators of both parties want – collective bargaining pay raises – all because of a financial plan wrecked by the veto. Reason number four is that we should face up to this reality now, so that a responsible financial plan can be worked on.

“And the final reason, number five: I believe that Hawaii’s Majority Party made a promise to voters and taxpayers in the 1998 election. If this bill passes, it would be a promise broken.

“For these five reasons, Mr. President, I cannot support this measure.”

Senator Slom rose to speak in opposition to the measure and stated:

“Mr. President, I, too, rise in opposition to this bill. I want to thank the Senator from Kaimuki, who I think outlined perfectly well five points as to why my colleagues should vote against this measure. Let me add a few more things for your consideration.

“First of all, let there be no mistake – THIS IS A TAX INCREASE – and a retroactive tax increase at that! There was no hearing held either on the original S.B. No. 1196 or on S.B. No. 791, which is a violation of our Rules and a violation of moral principles. We all know that. We know that we should have held a hearing on something as important as this.

“When the good Senator from Manoa, the Chairman of Ways and Means, refers to this as the Governor’s tax cut, I’m amused, because I recall last year’s election when Legislators ran on this tax cut, told their constituents how they had voted proudly to cut their taxes, and then stood proudly with the Governor as the Governor kept saying how the economy was turning around. And what was the primary reason? The primary reason, if there was any turn around in the economy, was in this tax reduction.

“You may also recall that several years ago some of us spoke and we warned about having a tax reduction that was spread over four years. I said at the time that we’re not really serious about this, because if we were really serious about this, you’d do the tax cut immediately, like John Fitzgerald Kennedy did and other people of honor. You don’t drag it out, because when you drag it, that leaves the impression that people are going to manipulate it. We have the same impression with the seven-year period involving the general excise tax de-pyramiding reduction, and it allowed for the mischief that we’re seeing right now.

“What kind of message does this send to the House? What kind of message does it send to the taxpayers? to the voters? Make no mistake, this is not the Governor’s tax decrease – this is the Legislature’s tax decrease. We’re the ones that

authorized it. We’re the ones that spoke for it. We’re the ones that took credit for it. This is ours. And now to turn our backs and take this money away . . . as the good Senator said, people have relied on this tax cut; businesses have invested based on this tax cut; jobs have been created because of this tax cut.

“We went from the highest rates in the nation on personal income and we lowered them significantly, but over a four-year period of time. And now to argue that we have to make sacrifices? We’re not making the sacrifices; we’re sacrificing the taxpayers and the voters of this community. They are the source for all of these funds – for the collective bargaining agreements, for the Felix funds, for everything that we do in this body and across the way. They are the ones that we’re going to sacrifice, and yet we don’t even ask for their input.

“As was said, this is a promise made and yet another example, if we do this, of a promise broken. But Mr. President, I cannot believe that my colleagues here today will do this.

“Two days ago, we heard wonderful speeches about justice, and doing what’s right, and compassion, and sensitivity. There’s no more justice, no more compassion, no more sensitivity than leaving these tax cuts alone. And what have we offered in return? Well, we have a food tax credit, a blank amount at that, so we don’t even know what it’s going to be. We know that tax credits are not the same as tax reduction because you have to pay first. We continue to tax people for eating, as well as for being sick, as well as for renting and living.

“We’re not easing the burden of people. We argued the other day over a few cents on a minimum wage bill. That won’t do any better either. Here we have something that all of us could and did agree on in terms of making a reduction and making at least a move in the right direction. And we’re going to take this away while at the same time extending special tax credits for certain kinds of technology businesses and special purpose revenue bonds exempting certain kinds of individuals, businesses, and organizations from taxes that would be gathered by the state, but telling the taxpayers, telling that single mom, telling that family, telling that small business that pays on a 1040 form, ‘well this is a sacrifice that you’ll have to make so that we can make a point to the House.’

“And what about the House? There’s some disagreement over there, but the majority of opinions seems to be they don’t want to do this. The Governor doesn’t want to do this. Who wants to do this? Is this the only way to finance the collective bargaining agreements? No, it’s not.

“We debated the other day and I’ve mentioned about putting things in priority. It means that we can’t do everything, but we have to do those things that are the most important. If we say education is the most important, then we do that first. And other people may have to wait, but not the taxpayers who have already been overburdened and already been promised again and again.

“I heard the Speaker of the House the other day say that one of the reasons that he supports this is because ‘gee, the taxpayers didn’t even say ‘thank you’ for what we did before.’ Now isn’t that something. The taxpayers didn’t say thank you for not stealing more of their money. It’s not the taxpayers that should be thanking us, we should be thanking the taxpayers for putting up with some of the idiocy that we have in terms of the things that we pass – where we have blank amounts and the dollars don’t add up, and we don’t do things correctly. That’s the kind of sacrifices that we should be making.

"The Co-Majority Leader asked the other day, 'What can we do? What is the final thing that the Legislature can do?' It can keep its promises! It can keep its priorities! It can honor the commitments that have been made! And it starts right here.

"I can't believe that you even took so much time that you delayed the opening of this Session today still wrangling over this. It's such a no-brainer – DO THE RIGHT THING! Vote down this bill! Vote down this bill strongly with a strong message! Then let's go back to the table and let's talk about these issues of collective bargaining and other things in terms of what we can really afford. Do you know what that means? It means, painfully, that sometimes you have to say NO, like every parent and every business owner. It's not what you want to do; it's what you have to do and what you can afford to do. But you don't start with the taxpayers that you've already promised.

"I'm asking my colleagues to do the right thing, and you know what the right thing is – vote this bill down. Thank you, Mr. President."

Senator Sakamoto rose in support of the measure with reservations and stated:

"Mr. President, I rise in support with reservations.

"Mr. President, your Senator from Hawaii Kai, your Senator from Kaimuki/Kapahulu, they made some very good points. As the Senator from Hawaii Kai said, just the other day we passed many bills which are not in their final form – be that they have zero dollars, be they defective dates, Mr. President. If we said, 'I'm a man of principle and we're Senators of principle,' we wouldn't pass any bill that we wouldn't allow in its final form. We all would have voted much differently on many other measures, Mr. President.

"I do not support this bill in this form, but I do support our Chair and I do support our Senate in an effort that this is not day 59, this is not day 60. I do support the food tax credit. I do not support rolling back promises, but I do, at the end of the day, believe we need to support our obligations, be they to teachers, be they to other government employees and also to ourselves, Mr. President.

"So at this point in time, I do support moving this ahead with reservations for further discussion, Mr. President."

Senator Kim rose to speak on the measure with strong reservations and said:

"Mr. President, I rise with strong reservations on this measure. To save time, I'd like to have my neighboring colleague Senator Sakamoto's remarks to be put in as my own. Thank you."

Senator Tam rose to speak in favor of the measure and said:

"Mr. President and fellow colleagues, I rise to speak in favor of S.B. No. 791, S.D. 2.

"Basically, I have two reasons. First, as a Senator, I see this bill as a vehicle to further discussion through public hearings. We are only half way to completing this year's Legislative Session, yet we have more public hearings before us.

"Secondly, the Governor's budget proposal, which we received in January of this year, exceeds – yes, it exceeds – the budget ceiling as mandated by the Constitution of the State of Hawaii. In fact, in response to the Governor's costly budget, I am introducing a resolution requesting that he revisit his budget

proposals and reduce his out of line budget costs before we conclude this Legislative Session.

"Many of you have known me for opposing the Governor. Well, this is the approach I'm taking to ask for his assistance, in terms of staying within our budget ceiling. Thank you."

Senator Fukunaga rose to speak in opposition to the measure and stated:

"Mr. President, I rise to speak in opposition to this bill.

"This bill imposes a retroactive personal income tax increase for this year and repeals the tax decrease scheduled for 2002. I oppose this bill.

"Mr. President, during the last three years, we promised taxpayers that they would be our full partners in rebuilding Hawaii's stagnant economy.

- We did this by cutting taxes: de-pyramiding the general excise tax, and reducing a range of professional services, wholesale, hi-tech, and other business taxes.
- We did this by reducing personal income tax rates from 16 percent to 26 percent and more, phased over a four-year period.

"In effect, we agreed that individual taxpayer choice on purchases, bill payments, investments, and savings was the way to drive economic recovery. And guess what? This strategy is working!

"State tax revenues – one sign of better economic times – increased in late 1999 and throughout 2000. Last year, Hawaii's visitor industry experienced the best year that they have had in a decade. We're seeing market-driven economics beginning to work.

"Yet, before we see the full benefit of the tax cuts, we're proposing to take them away. This action represents the worst possible tax policy that we could adopt.

"First, we're renegeing on the promise that we made to reduce taxes by proposing to change the rules midstream. Isn't this sort of like endorsing arbitration for public employees and then refusing to pay the arbitration awards when they come due?

"Second, we're increasing taxes retroactively to the beginning of this year, so next April, taxpayers will owe more money for 2001 than they originally planned and budgeted for.

"Third, we're demonstrating that government cannot be trusted to carry out tax policies in a comprehensive economic agenda. This action will erode individual consumer confidence, and destroy any credibility we may have gained as to our ability to turn Hawaii's economy around. And that erosion of confidence, fellow Senators, is the most deadly result of all.

"For these reasons, I am voting 'no' on S.B. No. 791, S.D. 2. Thank you."

Senator Chumbley rose to speak in opposition to the measure and stated:

"Mr. President, I rise to speak in opposition to this measure.

"Before I make some comments, I want to add some clarity to two statements that were made by previous speakers. One statement called this 'Our Governor's tax reduction.' Another statement called this the 'Legislature's tax reduction.' Let's

make this clear – this is the ‘public’s tax reduction.’ It’s their money – it’s not ours’, and it’s not the Governor’s.

“Another comment was about a violation of a Rule, not so. There was no violation of a Senate Rule, no violation of any rule. The Constitution only requires that decision making be held in public, not that the Senate hold a hearing. Our Rules don’t even require that the Senate hold a hearing, unlike the House Rules, where they are compelled to hold a hearing. I’d like to propose to my colleagues that that should be the next Rule that we adopt for the Senate.

“Today we are debating to take back a tax cut that this Legislature promised to the taxpayers of this State just three Sessions ago. As we speak, 5,000 miles away, in the Capitol of our nation, Congress is voting on another tax issue. However, there is a marked difference between what we are doing here in Honolulu today and what they are doing in Washington, DC.

“Today, Congress is voting on a proposed tax cut plan as submitted by President Bush. In an opinion poll that was released just this morning, 57 percent of Americans who were surveyed supported that tax cut, while 32 percent opposed that tax cut plan. What do you think opinion polls here in Hawaii would say about what we’re debating on right now?

“While the Federal government and Congress are cutting taxes, here in Hawaii we are proposing to raise taxes. Some would say this action is not raising taxes, but simply returning to the old tax structure because we can’t afford it. Well, don’t be fooled by the smoke and mirrors. This action is indeed raising taxes.

“Some Senators say it would be irresponsible to not explore all alternatives, even scrapping a planned tax cut. I would say that it would be unconscionable to break our promise that we put in place in 1998 with the State’s most progressive tax reduction plan in history. Broken promises is not what our voters sent us here to do in this Legislature.

“Let me give you a specific example of what this proposed bill will mean to your constituents and, in fact, even to you, individually. Over the cumulative four-year phase-in period, a family of four with an annual income after tax credits would have a tax liability of \$12,208 under the old system. Under a fully phased-in four-year system, that same family of four would have had a tax liability of \$10,301, or a savings of \$1,907 at 16 percent. Just for this fiscal year alone, that means \$476 to that family of four. A single person with an annual income of \$30,000 . . . our salary as a Senator is \$32,000, very close to that. Our four-year tax liability during that period would have been \$8,428. Under the existing structure, the tax liability would have been \$6,950 – a tax reduction of \$1,478, an 18 percent reduction. You would save yourselves a \$373 tax cut this year. Those are significant dollars, particularly in a family of four. That \$2,000 over the four-year period can make a lot of difference – \$476 in a year can put a lot of food on the table for the family of four.

“I think some of the previous speakers talked about the implementation or the logistics problems of this, and I won’t go into that because it’s going to be a nightmare to implement as drafted right now.

“Cumulatively, we’ve been told that in the first fiscal year this would represent about \$80 million, and in the second fiscal year, \$120 million. That’s \$200 million of the public’s money that we’re proposing to take back.

“The good Senator from Manoa, the Chairman of our Ways and Means Committee, and all of us, colleagues, have a very

daunting task – and that’s to provide the necessary funds to meet all of the obligations of our State and even those of the pay raises. And yet, this action will not, by itself, solve that problem.

“I’m prepared to assist you, Chairman, in whatever way I can to help in making those hard and difficult choices, but I cannot support this proposed bill even with reservations.

“I promised my constituents an income tax in 1998, and I intend to keep that promise and I urge all of you members to vote ‘no’ on this measure.

“Mr. President, I also have some additional lengthy comments that I would like to have inserted into the Journal. Thank you.”

The Chair having so ordered, Senator Chumbley’s additional remarks read as follows:

“Repeal of state tax cuts is a terrible idea

If the Hawai’i Legislature truly believes it cannot get through the current session without raising taxes, it should look somewhere other than the recently reformed state income tax system.

But that, astonishingly, is what they seem bent on doing. The Senate Ways and Means Committee has positioned — on a standby basis — a measure that would repeal a substantial chunk of the income tax rollback approved by the 1998 Legislature.

Ways and Means Chairman Brian Taniguchi says the measure may be needed to provide the money for pay raises for teachers and for other public union contracts.

Taniguchi says the state may simply be unable to ‘afford’ the income tax rollbacks for this year and next year.

That kind of thinking can be treacherous. It would be just as logical — perhaps more so — to say that the taxpayers cannot ‘afford’ raises for teachers and others.

Which presents an interesting political dilemma for lawmakers: Whose ox will they gore, the taxpayers or the politically influential public-worker unions?

But it is a dilemma only if one’s thinking is restricted to two choices: raise taxes or reject raises. What legislators must do is think beyond this simple equation into more difficult, but ultimately more productive, directions.

There is no question the unions deserve raises. But those raises do not have to come at the expense of tax reductions promised with much fanfare just a few years ago.

The best way to achieve decent pay packages for the unions (with the teachers coming first in line) is to work outside the box on creative contracts that build in efficiency, flexibility and reform along with better pay.

That is the direction being pushed by Gov. Ben Cayetano, who has already seen some interest on the part of enlightened labor leaders. It would be a mistake to undermine this delicate reform progress by converting the debate into a simple zero-sum money issue.

And as for the tax cuts, did we hear House Speaker Calvin Say correctly when he said he has not sensed much

'appreciation' from the taxpayers for what was done to the income tax code in 1998?

A friendly hint: If the Legislature attempts to take away the income tax rollbacks on the basis of insufficient taxpayer 'appreciation,' there will be hell to pay.

Furthermore, if indeed there has been relatively small taxpayer recognition of the rollbacks, it might be because they have not even been fully phased in. Plus, the only taxpayers who saw any immediate impact of the reductions were the relative few who immediately reduced their payroll deductions in anticipation of the lower rates.

What will lawmakers say to those taxpayers if they cancel years two and three of the rollbacks?

Finally, the income tax cuts were not in response to a booming economy that was producing surpluses that by rights should be returned to the taxpayers.

In fact, the thinking was exactly the opposite: In the face of a weak economy, lawmakers experimented with a local form of 'trickle down' economics by approving income tax reductions as a stimulus measure.

The jury remains out on whether this experiment worked or not. But having launched the experiment, one would think the Legislature would feel morally obligated to see it through.

In short, repealing the income tax cuts before they have even had a chance to fully phase in is a bad idea. Don't do it."

Senator Matsunaga rose in opposition also and said:

"Mr. President, I rise in opposition to this measure.

"Mr. President, I will be voting 'no' on this measure for the reasons so eloquently articulated by previous speakers. I would, however, like to add three additional reasons for my 'no' vote:

1. Mr. President, this bill is sure to suffer a veto, and an override is unlikely to be neat-o.
2. Mr. President, we shouldn't raise taxes or we'll get plenty nasty faxes.
3. And finally, last but not least, Mr. President, we should all be promise-keepers, not grim tax-cut reapers.

"Thank you, Mr. President."

Senator English rose to speak against the measure as follows:

"Mr. President, I rise in opposition to this bill.

"When I introduced S.B. No. 791 to restore the food tax credit, it was to provide relief most directly to lower income individuals. Well, Mr. President, this bill became a vehicle of the WAM Committee meeting on March 1st for the insertion of new language repealing personal income tax reductions set to go into effect for tax years beginning after December 30, 2000, and December 30, 2001.

"Mr. President, I voted with reservations in Committee. And yes, I still wish to provide lower income individuals with the relief afforded by a food tax credit. No, we cannot balance any raises to be paid by repealing the income tax reductions previously legislated.

"It may be true that many residents have not really noticed the impact of tax decreases which went into effect on January 1st. However, take it away, Mr. President, and they will surely note its omission. Yes, we need to fund pay raises. Let's find a way to do so without taking back the much-needed personal tax reduction.

"This is a tough act. We are balancing budgets, and we are balancing hopes. We are only halfway through his Session and I am reluctant to take myself out of the majority by voting 'no.' Twelve other Senators' noes are needed to kill this measure. Voting with reservations, may secure myself a seat at the Conference table. Thirteen noes may also allow me to sit later on a bill which looks for another way to balance our budgets and our hopes.

"Mr. President, I will be voting 'no' on S.B. No. 791."

Senator Hemmings rose to speak against the measure as follows:

"Mr. President, I rise to speak against this bill.

"Mr. President, this bill is cruel and it's a betrayal. First, it's cruel because it continues to leave in place the silly notion that we can give the poor, the hungry, the sick, the homeless, and those in need of a roof over their head help by a paltry tax credit, rather than eliminating the tax on food, on medical care, and on homes.

"Mr. President, this bill is a betrayal. Unfortunately, it has a partisan twang to it. I might remind my colleagues who served with me in the House of Representatives in the '80s, when John Waihee and his minions were spending wildly, I had a distinction – I stood on the Floor of the House several times, alone, and voted against the wild spending years. I made a simple prediction that the spending would result in an economic malaise.

"I might ask my colleagues, What has caused the economic abyss that Hawaii has fallen into? Some partisans, especially during campaign time, ironically, blame the plantation era, which is now a distant part of history. Others blame a racial group – it might have been those rich haoles. Some, Mr. President, have the audacity to blame Ronald Reagan for Hawaii's economic woes because of his tax cuts in the '80s. But political opinion and political correct talk cannot deny the facts of history.

"A writer, a very profound writer, named Adam Smith knew back in 1776, when he wrote the Wealth of Nations, what caused the economic malaise of the '90s that we're still suffering in. He said, 'High taxes, sometimes by diminishing the consumption of the taxed commodities, and sometimes by encouraging smuggling, frequently afford a smaller revenue to government than what might be drawn from more moderate taxes.' That wonderful leader that we all love for the inspiration he gave us, John F. Kennedy, cut taxes in the '60s. The result was increased revenue to government.

"I want to expose the big lie of the '80s that Reagan tax cuts created the national deficit. Reagan tax cuts resulted in increased revenues to the government. In six short years, government collected twice as much money after the tax cuts. Excessive spending, not tax cuts, created the national deficit. You don't have a deficit by putting more money into the pot. You have a deficit by spending more than you take in. Congress did that. And by the way, it was partisan back then.

"The evidence is overwhelming. The good Chairman of the Senate Ways and Means Committee made an offer to me the

other night, which I am going to take him up on. I agree wholeheartedly with him. You cannot go through this budget and cut item by item to find enough tax cuts to pay for what really is needed to be done. We have to have systemic reform. Why are we fighting privatization? We just saw a labor leader indicted for fraud on his own workers. What about the fraud on all the taxpayers of this State who have toiled in the sun or in the shadow of this great institution – the new company store called state government. Our people owe their lives to the company store, state government.

“The average wage earner families in Hawaii pay close to half of their income on pay taxes. And those of you who are holding the children hostage in saying we’re doing this for the benefit of the children, do you really believe that doubling the spending in ten short years will help education? Do you really believe that we have a federal consent decree governing our schools and that the Department of Health, Mental Health Division, has been under a federal consent decree because we spent more? Do you really agree that by doubling spending we’ve helped the truly needy? The system is broke. We have to fix the system. We cannot just continue to throw money at it.

“This bill, as it is now, is a betrayal of the people’s trust. I’m voting ‘no’ against it.

“The good Senator from Maui noted that he counted votes in your Caucus. I recommend you take a recess and think about what’s being done today. This is not going to be forgotten. This is a partisan issue. Hawaii’s economy is beleaguered. Does anybody doubt it? Hawaii’s economy has been beleaguered for ten years. Does anybody want to challenge me on that fact? What’s the reason?

“You have a chance to do what’s right. You have a chance to change things. You have a chance to be bold. Let’s demonstrate it now by voting ‘no’ against this bill. Thank you, Mr. President.”

Senator Slom rose again and said:

“Mr. President, just some brief final remarks.

“The other day we spent a lot of time, as we always do, on bills that had to do with vehicles and safety. And this bill has been described as merely a vehicle to get us from today to further discussion later on. You know, despite all of the safety equipment that you could put on this vehicle and despite us all wearing helmets, this vehicle is not safe.

“There’s only one part of this vehicle that would work –and that would be the brakes, because it would put the brakes on the economy and the economic turnaround and on the economic hopes and dreams of individuals and businesses in this community and those that think about coming here and relocating and creating more economic development. This vehicle is unsafe at any speed and I urge my colleagues to rethink their position and get out of this vehicle.

“Mr. President, I would like to request a Roll Call vote. Thank you.”

Senator Hogue rose to speak in opposition to the measure and stated:

“Mr. President, I rise in opposition to this bill.

“I have been awed by the speeches that I have heard here today, and I think back to the reasons why I decided to enter into the race to become a Senator. One movie that was made back in 1939 made a difference to me. It starred Jimmy

Stewart. It’s called ‘Mr. Smith goes to Washington.’ It proved that one man could stand up with integrity and do the right thing. And I conjure up the images of that movie today on this particular vote because this vote today has everything to do with what we do here. It has to do with the word ‘integrity.’ How will the public believe us again if we break this promise?

“Do what is right. Remember why you ran. Vote with integrity. Vote ‘no.’ Thank you, Mr. President.”

Senator Nakata rose to speak in favor of the measure and said:

“Mr. President, I rise to speak in favor of this bill.

“Mr. President, due to some of the circumstances of collective bargaining, the two unions that are left to negotiate settlements are the teachers and the professors at the University of Hawaii. Those professors are one of the keys to the new economy that this body has worked so hard to lay a foundation for. The public school teachers are the ones who will help to produce the workers for that new economy. With the budget situation that we face, we are sending both these groups of people a message – a message that we believe in what they do for this State.

“This is a very difficult for all of us. No question about that. But we are talking about the economic future of this State. There have been statements made one way. I would like to offer some statements the other way.

“When the Economic Revitalization Task Force came up with its package 3-4 years ago, it did include an increase in the general excise tax to balance the cuts made in the income tax. That part of the package was not passed. One of the consequences of not passing that tax increase back then is the situation that we see in repair and maintenance in the schools, at the university.

“The State of Hawaii’s economy, we know that it fell apart in the early part of the ‘90s when the Japanese bubble fell apart, when the US economy itself was in trouble, and tourism nose-dived. Our economy is in recovery, and I believe it’s largely now because of the increase in tourism. The increased spending on tourism has helped. But more than that, the strength of the global economy has produced 5 percent gains in tourism worldwide.

“We have very little control over our economy. It’s a small one. And what happens in the major economies elsewhere has far more influence on what happens here in our economy than what we do here. Though, one exception I see again is that, through the efforts of Legislators in this body and in the House, we have started to lay the foundation or we have laid a foundation for the technology industry and we need to support that.

“There was an article in this past Sunday’s paper about Connecticut and the investment that they have made in education. I’m not saying that’s something we should match, but where we spend \$6,000 or so per pupil in this State, Connecticut spends on the order of \$11,000. We need to make that kind of commitment to the teachers, to the professors, and to the children of this State.

“So I urge my colleagues to support this bill. Thank you.”

Senator Chun rose to speak in support of the measure as follows:

“Mr. President, I stand in support of this bill.

"Mr. President, comments have been made, and I think they are valid comments in terms of the tax cuts that were done in 1998. Comments were made in terms of our need to control our spending. Valid comments were made in terms of reforming our government. I agree with all those things and we are working towards those goals.

"If you remember, Mr. President, we just passed, two days ago, a privatization bill that would basically re-look at how we address those issues of providing services by the government. We passed a managed competition bill also, which looks at providing services by the private sector. We are working towards those goals. But, Mr. President, the bottom line is this – and really, I don't want to simplify it too much, but it really is not rocket science when you look at our budget – we are over budget. When you look at the proposed financial plan by the Governor that we have before us, at the end of the second biennium, we are going to be \$400 million in the hole – \$400 million.

"Now, there is only one or two ways to control that. One, we can cut our spending, which we can and we're looking at. We can raise our revenues, which we can and we're probably looking at too. But if you're ever going to think, Mr. President and the rest of the members, that we're going to take \$400 million and control that with just one thing, I think you need to re-look at that. Cuts of that kind of nature are going to take cooperation. It's going to take a myriad number of vehicles whether it be a tax cut or tax raise, or a rebuilt forming of government, or taking out services. It's not one thing that's going to do it and what we have to look at is using a number of ways to control those spendings.

"The worst thing that can happen, Mr. President, is come time at the last day of our Session, we have no other method of controlling this budget other than cutting off all services. And Mr. President, I have not heard any member of the public say that they want to cut all of our services. In fact, I've heard members of the public beg and demand more services. They demand the fact that we protect our environment more. They demand the fact that our roads are in such bad shape and that we have to spend more time on it. They look at our streams, our oceans, our coral reefs, they look at our fields and say 'We need to take better care of that. They're eroding it, they're damaging our environment.' They also look at our homeless and say, 'We need to take care of our homeless. We need to take care of those who are on welfare. We need to provide for social services for those who cannot provide for themselves.' I've heard people say that time and time again.

"We need to improve our services, not because we're court mandated to do that, not because somebody orders us to do it because of a lawsuit, but because we are human beings . . . Republicans and Democrats. We need to take care of those who can't take care of themselves. I haven't heard people screaming that we should stop spending on those.

"We also heard screaming that rather than send people to prison, we've got to treat them. I think that's a good thing but that costs money. I think in the long run, we will save money by treating drug abuse people, as opposed to sending them to prison. That costs money. That costs money in the front, but we've got to spend it.

"Mr. President, it is a hard decision. And it is something that I do not take lightly. It is something that people really are going to have to take a hard look at and decide what's the best way to do it. But Mr. President, the long and short of it, I said before when I first stood up, there is never going to be a single way that you're going to cut \$400 million in your budget. Mr.

President, we need to realize that. We need to look at every possible avenue for us to balance our budget, and I'm willing to look at this vehicle as a way of doing that.

"Last thing to note, Mr. President, this budget also is based upon the Council of Revenues' projection that was in December of 2000. We are scheduled to have another projection here in March. And the way things are looking up, I don't think that revenue projection is going to go up. There's a possibility it might go down, and there's a good probability it just might stay even. The bottom line though, if it goes down, we're not looking at \$400 million, we're looking at maybe \$450 million or maybe \$500 million, and then what will we say in terms of balancing our budget.

"Mr. President, I urge all my colleagues to make the tough choice. Don't take the easy answer out and say there are other ways. Fine, let's listen to them, but don't just shoot down one way without having a good plan to back it up. I haven't heard any plans today in terms of coming up with a way to get \$400 million back into our budget. I've heard noes, but I haven't heard anything positive. I think we need to kind of work together to get that done, Mr. President.

"Thank you."

Senator Hanabusa rose to speak in support of the measure as follows:

"Mr. President, I rise in support of this measure.

"Mr. President, I'd like to make one thing clear, and that is, no one that sits in this body wants to be in support of freezing any tax reduction. Anyone will tell you it is positively politically incorrect to probably proffer this. It is for that reason that I commend the Chair of the Ways and Means Committee.

"Mr. President, as Vice-Chair, I sat there with him as he went through the budget, looked at the worksheets, and the staff has toiled many, many hours to try and find an alternative to coming before this body and say support this bill. This is like a measure of last resort. But when we are faced with an administration budget that doesn't address pay raises and simply is balanced, really, on the backs of our employees, what do you do? Do we turn our backs on these employees? Do we say, to all those faxes that we are receiving now . . . and I will tell you, the majority of my faxes are from people saying please support the teachers. A lot of them are from students who say please support my teachers. A lot of them are from parents who say please support our teachers. What do we do? Do we turn our backs on them? Do we say, 'uh, uh, we're not going to touch taxes cause that is the big no-no.'

"For the Ways and Means Chair to come forward and say, 'this bill, this is something that we must do.' We must freeze the anticipated tax reduction because that will possibly give us \$200 million, but even that may not be enough, may not be enough. So what do we do? Do we have the political courage to say, 'We're not going to do that, but instead, maybe we won't fund HGEA, maybe we won't fund UPW, maybe we won't fund the teachers and maybe we won't fund UHPA and the little fire fighter group that we have to fund.' Do we do that? Do we tell Judge Ezra, 'You know, you're all wrong. I don't care if you're going to put us into an equivalent to a trusteeship, take over our bank accounts and then tell us, no, you're going to raise taxes whether you like it or not.' Is that what we're going to do? No, we're not going to do that. I don't think there's anyone here who's going to go forward and say to Judge Ezra, 'Hey, you can't do Felix.' Felix is something that began in the early '90s. It's indicative of a problem that we did not properly address. And you know what? We have to take

responsibility. We may not like the way it's done, but we have to take that responsibility. The bottom line is, unless we come up with alternatives for that, we are going to end up having to fund that.

"We may not agree with how the Governor handles negotiations, but do you know what? That's his prerogative and that's the way the law is written. He is the negotiator, not us. We fund, and that's our role.

"So given the way our role is in all of this, and given the fact that we have a budget that's been presented to us that doesn't address these obligations that many of you, when you ran, said 'Yes, I will support those pay raises,' and those of us who didn't run would have probably said the same thing had they asked us – these are obligations, and we have to fund them.

"What I would like to make very clear is that those who vote in favor of this bill are not doing it because they want to, everyone has the same reservations, same concerns, and probably would like to vote no. But because of the sense of responsibility, and maybe that's a new word that should replace political correctness in what we do, because of responsibility and the fact that we acknowledge our responsibility, we are going to vote that way. And that's why I ask my colleagues to support this measure. Yes, everyone has elections in 2002. Yes, this is not an easy decision to make, but we have that responsibility.

"I hear my good colleague from Waimanalo saying, 'Ten years ago, I knew this was coming because of the tax and spend orientation of the Democrats back then.' Maybe you're right, I don't know, I wasn't here ten years ago. But I will tell you that I am here now; these are the cards I'm dealt and this is the decision that I must make. And for that reason, I am supporting the Chair of the Ways and Means and I also applaud my colleagues, whether you go with reservations or otherwise, who are willing to stand up and say, 'We don't see any other resolution right now. We have to pass over this bill and let's do it.'

"Thank you very much, Mr. President."

Senator Kawamoto rose to speak in favor of the measure and said:

"Mr. President, I stand in favor of this bill.

"Mr. President, would you have the Clerk record the words of the Senator from Waianae as being my own. Thank you."

The Chair so ordered.

Senator Hemmings rose in rebuttal as follows:

"Mr. President, I stand in rebuttal to some previous remarks.

"To the good Senator of Waianae, and to you big-hearted, kind Democrats who are always raising taxes and spending more money for the children, I have a message for you – after doing it for 30 years, the children of Hawaii are worse off. My children, many of your children and grandchildren are actually living on the Mainland because they can't afford Hawaii.

"And to the good Senator from Waianae, yes, I was right, and I'm proud of it! I'm not saying anything new that I didn't say 10, 15 years ago. You've had a stranglehold on this government and you've had a stranglehold on this economy. You're playing the cards that you were dealt but you're playing with a stacked deck. Think about it.

"We can eliminate the waste, the inefficiency, the duplication, and the malfeasance. You want some ideas? Four percent attrition from the public workforce every year, \$170 million dollars – get rid of some of those jobs. Tell the labor unions the truth, especially Mr. Gary Rodrigues, who was indicted for fraud against his own people and who has the audacity to lobby us the way he does with the brute force and the 'You've got to do it our way or you'll suffer at the polls.' Stand up and be bold. He's wrong.

"The irony, the great irony of it all is, where are the working men and women of Hawaii that you and your party say you represent? They have to send their kids to a public school because they can't afford a private education. But the labor union bosses and the political leaders can send their kids to private schools. The people have to pay extra taxes to pay for the Felix consent decree because the State of Hawaii mismanaged government and we're in a deep hole. Is that the taxpayers' fault?

"Catholic schools – 44 schools, 12,000 students, no department of education. They do what we've been proposing for 20 years. Give the power back to the principals. Give schools the money and not a bow to bureaucracy downtown where bureaucrats with fancy titles like 'Assistant Director of Toilet Training' are passing around curriculum recommendations. It's ludicrous and you're holding the children hostage to take more money from the taxpayers because you're going to fix education.

"Well, the results are self-evident – DAGS, what a nightmare – what a nightmare . . ."

President Bunda interjected:

"Senator, please keep your remarks germane."

Senator Hemmings responded and continued:

"Yes sir.

"We're talking about spending and the need to heap more tax burden on the people of Hawaii, Mr. President. The taxpayers are beleaguered and sick.

"Judge Ezra on the Felix consent decree . . . Ezra is not the last word. The Felix consent decree is a bad agreement. Why can't we appeal it? I think the appeal courts might consider a different deal. Why not give tax credits so government doesn't have a monopoly on education? That's being discussed and I think the Governor even sees the wisdom in it. The point is we have to change the way we're doing things because this tax/spend formula has failed.

"Mr. President, I appreciate the opportunity to stand and express myself. This is very emotional for me. I'm not here because I'm getting paid a lot of money to be a Senator, and I'm not here representing the party I represent because it's a fast track to fame and fortune. I'm here because people of Hawaii need relief and change.

"Thank you, Mr. President."

Senator Inouye rose in opposition and said:

"Mr. President, I speak in opposition to S.B. No. 791, S.D. 2.

"Mr. President and members, it pains me to make a decision against our colleague, the Chair of Ways and Means. However, much has been said and I wish to have the remarks of the

Senator from East Maui entered into the Journal as if it were my own.

"My constituents were busy. Yes, they were busy with their faxes and their e-mails because they had no alternative to hear this bill and to voice their opinion, and I have been sent here because of them.

"This bill is doomed to fail in the next several weeks, and I think we should make a decision today to support the efforts of the previous year of 1998.

"Thank you, Mr. President."

Senator Menor rose to speak with reservations on the measure and said:

"Mr. President, I just wanted to have the Clerk note, for clarification, that my aye vote is with strong reservations.

"Thank you."

Senator Chun Oakland requested the following remarks be inserted into the Journal:

"Mr. President, I support S.B. No. 791, S.D. 2, as a vehicle to leave as many funding options available for the Legislature this Session to meet our State obligations and fulfill my responsibilities as an elected official.

"My hope is that by the end of this Session, we will be able to preserve the personal income tax reductions. I do not want to eliminate these reductions. I will do all I can to find other ways to fund the many worthy State programs and services that have such a tremendous impact on the quality of life for the people of Hawaii. I will do my best to find funds to also meet our responsibilities so that we may fund the pay increases agreed to on behalf of our State employees.

"I agree with all the statements made by my colleagues who spoke in favor and in opposition to this measure. The points and sentiments expressed are those that I share.

"Thank you for the opportunity to share my thoughts."

The motion was put by the Chair and carried, S.B. No. 791, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," 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 (Chumbley, English, Fukunaga, Hemmings, Hogue, Ige, Ihara, Inouye, Kanno, Matsunaga, Slom).

S.B. No. 1029, S.D. 3:

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, S.B. No. 1029, S.D. 3, entitled: "A BILL FOR AN ACT RELATING TO TOURISM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1534:

On motion by Senator Taniguchi, seconded by Senator Hanabusa and carried, S.B. No. 1534, entitled: "A BILL FOR AN ACT RELATING TO LONG-TERM CARE," having been

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

Ayes, 25. Noes, none.

S.B. No. 664, S.D. 1:

Senator Taniguchi moved that S.B. No. 664, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Inouye rose to speak in opposition to the measure and stated:

"Mr. President, I speak in opposition to S.B. No. 664, S.D. 1.

"Mr. President and members, S.B. No. 664, S.D. 1, has several serious problems. The proposed new Section to Chapter 200, HRS, is entitled 'Recreational Small Boat Harbors.' However, Section 200-9, HRS, states that the purpose of small boat harbors is for recreational boating, the landing of fish, and commercial vessel activity, with the proviso that commercial vessel activities are prohibited in Ala Wai and Keehi small boat harbors. Therefore, only Ala Wai and Keehi harbors would be considered truly recreational in nature. If this is the intent of the bill, then the section title and other references to recreational small boat harbors should be changed to refer only to the Ala Wai and Keehi small boat harbors.

"The purpose of the bill, as stated in section 1, line 13, refers to a marine park but there is no definition of this term and there is no connection to the statutory language in section 2. The language of subsection 1, page 2, line 10, requiring a repair and maintenance system using computer technology is overly broad. I presume that this may refer to a computerized database listing various recurring or one-time repair projects, their estimated costs, and scheduled project implementation dates. However, no maintenance system or repair schedule is valid without the necessary funding to complete the repairs at the time they are scheduled. In any event, I understand that DLNR would prefer to seek the advice of the Department of Accounting and General Services in developing a maintenance system, and not the Department of Education.

"Another troublesome part of this bill is that no special fund called 'small boat recreational boating special fund' presently exists. Therefore, I presume this may refer to the boating special fund. If this is the case, this provision is directly contrary to Sections 36-27.5 and 36-30, HRS, relating to special fund assessments, as well as Section 200-8, HRS, requiring that both principal and interest in GO bonds used for boating facility projects be paid from the boating special fund. Without any provisions for alternative financing, the boating program would be unable to perform its statutory functions under Section 200-4, HRS, or pay its bills.

"If the intent of the bill is to establish a separate special fund for individual harbors by the use of the term 'small boat recreational boating special fund,' this would eliminate the needed flexibility for prioritizing and directing available assets to the most critical needs throughout the entire program. DLNR would not be able to support the smaller facilities in rural Oahu and on the neighbor islands.

"In conclusion, I would like to encourage additional work on the legislation before passing it over to the House, and I'd be happy to corral all our small boat harbors throughout the islands to participate in such hearings. I need more details and plans that respond to the concerns I explained. Therefore, I vote 'no.'

"Thank you."

Senator Tam rose to speak in favor of the measure and said:

“Mr. President, I rise to speak in favor of S.B. No. 664, S.D. 1, not S.D. 2, Relating to State Small Boat Harbors.

“The purpose of this measure is to impose greater accountability over financial activities of the Department of Land and Natural Resources with respect to small boat harbors.

“For years, there have been problems of accountability in the management of the boating special funds. In 1993, the Legislative Auditor’s report found the accounting parameters of the boating program to be inadequate. In 1995, a follow-up report found that while some improvements had been made, the department still had not yet developed a comprehensive statewide boating program. By 1997, the condition had worsened, as the Legislative Auditor’s report further found that:

1. There was no financial reporting within the division;
2. Property management practices were deficient; and
3. Controls over cash receipts and billings at three district offices and certain harbors were seriously deficient.

The auditor further stated that without proper internal controls there was no assurance that all cash receipts were properly deposited. This bill will provide that accountability, as it will:

1. Require harbors to have a repair and maintenance system using computer technology and a timetable. Some of you were here in the mid-1980s when we established a repair and maintenance system for the Department of Education using a timetable. The method of technology used to record documentation of when a roof should be repaired, for example, depended on the types of roofs and so forth. Today we are looking at a similar system, which has proven well for us. Yes, there is a backlog on repair and maintenance of our schools, but it’s not our fault. When you have a governor who restricts money year after year from our balanced budget, there’s your problem;
2. Prohibit the Department and the Governor from transferring money out of the small boat recreational special fund;
3. Require a special quarterly financial report of income and expenditures in compliance to HRS 200-8; and
4. Require that advisory board meetings organized by the Department of Land and Natural Resources be recorded officially. At present, the Department does not list their official meeting minutes at all. So what happens? There’s miscommunication and allegations in terms of what was said, and so forth. Official meetings should be recorded, as stated in our Hawaii Revised Statutes.

“Testimony was received from two boat owners. One said that the State has proven to be a very poor landlord or a slumlord, as in this case. Another testimony stated that ‘the Department of Transportation and the Department of Land and Natural Resources have diverted and misspent approximately \$70 million of Boating Special Funds.’

“Keep in mind that the special fund is for operating, maintaining, and managing all small boat recreational harbors, but these funds have been used by the department for other recreational boating activities.

“Testifiers in favor of this bill suggested that the bill:

1. Cuts government costs, services, and mismanagement, in other words;
2. It streamlines and increases service to the public; and
3. It also provides a vehicle for the development of an effective statewide boating program.

“Senate Bill No. 664, S.D. 1, will provide more control of the small boat harbors by requiring more accountability from the Department of Land and Natural Resources over various financial activities.

“Mr. President and fellow colleagues, I take my job very seriously, especially in accountability of public funds used for public services!

“I ask my colleagues to vote ‘yes’ on this bill. Thank you.”

Senator Slom rose on a point of information as follows:

“Mr. President, I rise on a point of information.

“Just to clarify something, I’d like to ask if the EDT Chairman could clarify the point that was brought up by the Senator from the Big Island – and that is the status of the small boat recreational harbor special fund. Is this fund in existence right now or are we creating a new fund? Thank you.”

Senator Tam responded:

“This fund is presently in existence. I am referring to three legislative audits and if anyone wishes to look at it, it’s available here and in our Legislative Reference Bureau Library. Thank you.”

Senators Hogue, Hemmings and Slom requested their votes be cast “aye, with reservations,” and the Chair so ordered.

The motion was put by the Chair and carried, S.B. No. 664, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO STATE SMALL BOAT HARBORS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 1 (Inouye). Excused, 2 (Chumbley, Matsunaga).

**REFERRAL OF HOUSE BILLS**

The President made the following committee assignments of House bills received on Tuesday, March 6, 2001:

House Bill	Referred to:
No. 3, H.D. 1	Committee on Education, then to the Committee on Ways and Means
No. 14, H.D. 1	Committee on Education, then to the Committee on Ways and Means
No. 18	Committee on Tourism and Intergovernmental Affairs, then to the Committee on Commerce, Consumer Protection and Housing
No. 21	Committee on Tourism and Intergovernmental Affairs, then to the Committee on Commerce, Consumer Protection and Housing

- No. 79, H.D. 1 Committee on Commerce, Consumer Protection and Housing
- No. 94, H.D. 1 Committee on Education, then to the Committee on Ways and Means
- No. 98, H.D. 1 Jointly to the Committee on Education and the Committee on Health and Human Services, then to the Committee on Ways and Means
- No. 100 Committee on Health and Human Services, then to the Committee on Ways and Means
- No. 144 Jointly to the Committee on Hawaiian Affairs and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means
- No. 152, H.D. 1 Committee on Judiciary
- No. 159, H.D. 1 Jointly to the Committee on Hawaiian Affairs and the Committee on Education, then to the Committee on Ways and Means
- No. 160, H.D. 1 Committee on Tourism and Intergovernmental Affairs, then to the Committee on Judiciary
- No. 168, H.D. 1 Jointly to the Committee on Judiciary and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means
- No. 186 Committee on Hawaiian Affairs, then to the Committee on Ways and Means
- No. 210, H.D. 1 Committee on Agriculture, then to the Committee on Ways and Means
- No. 216, H.D. 1 Committee on Transportation, Military Affairs, and Government Operations
- No. 284, H.D. 1 Committee on Health and Human Services, then to the Committee on Ways and Means
- No. 336 Committee on Health and Human Services, then to the Committee on Ways and Means
- No. 382, H.D. 1 Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Judiciary
- No. 408, H.D. 1 Committee on Economic Development and Technology, then to the Committee on Ways and Means
- No. 429 Committee on Health and Human Services, then to the Committee on Ways and Means
- No. 444, H.D. 1 Jointly to the Committee on Hawaiian Affairs and the Committee on Water, Land, Energy, and Environment, then to the Committee on Ways and Means
- No. 461 Jointly to the Committee on Tourism and Intergovernmental Affairs and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means
- No. 462, H.D. 1 Committee on Judiciary, then to the Committee on Ways and Means
- No. 480, H.D. 1 Committee on Education, then to the Committee on Ways and Means
- No. 487 Committee on Education, then to the Committee on Ways and Means
- No. 498, H.D. 1 Committee on Judiciary
- No. 505, H.D. 1 Committee on Tourism and Intergovernmental Affairs, then to the Committee on Ways and Means
- No. 508 Committee on Agriculture, then to the Committee on Ways and Means
- No. 513, H.D. 1 Committee on Judiciary, then to the Committee on Ways and Means
- No. 514, H.D. 1 Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means
- No. 524, H.D. 1 Committee on Commerce, Consumer Protection and Housing, then to the Committee on Judiciary
- No. 531 Committee on Water, Land, Energy, and Environment, then to the Committee on Judiciary
- No. 539, H.D. 1 Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means
- No. 540, H.D. 1 Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means
- No. 543 Committee on Health and Human Services, then to the Committee on Commerce, Consumer Protection and Housing
- No. 545 Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means
- No. 546 Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means
- No. 549, H.D. 1 Jointly to the Committee on Economic Development and Technology and the Committee on Water, Land, Energy, and Environment, then to the Committee on Ways and Means
- No. 550 Committee on Commerce, Consumer Protection and Housing
- No. 563 Committee on Labor, then to the Committee on Ways and Means
- No. 583, H.D. 1 Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means
- No. 599, H.D. 1 Committee on Commerce, Consumer Protection and Housing, then to the Committee on Judiciary
- No. 600, H.D. 1 Committee on Commerce, Consumer Protection and Housing, then to the Committee on Judiciary

No. 604	Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means	No. 946	Committee on Education, then to the Committee on Ways and Means
No. 611, H.D. 1	Committee on Education, then to the Committee on Ways and Means	No. 953	Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Commerce, Consumer Protection and Housing
No. 612, H.D. 1	Committee on Education, then to the Committee on Ways and Means	No. 962	Committee on Judiciary, then to the Committee on Ways and Means
No. 613	Jointly to the Committee on Education and the Committee on Labor, then to the Committee on Ways and Means	No. 978, H.D. 1	Committee on Judiciary
No. 628	Committee on Education, then to the Committee on Judiciary	No. 986, H.D. 1	Committee on Judiciary
No. 634	Committee on Health and Human Services, then to the Committee on Judiciary	No. 993, H.D. 1	Committee on Health and Human Services, then to the Committee on Judiciary
No. 637	Committee on Health and Human Services, then to the Committee on Judiciary	No. 996	Committee on Judiciary, then to the Committee on Ways and Means
No. 645, H.D. 1	Committee on Judiciary	No. 1001	Committee on Judiciary
No. 670, H.D. 1	Committee on Labor, then to the Committee on Ways and Means	No. 1003, H.D. 1	Committee on Judiciary
No. 676, H.D. 1	Committee on Labor, then to the Committee on Ways and Means	No. 1028, H.D. 1	Committee on Education, then to the Committee on Ways and Means
No. 688	Committee on Water, Land, Energy, and Environment	No. 1138	Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means
No. 693	Committee on Water, Land, Energy, and Environment, then to the Committee on Ways and Means	No. 1208, H.D. 1	Committee on Judiciary
No. 697	Committee on Economic Development and Technology	No. 1211, H.D. 1	Committee on Judiciary
No. 698	Committee on Water, Land, Energy, and Environment, then to the Committee on Ways and Means	No. 1233, H.D. 1	Committee on Health and Human Services, then to the Committee on Ways and Means
No. 699	Committee on Water, Land, Energy, and Environment, then to the Committee on Ways and Means	No. 1234, H.D. 1	Committee on Health and Human Services, then to the Committee on Ways and Means
No. 708	Committee on Judiciary, then to the Committee on Ways and Means	No. 1243, H.D. 1	Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means
No. 709, H.D. 1	Committee on Judiciary, then to the Committee on Ways and Means	No. 1254, H.D. 1	Jointly to the Committee on Water, Land, Energy, and Environment and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means
No. 728	Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means	No. 1255, H.D. 1	Committee on Judiciary
No. 735	Committee on Education, then to the Committee on Ways and Means	No. 1281, H.D. 1	Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Water, Land, Energy, and Environment, then to the Committee on Ways and Means
No. 740, H.D. 2	Committee on Water, Land, Energy, and Environment, then to the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means	No. 1309	Jointly to the Committee on Water, Land, Energy, and Environment and the Committee on Economic Development and Technology, then to the Committee on Ways and Means
No. 771, H.D. 1	Committee on Judiciary	No. 1345, H.D. 1	Committee on Water, Land, Energy, and Environment, then to the Committee on Ways and Means
No. 773, H.D. 1	Committee on Judiciary	No. 1357	Committee on Health and Human Services, then to the Committee on Ways and Means
No. 824	Committee on Transportation, Military Affairs, and Government Operations	No. 1399, H.D. 1	Committee on Judiciary, then to the Committee on Ways and Means

No. 1405, H.D. 1 Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Judiciary

No. 1411 Committee on Education, then to the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means

No. 1547, H.D. 1 Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means

No. 1554, H.D. 1 Jointly to the Committee on Water, Land, Energy, and Environment and the Committee on Economic Development and Technology, then to the Committee on Ways and Means

No. 1556 Committee on Agriculture, then to the Committee on Ways and Means

No. 1587 Committee on Health and Human Services, then to the Committee on Commerce, Consumer Protection and Housing

No. 1636, H.D. 1 Committee on Economic Development and Technology, then to the Committee on Ways and Means

No. 1668, H.D. 1 Jointly to the Committee on Education and the Committee on Labor, then to the Committee on Ways and Means

No. 1684, H.D. 1 Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means

No. 1686, H.D. 1 Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means

**REFERRAL OF SENATE CONCURRENT RESOLUTIONS**

The President made the following committee assignments of concurrent resolutions that were offered on Thursday, March 1, 2001 and Friday, March 2, 2001:

Senate Concurrent Resolution	Referred to:
No. 14	Committee on Education
No. 15	Committee on Health and Human Services
No. 16	Committee on Transportation, Military Affairs, and Government Operations
No. 17	Committee on Transportation, Military Affairs, and Government Operations
No. 18	Committee on Health and Human Services, then to the Committee on Ways and Means
No. 19	Committee on Water, Land, Energy, and Environment
No. 20	Committee on Transportation, Military Affairs, and Government Operations

**REFERRAL OF SENATE RESOLUTIONS**

The President made the following committee assignments of resolutions that were offered on Thursday, March 1, 2001 and Friday, March 2, 2001:

Senate Resolution	Referred to:
No. 11	Committee on Education
No. 12	Committee on Health and Human Services
No. 13	Committee on Health and Human Services, then to the Committee on Ways and Means
No. 14	Committee on Education
No. 15	Committee on Water, Land, Energy, and Environment

Senator Kawamoto rose on a point of personal privilege as follows:

“Mr. President, I rise on a point of personal privilege.

“Today, Mr. President, I speak with great sadness and disappointment.

“Especially disturbing is the way the selection of a new University of Hawaii President has been handled. It started some time before October 4 of last year when the UH Board of Regents supposedly came up with a ‘job description’ for the next president. On that 4<sup>th</sup> day of October, the regents named 17 people – ‘representing regents, faculty, deans, students and community’ – to help in the search for the 12th UH President.

“Not to take away from or degrade the front runner of the selection committee, Mr. Evan Dobbelle, but my concern is of the process and the opportunities our local candidates got during this search.

“Early on, it was reported that the committee would review all applications, come up with a list of five semifinalists and then make a recommendation to the regents. The committee members were to meet for the first time on October 12. Subsequently, at an informational meeting for your Committee on Ways and Means, I inquired of our President of the University, Mr. Ken Mortimer, as to why the search was apparently being directed to the mainland, and not locally or both, but there was no satisfactory response, if any.

“At a subsequent informational meeting of your Committee on Education, where it was mentioned that the list of those in the running was increased from 9 to 12, I again inquired whether the search was in fact being directed to the mainland, and if there were any local candidates in the list of 12. President Mortimer said he did not know, and that he had no involvement in the search.

“Now, the latest news, as we saw today, out of the clear blue sky is that the two leading candidates are from the mainland. Worse yet, I learned from reliable sources that a local candidate was asked to get off the list prior to the list being forwarded to the search committee. In other words, our local candidates were taken off the list prior to review by the search committee and not being given a fair opportunity in being selected as the 12<sup>th</sup> President of our University. This indeed is a disappointment! Who’s calling the shots? What criteria are they using to call the shots? When did they call the shots? Where did they call the

shots? Why did they call those shots? How did they call the shots? Did they at all consider leveling the playing field? My concern is that the local candidates are not getting a fair shake. And when I say local, I don't mean just local born. I mean local, local! A leader that is here because of his or her love for our Aloha State and his or her intent to plant his or her roots and talents here, for the betterment of our people. One example is Coach June Jones.

"Contrast the non-local mainlander who may be using the UH presidency merely as a stepping stone to the Harvards, Yales, and the like, or as a last stop to cruise and stack arms at the expense of our taxpayers. Simply put, our next UH President not only must plant his or her roots here, the University of Hawaii President must look at the even bigger picture for the good of the University and our State, and possibly beyond. Here, I speak of the ever growing universities, the universities without walls, if you will, whereby students young and old, part time and full time, can take courses by computer technology, 24 hours a day, and attain their degrees upon fulfilling their requirements. This would go hand-in-hand with our aspirations for becoming or at least having a first-class technology center.

"In short, we need to get rid of what some of us in rural areas call the 'Manoa Mentality.' We need to get off our duffs, honor our commitments, and keep the big picture in mind at all times. This leads to my second point.

"A good example of what I'm talking about is the UH West Oahu Campus. It was intended to be part of the Second City commitment. The Second City was to alleviate the jam-packing and overcrowding of Downtown Honolulu, Kakaako, University, and Waikiki. As we struggle to deal with the traffic problems in my Committee, one of the intentions was to commit to the Second City and move the traffic westward. We have tried many things to alleviate the traffic problem. We have gone to the Zipper lane and we've looked at ferries, but all of these are needed to help us with our congestion and the fact that we take 1 hour and 15 minutes to commute to the Honolulu area.

"The Second City is moving along, again, thanks to Campbell Estate, the lower education people for providing schools and a library there, businesses for going out there and taking a risk as people who live out there, and building the hotels in hopes that the visitors will come on the west side.

"The UH West Oahu campus is merely a shell of what was envisioned. Why? Because many of those that made the commitment have not followed through. This has been the story since 1965, 36 years ago, and the present Manoa people have requested this year \$1.7 million for University of Hawaii West Oahu campus. Why? Because of its desire to build up Kakaako. And who are the losers? Our Leeward and Central Oahu students who have to spend two valuable hours getting to the University at Manoa, have difficulty with parking, if any, and when they finally get there, understandably are not at their peak learning power. Then, after classes, they have to go through the whole process of fighting or crawling in traffic and they hardly have time for studying when they get home. Their need to be on the road for such long stretches of time and miles also contributes to our horrendous traffic problem. Further, the Leeward and Central areas in the next 10 years will be the home of almost over 1/3 of the State's population.

"Again, we thank the Campbell Estate for providing the land. We thank the people involved with this Second City who have gone forward. Now it's our turn to look at the University of Hawaii West Oahu Campus for the people out in the Leeward and Central areas.

"Thank you very much, Mr. President."

**ADJOURNMENT**

At 2:13 o'clock p.m., on motion by Senator English, seconded by Senator Hemmings and carried, the Senate adjourned until 11:30 o'clock a.m., Friday, March 9, 2001.

Respectfully submitted,

Clerk of the Senate

Approved:

President of the Senate