

ELEVENTH DAY

Friday, February 4, 2005

The Senate of the Twenty-Third Legislature of the State of Hawaii, Regular Session of 2005, convened at 11:40 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by the Honorable Gary L. Hooser, Hawaii State Senate, after which the Roll was called showing all Senators present with the exception of Senator Kim who was excused.

The President announced that he had read and approved the Journal of the Tenth Day.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 314 to 320) were read by the Clerk and were placed on file:

Gov. Msg. No. 314, dated January 12, 2005, transmitting a Report on the Progress of the Division of Boating and Ocean Recreation in Addressing the Auditor's Concern in the 1998 and 2001 Audits of the Management of State Boating Facilities, prepared by the Department of Land and Natural Resources, Division of Boating and Ocean Recreation, pursuant to S.C.R. No. 168 (2004).

Gov. Msg. No. 315, dated January 14, 2005, transmitting the Annual Report on the Special Fund for Rabies Quarantine, prepared by the Department of Agriculture.

Gov. Msg. No. 316, dated January 20, 2005, transmitting the Department of Taxation's Report Regarding the Department's Goals and Objectives, pursuant to Act 100, SLH 1999.

Gov. Msg. No. 317, dated January 27, 2005, transmitting the Annual Report that Outlines the Status of the Special Fund, Including the Amount of Monies Deposited Into and Expended From the Fund, and Sources of Receipts and Uses of Expenditures, prepared by the Department of Health pursuant to Section 321-1.4, HRS.

Gov. Msg. No. 318, dated January 31, 2005, transmitting the Department of Land and Natural Resources' Status Report Relating to the Task Force on Beach and Water Safety, pursuant to Act 190, SLH 1996, as amended by Act 101, SLH 1999, as amended by Act 170, SLH 2002.

Gov. Msg. No. 319, dated February 2, 2005, transmitting a Report on Establishing the Primary Health Care Incentive Program and the Primary Care Roundtable, prepared by the Department of Health pursuant to Act 41, SLH 1992.

Gov. Msg. No. 320, letter dated February 4, 2005, informing the Senate that she appointed D. Mele Carroll to fill the vacancy for the unexpired term created by the resignation of Sol Kahoohalahala, as the member from the Thirteenth District, House of Representatives, Twenty-Third Legislature, State of Hawaii, in accordance with the provisions of Title II, Chapter 17, Section 4 of the Hawaii Revised Statutes.

SENATE CONCURRENT RESOLUTIONS

The following concurrent resolutions (S.C.R. Nos. 36 and 37) were read by the Clerk and were deferred:

Senate Concurrent Resolution

No. 36 "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO ASSESS THE SOCIAL AND FINANCIAL EFFECTS OF REQUIRING HEALTH INSURERS TO OFFER COVERAGE FOR COLORECTAL CANCER SCREENING BY COLONOSCOPY."

Offered by: Senators Baker, Chun Oakland, Tsutsui, Hanabusa.

No. 37 "SENATE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF EDUCATION TO ENTER INTO A LEASE/PURCHASE AGREEMENT FOR A NEW PUBLIC HIGH SCHOOL IN KIHEI, MAUI TO BE FUNDED BY THE ISSUANCE OF CERTIFICATES OF PARTICIPATION."

Offered by: Senators Baker, Sakamoto, Hooser, English, Tsutsui.

ORDER OF THE DAY

RE-REFERRAL OF SENATE BILLS

The Chair re-referred the following Senate bills that were introduced:

Senate Bill Referred to:

No. 96 Jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Labor, then jointly to the Committee on Judiciary and Hawaiian Affairs and the Committee on Ways and Means

No. 134 Jointly to the Committee on Transportation and Government Operations and the Committee on Intergovernmental Affairs, then to the Committee on Ways and Means

No. 452 Jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means

No. 454 Jointly to the Committee on Transportation and Government Operations and the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means

No. 455 Jointly to the Committee on Energy, Environment, and International Affairs and the Committee on Media, Arts, Science and Technology, then to the Committee on Ways and Means

No. 470 Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means

No. 491 Jointly to the Committee on Health and the Committee on Human Services, then to the Committee on Ways and Means

No. 503 Jointly to the Committee on Water, Land, and Agriculture and the Committee on Intergovernmental Affairs, then to the Committee on Judiciary and Hawaiian Affairs

No. 504 Jointly to the Committee on Water, Land, and Agriculture and the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means

No. 506 Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means

No. 507 Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means

No. 516 Jointly to the Committee on Transportation and Government Operations and the Committee on Energy, Environment, and International Affairs, then to the Committee on Ways and Means

No. 539 Committee on Intergovernmental Affairs, then to the Committee on Judiciary and Hawaiian Affairs

No. 550 Jointly to the Committee on Transportation and Government Operations and the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means

No. 749 Jointly to the Committee on Higher Education and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means

No. 759 Jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means

No. 769 Jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Media, Arts, Science and Technology, then to the Committee on Ways and Means

No. 782 Committee on Health, then to the Committee on Ways and Means

No. 870 Jointly to the Committee on Health and the Committee on Commerce, Consumer Protection and Housing, then jointly to the Committee on Judiciary and Hawaiian Affairs and the Committee on Ways and Means

No. 871 Jointly to the Committee on Human Services and the Committee on Health, then to the Committee on Judiciary and Hawaiian Affairs

No. 906 Jointly to the Committee on Higher Education and the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means

No. 928 Committee on Water, Land, and Agriculture, then to the Committee on Ways and Means

No. 963 Jointly to the Committee on Transportation and Government Operations and the Committee on Intergovernmental Affairs, then to the Committee on Ways and Means

No. 992 Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means

No. 1008 Jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means

No. 1077 Jointly to the Committee on Energy, Environment, and International Affairs and the Committee on Health, then to the Committee on Ways and Means

No. 1111 Jointly to the Committee on Health and the Committee on Human Services, then to the Committee on Judiciary and Hawaiian Affairs

No. 1141 Jointly to the Committee on Tourism and the Committee on Commerce, Consumer Protection and Housing

No. 1209 Jointly to the Committee on Health and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means

No. 1247 Jointly to the Committee on Human Services and the Committee on Health, then to the Committee on Ways and Means

No. 1249 Committee on Education and Military Affairs

No. 1250 Jointly to the Committee on Labor and the Committee on Education and Military Affairs, then to the Committee on Ways and Means

No. 1251 Jointly to the Committee on Labor and the Committee on Education and Military Affairs, then to the Committee on Ways and Means

No. 1265 Jointly to the Committee on Water, Land, and Agriculture and the Committee on Business and Economic Development, then to the Committee on Ways and Means

No. 1284 Jointly to the Committee on Health and the Committee on Human Services, then to the Committee on Ways and Means

No. 1326 Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means

No. 1351 Jointly to the Committee on Health and the Committee on Media, Arts, Science and Technology, then to the Committee on Judiciary and Hawaiian Affairs

No. 1374 Jointly to the Committee on Business and Economic Development and the Committee on Energy, Environment, and International Affairs, then to the Committee on Ways and Means

No. 1383 Jointly to the Committee on Health and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means

No. 1425 Jointly to the Committee on Water, Land, and Agriculture, the Committee on Media, Arts, Science and Technology and the Committee on Energy, Environment, and International Affairs, then to the Committee on Judiciary and Hawaiian Affairs

No. 1441 Jointly to the Committee on Health and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means

No. 1482 Jointly to the Committee on Health and the Committee on Human Services, then to the Committee on Ways and Means

No. 1505 Jointly to the Committee on Education and Military Affairs and the Committee on Media, Arts,

Science and Technology, then to the Committee on Ways and Means

No. 1516 Jointly to the Committee on Water, Land, and Agriculture and the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means

No. 1533 Jointly to the Committee on Education and Military Affairs and the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means

No. 1547 Jointly to the Committee on Media, Arts, Science and Technology and the Committee on Transportation and Government Operations, then jointly to the Committee on Judiciary and Hawaiian Affairs and the Committee on Ways and Means

No. 1554 Committee on Energy, Environment, and International Affairs, then to the Committee on Ways and Means

No. 1565 Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means

No. 1610 Jointly to the Committee on Water, Land, and Agriculture and the Committee on Transportation and Government Operations, then to the Committee on Ways and Means

No. 1677 Jointly to the Committee on Intergovernmental Affairs and the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means

No. 1692 Jointly to the Committee on Water, Land, and Agriculture, the Committee on Media, Arts, Science and Technology and the Committee on Energy, Environment, and International Affairs, then to the Committee on Ways and Means

No. 1701 Jointly to the Committee on Media, Arts, Science and Technology and the Committee on Business and Economic Development, then to the Committee on Ways and Means

No. 1721 Jointly to the Committee on Business and Economic Development and the Committee on Media, Arts, Science and Technology, then to the Committee on Ways and Means

No. 1727 Committee on Tourism, then to the Committee on Ways and Means

No. 1778 Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means

No. 1787 Committee on Higher Education, then to the Committee on Ways and Means

No. 1792 Jointly to the Committee on Media, Arts, Science and Technology and the Committee on Business and Economic Development, then to the Committee on Ways and Means

No. 1799 Jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means

No. 1856 Jointly to the Committee on Energy, Environment, and International Affairs and the Committee on Water, Land, and Agriculture, then to the Committee on Ways and Means

No. 1877 Committee on Water, Land, and Agriculture, then to the Committee on Ways and Means

MISCELLANEOUS COMMUNICATION

Misc. Com. No. 8, from the Hawaii Tourism Authority dated February 1, 2005, transmitting the Hawaii Tourism Strategic Plan 2005-2015, was read by the Clerk and was placed on file.

ADJOURNMENT

At 11:47 o'clock a.m., on motion by Senator Hee, seconded by Senator Hogue and carried, the Senate adjourned until 11:30 o'clock a.m., Monday, February 7, 2005.

Respectfully submitted,

Clerk of the Senate

Approved:

President of the Senate