

FIFTY-EIGHTH DAY

Friday, April 27, 2007

The Senate of the Twenty-Fourth Legislature of the State of Hawai'i, Regular Session of 2007, convened at 6:42 o'clock p.m. with the President in the Chair.

The Divine Blessing was invoked by the Honorable J. Kalani English, Hawai'i State Senate, after which the Roll was called showing all Senators present with the exception of Senators Baker, Hemmings, Taniguchi and Tsutsui who were excused.

The President announced that she had read and approved the Journal of the Fifty-Seventh Day.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 804 to 806) were read by the Clerk and were placed on file:

Gov. Msg. No. 804, letter dated April 25, 2007, informing the Senate that pursuant to Act 178, Section 124, SLH 2005, as amended by Act 160, SLH 2006, the Department of Agriculture has received \$500,000 in operating funds from savings in the Department of Budget and Finance, Employer-Union Health Benefits Trust Fund, for completion of work to breach the Kailua dam and reservoir in Waimanalo.

Gov. Msg. No. 805, informing the Senate that on April 27, 2007, she signed into law House Bill No. 1414 as Act 45, entitled: "MAKING AN EMERGENCY APPROPRIATION FOR DEPARTMENT OF TAXATION COUNTY SURCHARGE IMPLEMENTATION COSTS."

Gov. Msg. No. 806, informing the Senate that on April 27, 2007, she signed into law Senate Bill No. 1441 as Act 46, entitled: "RELATING TO CERTIFICATION OF CHILD PLACING ORGANIZATIONS, CHILD CARING INSTITUTIONS, FOSTER BOARDING HOMES, AND ADOPTIVE HOMES."

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 839 to 850) were read by the Clerk and were placed on file:

Hse. Com. No. 839, informing the Senate that the House reconsidered its action taken on March 27, 2007, in disagreeing to the amendments proposed by the Senate to H.B. No. 25, H.D. 1 (S.D. 1).

Hse. Com. No. 840, informing the Senate that the House reconsidered its action taken on March 29, 2007, in disagreeing to the amendments proposed by the Senate to H.B. No. 272, H.D. 1 (S.D. 1).

Hse. Com. No. 841, informing the Senate that the House reconsidered its actions taken on April 10, 2007, in disagreeing to the amendments proposed by the Senate to the following House bills:

H.B. No. 18, H.D. 1 (S.D. 2);
H.B. No. 513 (S.D. 1);
H.B. No. 1207 (S.D. 1); and
H.B. No. 1227, H.D. 1 (S.D. 1).

Hse. Com. No. 842, informing the Senate that the House reconsidered its actions taken on April 12, 2007, in disagreeing

to the amendments proposed by the Senate to the following House bills:

H.B. No. 1044, H.D. 1 (S.D. 2);
H.B. No. 1323 (S.D. 1); and
H.B. No. 1500, H.D. 2 (S.D. 2).

Hse. Com. No. 843, informing the Senate that the House reconsidered its actions taken on April 5, 2007, in disagreeing to the amendments proposed by the Senate to the following House bills:

H.B. No. 1361, H.D. 1 (S.D. 1); and
H.B. No. 1411, H.D. 2 (S.D. 1).

Hse. Com. No. 844, informing the Senate that the following bills passed Final Reading in the House of Representatives on April 26, 2007:

H.B. No. 1379, H.D. 1, S.D. 1, C.D. 1;
S.B. No. 1528, H.D. 1, C.D. 1; and
S.B. No. 1704, S.D. 1, H.D. 1, C.D. 1.

Hse. Com. No. 845, informing the Senate that the House has agreed to the amendments proposed by the Senate to the following House bills and said bills passed Final Reading in the House on April 26, 2007:

H.B. No. 154, H.D. 1, S.D. 1;
H.B. No. 776, S.D. 1;
H.B. No. 1210, H.D. 1, S.D. 1;
H.B. No. 1306, H.D. 2, S.D. 1;
H.B. No. 1641, H.D. 2, S.D. 2;
H.B. No. 1746, S.D. 2;
H.B. No. 1787, H.D. 1, S.D. 2; and
H.B. No. 1833, H.D. 1, S.D. 1.

Hse. Com. No. 846, informing the Senate that the amendments proposed by the Senate to H.C.R. No. 129 were agreed to by the House and H.C.R. No. 129, S.D. 1, was finally adopted in the House of Representatives on April 26, 2007.

Hse. Com. No. 847, returning S.C.R. No. 75, S.D. 1, which was adopted by the House of Representatives on April 26, 2007.

Hse. Com. No. 848, returning S.C.R. No. 173, which was adopted by the House of Representatives on April 26, 2007.

Hse. Com. No. 849, informing the Senate that the Speaker on April 27, 2007, appointed Representatives Mizuno, McKelvey, Magaoay, co-chairs; Ward as managers on the part of the House for the consideration of amendments proposed by the House to S.C.R. No. 209 (H.D. 1).

Hse. Com. No. 850, informing the Senate that the Speaker on April 27, 2007, appointed conferees on the part of the House for the consideration of amendments proposed by the House to the following Senate concurrent resolutions:

S.C.R. No. 48, S.D. 1 (H.D. 2):

Representatives Mizuno, Rhoads, Magaoay, co-chairs; Ward.

S.C.R. No. 73, S.D. 1 (H.D. 1):

Representatives Chang, Sonson, Lee, co-chairs; Finnegan.

S.C.R. No. 98, S.D. 1 (H.D. 1):

Representatives Souki, Magaoay, McKelvey, B. Oshiro, co-chairs; Meyer.

CONFERENCE COMMITTEE REPORTS

Senator Kokubun, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 162, S.D. 1, presented a report (Conf. Com. Rep. No. 36) recommending that S.B. No. 162, S.D. 1, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 36 and S.B. No. 162, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO IOLANI PALACE," was deferred for a period of 48 hours.

Senator Sakamoto, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1154, S.D. 2, presented a report (Conf. Com. Rep. No. 37) recommending that S.B. No. 1154, S.D. 2, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 37 and S.B. No. 1154, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," was deferred for a period of 48 hours.

Senator Kokubun, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 138, S.D. 1, presented a report (Conf. Com. Rep. No. 38) recommending that S.B. No. 138, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 38 and S.B. No. 138, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DIAMOND HEAD STATE MONUMENT," was deferred for a period of 48 hours.

Senator Chun Oakland, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1182, S.D. 2, presented a report (Conf. Com. Rep. No. 39) recommending that S.B. No. 1182, S.D. 2, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 39 and S.B. No. 1182, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NEEDS ALLOWANCE," was deferred for a period of 48 hours.

Senator Menor, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1222, S.D. 3, presented a report (Conf. Com. Rep. No. 40) recommending that S.B. No. 1222, S.D. 3, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 40 and S.B. No. 1222, S.D. 3, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INCOME TAXATION," was deferred for a period of 48 hours.

Senator English, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1191, S.D. 2, presented a report (Conf.

Com. Rep. No. 41) recommending that S.B. No. 1191, S.D. 2, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 41 and S.B. No. 1191, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PEDESTRIAN SAFETY," was deferred for a period of 48 hours.

Senator Inouye, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 895, H.D. 2, presented a report (Conf. Com. Rep. No. 72) recommending that H.B. No. 895, H.D. 2, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 72 and H.B. No. 895, H.D. 2, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES," was deferred for a period of 48 hours.

Senator Sakamoto, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 14, H.D. 1, presented a report (Conf. Com. Rep. No. 73) recommending that H.B. No. 14, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 73 and H.B. No. 14, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was deferred for a period of 48 hours.

Senator Taniguchi, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 275, H.D. 1, presented a report (Conf. Com. Rep. No. 74) recommending that H.B. No. 275, H.D. 1, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 74 and H.B. No. 275, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM ATHLETE AGENTS ACT," was deferred for a period of 48 hours.

Senator Ige, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1372, H.D. 1, presented a report (Conf. Com. Rep. No. 75) recommending that H.B. No. 1372, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 75 and H.B. No. 1372, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF HEALTH FOR THE EMERGENCY MEDICAL SERVICES AND INJURY PREVENTION SYSTEM BRANCH," was deferred for a period of 48 hours.

Senator Inouye, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1063, presented a report (Conf. Com. Rep. No. 76) recommending that H.B. No. 1063, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 76 and H.B. No. 1063, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII NATIONAL GUARD," was deferred for a period of 48 hours.

Senator Baker, for the majority of the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 30, H.D. 2, presented a report (Conf. Com. Rep. No. 77) recommending that H.B. No. 30, H.D. 2, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 77 and H.B. No. 30, H.D. 2, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INTERNATIONAL TRADE AGREEMENTS," was deferred for a period of 48 hours.

Senator Menor, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 334, H.D. 1, presented a report (Conf. Com. Rep. No. 78) recommending that H.B. No. 334, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 78 and H.B. No. 334, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST SOPOGY INC., IN THE DEVELOPMENT OF RENEWABLE ENERGY," was deferred for a period of 48 hours.

Senator Chun Oakland, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1364, H.D. 2, presented a report (Conf. Com. Rep. No. 79) recommending that H.B. No. 1364, H.D. 2, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 79 and H.B. No. 1364, H.D. 2, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE RENT SUPPLEMENT PROGRAM," was deferred for a period of 48 hours.

Senator Kokubun, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 402, H.D. 1, presented a report (Conf. Com. Rep. No. 80) recommending that H.B. No. 402, H.D. 1, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 80 and H.B. No. 402, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE LAND CONSERVATION FUND," was deferred for a period of 48 hours.

STANDING COMMITTEE REPORTS

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 1959) recommending that H.B. No. 1307, H.D. 2, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and H.B. No. 1307, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO BUSINESS REGISTRATION," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, May 1, 2007.

Senator Menor, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 1960) recommending that H.C.R. No. 162 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1960 and H.C.R. No. 162, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING CERTAIN ACTION CONCERNING THE CONDUCTING OF A TEST TO CONVERT H-POWER ASH TO REUSABLE MATERIAL," was deferred until Tuesday, May 1, 2007.

ORDER OF THE DAY

ADVISE AND CONSENT

Stand. Com. Rep. No. 1941 (Gov. Msg. No. 742):

Senator Sakamoto moved that Stand. Com. Rep. No. 1941 be received and placed on file, seconded by Senator Tokuda and carried.

Senator Sakamoto then moved that the Senate advise and consent to the nomination of FLORELINE B. VILA to the Hawai'i Commission for National and Community Service, term to expire June 30, 2010, seconded by Senator Tokuda.

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

Ayes, 20. Noes, none. Excused, 5 (Baker, Chun Oakland, Hemmings, Taniguchi, Tsutsui).

Stand. Com. Rep. No. 1942 (Gov. Msg. No. 460):

Senator Ige moved that Stand. Com. Rep. No. 1942 be received and placed on file, seconded by Senator Fukunaga and carried.

Senator Ige then moved that the Senate advise and consent to the nomination of LELAND TAICHI NOGAWA to the Drug Product Selection Board, term to expire June 30, 2011, seconded by Senator Fukunaga.

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

Ayes, 20. Noes, none. Excused, 5 (Baker, Chun Oakland, Hemmings, Taniguchi, Tsutsui).

Stand. Com. Rep. No. 1943 (Gov. Msg. Nos. 587, 588, 589, 590 and 691):

Senator Ige moved that Stand. Com. Rep. No. 1943 be received and placed on file, seconded by Senator Fukunaga and carried.

Senator Ige then moved that the Senate advise and consent to the nominations to the Emergency Medical Services Advisory Committee of the following:

JAMES HENRY-EDWARD IRELAND MD, term to expire June 30, 2011 (Gov. Msg. No. 587);

MARY L. MARASOVICH, term to expire June 30, 2011 (Gov. Msg. No. 588);

MILES T. NAKATSU, term to expire June 30, 2008 (Gov. Msg. No. 589);

THINH TIEN NGUYEN MD, term to expire June 30, 2011 (Gov. Msg. No. 590); and

JAMES ITAMURA, term to expire June 30, 2011 (Gov. Msg. No. 691),

seconded by Senator Fukunaga.

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

Ayes, 20. Noes, none. Excused, 5 (Baker, Chun Oakland, Hemmings, Taniguchi, Tsutsui).

Stand. Com. Rep. No. 1944 (Gov. Msg. Nos. 465 and 466):

Senator Ige moved that Stand. Com. Rep. No. 1944 be received and placed on file, seconded by Senator Fukunaga and carried.

Senator Ige then moved that the Senate advise and consent to the nominations to the Radiologic Technology Board of the following:

MICHAEL J. MEAGHER MD, term to expire June 30, 2011 (Gov. Msg. No. 465); and

DANIEL WAYNE RICKENBACHER, term to expire June 30, 2011 (Gov. Msg. No. 466),

seconded by Senator Fukunaga.

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

Ayes, 20. Noes, none. Excused, 5 (Baker, Chun Oakland, Hemmings, Taniguchi, Tsutsui).

Stand. Com. Rep. No. 1945 (Gov. Msg. Nos. 489, 490 and 540):

Senator Ige moved that Stand. Com. Rep. No. 1945 be received and placed on file, seconded by Senator Fukunaga and carried.

Senator Ige then moved that the Senate advise and consent to the nominations to the Board of Certification of Operating Personnel in Wastewater Treatment Plants of the following:

MARSHALL LUM, term to expire June 30, 2011 (Gov. Msg. No. 489);

VICTOR DALE MORELAND PHD, term to expire June 30, 2011 (Gov. Msg. No. 490); and

EASSIE M. MILLER, term to expire June 30, 2011 (Gov. Msg. No. 540),

seconded by Senator Fukunaga.

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

Ayes, 20. Noes, none. Excused, 5 (Baker, Chun Oakland, Hemmings, Taniguchi, Tsutsui).

Stand. Com. Rep. No. 1946 (Gov. Msg. Nos. 516 and 517):

Senator Ige moved that Stand. Com. Rep. No. 1946 be received and placed on file, seconded by Senator Fukunaga and carried.

Senator Ige then moved that the Senate advise and consent to the nominations to the Disability and Communication Access Board of the following:

DOROTHY KUULEINANI FIFE, term to expire June 30, 2011 (Gov. Msg. No. 516); and

CORRENA KEHAUNANI PAWN-WHITE, term to expire June 30, 2011 (Gov. Msg. No. 517),

seconded by Senator Fukunaga.

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

Ayes, 20. Noes, none. Excused, 5 (Baker, Chun Oakland, Hemmings, Taniguchi, Tsutsui).

Stand. Com. Rep. No. 1947 (Gov. Msg. Nos. 320, 321, 322, 323, 324 and 325):

Senator Ige moved that Stand. Com. Rep. No. 1947 be received and placed on file, seconded by Senator Fukunaga and carried.

Senator Ige then moved that the Senate advise and consent to the nominations to the State Council on Developmental Disabilities of the following:

MARGARET MARY BAXTER, term to expire June 30, 2011 (Gov. Msg. No. 320);

PAUL K. HIGA, term to expire June 30, 2011 (Gov. Msg. No. 321);

CHARLOTTE HAUNANI LOSA KAMAUOHA, term to expire June 30, 2011 (Gov. Msg. No. 322);

BERNADETTE LUCY KELIIAA, term to expire June 30, 2011 (Gov. Msg. No. 323);

DEBORAH JEANE RIVERS, term to expire June 30, 2011 (Gov. Msg. No. 324); and

PAUL S. VARGAS JR., term to expire June 30, 2011 (Gov. Msg. No. 325),

seconded by Senator Fukunaga.

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

Ayes, 20. Noes, none. Excused, 5 (Baker, Chun Oakland, Hemmings, Taniguchi, Tsutsui).

Stand. Com. Rep. No. 1948 (Gov. Msg. No. 518):

Senator Ige moved that Stand. Com. Rep. No. 1948 be received and placed on file, seconded by Senator Fukunaga and carried.

Senator Ige then moved that the Senate advise and consent to the nomination of ARCHIE HAPAI III to the Policy Advisory Board for Elder Affairs, term to expire June 30, 2011, seconded by Senator Fukunaga.

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

Ayes, 20. Noes, none. Excused, 5 (Baker, Chun Oakland, Hemmings, Taniguchi, Tsutsui).

Stand. Com. Rep. No. 1949 (Gov. Msg. No. 525):

Senator Ige moved that Stand. Com. Rep. No. 1949 be received and placed on file, seconded by Senator Fukunaga and carried.

Senator Ige then moved that the Senate advise and consent to the nomination of KUULEI A. KILIONA to the Mental Health and Substance Abuse, Hawai'i Service Area Board, term to expire June 30, 2011, seconded by Senator Fukunaga.

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

Ayes, 20. Noes, none. Excused, 5 (Baker, Chun Oakland, Hemmings, Taniguchi, Tsutsui).

Stand. Com. Rep. No. 1950 (Gov. Msg. No. 476):

Senator Ige moved that Stand. Com. Rep. No. 1950 be received and placed on file, seconded by Senator Fukunaga and carried.

Senator Ige then moved that the Senate advise and consent to the nomination of CLIFFORD L. NAKEA to the Board of Directors of the Hawai'i Health Systems Corporation, term to expire June 30, 2010, seconded by Senator Fukunaga.

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

Ayes, 20. Noes, none. Excused, 5 (Baker, Chun Oakland, Hemmings, Taniguchi, Tsutsui).

Stand. Com. Rep. No. 1951 (Gov. Msg. Nos. 628, 629, 630, 631 and 632):

Senator Ige moved that Stand. Com. Rep. No. 1951 be received and placed on file, seconded by Senator Fukunaga and carried.

Senator Ige then moved that the Senate advise and consent to the nominations of the following:

PATRICIA ELLEN N. RICHARDS to the Mental Health and Substance Abuse, Hawai'i Service Area Board, term to expire June 30, 2011 (Gov. Msg. No. 628);

KURT KIYOSHI NAGATA to the Mental Health and Substance Abuse, Kaua'i Service Area Board, term to expire June 30, 2011 (Gov. Msg. No. 629);

KURA MOANA MARIE AKAU to the Mental Health and Substance Abuse, Oahu Service Area Board, term to expire June 30, 2010 (Gov. Msg. No. 630);

ELLEN ALISSA HEID to the Mental Health and Substance Abuse, Oahu Service Area Board, term to expire June 30, 2010 (Gov. Msg. No. 631); and

THOMAS J. MCCORMACK to the Mental Health and Substance Abuse, Oahu Service Area Board, term to expire June 30, 2009 (Gov. Msg. No. 632),

seconded by Senator Fukunaga.

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

Ayes, 20. Noes, none. Excused, 5 (Baker, Chun Oakland, Hemmings, Taniguchi, Tsutsui).

Stand. Com. Rep. No. 1952 (Gov. Msg. Nos. 601, 603, 604, 606, 607, 719 and 720):

Senator Ige moved that Stand. Com. Rep. No. 1952 be received and placed on file, seconded by Senator Fukunaga and carried.

Senator Ige then moved that the Senate advise and consent to the nominations to the Statewide Health Coordinating Council of the following:

GAE BERGQUIST-TROMMALD, term to expire June 30, 2011 (Gov. Msg. No. 601);

CLAYTON D.K. CHONG, terms to expire June 30, 2007, and June 30, 2011 (Gov. Msg. Nos. 603 and 604);

KEITH ALAN LEE, term to expire June 30, 2008 (Gov. Msg. No. 606);

BONNIE LEE S. L. PANG, term to expire June 30, 2011 (Gov. Msg. No. 607);

JO-ANN AHUNA, term to expire June 30, 2010 (Gov. Msg. No. 719); and

MARK STEVEN MOSES, term to expire June 30, 2011 (Gov. Msg. No. 720),

seconded by Senator Fukunaga.

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

Ayes, 20. Noes, none. Excused, 5 (Baker, Chun Oakland, Hemmings, Taniguchi, Tsutsui).

Stand. Com. Rep. No. 1953 (Gov. Msg. No. 294):

Senator Kokubun moved that Stand. Com. Rep. No. 1953 be received and placed on file, seconded by Senator Tokuda and carried.

Senator Kokubun then moved that the Senate advise and consent to the nomination of EDSON A. MARTIN to the Kaua'i Aquatic Life and Wildlife Advisory Committee, term to expire June 30, 2011, seconded by Senator Tokuda.

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

Ayes, 20. Noes, none. Excused, 5 (Baker, Chun Oakland, Hemmings, Taniguchi, Tsutsui).

Stand. Com. Rep. No. 1954 (Gov. Msg. Nos. 754, 755, 756 and 757):

Senator Ihara moved that Stand. Com. Rep. No. 1954 be received and placed on file, seconded by Senator Hooser and carried.

Senator Ihara then moved that the Senate advise and consent to the nominations to the Board of Directors of the Hawai'i Public Housing Authority (PHA) of the following:

CAROL R. IGNACIO, terms to expire June 30, 2007, and June 30, 2011 (Gov. Msg. Nos. 754 and 755);

TRAVIS O. THOMPSON, term to expire June 30, 2008 (Gov. Msg. No. 756); and

MATTIE A. YOSHIOKA, term to expire June 30, 2010 (Gov. Msg. No. 757),

seconded by Senator Hooser.

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

Ayes, 20. Noes, none. Excused, 5 (Baker, Chun Oakland, Hemmings, Taniguchi, Tsutsui).

Stand. Com. Rep. No. 1955 (Gov. Msg. No. 696):

Senator Ige moved that Stand. Com. Rep. No. 1955 be received and placed on file, seconded by Senator Fukunaga and carried.

Senator Ige then moved that the Senate advise and consent to the nomination of ANNE H. ATKINSON to the Health Planning Council, West Oahu Subarea, term to expire June 30, 2011, seconded by Senator Fukunaga.

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

Ayes, 20. Noes, none. Excused, 5 (Baker, Chun Oakland, Hemmings, Taniguchi, Tsutsui).

Stand. Com. Rep. No. 1956 (Gov. Msg. No. 348):

Senator Fukunaga moved that Stand. Com. Rep. No. 1956 be received and placed on file, seconded by Senator Espero and carried.

Senator Fukunaga then moved that the Senate advise and consent to the nomination of BRIAN J. GOLDSTEIN to the Board of Directors of the High Technology Development Corporation, term to expire June 30, 2011, seconded by Senator Espero.

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

Ayes, 20. Noes, none. Excused, 5 (Baker, Chun Oakland, Hemmings, Taniguchi, Tsutsui).

Stand. Com. Rep. No. 1957 (Gov. Msg. No. 532):

Senator Fukunaga moved that Stand. Com. Rep. No. 1957 be received and placed on file, seconded by Senator Espero and carried.

Senator Fukunaga then moved that the Senate advise and consent to the nomination of MATT H. TAKATA to the Board of Taxation Review, 4th Taxation District (Kaua'i), term to expire June 30, 2011, seconded by Senator Espero.

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

Ayes, 20. Noes, none. Excused, 5 (Baker, Chun Oakland, Hemmings, Taniguchi, Tsutsui).

Stand. Com. Rep. No. 1958 (Gov. Msg. No. 349):

At this time, the President made the following announcement:

"Members, pursuant to Senate Rule 37(5), the final question on appointments by the Governor which require the

confirmation or consent of the Senate must be stated in the affirmative; therefore, those casting 'Aye' votes are voting to confirm, and those casting 'No' votes are voting to reject the nomination.

"The recommendation of the Committee on Economic Development and Taxation on Gov. Msg. No. 349 is that the Senate not advise and consent to the nomination of Orion Kopelman, gubernatorial nominee to the Board of Directors of the High Technology Development Corporation. Therefore, the Chair will first entertain a motion to file Stand. Com. Rep. No. 1958, then we will move on to the final vote on this matter."

Senator Ige moved that Stand. Com. Rep. No. 1958 be received and placed on file, seconded by Senator Whalen and carried.

Pursuant to Senate Rule 37(5), Senator Slom moved that the Senate advise and consent to the nomination of ORION KOPELMAN to the Board of Directors of the High Technology Development Corporation, term to expire June 30, 2011, seconded by Senator Gabbard.

Senator Slom rose in support of the nominee and said:

"Madam President, Ori Kopelman was an interim appointee to the High Technology Development Corporation Board and was first appointed in August of last year. He was nominated for a four-year term this year and appeared before the Committee on Economic Development and Taxation in early March. At that time, your Committee received testimony in support of Mr. Kopelman from the Department of Business, Economic Development and Tourism, from the High Technology Development Corporation, from the Hawaii Small Business Development Center Network, from the Maui Center, the former mayor of Maui County, and one individual. In fact, there was no negative testimony received at that time.

"The decision of the Committee, though, on March 8th was to defer any action on Mr. Kopelman and there was no action again until yesterday when the Committee met and the recommendation was made that the Committee deny the confirmation. It was very troubling to me as member of the Committee, as I shared with the Chair, since there was no negative testimony prior to this and the information that was brought before the Committee yesterday indicated that the Chair had discussed the matter subsequently with certain members of the board and certain members of the high technology community. I asked who the members of the board were and the response was that the members of the board did not feel comfortable in having their names released. I asked who the members of the high technology community were and the response was similarly the same.

"I asked specifically what the problems were and revolved around, and one incident was mentioned and that was an incident involving Mr. Kopelman's attending a board meeting Honolulu from Maui and staying over an additional day to attend a function upon request by the Governor. And the inference was that he had no permission to do so or that this was not part of the business of the corporation. His response was that in fact he had asked permission of the board and that he was given that permission to attend.

"There also was a statement that in returning his rental car to the airport at the end of the second day, he was involved in a minor traffic accident and failed to report that accident in a timely manner. My questions were, was he under financial liability to take care of the accident? – there was no argument about whether an accident occurred; and was he under any obligation to financially be responsible for the accident himself

through insurance or through payment? And initially he said the decision was yes, he was liable, but then the board had said that because of the state's use of the high risk agency to take care of such matters, he subsequently was not held liable. I asked if at any time since that period was he asked to pay anything or do anything or be responsible in any way? And the answer was no, he was not.

"I was very concerned that we were receiving anonymous testimony from allegedly both the board and from the community, particularly at this late date – a month-and-a-half after the initial confirmation hearing. I asked if there were any other incidents, because the allegation was that he did not know and subscribe to the procurement code that every board member must know and follow. But in fact there was nothing offered to show that there was any other incident other than this additional night stay over and the incident with the rental car.

"The executive director of the board was present in the committee hearing room and I asked that she be allowed to testify and answer these and other questions, and the response was that we are under time constraints and that we could not spare the time to ask her those questions. Subsequently, I received a memo today that went to the Chair and the Committee members elaborating a little bit more about the overnight stay and about the rental car.

"There were also allegations made that Mr. Kopelman may not have the requisite background for this committee and that he did not achieve any activities or any positive actions in the period of time that he was on the committee. Mr. Kopelman is the President of Global Brain, Inc., which is a California-based company that he founded in 1991. He previously held senior management positions with Mountain Computer and Cherry Valley Computer Systems in California. He has a Bachelor of Science in Electrical Engineering from Stanford University. He is the author of the book, Projects at Warp-Speed with QRPD. And he is, as mentioned, currently serving as an interim appointment to the board.

"I'm very concerned about this, particularly as I said, because we had the hearing and there was no negative testimony, no question of his qualifications or his background or his experience or anything else, and then a month-and-a-half later we get this information.

"This is a little bit different from a cabinet appointee or someone that's on salary. He's doing this as part of volunteering leadership and community service. I've talked to people also that know him and that have worked with him and they found him to be quite capable and quite energetic. He answered all the questions, written and oral, that the Committee had asked of him, so I'm really at a loss to explain why we would turn down a person of this background and experience.

"So I urge my members to support Mr. Kopelman's confirmation. Thank you."

Senator Fukunaga rose in opposition to the nominee and said:

"Madam President, I rise to speak in opposition to Gov. Msg. No. 349, nominating Orion Kopelman for a term to expire June 30, 2011.

"The Committee did hold a hearing earlier in March, and at that time, all of the written testimonies that were submitted were positive. However, during questions posed to the nominee during the hearing, the responses were quite vague in reference to his involvement and direct experience of many of the issues and concerns faced by businesses in Hawaii's tech community.

At that hearing, the Chair deferred two nominees from the High Technology Development Corporation Board. We submitted additional questions to those nominees. We also furnished copies of the written questions to the executive director. When Mr. Kopelman submitted his responses, his responses were fine from a general standpoint but did not indicate any strong involvement in or contribution to Hawaii's tech community.

"The reason that the Chair asked both nominees additional questions, and then met further with the executive director, is that this agency is one that has been facing declining general fund and administration support over the last five years. In fact, High Tech Development Corporation's only increases in general fund support have been funding and resources authorized and approved by the Legislature over these last several years.

"During this past session, the administration proposed a number of proposals in which High Tech Development Corporation was to take the lead in providing management and oversight for a high tech incubator in Kakaako, as well as for a digital media hub in and around the Honolulu/Kakaako area. However, it is without question that High Tech Development Corporation's revenue sources have dwindled to almost zero. This year, we are faced with having to review DBEDT legislation which asks us to fund the administrative positions out of general funds rather than taking even more revenues out of the special fund, thereby reducing services to the tenants in the High Tech Development Corporation's facilities.

"The Chair asked both nominees to respond to the concerns regarding their ability to adequately meet the needs of High Tech Development Corporation for additional resources, and the needs of the Hawaii high tech community that HTDC services. In reviewing their responses, Mr. Kopelman's experiences and involvement directly in Hawaii tech businesses appeared to be relatively limited.

"With respect to some of the concerns that were raised privately by members of the board, I received a number of responses in which members questioned whether or not Mr. Kopelman's involvement on the board really added to or contributed to High Tech Development Corporation's ability to move forward in generating additional funding support both from the administration and from the Legislature. This would be to help High Tech Development Corporation remain a viable entity in promoting and expanding technology opportunities.

"When I reviewed some of the difficulties that Mr. Kopelman encountered in his use of state travel coupons and other arrangements that are made in monthly time periods for attendance at board meetings, I learned that there were two incidents involving irregularities in his use of travel coupons for the High Tech Development Corp Board meeting. He also failed to notify the High Tech Development Corporation of a car accident that he had been involved in, using a rental vehicle provided for the date on which the meeting was held. The accident occurred on a date beyond the original board meeting date. The Chair felt that although well-intentioned, Mr. Kopelman's experiences both in the Hawaii tech community and some of the unfortunate incidents he has been involved with as an HTDC board member during his short tenure do not reflect positively on his ability to perform in advancing the mission of the High Tech Development Corporation. His membership on the board really places a burden upon the High Tech Development Board at a time when the board needed to galvanize and move forward.

"For those reasons, members, I urge you not to advise and consent on this nomination. Thank you.

"I also would like to request, in response to the prior speaker's comments, that we enter the letter of explanation from the High Tech Development Corp Director into the record as part of my remarks."

The Chair having so ordered, the letter from the Director of the High Technology Development Corporation reads as follows:

"HIGH TECHNOLOGY
DEVELOPMENT CORPORATION

April 26, 2007

MEMORANDUM

To: The Honorable Carol Fukunaga
The Honorable Will Espero
The Honorable J. Kalani English
Honorable David Y. Ige
The Honorable Sam Slam

From: Yuka Nagashima
Executive Director & CEO

Subject: GM 349, Mr. Orion Kopelman

Thank you for your consideration today relating to GM 349, Mr. Orion Kopelman, to the Board of Directors of the High Technology Development Corporation (HTDC).

As I sat through the confirmation meeting listening to responses provided by Mr. Kopelman, I thought it would be best to address your questions in a memorandum. Therefore, we respectfully submit this memorandum as further information for clarification purposes only, as the committee's decision is already made, concerning today's confirmation hearing of Mr. Orion Kopelman. Specifically, there was discussion relating to state travel policies and procedures between Mr. Kopelman and members of the Committee on Economic Development and Taxation that we would like to provide additional information on what information was submitted when by whom.

First, Mr. Kopelman resides on Maui and has been attending HTDC board meetings in Honolulu. To avoid inconveniencing neighbor island board members, Mr. Kopelman is provided in advance with single-day car rental coupons for state business travel to attend the board meetings, which is surrendered at the time of pickup. Before one such trip to Honolulu in January, he was specifically informed that HTDC would not be covering for extra expenses for him to attend a non-HTDC state event the following day. Mr. Kopelman flew in one day before the January 11 Board meeting for personal reasons, and submitted two car rental coupons furnished by HTDC rather than paying for the first day's fees personally and using the State car coupon for the board meeting day. In lieu of returning to Maui on the day of the board meeting after the meeting, as previously scheduled and approved, he extended his stay another day to attend the separate, non-HTDC state function. On the third day of his stay, he was involved in a car accident at the airport as he was returning the car, sustaining physical damages to the rental vehicle. HTDC was not notified of this accident until February 24, when Mr. Kopelman contacted HTDC to request travel arrangements for the March 1st board meeting, requesting HTDC to follow up (as the car rental contract for the trip was with the state). He, thereafter, forwarded two letters and an invoice for repair costs from the car rental company, which was sent to him for damages sustained by the collision of his rental car. The paperwork and bill for the collision is currently with the Dept. of Accounting and General Services, Risk Management Office. The misuse of the coupon was addressed

by Mr. Kopelman paying for the rental car for the subsequent board meeting.

Second, all new board members are provided with written procedures relating to reimbursement and travel. I believe Mr. Kopelman did confirm this in his response. In addition to written procedures, a board member who travels for board business is provided additional assistance by the executive director's secretary for each travel date in advance.

Again, thank you for your time. Please let me know if there are questions concerning the above information."

Senator Slom rose in rebuttal and stated:

"Madam President, just a brief rebuttal.

"Again, if we look at the facts, really there is no dispute that this gentleman is well qualified to serve on the board, that in fact he has served on the board. To be accurate, he has attended all meetings that were held. I brought up the issue of the possible dispute of the one time staying overnight for a function that he was requested by the Governor. There was no other information that was brought up at the Committee, so when we say 'travel coupons,' we're talking about one event, which I mentioned. When we talk about the accident, the rental car, it was fully disclosed, fully discussed.

"But again, let's remember there was no negative testimony in March. There was nothing between March 8th and yesterday. The information yesterday was between certain Committee members and not all Committee members. We were using anonymous statements by anonymous members of the High Tech Board, anonymous statements allegedly by certain people within the high tech community. No one came forward. No written statements were used. I thought that as a Body we decided we were no longer going to use anonymous statements, but apparently we are not.

"As far as the criticism of the Governor and whether it's justified or not into her funding of high technology projects and this board, I don't think that is a responsibility of one of the nominees, and particularly Mr. Kopelman. He did address the concerns, however, about problems with funding and about what the board can do.

"I would hate to think that ultimately the real decision on this candidate was because in his off time he was involved in a political campaign with the opponent of one of the members of this Committee from the Island of Maui. I would hate to think that he was being judged on his free and open right of political action and activity rather than on his background, experience, qualifications, and service to the board.

"So again, I urge people, in terms of fairness and not in using anonymous people with no written testimony, to confirm Ori Kopelman.

"Thank you."

At this time, the Chair made the following observation:

"Members, an 'Aye' vote is a vote to advise and consent to the nomination; a 'No' vote is a vote to reject the nomination."

Senator Slom rose and said:

"Madam President, Roll Call, please."

The Chair so ordered.

The motion was put by the Chair and, Roll Call vote having been requested, failed to carry on the following showing of Ayes and Noes:

Ayes, 4. Noes, 17 (Bunda, Chun Oakland, English, Espero, Fukunaga, Hanabusa, Hee, Hooser, Ige, Ihara, Inouye, Kim, Kokubun, Menor, Nishihara, Sakamoto, Tokuda). Excused, 4 (Baker, Hemmings, Taniguchi, Tsutsui).

ADOPTION OF RESOLUTIONS

S.C.R. No. 226:

Senator Ige moved that S.C.R. No. 226 be adopted, seconded by Senator Gabbard.

Senator Trimble rose in opposition and said:

“Madam President, this has to do with an investigative Senate committee. It is my understanding that there are two investigations currently going on – one associated with the Executive Branch, the Attorney General; the other is a branch or an office attached to the Legislature which is the Ethics Commission. The Ethics Commission, if they find something beyond the specific scope that they’re looking at, will refer those matters to appropriate other agencies.

“So, in terms of redundancy, I do not see a need for a special Senate committee. Thank you.”

The motion was put by the Chair and carried, S.C.R. No. 226, entitled: “SENATE CONCURRENT RESOLUTION ESTABLISHING A JOINT SENATE-HOUSE INVESTIGATIVE COMMITTEE TO INVESTIGATE THE SECURITY OF RECORDED DOCUMENTS, PRIVATE COMPUTER ACCESS AND TAMPERING OF SUCH DOCUMENTS, AND THE OPERATIONS AND MANAGEMENT OF THE BUREAU OF CONVEYANCES,” was adopted with Senators Slom and Trimble voting “No.”

H.C.R. No. 46:

On motion by Senator Ige, seconded by Senator Gabbard and carried, H.C.R. No. 46, entitled: “HOUSE CONCURRENT RESOLUTION REQUESTING A SUNRISE REVIEW ON THE REGISTRATION OF PROVIDERS OF DEBT-MANAGEMENT SERVICES,” was adopted.

H.C.R. No. 28, H.D. 1:

On motion by Senator Ige, seconded by Senator Gabbard and carried, H.C.R. No. 28, H.D. 1, entitled: “HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO STUDY THE FEASIBILITY OF REQUIRING VEHICLE IGNITION INTERLOCK DEVICES FOR CONVICTED DRUNK DRIVING OFFENDERS,” was adopted.

H.C.R. No. 81, H.D. 1:

On motion by Senator Ige, seconded by Senator Gabbard and carried, H.C.R. No. 81, H.D. 1, entitled: “HOUSE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO APPROVE AND AUTHORIZE THE ESTABLISHMENT OF STATE-PROVINCE RELATIONS OF FRIENDSHIP BETWEEN THE STATE OF HAWAII OF THE UNITED STATES OF AMERICA AND THE PROVINCE OF CAGAYAN OF THE REPUBLIC OF THE PHILIPPINES,” was adopted.

H.C.R. No. 69, H.D. 2:

Senator Ige moved that H.C.R. No. 69, H.D. 2, be adopted, seconded by Senator Gabbard

Senator Slom rose and said:

“Madam President, would you please have the Clerk indicate a ‘no’ vote for me on H.C.R. No. 69, H.D. 2, urging the adoption of the United Nations convention on the rights of the child. I’ll stand with parents and not the United Nations, which should move out of the United States.”

The motion was put by the Chair and carried, H.C.R. No. 69, H.D. 2, entitled: “HOUSE CONCURRENT RESOLUTION URGING THE ADOPTION OF THE UNITED NATIONS’ CONVENTION ON THE RIGHTS OF THE CHILD,” was adopted with Senators Gabbard, Inouye, Sakamoto and Slom voting “No.”

H.C.R. No. 187, H.D. 1:

On motion by Senator Ige, seconded by Senator Gabbard and carried, H.C.R. No. 187, H.D. 1, entitled: “HOUSE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO STUDY RESPITE CARE POLICIES AND PROGRAMS IN OTHER STATES AND THE EXECUTIVE OFFICE ON AGING TO CONDUCT AN INVENTORY OF RESPITE CARE SERVICES IN HAWAII,” was adopted.

H.C.R. No. 188, H.D. 2:

On motion by Senator Ige, seconded by Senator Gabbard and carried, H.C.R. No. 188, H.D. 2, entitled: “HOUSE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO STUDY OTHER STATES’ ADULT PROTECTIVE SERVICES AND COMPARE THEM TO HAWAII’S ADULT PROTECTIVE SERVICES,” was adopted.

ADOPTION OF RESOLUTIONS

MATTERS DEFERRED FROM THURSDAY, APRIL 26, 2007

Stand. Com. Rep. No. 1938 (H.C.R. No. 194, H.D. 1):

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.C.R. No. 194, H.D. 1, entitled: “HOUSE CONCURRENT RESOLUTION REQUESTING THE SENATE COMMITTEE ON JUDICIARY AND LABOR AND THE HOUSE OF REPRESENTATIVES COMMITTEE ON LABOR TO CONVENE A JOINT HEARING ON THE LABOR FORCE REQUIREMENTS OF THE PROPOSED TURTLE BAY RESORT EXPANSION AND OTHER POSSIBLE IMPACTS ON THE VIBRANT AND GROWING NORTH SHORE OF OAHU,” was adopted.

Stand. Com. Rep. No. 1939 (H.C.R. No. 85):

Senator Ige moved that Stand. Com. Rep. No. 1939 and H.C.R. No. 85 be adopted, seconded by Senator Gabbard.

Senator Slom rose in opposition and said:

“I want a ‘no’ vote on H.C.R. No. 85, urging the United States Congress to pass a proposed employee free choice act. This is not free choice at all. It’s a check-off system. It denies individual workers and laborers the opportunity to have a free and secret ballot on their labor decisions.

“Thank you.”

The motion was put by the Chair and carried, the report of the Committee was adopted and H.C.R. No. 85, entitled: “HOUSE CONCURRENT RESOLUTION URGING THE UNITED STATES CONGRESS TO PASS THE PROPOSED EMPLOYEE FREE CHOICE ACT,” was adopted with Senators Slom and Trimble voting “No” and Senator Nishihara voting “Aye, with Reservations.”

Stand. Com. Rep. No. 1940 (H.C.R. No. 83):

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.C.R. No. 83, entitled: “HOUSE CONCURRENT RESOLUTION REQUESTING THE BOARD OF EDUCATION TO ASSESS THE EXTENT TO WHICH SUPPLEMENTAL ACADEMIC ACTIVITIES ARE INCLUDED IN THE A PLUS AFTER-SCHOOL PROGRAM,” was adopted.

FINAL ADOPTION

S.C.R. No. 102, S.D. 1, H.D. 1:

On motion by Senator Ige, seconded by Senator Gabbard and carried, the Senate agreed to the amendments proposed by the House to S.C.R. No. 102, S.D. 1, and S.C.R. No. 102, S.D. 1, H.D. 1, entitled: “SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF AGRICULTURE TO STUDY LABELING REQUIREMENTS RELATING TO THE USE OF HAWAII-GROWN COFFEE NAMES AND STUDY THE EFFECTIVENESS OF THE ADMINISTRATIVE RULES RELATING TO INSPECTION, CERTIFICATION, AND AUDIT REQUIREMENTS FOR HAWAII-GROWN COFFEE,” was Finally Adopted.

FINAL READING

S.B. No. 98, S.D. 1, H.D. 1:

On motion by Senator Sakamoto, seconded by Senator Chun Oakland and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 98, S.D. 1, and S.B. No. 98, S.D. 1, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO EDUCATION,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, none. Excused, 5 (Baker, Hemmings, Taniguchi, Tsutsui, Whalen).

S.B. No. 784, S.D. 1, H.D. 2:

On motion by Senator Hee, seconded by Senator Kokubun and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 784, S.D. 1, and S.B. No. 784, S.D. 1, H.D. 2, entitled: “A BILL FOR AN ACT RELATING TO DRIVER LICENSING,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, none. Excused, 5 (Baker, Hemmings, Taniguchi, Tsutsui, Whalen).

Conf. Com. Rep. No. 6 (S.B. No. 1047, H.D. 2, C.D. 1):

On motion by Senator English, seconded by Senator Hooser and carried, Conf. Com. Rep. No. 6 was adopted and S.B. No. 1047, H.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 18. Noes, 2 (Slom, Trimble). Excused, 5 (Baker, Hemmings, Taniguchi, Tsutsui, Whalen).

Conf. Com. Rep. No. 7 (S.B. No. 1410, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Ihara, seconded by Senator Hooser and carried, Conf. Com. Rep. No. 7 was adopted and S.B. No. 1410, S.D. 1, H.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO INSURANCE,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, none. Excused, 5 (Baker, Hemmings, Taniguchi, Tsutsui, Whalen).

Conf. Com. Rep. No. 8 (S.B. No. 920, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Espero, seconded by Senator Hooser and carried, Conf. Com. Rep. No. 8 was adopted and S.B. No. 920, S.D. 1, H.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO CONDOMINIUMS,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, none. Excused, 5 (Baker, Hemmings, Taniguchi, Tsutsui, Whalen).

RECONSIDERATION OF ACTIONS TAKEN

S.B. No. 620, S.D. 1 (H.D. 1):

Senator Sakamoto moved that the Senate reconsider its action taken on April 12, 2007, in disagreeing to the amendments proposed by the House to S.B. No. 620, S.D. 1, seconded by Senator Ige and carried.

In accordance with the Conference Committee Procedures agreed upon by the Senate and the House of Representatives, the managers on the part of the Senate recommended that the Senate agree to the amendments proposed by the House to S.B. No. 620, S.D. 1, on the following showing of Ayes and Noes:

Ayes, 3 (Sakamoto, Tsutsui, Gabbard). Noes, none. Excused, 1 (Nishihara).

Senator Sakamoto moved that the Senate agree to the amendments proposed by the House to S.B. No. 620, S.D. 1, seconded by Senator Ige.

Senator Sakamoto noted:

“Madam President, there was just a change in the effective date which the Senate could agree to.”

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 620, S.D. 1, and S.B. No. 620, S.D. 1, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR HAWAII PREPARATORY ACADEMY,” was placed on the calendar for Final Reading on Tuesday, May 1, 2007.

APPOINTMENT AND DISCHARGE OF CONFEREES

H.B. No. 807, H.D. 1 (S.D. 2):

The President discharged Senator Ihara as a manager and appointed Senator Sakamoto as a manager on the part of the

Senate at the conference to be held for the consideration of amendments proposed by the Senate to H.B. No. 807, H.D. 1.

H.B. No. 833, H.D. 2 (S.D. 2):

The President discharged Senator Ihara as a manager and appointed Senator Sakamoto as a manager on the part of the Senate at the conference to be held for the consideration of amendments proposed by the Senate to H.B. No. 833, H.D. 2.

CONFERENCE COMMITTEE REPORTS

On motion by Senator Ige, seconded by Senator Gabbard and carried unanimously, the Senate authorized the Clerk to receive Conference Committee Reports on Senate and House bills for Final Reading. In consequence thereof, and subsequent to its recessing at 7:13 o'clock p.m., the Senate took the following actions:

Senator Nishihara, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1929, S.D. 2, presented a report (Conf. Com. Rep. No. 42) recommending that S.B. No. 1929, S.D. 2, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 42 and S.B. No. 1929, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC PROCUREMENT," was deferred for a period of 48 hours.

Senator Menor, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1066, S.D. 2, presented a report (Conf. Com. Rep. No. 43) recommending that S.B. No. 1066, S.D. 2, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 43 and S.B. No. 1066, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INVASIVE SPECIES," was deferred for a period of 48 hours.

Senator Nishihara, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 17, S.D. 2, presented a report (Conf. Com. Rep. No. 44) recommending that S.B. No. 17, S.D. 2, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 44 and S.B. No. 17, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROCUREMENT," was deferred for a period of 48 hours.

Senator Ige, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 12, S.D. 2, presented a report (Conf. Com. Rep. No. 45) recommending that S.B. No. 12, S.D. 2, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 45 and S.B. No. 12, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE RATE REGULATION," was deferred for a period of 48 hours.

Senator Inouye, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 795, S.D. 2, presented a report (Conf.

Com. Rep. No. 46) recommending that S.B. No. 795, S.D. 2, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 46 and S.B. No. 795, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BUILDING CODES," was deferred for a period of 48 hours.

Senator Nishihara, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 678, S.D. 1, presented a report (Conf. Com. Rep. No. 47) recommending that S.B. No. 678, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 47 and S.B. No. 678, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX," was deferred for a period of 48 hours.

Senator Baker, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 149, S.D. 1, presented a report (Conf. Com. Rep. No. 48) recommending that S.B. No. 149, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 48 and S.B. No. 149, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE BONDS," was deferred for a period of 48 hours.

Senator Kokubun, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 837, S.D. 2, presented a report (Conf. Com. Rep. No. 49) recommending that S.B. No. 837, S.D. 2, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 49 and S.B. No. 837, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," was deferred for a period of 48 hours.

Senator Hee, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1284, S.D. 2, presented a report (Conf. Com. Rep. No. 50) recommending that S.B. No. 1284, S.D. 2, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 50 and S.B. No. 1284, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," was deferred for a period of 48 hours.

Senator Kokubun, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 250, H.D. 2, presented a report (Conf. Com. Rep. No. 81) recommending that H.B. No. 250, H.D. 2, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 81 and H.B. No. 250, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ALOHA TOWER DEVELOPMENT CORPORATION," was deferred for a period of 48 hours.

Senator Taniguchi, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by

the Senate to H.B. No. 116, H.D. 2, presented a report (Conf. Com. Rep. No. 82) recommending that H.B. No. 116, H.D. 2, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 82 and H.B. No. 116, H.D. 2, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TELECOMMUNICATIONS," was deferred for a period of 48 hours.

Senator Taniguchi, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1322, presented a report (Conf. Com. Rep. No. 83) recommending that H.B. No. 1322, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 83 and H.B. No. 1322, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE LICENSING," was deferred for a period of 48 hours.

Senator English, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 155, H.D. 1, presented a report (Conf. Com. Rep. No. 84) recommending that H.B. No. 155, H.D. 1, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 84 and H.B. No. 155, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF TRANSPORTATION," was deferred for a period of 48 hours.

Senator Taniguchi, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 483, H.D. 1, presented a report (Conf. Com. Rep. No. 85) recommending that H.B. No. 483, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 85 and H.B. No. 483, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHECK CASHING," was deferred for a period of 48 hours.

Senator English, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 34, presented a report (Conf. Com. Rep. No. 86) recommending that H.B. No. 34, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 86 and H.B. No. 34, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," was deferred for a period of 48 hours.

Senator Taniguchi, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1005, H.D. 2, presented a report (Conf. Com. Rep. No. 87) recommending that H.B. No. 1005, H.D. 2, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 87 and H.B. No. 1005, H.D. 2, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC UTILITIES COMMISSION," was deferred for a period of 48 hours.

Senator Hee, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 162, H.D. 1, presented a report (Conf. Com. Rep. No. 88) recommending that H.B. No. 162, H.D. 1, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 88 and H.B. No. 162, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE FINANCES," was deferred for a period of 48 hours.

Senator Hee, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1231, H.D. 2, presented a report (Conf. Com. Rep. No. 89) recommending that H.B. No. 1231, H.D. 2, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 89 and H.B. No. 1231, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR CLAIMS AGAINST THE STATE, ITS OFFICERS, OR ITS EMPLOYEES," was deferred for a period of 48 hours.

Senator Taniguchi, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 667, H.D. 1, presented a report (Conf. Com. Rep. No. 90) recommending that H.B. No. 667, H.D. 1, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 90 and H.B. No. 667, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO KUKUI GARDENS RENTAL HOUSING COMPLEX," was deferred for a period of 48 hours.

Senator Taniguchi, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 835, H.D. 2, presented a report (Conf. Com. Rep. No. 91) recommending that H.B. No. 835, H.D. 2, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 91 and H.B. No. 835, H.D. 2, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," was deferred for a period of 48 hours.

Senator English, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1605, H.D. 1, presented a report (Conf. Com. Rep. No. 92) recommending that H.B. No. 1605, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 92 and H.B. No. 1605, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRAFFIC CONTROL," was deferred for a period of 48 hours.

Senator Baker, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 500, H.D. 1, presented a report (Conf. Com. Rep. No. 93) recommending that H.B. No. 500, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 93 and H.B. No. 500, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR

AN ACT RELATING TO THE STATE BUDGET,” was deferred for a period of 48 hours.

Senator Hee, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1212, H.D. 2, presented a report (Conf. Com. Rep. No. 94) recommending that H.B. No. 1212, H.D. 2, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 94 and H.B. No. 1212, H.D. 2, S.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE JUDICIARY,” was deferred for a period of 48 hours.

Senator Kokubun, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1200, H.D. 1, presented a report (Conf. Com. Rep. No. 95) recommending that H.B. No. 1200, H.D. 1, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 95 and H.B. No. 1200, H.D. 1, S.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE BUDGET OF THE OFFICE OF HAWAIIAN AFFAIRS,” was deferred for a period of 48 hours.

Senator Chun Oakland, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 928, H.D. 1, presented a report (Conf. Com. Rep. No. 96) recommending that H.B. No. 928, H.D. 1, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 96 and H.B. No. 928, H.D. 1, S.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO SOCIAL SERVICES,” was deferred for a period of 48 hours.

Senator Tokuda, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1899, H.D. 2, presented a report (Conf. Com. Rep. No. 97) recommending that H.B. No. 1899, H.D. 2, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 97 and H.B. No. 1899, H.D. 2, S.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO KAWAI NUI MARSH,” was deferred for a period of 48 hours.

Senator English, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 869, H.D. 1, presented a report (Conf. Com. Rep. No. 98) recommending that H.B. No. 869, H.D. 1, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 98 and H.B. No. 869, H.D. 1, S.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A STUDY ON ENERGY EFFICIENT TRANSPORTATION STRATEGIES,” was deferred for a period of 48 hours.

Senator Hee, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1614, H.D. 2, presented a report (Conf. Com. Rep. No. 99) recommending that H.B. No. 1614, H.D. 2, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 99 and H.B. No. 1614, H.D. 2, S.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO DRUGS,” was deferred for a period of 48 hours.

Senator Taniguchi, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1004, H.D. 2, presented a report (Conf. Com. Rep. No. 100) recommending that H.B. No. 1004, H.D. 2, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 100 and H.B. No. 1004, H.D. 2, S.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO CONSUMER ADVOCACY,” was deferred for a period of 48 hours.

Senator Kokubun, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1853, S.D. 2, presented a report (Conf. Com. Rep. No. 101) recommending that S.B. No. 1853, S.D. 2, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 101 and S.B. No. 1853, S.D. 2, H.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO NATIVE HAWAIIANS,” was deferred for a period of 48 hours.

Senator Hee, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1382, S.D. 1, presented a report (Conf. Com. Rep. No. 102) recommending that S.B. No. 1382, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 102 and S.B. No. 1382, S.D. 1, H.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS,” was deferred for a period of 48 hours.

Senator Hee, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1388, S.D. 1, presented a report (Conf. Com. Rep. No. 103) recommending that S.B. No. 1388, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 103 and S.B. No. 1388, S.D. 1, H.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS,” was deferred for a period of 48 hours.

Senator Baker, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1372, S.D. 1, presented a report (Conf. Com. Rep. No. 104) recommending that S.B. No. 1372, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 104 and S.B. No. 1372, S.D. 1, H.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE MANAGEMENT OF FINANCING AGREEMENTS,” was deferred for a period of 48 hours.

Senator Taniguchi, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by

the House to S.B. No. 990, S.D. 2, presented a report (Conf. Com. Rep. No. 105) recommending that S.B. No. 990, S.D. 2, H.D. 3, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 105 and S.B. No. 990, S.D. 2, H.D. 3, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PETROLEUM INDUSTRY MONITORING," was deferred for a period of 48 hours.

Senator Taniguchi, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1402, S.D. 1, presented a report (Conf. Com. Rep. No. 106) recommending that S.B. No. 1402, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 106 and S.B. No. 1402, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE LOSS MITIGATION GRANT FUND," was deferred for a period of 48 hours.

Senator Kokubun, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1946, S.D. 2, presented a report (Conf. Com. Rep. No. 107) recommending that S.B. No. 1946, S.D. 2, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 107 and S.B. No. 1946, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DAM SAFETY," was deferred for a period of 48 hours.

Senator Fukunaga, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 896, S.D. 1, presented a report (Conf. Com. Rep. No. 108) recommending that S.B. No. 896, S.D. 1, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 108 and S.B. No. 896, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HIGH TECHNOLOGY," was deferred for a period of 48 hours.

Senator Fukunaga, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 880, S.D. 2, presented a report (Conf. Com. Rep. No. 109) recommending that S.B. No. 880, S.D. 2, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 109 and S.B. No. 880, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE MUSEUM OF HAWAIIAN MUSIC AND DANCE," was deferred for a period of 48 hours.

Senator Fukunaga, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1228, S.D. 1, presented a report (Conf. Com. Rep. No. 110) recommending that S.B. No. 1228, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 110 and S.B. No. 1228, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HISTORICAL PRESERVATION," was deferred for a period of 48 hours.

Senator Menor, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1026, S.D. 2, presented a report (Conf. Com. Rep. No. 111) recommending that S.B. No. 1026, S.D. 2, H.D. 3, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 111 and S.B. No. 1026, S.D. 2, H.D. 3, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SOLID WASTE," was deferred for a period of 48 hours.

Senator English, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1515, S.D. 2, presented a report (Conf. Com. Rep. No. 112) recommending that S.B. No. 1515, S.D. 2, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 112 and S.B. No. 1515, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF TRANSPORTATION," was deferred for a period of 48 hours.

Senator Fukunaga, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1882, S.D. 2, presented a report (Conf. Com. Rep. No. 113) recommending that S.B. No. 1882, S.D. 2, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 113 and S.B. No. 1882, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," was deferred for a period of 48 hours.

Senator Fukunaga, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 148, S.D. 2, presented a report (Conf. Com. Rep. No. 114) recommending that S.B. No. 148, S.D. 2, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 114 and S.B. No. 148, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INCOME TAX CREDIT," was deferred for a period of 48 hours.

Senator Chun Oakland, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1779, presented a report (Conf. Com. Rep. No. 115) recommending that S.B. No. 1779, H.D. 3, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 115 and S.B. No. 1779, H.D. 3, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILDREN," was deferred for a period of 48 hours.

Senator Chun Oakland, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1916, S.D. 2, presented a report (Conf. Com. Rep. No. 116) recommending that S.B. No. 1916, S.D. 2, H.D. 3, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 116 and S.B. No. 1916, S.D. 2, H.D. 3, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CAREGIVING," was deferred for a period of 48 hours.

Senator Chun Oakland, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1672, S.D. 2, presented a report (Conf. Com. Rep. No. 117) recommending that S.B. No. 1672, S.D. 2, H.D. 3, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 117 and S.B. No. 1672, S.D. 2, H.D. 3, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," was deferred for a period of 48 hours.

Senator Ige, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1676, S.D. 2, presented a report (Conf. Com. Rep. No. 118) recommending that S.B. No. 1676, S.D. 2, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 118 and S.B. No. 1676, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH SYSTEMS CORPORATION," was deferred for a period of 48 hours.

Senator Menor, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 992, S.D. 1, presented a report (Conf. Com. Rep. No. 119) recommending that S.B. No. 992, S.D. 1, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 119 and S.B. No. 992, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENERGY," was deferred for a period of 48 hours.

Senator Hee, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1060, S.D. 1, presented a report (Conf. Com. Rep. No. 120) recommending that S.B. No. 1060, S.D. 1, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 120 and S.B. No. 1060, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION LAW," was deferred for a period of 48 hours.

Senator Chun Oakland, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 436, H.D. 1, presented a report (Conf. Com. Rep. No. 126) recommending that H.B. No. 436, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 126 and H.B. No. 436, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HUMAN SERVICES," was deferred for a period of 48 hours.

Senator Menor, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 506, H.D. 1, presented a report (Conf. Com. Rep. No. 127) recommending that H.B. No. 506, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 127 and H.B. No. 506, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR

AN ACT RELATING TO ETHANOL," was deferred for a period of 48 hours.

Senator Baker, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 122, H.D. 1, presented a report (Conf. Com. Rep. No. 128) recommending that H.B. No. 122, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 128 and H.B. No. 122, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE FUNDS," was deferred for a period of 48 hours.

Senator Kokubun, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 718, presented a report (Conf. Com. Rep. No. 129) recommending that H.B. No. 718, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 129 and H.B. No. 718, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO KAKAAKO," was deferred for a period of 48 hours.

Senator Sakamoto, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 13, H.D. 1, presented a report (Conf. Com. Rep. No. 130) recommending that H.B. No. 13, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 130 and H.B. No. 13, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was deferred for a period of 48 hours.

Senator Fukunaga, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1630, H.D. 2, presented a report (Conf. Com. Rep. No. 131) recommending that H.B. No. 1630, H.D. 2, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 131 and H.B. No. 1630, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TECHNOLOGY WORKFORCE DEVELOPMENT," was deferred for a period of 48 hours.

Senator Sakamoto, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 15, H.D. 2, presented a report (Conf. Com. Rep. No. 132) recommending that H.B. No. 15, H.D. 2, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 132 and H.B. No. 15, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was deferred for a period of 48 hours.

Senator Sakamoto, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 598, H.D. 1, presented a report (Conf. Com. Rep. No. 133) recommending that H.B. No. 598, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 133 and

H.B. No. 598, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was deferred for a period of 48 hours.

ADJOURNMENT

At 12:00 o'clock midnight, the Senate adjourned until 10:00 o'clock a.m., Tuesday, May 1, 2007.