

FORTY-NINTH DAY

Thursday, April 10, 2003

The Senate of the Twenty-Second Legislature of the State of Hawaii, Regular Session of 2003, convened at 11:58 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by Pastor Jack Nordgren, Hope Chapel, after which the Roll was called showing all Senators present.

The President deferred the approval of the Journal of the Forty-Eighth Day until Friday, April 11, 2003.

At this time, the following introductions were made to the members of the Senate:

Senator Fukunaga recognized and honored Brad Smith and Peter Milano for their uplifting efforts in promoting healing for the Children of 9/11 through their "Voices of Inspiration-The Healing Power of Music" endeavors. Representing Mr. Milano was Taimani Gardner. Accompanying the honorees was television producer Rick Korn.

Senator Aduja recognized and commended Army Senior Master Sergeant Albert Chang for his contributions in helping to temper the brutality of war by providing hope and inspiration for peace. Accompanying Mr. Chang was his wife, Jackie; his son, Kalana; his son-in-law, Alika Naluai; and a friend, Dr. Ishmael Stagner.

At 12:09 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:19 o'clock p.m.

MESSAGE FROM THE GOVERNOR

Gov. Msg. No. 334, informing the Senate that on April 7, 2003, she signed into law Senate Bill No. 554 as Act 10, entitled: "RELATING TO BROWN TREE SNAKES," was read by the Clerk and was placed on file.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 406 to 508) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 406, returning S.B. No. 16, S.D. 2, which passed Third Reading in the House of Representatives on April 8, 2003, in an amended form, was placed on file.

On motion by Senator Kawamoto, seconded by Senator Hogue and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 16, S.D. 2, and requested a conference on the subject matter thereof.

Hse. Com. No. 407, returning S.B. No. 17, S.D. 1, which passed Third Reading in the House of Representatives on April 8, 2003, in an amended form, was placed on file.

On motion by Senator Kawamoto, seconded by Senator Hogue and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 17, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 408, returning S.B. No. 58, S.D. 1, which passed Third Reading in the House of Representatives on April 8, 2003, in an amended form, was placed on file.

On motion by Senator Kawamoto, seconded by Senator Hogue and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 58, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 409, returning S.B. No. 78, S.D. 2, which passed Third Reading in the House of Representatives on April 8, 2003, in an amended form, was placed on file.

On motion by Senator Kawamoto, seconded by Senator Hogue and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 78, S.D. 2, and requested a conference on the subject matter thereof.

Hse. Com. No. 410, returning S.B. No. 88, S.D. 1, which passed Third Reading in the House of Representatives on April 8, 2003, in an amended form, was placed on file.

On motion by Senator Kawamoto, seconded by Senator Hogue and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 88, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 411, returning S.B. No. 209, S.D. 3, which passed Third Reading in the House of Representatives on April 8, 2003, in an amended form, was placed on file.

On motion by Senator Kawamoto, seconded by Senator Hogue and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 209, S.D. 3, and requested a conference on the subject matter thereof.

Hse. Com. No. 412, returning S.B. No. 248, S.D. 3, which passed Third Reading in the House of Representatives on April 8, 2003, in an amended form, was placed on file.

On motion by Senator Kawamoto, seconded by Senator Hogue and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 248, S.D. 3, and requested a conference on the subject matter thereof.

Hse. Com. No. 413, returning S.B. No. 254, S.D. 2, which passed Third Reading in the House of Representatives on April 8, 2003, in an amended form, was placed on file.

On motion by Senator Kawamoto, seconded by Senator Hogue and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 254, S.D. 2, and requested a conference on the subject matter thereof.

Hse. Com. No. 414, returning S.B. No. 299, S.D. 1, which passed Third Reading in the House of Representatives on April 8, 2003, in an amended form, was placed on file.

On motion by Senator Kawamoto, seconded by Senator Hogue and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 299, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 415, returning S.B. No. 317, S.D. 2, which passed Third Reading in the House of Representatives on April 8, 2003, in an amended form, was placed on file.

On motion by Senator Kawamoto, seconded by Senator Hogue and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1492, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 494, returning S.B. No. 1496, which passed Third Reading in the House of Representatives on April 8, 2003, in an amended form, was placed on file.

On motion by Senator Kawamoto, seconded by Senator Hogue and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1496, and requested a conference on the subject matter thereof.

Hse. Com. No. 495, returning S.B. No. 1505, S.D. 1, which passed Third Reading in the House of Representatives on April 8, 2003, in an amended form, was placed on file.

On motion by Senator Kawamoto, seconded by Senator Hogue and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1505, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 496, returning S.B. No. 1519, S.D. 1, which passed Third Reading in the House of Representatives on April 8, 2003, in an amended form, was placed on file.

On motion by Senator Kawamoto, seconded by Senator Hogue and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1519, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 497, returning S.B. No. 1594, which passed Third Reading in the House of Representatives on April 8, 2003, in an amended form, was placed on file.

On motion by Senator Kawamoto, seconded by Senator Hogue and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1594, and requested a conference on the subject matter thereof.

Hse. Com. No. 498, returning S.B. No. 1619, S.D. 2, which passed Third Reading in the House of Representatives on April 8, 2003, in an amended form, was placed on file.

On motion by Senator Kawamoto, seconded by Senator Hogue and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1619, S.D. 2, and requested a conference on the subject matter thereof.

Hse. Com. No. 499, returning S.B. No. 1621, which passed Third Reading in the House of Representatives on April 8, 2003, in an amended form, was placed on file.

On motion by Senator Kawamoto, seconded by Senator Hogue and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1621, and requested a conference on the subject matter thereof.

Hse. Com. No. 500, returning S.B. No. 1629, S.D. 1, which passed Third Reading in the House of Representatives on April 8, 2003, in an amended form, was placed on file.

On motion by Senator Kawamoto, seconded by Senator Hogue and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1629, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 501, returning S.B. No. 1647, S.D. 2, which passed Third Reading in the House of Representatives on April 8, 2003, in an amended form, was placed on file.

On motion by Senator Kawamoto, seconded by Senator Hogue and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1647, S.D. 2, and requested a conference on the subject matter thereof.

Hse. Com. No. 502, returning S.B. No. 1661, S.D. 2, which passed Third Reading in the House of Representatives on April 8, 2003, in an amended form, was placed on file.

On motion by Senator Kawamoto, seconded by Senator Hogue and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1661, S.D. 2, and requested a conference on the subject matter thereof.

Hse. Com. No. 503, returning S.B. No. 1675, which passed Third Reading in the House of Representatives on April 8, 2003, in an amended form, was placed on file.

On motion by Senator Kawamoto, seconded by Senator Hogue and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1675, and requested a conference on the subject matter thereof.

Hse. Com. No. 504, returning S.B. No. 1700, S.D. 1, which passed Third Reading in the House of Representatives on April 8, 2003, in an amended form, was placed on file.

On motion by Senator Kawamoto, seconded by Senator Hogue and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1700, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 505, returning S.B. No. 44, S.D. 2, which passed Third Reading in the House of Representatives on April 8, 2003, in an amended form, was placed on file.

On motion by Senator Kawamoto, seconded by Senator Hogue and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 44, S.D. 2, and requested a conference on the subject matter thereof.

Hse. Com. No. 506, returning S.B. No. 459, S.D. 1, which passed Third Reading in the House of Representatives on April 8, 2003, in an amended form, was placed on file.

On motion by Senator Kawamoto, seconded by Senator Hogue and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 459, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 507, returning S.B. No. 1426, S.D. 1, which passed Third Reading in the House of Representatives on April 8, 2003, was placed on file.

Hse. Com. No. 508, informing the Senate that the amendments proposed by the Senate to H.B. No. 1307, H.D. 1, were agreed to by the House and H.B. No. 1307, H.D. 1, S.D. 1, passed Final Reading in the House of Representatives on April 8, 2003, was placed on file.

STANDING COMMITTEE REPORTS

Senators Sakamoto and Kanno, for the Committee on Education and the Committee on Labor, presented a joint report (Stand. Com. Rep. No. 1487) recommending that S.C.R. No. 183, as amended in S.D. 1, be referred to the Committee on Ways and Means.

On motion by Senator Kawamoto, seconded by Senator Hogue and carried, the joint report of the Committees was

adopted and S.C.R. No. 183, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO REVIEW AND EVALUATE THE TOTAL ANNUAL COMPENSATION PACKAGE OF HAWAII PUBLIC SCHOOL TEACHERS," was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1488) recommending that S.C.R. No. 30, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1488 and S.C.R. No. 30, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO REVIEW PUBLICATIONS DESIGNED TO INFORM PARENTS AND GUARDIANS ABOUT WHAT THEIR CHILDREN ARE LEARNING IN LANGUAGE ARTS/READING, MATHEMATICS, SCIENCE, AND SOCIAL STUDIES FROM KINDERGARTEN THROUGH GRADE SIX, AND IDENTIFY PARTNERS TO OBTAIN AND DISTRIBUTE A SERIES OF SUCH PUBLICATIONS," was deferred until Friday, April 11, 2003.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1489) recommending that S.R. No. 18, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1489 and S.R. No. 18, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO REVIEW PUBLICATIONS DESIGNED TO INFORM PARENTS AND GUARDIANS ABOUT WHAT THEIR CHILDREN ARE LEARNING IN LANGUAGE ARTS/READING, MATHEMATICS, SCIENCE, AND SOCIAL STUDIES FROM KINDERGARTEN THROUGH GRADE SIX, AND IDENTIFY PARTNERS TO OBTAIN AND DISTRIBUTE A SERIES OF SUCH PUBLICATIONS," was deferred until Friday, April 11, 2003.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1490) recommending that S.C.R. No. 52, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1490 and S.C.R. No. 52, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION CONVENING A 2003 INTERIM JOINT LEGISLATIVE STUDY GROUP TO CONTINUE DIALOGUE ON PUBLIC SCHOOL REFORM ISSUES," was deferred until Friday, April 11, 2003.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1491) recommending that S.R. No. 32, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1491 and S.R. No. 32, S.D. 1, entitled: "SENATE RESOLUTION CONVENING A 2003 INTERIM LEGISLATIVE STUDY GROUP TO CONTINUE DIALOGUE ON PUBLIC SCHOOL REFORM ISSUES," was deferred until Friday, April 11, 2003.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1492) recommending that S.C.R. No. 57, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1492 and S.C.R. No. 57, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO REPORT ON THE COSTS OF AND REVENUES GENERATED FROM ADULT AND COMMUNITY EDUCATION PROGRAMS AND THE

STATUS OF THE ADOPTION OF STATE STANDARDS AND OUTCOME MEASURES FOR THESE PROGRAMS," was deferred until Friday, April 11, 2003.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1493) recommending that S.R. No. 37, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1493 and S.R. No. 37, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO REPORT ON THE COSTS OF AND REVENUES GENERATED FROM ADULT AND COMMUNITY EDUCATION PROGRAMS AND THE STATUS OF THE ADOPTION OF STATE STANDARDS AND OUTCOME MEASURES FOR THESE PROGRAMS," was deferred until Friday, April 11, 2003.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1494) recommending that S.C.R. No. 92, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1494 and S.C.R. No. 92, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEVELOPMENT OF A PLAN FOR THE GATHERING AND ANALYZING OF LONGITUDINAL DATA ON STUDENT ACHIEVEMENT AND THE SUBMISSION OF AN ANNUAL REPORT," was deferred until Friday, April 11, 2003.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1495) recommending that S.R. No. 65, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1495 and S.R. No. 65, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE DEVELOPMENT OF A PLAN FOR THE GATHERING AND ANALYZING OF LONGITUDINAL DATA ON STUDENT ACHIEVEMENT AND THE SUBMISSION OF AN ANNUAL REPORT," was deferred until Friday, April 11, 2003.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1496) recommending that S.C.R. No. 146, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1496 and S.C.R. No. 146, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEVELOPMENT OF A STRATEGIC PLAN TO ADDRESS THE FUTURE OF PUBLIC AND SCHOOL LIBRARIES," was deferred until Friday, April 11, 2003.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1497) recommending that S.R. No. 98, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1497 and S.R. No. 98, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE DEVELOPMENT OF A STRATEGIC PLAN TO ADDRESS THE FUTURE OF PUBLIC AND SCHOOL LIBRARIES," was deferred until Friday, April 11, 2003.

Senator English, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 1498) recommending that S.C.R. No. 88 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1498 and S.C.R. No. 88, entitled: "SENATE CONCURRENT

RESOLUTION REQUESTING THE DIRECTOR OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM TO ASSESS THE LEVEL OF LIGHT POLLUTION IN THE STATE OF HAWAII AND DEVELOP A STRATEGY FOR REDUCING THE AMOUNT OF ELECTRICITY BEING CONSUMED BY EXCESS ILLUMINATION," was deferred until Friday, April 11, 2003.

Senator English, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 1499) recommending that S.R. No. 62 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1499 and S.R. No. 62, entitled: "SENATE RESOLUTION REQUESTING THE DIRECTOR OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM TO ASSESS THE LEVEL OF LIGHT POLLUTION IN THE STATE OF HAWAII AND DEVELOP A STRATEGY FOR REDUCING THE AMOUNT OF ELECTRICITY BEING CONSUMED BY EXCESS ILLUMINATION," was deferred until Friday, April 11, 2003.

Senators English and Inouye, for the Committee on Energy and Environment and the Committee on Water, Land, and Agriculture, presented a joint report (Stand. Com. Rep. No. 1500) recommending that S.C.R. No. 157, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1500 and S.C.R. No. 157, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY AND THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM TO CONDUCT AN ANALYSIS OF ITS CURRENT EFFORTS TO DETERMINE TO WHAT EXTENT IT IS UTILIZING PROMISING ENERGY EFFICIENCY AND RENEWABLE ENERGY TECHNOLOGIES IN ITS DEVELOPMENT DISTRICTS," was deferred until Friday, April 11, 2003.

Senators English and Inouye, for the Committee on Energy and Environment and the Committee on Water, Land, and Agriculture, presented a joint report (Stand. Com. Rep. No. 1501) recommending that S.R. No. 106, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1501 and S.R. No. 106, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY AND THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM TO CONDUCT AN ANALYSIS OF ITS CURRENT EFFORTS TO DETERMINE TO WHAT EXTENT IT IS UTILIZING PROMISING ENERGY EFFICIENCY AND RENEWABLE ENERGY TECHNOLOGIES IN ITS DEVELOPMENT DISTRICTS," was deferred until Friday, April 11, 2003.

Senators English and Inouye, for the Committee on Energy and Environment and the Committee on Water, Land, and Agriculture, presented a joint report (Stand. Com. Rep. No. 1502) recommending that S.C.R. No. 166 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1502 and S.C.R. No. 166, entitled: "SENATE CONCURRENT RESOLUTION URGING A JOINT EFFORT BETWEEN THE DEPARTMENT OF AGRICULTURE AND THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO STOP THE IMPORTATION OF ALIEN AQUATIC ORGANISMS THAT COULD BECOME INVASIVE," was deferred until Friday, April 11, 2003.

Senators English and Inouye, for the Committee on Energy and Environment and the Committee on Water, Land, and Agriculture, presented a joint report (Stand. Com. Rep. No. 1503) recommending that S.R. No. 115 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1503 and S.R. No. 115, entitled: "SENATE RESOLUTION URGING A JOINT EFFORT BETWEEN THE DEPARTMENT OF AGRICULTURE AND THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO STOP THE IMPORTATION OF ALIEN AQUATIC ORGANISMS THAT COULD BECOME INVASIVE," was deferred until Friday, April 11, 2003.

Senators English and Fukunaga, for the Committee on Energy and Environment and the Committee on Economic Development, presented a joint report (Stand. Com. Rep. No. 1504) recommending that S.C.R. No. 205 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1504 and S.C.R. No. 205, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING SUPPORT FOR PROMOTING HAWAII AS A RESEARCH AND DEVELOPMENT CENTER FOR HYDROGEN FUEL CELL ENERGY," was deferred until Friday, April 11, 2003.

Senators Fukunaga and Inouye, for the Committee on Economic Development and the Committee on Water, Land, and Agriculture, presented a joint report (Stand. Com. Rep. No. 1505) recommending that S.C.R. No. 73, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1505 and S.C.R. No. 73, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING EXAMINATION OF THE FEASIBILITY OF DEDICATING A PORTION OF GENERAL EXCISE TAX REVENUES FROM OCEAN RECREATION BUSINESSES TO THE STATEWIDE BOATING PROGRAM," was deferred until Friday, April 11, 2003.

Senator Fukunaga, for the Committee on Economic Development, presented a report (Stand. Com. Rep. No. 1506) recommending that S.C.R. No. 76, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1506 and S.C.R. No. 76, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE HAWAII SMALL BUSINESS REGULATORY REVIEW BOARD TO DEVELOP AND FORMULATE A SMALL BUSINESS BILL OF RIGHTS FOR CONSIDERATION DURING THE 2004 LEGISLATURE," was deferred until Friday, April 11, 2003.

Senator Fukunaga, for the Committee on Economic Development, presented a report (Stand. Com. Rep. No. 1507) recommending that S.R. No. 51, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1507 and S.R. No. 51, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE HAWAII SMALL BUSINESS REGULATORY REVIEW BOARD TO DEVELOP AND FORMULATE A SMALL BUSINESS BILL OF RIGHTS FOR CONSIDERATION DURING THE 2004 LEGISLATURE," was deferred until Friday, April 11, 2003.

Senator Fukunaga, for the Committee on Economic Development, presented a report (Stand. Com. Rep. No. 1508)

recommending that S.C.R. No. 98, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1508 and S.C.R. No. 98, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION CONVENING AN ECONOMIC SUMMIT," was deferred until Friday, April 11, 2003.

Senator Fukunaga, for the Committee on Economic Development, presented a report (Stand. Com. Rep. No. 1509) recommending that S.R. No. 67, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1509 and S.R. No. 67, S.D. 1, entitled: "SENATE RESOLUTION CONVENING AN ECONOMIC SUMMIT," was deferred until Friday, April 11, 2003.

Senators Menor and Chun Oakland, for the Committee on Commerce, Consumer Protection and Housing and the Committee on Human Services, presented a joint report (Stand. Com. Rep. No. 1510) recommending that S.C.R. No. 75, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1510 and S.C.R. No. 75, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A REPORT ON THE STATE'S ACTION PLAN TO ADDRESS CHRONIC HOMELESSNESS IN HAWAII," was deferred until Friday, April 11, 2003.

Senators Baker and Ige, for the Committee on Health and the Committee on Science, Arts, and Technology, presented a joint report (Stand. Com. Rep. No. 1511) recommending that S.C.R. No. 108 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1511 and S.C.R. No. 108, entitled: "SENATE CONCURRENT RESOLUTION ENCOURAGING THE ESTABLISHMENT OF AN INFORMATION TECHNOLOGY COLLABORATIVE TO SUPPORT THE INCREASED USE OF INFORMATION TECHNOLOGY BY HAWAII PHYSICIANS," was deferred until Friday, April 11, 2003.

Senators Ige and Sakamoto, for the Committee on Science, Arts, and Technology and the Committee on Education, presented a joint report (Stand. Com. Rep. No. 1512) recommending that S.C.R. No. 79 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1512 and S.C.R. No. 79, entitled: "SENATE CONCURRENT RESOLUTION SUPPORTING THE RALPH BUNCHE CENTENARY CELEBRATION," was deferred until Friday, April 11, 2003.

Senators Ige and Sakamoto, for the Committee on Science, Arts, and Technology and the Committee on Education, presented a joint report (Stand. Com. Rep. No. 1513) recommending that S.R. No. 54 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1513 and S.R. No. 54, entitled: "SENATE RESOLUTION SUPPORTING THE RALPH BUNCHE CENTENARY CELEBRATION," was deferred until Friday, April 11, 2003.

Senator Ige, for the Committee on Science, Arts, and Technology, presented a report (Stand. Com. Rep. No. 1514) recommending that S.C.R. No. 109, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1514 and S.C.R. No. 109, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A STATUS REPORT ON THE CURRENT USE OF OPEN SOURCE SOFTWARE IN STATE GOVERNMENT AND THE ADOPTION OF A STATE POLICY SUPPORTING USE OF OPEN SOURCE SOFTWARE IN STATE GOVERNMENT OPERATIONS," was deferred until Friday, April 11, 2003.

Senator Ige, for the Committee on Science, Arts, and Technology, presented a report (Stand. Com. Rep. No. 1515) recommending that S.R. No. 76, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1515 and S.R. No. 76, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING A STATUS REPORT ON THE CURRENT USE OF OPEN SOURCE SOFTWARE IN STATE GOVERNMENT AND THE ADOPTION OF A STATE POLICY SUPPORTING USE OF OPEN SOURCE SOFTWARE IN STATE GOVERNMENT OPERATIONS," was deferred until Friday, April 11, 2003.

Senator Ige, for the Committee on Science, Arts, and Technology, presented a report (Stand. Com. Rep. No. 1516) recommending that S.C.R. No. 163, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1516 and S.C.R. No. 163, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE ESTABLISHMENT OF A 'STATE CAPITOL WORKS OF ART BY STUDENTS' PROJECT TO DISPLAY STUDENT WORKS OF ART ON THE WALLS OF THE STATE CAPITOL," was deferred until Friday, April 11, 2003.

Senator Ige, for the Committee on Science, Arts, and Technology, presented a report (Stand. Com. Rep. No. 1517) recommending that S.R. No. 112, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1517 and S.R. No. 112, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE ESTABLISHMENT OF A 'STATE CAPITOL WORKS OF ART BY STUDENTS' PROJECT TO DISPLAY STUDENT WORKS OF ART ON THE WALLS OF THE STATE CAPITOL," was deferred until Friday, April 11, 2003.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1518) recommending that S.C.R. No. 17 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1518 and S.C.R. No. 17, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE LEGISLATURE TO CONVENE A TASK FORCE TO RE-EVALUATE THE PLACEMENT OF THE OFFICE OF THE PUBLIC GUARDIAN," was deferred until Friday, April 11, 2003.

Senators Hanabusa and Inouye, for the Committee on Judiciary and Hawaiian Affairs and the Committee on Water, Land, and Agriculture, presented a joint report (Stand. Com. Rep. No. 1519) recommending that S.C.R. No. 135, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1519 and S.C.R. No. 135, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING AN AUDIT OF THE DEPARTMENT OF HAWAIIAN HOME LANDS AND THE DEPARTMENT OF LAND AND NATURAL

RESOURCES REGARDING COMPLIANCE WITH ACT 150, SESSION LAWS OF HAWAII 1990," was deferred until Friday, April 11, 2003.

Senators Hanabusa and Inouye, for the Committee on Judiciary and Hawaiian Affairs and the Committee on Water, Land, and Agriculture, presented a joint report (Stand. Com. Rep. No. 1520) recommending that S.R. No. 89, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1520 and S.R. No. 89, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING AN AUDIT OF THE DEPARTMENT OF HAWAIIAN HOME LANDS AND THE DEPARTMENT OF LAND AND NATURAL RESOURCES REGARDING COMPLIANCE WITH ACT 150, SESSION LAWS OF HAWAII 1990," was deferred until Friday, April 11, 2003.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1521) recommending that S.C.R. No. 155, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1521 and S.C.R. No. 155, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION URGING ALTERNATIVE DISPUTE RESOLUTION TO COMPLETE THE ASSESSMENT AND SETTLEMENT OF NATIVE HAWAIIAN INDIVIDUAL TRUST CLAIMS," was deferred until Friday, April 11, 2003.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1522) recommending that S.R. No. 103, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1522 and S.R. No. 103, S.D. 1, entitled: "SENATE RESOLUTION URGING ALTERNATIVE DISPUTE RESOLUTION TO COMPLETE THE ASSESSMENT AND SETTLEMENT OF NATIVE HAWAIIAN INDIVIDUAL TRUST CLAIMS," was deferred until Friday, April 11, 2003.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1523) recommending that S.C.R. No. 145, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1523 and S.C.R. No. 145, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO REVIEW ITS CRITERIA FOR ALLOCATING ALL STAFF POSITIONS AND TO ALIGN VICE-PRINCIPAL AND OTHER STAFF RESOURCES TO SUPPORT COMPLEX-BASED MANAGEMENT," was deferred until Friday, April 11, 2003.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1524) recommending that S.R. No. 97, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1524 and S.R. No. 97, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO REVIEW ITS CRITERIA FOR ALLOCATING ALL STAFF POSITIONS AND TO ALIGN VICE-PRINCIPAL AND OTHER STAFF RESOURCES TO SUPPORT COMPLEX-BASED MANAGEMENT," was deferred until Friday, April 11, 2003.

Senators Fukunaga and Kanno, for the Committee on Economic Development and the Committee on Labor, presented

a joint report of the majority of the Committees (Stand. Com. Rep. No. 1525) recommending that S.C.R. No. 6, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1525 and S.C.R. No. 6, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY ON THE EFFECTS OF BIG BOX RETAILERS ON LOCAL SMALL AND MEDIUM RETAIL BUSINESSES," was deferred until Friday, April 11, 2003.

Senators Fukunaga and Ige, for the Committee on Economic Development and the Committee on Science, Arts, and Technology, presented a joint report (Stand. Com. Rep. No. 1526) recommending that S.C.R. No. 39, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1526 and S.C.R. No. 39, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM TO IDENTIFY ALTERNATIVE FUNDING SOURCES FOR HAWAII FILMMAKERS," was deferred until Friday, April 11, 2003.

Senators Fukunaga and Ige, for the Committee on Economic Development and the Committee on Science, Arts, and Technology, presented a joint report (Stand. Com. Rep. No. 1527) recommending that S.R. No. 25, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1527 and S.R. No. 25, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM TO IDENTIFY ALTERNATIVE FUNDING SOURCES FOR HAWAII FILMMAKERS," was deferred until Friday, April 11, 2003.

Senator Fukunaga, for the Committee on Economic Development, presented a report (Stand. Com. Rep. No. 1528) recommending that S.C.R. No. 196, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1528 and S.C.R. No. 196, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM TO UPDATE ITS REPORT ON HAWAII'S FILM INDUSTRY, 'A ROAD MAP: THE FILM INDUSTRY'S POTENTIAL AND HOW TO GET THERE'," was deferred until Friday, April 11, 2003.

Senator Fukunaga, for the Committee on Economic Development, presented a report (Stand. Com. Rep. No. 1529) recommending that S.R. No. 136, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1529 and S.R. No. 136, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM TO UPDATE ITS REPORT ON HAWAII'S FILM INDUSTRY, 'A ROAD MAP: THE FILM INDUSTRY'S POTENTIAL AND HOW TO GET THERE'," was deferred until Friday, April 11, 2003.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 1530) recommending that S.C.R. No. 56, S.D. 1, as amended in S.D. 2, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1530 and S.C.R. No. 56, S.D. 2, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING HAWAII'S CONGRESSIONAL DELEGATION TO INTRODUCE LEGISLATION IN CONGRESS CALLING FOR FURTHER REVIEW OF THE MIGRATION ISSUE AND FOR INCREASED FINANCIAL IMPACT ASSISTANCE FOR PROVIDING SERVICES TO CITIZENS OF THE FREELY ASSOCIATED STATES WHO RESIDE IN THE STATE OF HAWAII UNDER THE COMPACT OF FREE ASSOCIATION AND ANY NEWLY RENEGOTIATED COMPACT," was deferred until Friday, April 11, 2003.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 1531) recommending that S.R. No. 36, S.D. 1, as amended in S.D. 2, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1531 and S.R. No. 36, S.D. 2, entitled: "SENATE RESOLUTION REQUESTING HAWAII'S CONGRESSIONAL DELEGATION TO INTRODUCE LEGISLATION IN CONGRESS CALLING FOR FURTHER REVIEW OF THE MIGRATION ISSUE AND FOR INCREASED FINANCIAL IMPACT ASSISTANCE FOR PROVIDING SERVICES TO CITIZENS OF THE FREELY ASSOCIATED STATES WHO RESIDE IN THE STATE OF HAWAII UNDER THE COMPACT OF FREE ASSOCIATION AND ANY NEWLY RENEGOTIATED COMPACT," was deferred until Friday, April 11, 2003.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 1532) recommending that S.C.R. No. 105, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1532 and S.C.R. No. 105, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THE UNITED STATES ARMY, AIR FORCE, AND NAVY TO SELECT A CONTRACTOR WITH LOCAL PARTNERS AND A HISTORY OF DOING BUSINESS IN HAWAII FOR THE RESIDENTIAL COMMUNITIES INITIATIVE," was deferred until Friday, April 11, 2003.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 1533) recommending that S.R. No. 73, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1533 and S.R. No. 73, S.D. 1, entitled: "SENATE RESOLUTION URGING THE UNITED STATES ARMY, AIR FORCE, AND NAVY TO SELECT A CONTRACTOR WITH LOCAL PARTNERS AND A HISTORY OF DOING BUSINESS IN HAWAII FOR THE RESIDENTIAL COMMUNITIES INITIATIVE," was deferred until Friday, April 11, 2003.

Senator Inouye, for the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 1534) recommending that S.C.R. No. 111, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1534 and S.C.R. No. 111, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION AUTHORIZING THE BOARD OF LAND AND NATURAL RESOURCES TO LEASE SUBMERGED AND TIDAL LANDS OF THE HONOKOHAU SMALL BOAT HARBOR THROUGH MANAGED COMPETITION FOR COMMERCIAL,

RECREATIONAL, EDUCATIONAL, AND RESEARCH PURPOSES," was deferred until Friday, April 11, 2003.

Senator Inouye, for the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 1535) recommending that S.C.R. No. 203 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1535 and S.C.R. No. 203, entitled: "SENATE CONCURRENT RESOLUTION SUPPORTING THE EFFORTS OF THE WINDWARD AHUPUA`A ALLIANCE TO RESTORE, PRESERVE, AND PROMOTE ACCESS TO THE MAUKA LANDS ALONG THE KO`OLAU MOUNTAIN RANGE AND ITS KO`OLAU GREENBELT AND HERITAGE TRAILS SYSTEM," was deferred until Friday, April 11, 2003.

Senator Inouye, for the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 1536) recommending that S.R. No. 143 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1536 and S.R. No. 143, entitled: "SENATE RESOLUTION SUPPORTING THE EFFORTS OF THE WINDWARD AHUPUA`A ALLIANCE TO RESTORE, PRESERVE, AND PROMOTE ACCESS TO THE MAUKA LANDS ALONG THE KO`OLAU MOUNTAIN RANGE AND ITS KO`OLAU GREENBELT AND HERITAGE TRAILS SYSTEM," was deferred until Friday, April 11, 2003.

Senator Inouye, for the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 1537) recommending that S.C.R. No. 202 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1537 and S.C.R. No. 202, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE PERPETUATION OF THE AHUPUA`A DISTRICTS FOR GOVERNMENT-OWNED LANDS," was deferred until Friday, April 11, 2003.

Senator Inouye, for the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 1538) recommending that S.R. No. 142 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1538 and S.R. No. 142, entitled: "SENATE RESOLUTION REQUESTING THE PERPETUATION OF THE AHUPUA`A DISTRICTS FOR GOVERNMENT-OWNED LANDS," was deferred until Friday, April 11, 2003.

Senators Fukunaga and Baker, for the Committee on Economic Development and the Committee on Health, presented a joint report (Stand. Com. Rep. No. 1539) recommending that S.C.R. No. 41, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1539 and S.C.R. No. 41, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM TO ASSIST IN THE ACCOMMODATION OF PLASMA FACILITIES IN THE STATE," was deferred until Friday, April 11, 2003.

Senators Sakamoto and Hanabusa, for the Committee on Education and the Committee on Judiciary and Hawaiian Affairs, presented a joint report (Stand. Com. Rep. No. 1540) recommending that S.C.R. No. 184, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1540 and S.C.R. No. 184, S.D. 1, entitled: "SENATE

CONCURRENT RESOLUTION CONVENING A TASK FORCE TO STUDY DRUG TESTING IN SCHOOLS," was deferred until Friday, April 11, 2003.

Senators Sakamoto and Hanabusa, for the Committee on Education and the Committee on Judiciary and Hawaiian Affairs, presented a joint report (Stand. Com. Rep. No. 1541) recommending that S.R. No. 130, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1541 and S.R. No. 130, S.D. 1, entitled: "SENATE RESOLUTION CONVENING A TASK FORCE TO STUDY DRUG TESTING IN SCHOOLS," was deferred until Friday, April 11, 2003.

Senators Kawamoto and Sakamoto, for the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Education, presented a joint report (Stand. Com. Rep. No. 1542) recommending that S.C.R. No. 107, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1542 and S.C.R. No. 107, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY TO FIND SOLUTIONS TO THE ALGAE GROWTH IN THE CAPITOL POOLS," was deferred until Friday, April 11, 2003.

Senators Kawamoto and Sakamoto, for the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Education, presented a joint report (Stand. Com. Rep. No. 1543) recommending that S.R. No. 75, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1543 and S.R. No. 75, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING A STUDY TO FIND SOLUTIONS TO THE ALGAE GROWTH IN THE CAPITOL POOLS," was deferred until Friday, April 11, 2003.

Senators Kawamoto and Hanabusa, for the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Judiciary and Hawaiian Affairs, presented a joint report (Stand. Com. Rep. No. 1544) recommending that S.C.R. No. 40, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1544 and S.C.R. No. 40, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO CONDUCT A STUDY REGARDING THE FEASIBILITY OF ESTABLISHING A PHOTO RED LIGHT ENFORCEMENT PILOT PROJECT TO ENHANCE PEDESTRIAN SAFETY," was deferred until Friday, April 11, 2003.

Senators Kawamoto and Hanabusa, for the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Judiciary and Hawaiian Affairs, presented a joint report (Stand. Com. Rep. No. 1545) recommending that S.R. No. 26, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1545 and S.R. No. 26, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO CONDUCT A STUDY REGARDING THE FEASIBILITY OF ESTABLISHING A PHOTO RED LIGHT ENFORCEMENT PILOT PROJECT TO ENHANCE PEDESTRIAN SAFETY," was deferred until Friday, April 11, 2003.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1546) recommending that the Senate advise and consent to the nomination of JOHN F. PEYTON JR. as Director of the Department of Public Safety, in accordance with Gov. Msg. No. 227.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1546 and Gov. Msg. No. 227 was deferred until Friday, April 11, 2003.

ORDER OF THE DAY

APPROVAL OF JOURNAL

MATTER DEFERRED FROM TUESDAY, APRIL 8, 2003

The President deferred the approval of the Journal of the Senate of the Forty-Seventh Day until Friday, April 11, 2003.

HOUSE COMMUNICATION

MATTER DEFERRED FROM TUESDAY, APRIL 8, 2003

H.C.R. No. 216 (Hse. Com. No. 344):

By unanimous consent, action on H.C.R. No. 216, entitled: "HOUSE CONCURRENT RESOLUTION SUPPORTING THE MANY BENEFITS OF HAWAII GROWN CHOCOLATE TO OUR STATE AND DIVERSIFIED AGRICULTURE," was deferred until Friday, April 11, 2003.

REFERRAL OF HOUSE CONCURRENT RESOLUTIONS

MATTERS DEFERRED FROM TUESDAY, APRIL 8, 2003

The President made the following committee assignments of House concurrent resolutions that were received on Tuesday, April 8, 2003:

House Concurrent Resolution	Referred to:
No. 29	Jointly to the Committee on Judiciary and Hawaiian Affairs and the Committee on Health
No. 32	Committee on Transportation, Military Affairs, and Government Operations
No. 63, H.D. 1	Committee on Transportation, Military Affairs, and Government Operations
No. 192, H.D. 1	Jointly to the Committee on Water, Land, and Agriculture and the Committee on Tourism

THIRD READING

H.B. No. 133, H.D. 1, S.D. 3:

On motion by Senator Hanabusa, seconded by Senator Chun Oakland and carried, H.B. No. 133, H.D. 1, S.D. 3, entitled: "A BILL FOR AN ACT RELATING TO CHILD PROTECTION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

H.B. No. 1225, S.D. 2:

Senator Taniguchi moved that H.B. No. 1225, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Kokubun.

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

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

“Colleagues, we talked a little bit about the impact of this bill as it related to the amendment that was put forward on Tuesday. I would like to point out one other thing that wasn’t covered in the floor discussions on Tuesday, and that is that Act 221 is very generous to R&D companies. Because the credit is refundable, businesses don’t even need a tax bill for the government to pay them 1/5 of their research credits. But the Governor has not made any kind of public attempt to weigh the benefits of trying to stimulate high tech research.

“Tech advocates have argued, with some logic on their side, that the money the government pays out in R&D credits could help generate additional high tech spending, therefore generating more income and perhaps even more excise taxes. These amounts may even be enough to break even on the research tax credit.

“At this point, we really don’t know. So, to wipe out something that potentially has such a potentially large impact in growing Hawaii’s business, seems to be really a very foolhardy step to take. Unfortunately, we don’t have the facts before us, and so, for those reasons, I urge you to vote ‘no’ on this measure.

“Thank you.”

Senator Trimble rose to speak in opposition and said:

“Mr. President, I also rise in opposition to this measure.

“The second point that needs to be considered is that when we adopt a policy, we should adopt and take a continuous position in support of that policy until we have sufficient time to let it run its course. When we adopted or (actually, it was before I was in this body) when you adopted Act 221, you set up an experiment that was designed to run five years. It has not run its course. I think it’s important that we continue the experiment before we walk away and say it’s not something we want to do.

“I really wanted to rise and speak against this bill twice and in favor of it once.

“The second reason for voting against this bill is the types of people that we want to attract to move to Hawaii and to continue living in Hawaii are the types of people that would look at this law and say, when we de-couple the inheritance tax of the state and the federal government and no longer continue forward, then you will be taxing people that are more affluent more than other states would do. These are the types of people that would seek to make the investments that Act 221 is seeking to encourage them to do.

“So, for those two reasons, I urge my colleagues to oppose this measure. Thank you.”

Senator Ige rose in opposition to the measure as follows:

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

“In addition to all of the other comments I’ve made, I’d just would like to reiterate that there are several significant portions of this measure that have not received a single public hearing in either the House or the Senate. And as you are aware, we are two-thirds way through the process and there are no opportunities for any more public hearings from this point on.

“So, if in fact these provisions are successful in being included in something that is presented for Final Reading, these significant tax changes will not have had a single public hearing in either the House or the Senate, and yet they will be adopted.

“For those reasons, I urge my colleagues to vote in opposition to this measure.”

Senator Taniguchi rose and said:

“Mr. President, I rise in favor of this bill with reservations and just wanted to note my reservations to parts of this bill. Thank you.”

Senator Hogue rose to speak in support of the measure with reservations and said:

“Mr. President, I rise, also, in support of this bill with reservations.

“I think that there are some good things about this particular bill because it closes a loophole. We’ve talked a lot about unintended consequences, and that is obviously what has happened here, that this body wanted the intended consequences of helping a part of our economy to stimulate that part of the economy, and it’s been well documented that there have been unintended consequences. This will close that particular loophole because the law will not be so liberally interpreted.

“My reservations have to do with the fact that it has been put forward in a particular bill which, although not onerous, is not a bill that I would have supported. I am dismayed that it has been put forward in this kind of a vehicle. So I will vote right now support with reservations.

“Thank you, Mr. President.”

Senator Espero rose and said:

“Mr. President, please note my vote with reservations. Thank you.”

The Chair so ordered.

Senators Menor, Aduja, Slom and Kokubun requested their votes be cast “aye, with reservations,” and the Chair so ordered.

The motion was put by the Chair and carried, H.B. No. 1225, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO THE ADMINISTRATION OF TAXES,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 17. Noes, 8 (Baker, Chun Oakland, Fukunaga, Hooser, Ige, Ihara, Trimble, Whalen).

FINAL READING

S.B. No. 1353, H.D. 1:

On motion by Senator Chun Oakland, seconded by Senator Taniguchi and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1353, and S.B. No. 1353, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR MEDICAID," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

ADOPTION OF RESOLUTIONS**MATTERS DEFERRED FROM
TUESDAY, APRIL 8, 2003**

Stand. Com. Rep. No. 1440 (S.C.R. No. 35):

On motion by Senator Kawamoto, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.C.R. No. 35, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION, IN CONJUNCTION WITH THE COUNTY OF HAWAII, TO REVIEW THE CAUSES OF MOTOR VEHICLE COLLISIONS AT THE INTERSECTION OF HIGHWAY 11 AND THE ENTRY ROAD TO THE TOWN OF PAHALA AND MAKE ANY NECESSARY IMPROVEMENTS TO LESSEN THE RISK OF ACCIDENTS," was adopted.

Stand. Com. Rep. No. 1441 (S.R. No. 22):

On motion by Senator Kawamoto, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.R. No. 22, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION, IN CONJUNCTION WITH THE COUNTY OF HAWAII, TO REVIEW THE CAUSES OF MOTOR VEHICLE COLLISIONS AT THE INTERSECTION OF HIGHWAY 11 AND THE ENTRY ROAD TO THE TOWN OF PAHALA AND MAKE ANY NECESSARY IMPROVEMENTS TO LESSEN THE RISK OF ACCIDENTS," was adopted.

Stand. Com. Rep. No. 1442 (S.C.R. No. 66):

On motion by Senator Kawamoto, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.C.R. No. 66, entitled: "SENATE CONCURRENT RESOLUTION ESTABLISHING A SISTER STATE-PREFECTURE RELATIONSHIP BETWEEN THE STATE OF HAWAII OF THE UNITED STATES OF AMERICA AND THE EHIME PREFECTURE OF JAPAN," was adopted.

Stand. Com. Rep. No. 1443 (S.C.R. No. 99):

On motion by Senator Kawamoto, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.C.R. No. 99, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO CONVENE A TRAFFIC ADVISORY TASK FORCE TO STUDY OAHU TRAFFIC CONGESTION ISSUES AND RECOMMEND SOLUTIONS," was adopted.

Stand. Com. Rep. No. 1444 (S.R. No. 68):

On motion by Senator Kawamoto, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.R. No. 68, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO CONVENE A TRAFFIC ADVISORY TASK FORCE TO STUDY OAHU TRAFFIC CONGESTION ISSUES AND RECOMMEND SOLUTIONS," was adopted.

Stand. Com. Rep. No. 1445 (S.C.R. No. 110, S.D. 1):

On motion by Senator Kawamoto, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.C.R. No. 110, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY TO DETERMINE THE ECONOMIC FEASIBILITY OF CONSTRUCTING A FIXED RAIL SYSTEM AROUND THE ISLANDS OF HAWAII AND OAHU," was adopted.

Stand. Com. Rep. No. 1446 (S.R. No. 77, S.D. 1):

On motion by Senator Kawamoto, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.R. No. 77, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING A STUDY TO DETERMINE THE ECONOMIC FEASIBILITY OF CONSTRUCTING A FIXED RAIL SYSTEM AROUND THE ISLANDS OF HAWAII AND OAHU," was adopted.

Stand. Com. Rep. No. 1447 (S.C.R. No. 132, S.D. 1):

On motion by Senator Kawamoto, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.C.R. No. 132, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO LAUNCH A RENEWED PUBLIC EDUCATIONAL CAMPAIGN ON THE DANGERS OF CRYSTAL METHAMPHETAMINE," was adopted.

Stand. Com. Rep. No. 1448 (S.R. No. 86, S.D. 1):

On motion by Senator Kawamoto, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.R. No. 86, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO LAUNCH A RENEWED PUBLIC EDUCATIONAL CAMPAIGN ON THE DANGERS OF CRYSTAL METHAMPHETAMINE," was adopted.

Stand. Com. Rep. No. 1449 (S.C.R. No. 143, S.D. 1):

On motion by Senator Kawamoto, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and S.C.R. No. 143, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION EXPRESSING SUPPORT FOR THE PACIFIC HEALTH CENTER MASTER PLAN," was adopted.

Stand. Com. Rep. No. 1450 (S.R. No. 95, S.D. 1):

On motion by Senator Kawamoto, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and S.R. No. 95, S.D. 1, entitled: "SENATE RESOLUTION EXPRESSING SUPPORT FOR THE PACIFIC HEALTH CENTER MASTER PLAN," was adopted.

Stand. Com. Rep. No. 1451 (S.C.R. No. 172):

On motion by Senator Kawamoto, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and S.C.R. No. 172, entitled: "SENATE

CONCURRENT RESOLUTION SUPPORTING THE DEVELOPMENT OF A SELF-DETERMINATION DEMONSTRATION PROJECT USING CONSUMER-DIRECTED APPROACHES," was adopted.

Stand. Com. Rep. No. 1452 (S.R. No. 120):

On motion by Senator Kawamoto, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and S.R. No. 120, entitled: "SENATE RESOLUTION SUPPORTING THE DEVELOPMENT OF A SELF-DETERMINATION DEMONSTRATION PROJECT USING CONSUMER-DIRECTED APPROACHES," was adopted.

Stand. Com. Rep. No. 1453 (S.C.R. No. 175):

On motion by Senator Kawamoto, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and S.C.R. No. 175, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A REPORT BY THE PATIENT SAFETY TASK FORCE OF THE HEALTHCARE ASSOCIATION OF HAWAII," was adopted.

Stand. Com. Rep. No. 1454 (S.R. No. 123):

On motion by Senator Kawamoto, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and S.R. No. 123, entitled: "SENATE RESOLUTION REQUESTING A REPORT BY THE PATIENT SAFETY TASK FORCE OF THE HEALTHCARE ASSOCIATION OF HAWAII," was adopted.

Stand. Com. Rep. No. 1455 (S.C.R. No. 90):

On motion by Senator Kawamoto, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and S.C.R. No. 90, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING REVIEW OF AND RECOMMENDATIONS ON POLICIES TO ALIGN WORKFORCE DEVELOPMENT EDUCATION TO RESPOND TO ECONOMIC AND WORKFORCE NEEDS," was adopted.

Stand. Com. Rep. No. 1456 (S.C.R. No. 78):

On motion by Senator Kawamoto, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and S.C.R. No. 78, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII SYSTEM TO IMPLEMENT A SYSTEMWIDE SENIOR CITIZEN VISITOR PROGRAM," was adopted.

Stand. Com. Rep. No. 1457 (S.R. No. 53):

On motion by Senator Kawamoto, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and S.R. No. 53, entitled: "SENATE RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII SYSTEM TO IMPLEMENT A SYSTEMWIDE SENIOR CITIZEN VISITOR PROGRAM," was adopted.

Stand. Com. Rep. No. 1458 (S.C.R. No. 45, S.D. 1):

On motion by Senator Kawamoto, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and S.C.R. No. 45, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION ENDORSING THE GOOD BEGINNINGS INTERDEPARTMENTAL COUNCIL'S SCHOOL READINESS TASK FORCE'S HAWAII STATE PRESCHOOL CONTENT STANDARDS," was adopted.

Stand. Com. Rep. No. 1459 (S.C.R. No. 113):

On motion by Senator Kawamoto, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and S.C.R. No. 113, entitled: "SENATE CONCURRENT RESOLUTION SUPPORTING THE ALLOCATION OF RESOURCES TO ENSURE MEANINGFUL LANGUAGE ACCESS FOR INDIVIDUALS WITH LIMITED ENGLISH PROFICIENCY TO FEDERALLY-ASSISTED PROGRAMS AND SERVICES, AS REQUIRED BY FEDERAL LAW," was adopted.

Stand. Com. Rep. No. 1460 (S.C.R. No. 199):

On motion by Senator Kawamoto, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and S.C.R. No. 199, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE CONSIDERATION OF STRATEGIC PARTNERSHIPS WITH NON-PROFIT ENTITIES TO ENHANCE SELECTED PARK PROPERTIES WHILE APPLYING A COMMUNITY-BASED CULTURAL TOURISM MODEL," was adopted.

Stand. Com. Rep. No. 1461 (S.R. No. 139):

On motion by Senator Kawamoto, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and S.R. No. 139, entitled: "SENATE RESOLUTION REQUESTING THE CONSIDERATION OF STRATEGIC PARTNERSHIPS WITH NON-PROFIT ENTITIES TO ENHANCE SELECTED PARK PROPERTIES WHILE APPLYING A COMMUNITY-BASED CULTURAL TOURISM MODEL," was adopted.

Stand. Com. Rep. No. 1462 (S.C.R. No. 46, S.D. 1):

On motion by Senator Kawamoto, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.C.R. No. 46, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM TO CONDUCT AN EDUCATIONAL BRIEFING ON HAWAII'S MARKETS FOR WOOD WASTE," was adopted.

Stand. Com. Rep. No. 1463 (S.C.R. No. 54):

On motion by Senator Kawamoto, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.C.R. No. 54, entitled: "SENATE CONCURRENT RESOLUTION CREATING A WORKING GROUP OF REPRESENTATIVES FROM HAWAIIAN ORGANIZATIONS, THE DEPARTMENT OF HAWAIIAN HOME LANDS, AND THE DEPARTMENT OF HEALTH TO FORM A COALITION TO PROVIDE BETTER ACCESS TO STATE VITAL STATISTICS RECORDS," was adopted.

Stand. Com. Rep. No. 1464 (S.R. No. 34):

On motion by Senator Kawamoto, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.R. No. 34, entitled: "SENATE RESOLUTION CREATING A WORKING GROUP OF REPRESENTATIVES FROM HAWAIIAN ORGANIZATIONS, THE DEPARTMENT OF HAWAIIAN HOME LANDS, AND THE DEPARTMENT OF HEALTH TO FORM A COALITION TO PROVIDE BETTER ACCESS TO STATE VITAL STATISTICS RECORDS," was adopted.

Stand. Com. Rep. No. 1465 (S.C.R. No. 85):

On motion by Senator Kawamoto, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.C.R. No. 85, entitled: "SENATE CONCURRENT RESOLUTION SUPPORTING THE EFFORTS OF THE ANAHOLA HOMESTEADERS COUNCIL IN DEVELOPING THE PROJECT FAITH MULTI-PURPOSE COMMUNITY CENTER IN ANAHOLA, KAUA'I," was adopted.

Stand. Com. Rep. No. 1466 (S.R. No. 59):

On motion by Senator Kawamoto, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.R. No. 59, entitled: "SENATE RESOLUTION SUPPORTING THE EFFORTS OF THE ANAHOLA HOMESTEADERS COUNCIL IN DEVELOPING THE PROJECT FAITH MULTI-PURPOSE COMMUNITY CENTER IN ANAHOLA, KAUA'I," was adopted.

Stand. Com. Rep. No. 1467 (S.C.R. No. 89, S.D. 1):

On motion by Senator Kawamoto, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.C.R. No. 89, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY ON REAL PROPERTY LEASES," was adopted.

Stand. Com. Rep. No. 1468 (S.C.R. No. 20):

On motion by Senator Kawamoto, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.C.R. No. 20, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO CONDUCT A STUDY TO DETERMINE THE COST-EFFECTIVENESS OF THEBUS AND A BUS RAPID TRANSIT SYSTEM," was adopted.

Stand. Com. Rep. No. 1469 (S.C.R. No. 101):

On motion by Senator Kawamoto, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.C.R. No. 101, entitled: "SENATE CONCURRENT RESOLUTION URGING THE UNITED STATES CONGRESS TO SUPPORT THE PASSAGE OF H.R. 664, RELATING TO IMPROVING BENEFITS FOR FILIPINO VETERANS OF WORLD WAR II," was adopted.

Stand. Com. Rep. No. 1470 (S.R. No. 70):

On motion by Senator Kawamoto, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.R. No. 70, entitled: "SENATE RESOLUTION URGING THE UNITED STATES CONGRESS TO SUPPORT THE PASSAGE OF H.R. 664, RELATING TO IMPROVING BENEFITS FOR FILIPINO VETERANS OF WORLD WAR II," was adopted.

Stand. Com. Rep. No. 1471 (S.C.R. No. 100):

On motion by Senator Kawamoto, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.C.R. No. 100, entitled: "SENATE CONCURRENT RESOLUTION URGING THE UNITED STATES CONGRESS TO SUPPORT THE PASSAGE OF S. 68, RELATING TO IMPROVING BENEFITS FOR FILIPINO VETERANS OF WORLD WAR II," was adopted.

Stand. Com. Rep. No. 1472 (S.R. No. 69):

On motion by Senator Kawamoto, seconded by Senator Hogue and carried, the report of the Committee was adopted

and S.R. No. 69, entitled: "SENATE RESOLUTION URGING THE UNITED STATES CONGRESS TO SUPPORT THE PASSAGE OF S. 68, RELATING TO IMPROVING BENEFITS FOR FILIPINO VETERANS OF WORLD WAR II," was adopted.

Stand. Com. Rep. No. 1473 (S.C.R. No. 44):

On motion by Senator Kawamoto, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.C.R. No. 44, entitled: "SENATE CONCURRENT RESOLUTION URGING THE PRESIDENT OF THE UNITED STATES OF AMERICA TO ISSUE AN EXECUTIVE ORDER GRANTING FEDERAL VETERANS EQUITY BENEFITS AND SERVICES TO FILIPINO WORLD WAR II VETERANS, THEIR SPOUSES, AND THEIR CHILDREN," was adopted.

Stand. Com. Rep. No. 1474 (S.C.R. No. 195, S.D. 1):

On motion by Senator Kawamoto, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.C.R. No. 195, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING EXPLORATION OF THE FEASIBILITY OF CREATING PUBLIC-PRIVATE PARTNERSHIPS TO PROVIDE COST-EFFECTIVE HEALTH CARE SERVICES TO LOW INCOME AND MEDICAID-ELIGIBLE INDIVIDUALS AND GOVERNMENT EMPLOYEES," was adopted.

Stand. Com. Rep. No. 1475 (S.R. No. 135, S.D. 1):

On motion by Senator Kawamoto, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.R. No. 135, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING EXPLORATION OF THE FEASIBILITY OF CREATING PUBLIC-PRIVATE PARTNERSHIPS TO PROVIDE COST-EFFECTIVE HEALTH CARE SERVICES TO LOW INCOME AND MEDICAID-ELIGIBLE INDIVIDUALS AND GOVERNMENT EMPLOYEES," was adopted.

Stand. Com. Rep. No. 1476 (S.C.R. No. 130, S.D. 1):

On motion by Senator Kawamoto, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and S.C.R. No. 130, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION ESTABLISHING AN AWARDS PROGRAM TO RECOGNIZE BUSINESSES WITH PARENT-FRIENDLY POLICIES," was adopted.

Stand. Com. Rep. No. 1477 (S.C.R. No. 124):

On motion by Senator Kawamoto, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and S.C.R. No. 124, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE ESTABLISHMENT OF A RURAL HEALTH SCIENCE CENTER AT THE UNIVERSITY OF HAWAII AT HILO," was adopted.

Stand. Com. Rep. No. 1478 (S.R. No. 83):

On motion by Senator Kawamoto, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and S.R. No. 83, entitled: "SENATE RESOLUTION REQUESTING THE ESTABLISHMENT OF A RURAL HEALTH SCIENCE CENTER AT THE UNIVERSITY OF HAWAII AT HILO," was adopted.

Stand. Com. Rep. No. 1479 (H.C.R. No. 28):

On motion by Senator Kawamoto, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and H.C.R. No. 28, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING CONGRESS TO FULLY FUND THE MILLENNIUM CHALLENGE ACCOUNT AND INVOLVE WOMEN AS FULL AND ACTIVE PARTICIPANTS IN ECONOMIC DEVELOPMENT ASSISTANCE PROGRAMS IN THEIR NATIONS," was adopted.

**RE-REFERRAL OF
SENATE CONCURRENT RESOLUTION**

The Chair re-referred the following Senate concurrent resolution that was offered:

Senate
Concurrent
Resolution Referred to:

No. 116, S.D. 1 Jointly to the Committee on Health and the Committee on Human Services

ADOPTION OF RESOLUTION

**MATTER DEFERRED FROM
TUESDAY, APRIL 8, 2003**

S.R. No. 145:

Senator Baker moved that S.R. No. 145 be adopted, seconded by Senator Hogue.

At 12:29 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:30 o'clock p.m.

Senator Baker rose at this time and said:

"May I ask that S.R. No. 145 be filed?"

The Chair so ordered.

By unanimous consent, S.R. No. 145, entitled: "SENATE RESOLUTION AMENDING SENATE RULE 24(3) TO REQUIRE A CONFERENCE COMMITTEE TO REPORT ON A MEASURE WHEN A MAJORITY OF COMMITTEE MEMBERS OF BOTH CHAMBERS CONCUR IN THE REPORT," was placed on file.

SENATE RESOLUTION

The following resolution (S.R. No. 146) was read by the Clerk and was deferred:

Senate Resolution

No. 146 "SENATE RESOLUTION AMENDING SENATE RULE 24(3) TO REQUIRE A CONFERENCE COMMITTEE TO REPORT ON A MEASURE WHEN A MAJORITY OF COMMITTEE MEMBERS OF BOTH CHAMBERS CONCUR IN THE REPORT."

Offered by: Senators Baker, Trimble, Hooser, Fukunaga, Ige, Slom, Chun Oakland, Ihara, Hemmings, Whalen.

RECONSIDERATION OF ACTIONS TAKEN

S.C.R. No. 55, S.D. 1:

Senator Hanabusa, Chair of the Committee on Judiciary and Hawaiian Affairs, requested that the referral of S.C.R. No. 55, S.D. 1, to the Committee on Judiciary and Hawaiian Affairs be waived, and the Chair granted the waiver.

Senator Inouye moved that the Senate reconsider its action taken on April 8, 2003, in adopting Stand. Com. Rep. No. 1483, seconded by Senator Ige and carried.

Senator Inouye moved that the Stand. Com. Rep. No. 1483 be received and placed on file, seconded by Senator Ige and carried.

By unanimous consent, S.C.R. No. 55, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE ESTABLISHMENT OF A BIOPROSPECTING ADVISORY COMMISSION TO DEVELOP A COMPREHENSIVE PLAN FOR THE PRESERVATION AND USE OF THE BIOLOGICAL DIVERSITY AND BIOLOGICAL RESOURCES OF THE TRUST LANDS," was placed on the calendar for Adoption on Friday, April 11, 2003.

S.C.R. No. 125, S.D. 1:

Senator Hanabusa, Chair of the Committee on Judiciary and Hawaiian Affairs, requested that the referral of S.C.R. No. 125, S.D. 1, to the Committee on Judiciary and Hawaiian Affairs be waived, and the Chair granted the waiver.

Senator English moved that the Senate reconsider its action taken on April 8, 2003, in adopting Stand. Com. Rep. No. 1480, seconded by Senator Inouye and carried.

Senator English moved that Stand. Com. Rep. No. 1480 be received and placed on file, seconded by Senator Inouye and carried.

By unanimous consent, S.C.R. No. 125, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE FISH AND WILDLIFE SERVICE TO REPORT TO THE LEGISLATURE THE BASIS FOR THE CURRENT CRITICAL HABITAT DESIGNATIONS," was placed on the calendar for Adoption on Friday, April 11, 2003.

S.B. No. 843, S.D. 1 (H.D. 2):

Senator English moved that the Senate reconsider its action taken on April 4, 2003, in disagreeing to the amendments proposed by the House to S.B. No. 843, S.D. 1, seconded by Senator Hanabusa and carried.

Senator English moved that the Senate agree to the amendments proposed by the House to S.B. No. 843, S.D. 1, seconded by Senator Hanabusa.

Senator English noted:

"Mr. President, members, the House has included in this measure, which is the critical habitat measure, a tailored authorization of citizen suits against state and county agencies only. It has expanded the definition of landowner to include government owned lands, and changed the majority to a two-thirds majority that's needed to override the agency's decision of the Legislature."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No.

843, S.D. 1, and S.B. No. 843, S.D. 1, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CONSERVATION OF AQUATIC LIFE, WILDLIFE, AND LAND PLANTS," was placed on the calendar for Final Reading on Friday, April 11, 2003.

S.B. No. 1139, S.D. 1 (H.D. 1):

Senator Hanabusa moved that the Senate reconsider its action taken on April 2, 2003, in disagreeing to the amendments proposed by the House to S.B. No. 1139, S.D. 1, seconded by Senator Taniguchi and carried.

Senator Hanabusa moved that the Senate agree to the amendments proposed by the House to S.B. No. 1139, S.D. 1, seconded by Senator Taniguchi.

Senator Hanabusa noted:

"Mr. President, the amendments made by the House are basically technical in nature."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1139, S.D. 1, and S.B. No. 1139, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FAMILY COURT," was placed on the calendar for Final Reading on Friday, April 11, 2003.

S.B. No. 1154 (H.D. 1):

Senator Hanabusa moved that the Senate reconsider its action taken on April 2, 2003, in disagreeing to the amendments proposed by the House to S.B. No. 1154, seconded by Senator Taniguchi and carried.

Senator Hanabusa moved that the Senate agree to the amendments proposed by the House to S.B. No. 1154, seconded by Senator Taniguchi.

Senator Hanabusa noted:

"Mr. President, this matter is really one that we heard in another form called the Hui Imi advisory council and this reauthorizes it. For that reason, the Committee on Judiciary and Hawaiian Affairs is withdrawing its disagreement."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1154, and S.B. No. 1154, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS," was placed on the calendar for Final Reading on Friday, April 11, 2003.

S.B. No. 1413, (H.D. 1):

Senator Hanabusa moved that the Senate reconsider its action taken on April 4, 2003, in disagreeing to the amendments proposed by the House to S.B. No. 1413, seconded by Senator Taniguchi and carried.

Senator Hanabusa moved that the Senate agree to the amendments proposed by the House to S.B. No. 1413, seconded by Senator Taniguchi.

Senator Hanabusa noted:

"Mr. President, this is the infamous Kikala-Keokea bill. What we needed to do was to simply extend the time. The amendment, as I could tell, was really the placement of a

comma. So I believe that the Senate can withdraw its disagreement.

"Thank you, Mr. President."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1413, and S.B. No. 1413, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO KIKALA-KEOKEA," was placed on the calendar for Final Reading on Friday, April 11, 2003.

At 12:36 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 4:04 o'clock p.m.

At this time, the President stated:

"Before we start, I'd like to thank Senator Chun Oakland for going to the security class and knowing all the procedures of evacuating this building."

STANDING COMMITTEE REPORTS THIRD READING

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1547) recommending that H.B. No. 389, H.D. 2, pass Third Reading.

Senator Taniguchi moved that Stand. Com. Rep. No. 1547 be adopted and H.B. No. 389, H.D. 2, having been read throughout, pass Third Reading, seconded by Senator Kokubun.

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

"Mr. President, I rise from the rubble to oppose this bill.

"Again, this is a bill that puts mandates on employers where they have flexibility to take care of emergencies with families. There was no testimony in any of the Committees that indicated that in fact there was a problem, and if we're going to err, we should err on the side of flexibility and choice.

"Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1547 was adopted and H.B. No. 389, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO FAMILY LEAVE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 14. Noes, 6 (Hemmings, Hogue, Ige, Ihara, Slom, Trimble). Excused, 5 (English, Kim, Menor, Sakamoto, Whalen).

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1548) recommending that H.B. No. 78, H.D. 1, pass Third Reading.

On motion by Senator Taniguchi, seconded by Senator Kokubun and carried, Stand. Com. Rep. No. 1548 was adopted and H.B. No. 78, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HOUSING AND COMMUNITY DEVELOPMENT CORPORATION OF HAWAII," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, none. Excused, 5 (English, Kim, Menor, Sakamoto, Whalen).

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1549) recommending that H.B. No. 772, pass Third Reading.

On motion by Senator Taniguchi, seconded by Senator Kokubun and carried, Stand. Com. Rep. No. 1549 was adopted and H.B. No. 772, entitled: "A BILL FOR AN ACT RELATING TO BONDS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, none. Excused, 5 (English, Kim, Menor, Sakamoto, Whalen).

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1550) recommending that H.B. No. 773, pass Third Reading.

On motion by Senator Taniguchi, seconded by Senator Kokubun and carried, Stand. Com. Rep. No. 1550 was adopted and H.B. No. 773, entitled: "A BILL FOR AN ACT RELATING TO BONDS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, none. Excused, 5 (English, Kim, Menor, Sakamoto, Whalen).

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1551) recommending that H.B. No. 754, pass Third Reading.

Senator Taniguchi moved that Stand. Com. Rep. No. 1551 be adopted and H.B. No. 754, having been read throughout, pass Third Reading, seconded by Senator Kokubun.

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

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

"Colleagues, I think that we need to be concerned about this one. Just the appearance of the potential for fraud when it comes to elections by mail, that's why we don't have elections by mail in all of our elections at this time. I don't think that we should single out special elections. Just the appearance to the voters that some special interest group can get a handle on this thing and actually tip the election one way or the other . . . so I'll be voting 'no.'

"Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1551 was adopted and H.B. No. 754, entitled: "A BILL FOR AN ACT RELATING TO ELECTIONS BY MAIL," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 17. Noes, 3 (Hemmings, Hogue, Slom). Excused, 5 (English, Kim, Menor, Sakamoto, Whalen).

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1552) recommending that H.B. No. 818, H.D. 1, pass Third Reading.

On motion by Senator Taniguchi, seconded by Senator Kokubun and carried, Stand. Com. Rep. No. 1552 was adopted and H.B. No. 818, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ADMINISTRATIVE DRIVER'S LICENSE

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

Ayes, 20. Noes, none. Excused, 5 (English, Kim, Menor, Sakamoto, Whalen).

RECONSIDERATION OF ACTIONS TAKEN

S.B. No. 363, (H.D. 1):

Senator Kanno moved that the Senate reconsider its action taken on April 2, 2003, in disagreeing to the amendments proposed by the House to S.B. No. 363, seconded by Senator Kawamoto and carried.

Senator Kanno moved that the Senate agree to the amendments proposed by the House to S.B. No. 363, seconded by Senator Kawamoto.

Senator Kanno noted:

"Mr. President, the House made a couple of amendments. One is replacing the requirement that the director of the Board of Water Supply consult with employees and instead require that the director consult with the exclusive collective bargaining representative, and also requiring that the project comply with Chapter 89. The bill was also reformatted to a different section in the HRS."

Senator Ihara rose on a point of inquiry and said:

"Point of inquiry, Mr. President.

"I don't see this action we're about to take on the Order of the Day. Did it come in after the supplemental calendar was printed?"

The President replied:

"We didn't have the item under miscellaneous business, so we're taking it up under announcements."

Senator Ihara continued:

"I'd like to request that if we're going to take action on an agreed item, that we put it on the Order of the Day like the other reconsiderations were."

The President responded:

"We are also giving one day's notice for the actual Final Reading of this bill."

Senator Ihara then said:

"So, right now we are voting to agree . . . we are voting to accept the House's amendments to the Senate bill and I would appreciate some notice so that I can get the bills so that I can decide whether to vote for or against agreeing to what the House did to the . . . especially if it's a gut and replace. It's probably not a gut and replace bill but . . ."

The President interjected:

"If you wish, you may vote 'no' on this particular item."

Senator Ihara responded:

"No, I would like to see the bill so that I can determine whether I can vote 'no' or not, but at least as a compromise, if we can get it on the Order of the Day since the Order of the Day

was printed and if we knew at the time, then at least then I can't be faulted."

The Chair so ordered.

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 363, and S.B. No. 363, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EXPERIMENTAL MODERNIZATION PROJECTS FOR COUNTY BOARDS OF WATER SUPPLY," was placed on the calendar for Final Reading on Friday, April 11, 2003.

At 4:10 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 4:14 o'clock p.m.

Senator Baker, Chair of the Committee on Health, requested that the joint referral of S.C.R. No. 116, S.D. 1, to the Committee on Health and the Committee on Human Services be waived.

Senator Baker noted:

"Mr. President, this resolution was heard and reported out of your Committees on Health and Human Services, but it was inadvertently re-referred back to our Committees. So we're requesting this waiver so we can move the resolution to the Floor for adoption."

The Chair then granted the waiver.

By unanimous consent, S.C.R. No. 116, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING AN ACTUARIAL STUDY ON HEALTH INSURANCE PARITY FOR THE TREATMENT OF ALCOHOL DEPENDENCY AND DRUG DEPENDENCY," was placed on the calendar for Adoption on Friday, April 11, 2003.

ADJOURNMENT

At 4:17 o'clock p.m., on motion by Senator Kawamoto, seconded by Senator Hogue and carried, the Senate adjourned until 11:30 o'clock a.m., Friday, April 11, 2003.

Respectfully submitted,

Clerk of the Senate

Approved:

President of the Senate